

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 122

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

TUESDAY, 16 MAY 2023

1. Meeting of Assembly

The Assembly met at 1.00 pm pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

2. Papers

The following papers were presented and ordered to lie upon the Table of the House –

By the Clerk –

Australian Children’s Education and Care Quality Authority – Annual Report 2021–2022 (1948).

Cat Act 2011 – Local Laws (City of Kalamunda Keeping and Control of Cats Local Law 2023 G.G. 10/05/2023) (1949).

National Education and Care Services Freedom of Information Commissioner, Privacy Commissioner and Ombudsman – Annual Report 2021–2022 (1950).

3. Messages from the Governor

Messages from His Excellency the Governor were reported recommending that appropriations be made for the purposes of the following bills –

Appropriation (Recurrent 2023–24) Bill 2023 (Message No. 13).

Appropriation (Capital 2023–24) Bill 2023 (Message No. 14).

4. Expiration of Notice of Motion

The Speaker advised that Private Members’ Business Notice of Motion No. 1, given on 22 March 2022, and renewed for a further 30 sitting days on 25 October 2022, would not appear on the next Notice Paper.

5. Removal of Order of the Day

The Speaker advised that Private Members' Business Order of the Day, Essential Services and Infrastructure, had not been debated for more than 12 calendar months and had been removed from the Notice Paper.

6. Notices of Motion

7. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Culture and the Arts on Perth band, Voyager, representing Australia at the Eurovision Song Contest.

The Minister for Road Safety on National Road Safety Week 2023.

The Minister for Energy on lithium hydroxide production at Albemarle Corporation's facility at Kemerton.

The Minister for Water on the new funding grant for the Shire of Esperance under the Community Water Supplies Partnership Program.

8. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 3 be next considered.

9. Workers Compensation and Injury Management Bill 2023

The Order of the Day for the third reading of the bill having been read, the Minister for Industrial Relations moved, That the bill be now read a third time.

Debate ensued.

Question put and passed.

Bill read a third time and forwarded to the Legislative Council for concurrence.

10. Local Government Amendment Bill 2023

Message No. 98 dated 11 May 2023 from the Legislative Council was reported agreeing to the bill without amendment.

11. Major Events Bill 2023

Message No. 99 dated 11 May 2023 from the Legislative Council was reported as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Major Events Bill 2023* subject to the amendment contained in the Schedule annexed; in which amendment the Legislative Council desires the concurrence of the Legislative Assembly.

Schedule indicating the amendment made by the Legislative Council in the Major Events Bill 2023

No. 1

New Clause 107A, page 81, after line 3 — To insert:

107A. Review of Act

- (1) The Minister must review the operation and effectiveness of this Act, and prepare a report based on the review, as soon as practicable after the 5th anniversary of the day on which this section comes into operation.
- (2) The Minister must cause the report to be laid before each House of Parliament as soon as practicable after it is prepared, but not later than 12 months after the 5th anniversary.

Leave was granted to consider in detail Legislative Council Message No. 99 forthwith.

CONSIDERATION IN DETAIL

The Leader of the House, on behalf of the Minister for Tourism, moved, That amendment No. 1 be agreed to.

Amendment No. 1 agreed to.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

12. Appropriation (Recurrent 2023–24) Bill 2023

The Order of the Day for the resumption of the debate upon the second reading of the bill was read.

Urgent Bills

The Leader of the House moved, That the Appropriation (Recurrent 2023–24) Bill 2023 and the Appropriation (Capital 2023–24) Bill 2023 be considered urgent bills.

Question put and passed.

Cognate Debate

Leave was granted to debate the Appropriation (Capital 2023–24) Bill 2023 in conjunction with the Appropriation (Recurrent 2023–24) Bill 2023.

Debate resumed.

Debate interrupted by the Chair (Mr M.J. Folkard speaking) and adjourned until a later stage of the sitting.

13. Questions

Questions without Notice were taken.

Questions on Notice Nos 815 and 816 were asked.

14. Matter of Public Interest – Banksia Hill

The Speaker informed the Assembly that she was in receipt of a notice from Mr R.S. Love that he intended to move a motion on a matter of public interest.

At least five members having risen in support,

Mr R.S. Love moved,

That this House condemns the McGowan Labor Government for its failure to manage Banksia Hill, exposing our State to the dangerous repercussions of a failed corrective service.

Debate ensued.

Question put.

The Assembly divided.

Ayes (4)

Ms M.J. Davies
Mr R.S. Love

Ms L. Mettam
Mr P.J. Rundle (*Teller*)

Noes (41)

Mr S.N. Aubrey
Mr G. Baker
Ms L.L. Baker
Ms H.M. Beazley
Dr A.D. Buti
Mr J.N. Carey
Ms C.M. Collins
Ms L. Dalton
Ms D.G. D'Anna
Mr M.J. Folkard
Ms E.L. Hamilton
Ms M.J. Hammat
Ms J.L. Hanns
Mr M. Hughes

Mr W.J. Johnston
Mr H.T. Jones
Mr D.J. Kelly
Ms E.J. Kelsbie
Dr J. Krishnan
Mr P. Lilburne
Mr M. McGowan
Ms S.F. McGurk
Mr D.R. Michael
Mr S.A. Millman
Mr Y. Mubarakai
Ms L.A. Munday
Mrs L.M. O'Malley
Mr P. Papalia

Mr S.J. Price
Mr D.T. Punch
Ms M.M. Quirk
Ms A. Sanderson
Mr D.A.E. Scaife
Ms J.J. Shaw
Dr K. Stratton
Mr C.J. Tallentire
Mr D.A. Templeman
Ms C.M. Tonkin
Mr R.R. Whitby
Ms S.E. Winton
Ms C.M. Rowe (*Teller*)

Question thus negatived.

15. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 1 be resumed.

16. Appropriation (Recurrent 2023–24) Bill 2023

Appropriation (Capital 2023–24) Bill 2023

The Order of the Day for the resumption of the debate upon the second reading of the bills was read.

Debate resumed.

Ms C.M. Rowe moved, That the debate be adjourned.

Question put and passed.

17. Adjournment

Ms C.M. Rowe moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 8.07 pm until Wednesday, 17 May 2023 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Ms M. Beard, Mr R.H. Cook, Ms K.E. Giddens, Mr T.J. Healy, Dr D.J. Honey, Ms A.E. Kent, Mr K.J.J. Michel, Mr J.R. Quigley and Mrs J.M.C. Stojkovski.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. MICHELLE H. ROBERTS
Speaker of the Legislative Assembly