

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 143

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

TUESDAY, 17 MAY 2011

1. Meeting of Assembly

The Assembly met at 2.00 p.m. pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Death of John Biase D'Orazio – a former Member of the Legislative Assembly

The Premier, without notice, moved,

That this House records its sincere regret at the death of John Biase D'Orazio and tenders its deep sympathy to his family.

The motion was supported by Mr E.S. Ripper, Mr T.K. Waldron, Mrs M.H. Roberts, Ms M.M. Quirk, Dr K.D. Hames, Mr J.C. Kobelke, Mr G.M. Castrilli, Mr M.P. Whitely, Dr G.G. Jacobs, Mr R.F. Johnson and Mr I.M. Britza.

Question put and passed unanimously with members and officers of the Assembly standing in their places as a mark of respect.

3. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Police on the death of Vick Evans, the former Chief Executive Officer of the Constable Care Program.

The Minister for Health on the release of the Organ Donation Discussion Paper.

Paper

The following paper was presented and ordered to lie upon the Table of the House –

By the Minister for Health –

Health, Minister for – Adopting an opt-out registration system for organ and tissue donation in Western Australia, A Discussion Paper, February 2011 (3336).

The Minister for Environment on Cockburn Cement's limited licence.

4. Speaker's Statement – Budget Day Arrangements

The Speaker advised members that, in accordance with standard practice, the Government had requested that the Budget be presented at 2.00 p.m. on Thursday, 19 May 2011. Accordingly, members' statements would be called upon at 12.20 p.m. and Questions without Notice at 12.30 p.m. until 1.00 p.m.

5. Speaker's Statement – Appreciation from the Premier of Queensland

The Speaker advised members that he had received a letter from the Premier of Queensland, Anna Bligh MP, expressing gratitude for the condolence motion moved in the Legislative Assembly on 15 February 2011, and noting that Queenslanders had been shocked and saddened by the devastation that occurred in Western Australia last summer, in particular the bushfires in Lake Clifton, Kelmscott and Roleystone, the floods in Carnarvon and the damage in the wake of Cyclone Bianca.

6. Questions

Questions without Notice were taken.

Questions on Notice Nos 5294 to 5339 were asked.

Questions on Notice Nos 4755, 4758, 4761, 4784, 4788, 4790, 4791, 4818, 4837, 4839 to 4841, 4855 to 4873, 4876 to 4878, 4880 to 4883, 4887 to 4890, 4893, 4894, 4896, 4899 to 4902, 4905 to 4907, 4911 to 4913, 4915 to 4917, 4919 to 4931, 4933 to 5068, 5070, 5072 to 5078, 5081 to 5084, 5086 to 5096, 5098 to 5101, 5103 to 5112, 5115 to 5118, 5120 to 5154, and 5156 to 5293 were answered.

Paper tabled by the Premier; Minister for State Development –

Question on Notice No. 5108 – Details of gifts received by the Premier from a private company or individual since 1 July 2010 (3333).

Paper tabled by the Deputy Premier; Minister for Health; Tourism –

Question on Notice No. 5075 – Details of gifts received by officers above level 7.1 since 1 July 2010 for agencies within the Deputy Premier's portfolio (3317).

Papers tabled by the Treasurer; Attorney General –

Question on Notice No. 5078 – Details of gifts received by officers above level 7.1 since 1 July 2010 for agencies within the Treasurer's portfolio (3318).

Question on Notice No. 5293 – Status report on all 43 recommendations of the Economic Audit Committee report *"Putting the Public First: Partnering with the Community and Business to Deliver Outcomes"* (3319).

Paper tabled by the Minister for Regional Development; Lands –

Question on Notice No. 5163 – Status of 2008–2009 Country Local Government Fund by Local Government (3320).

Papers tabled by the Minister for Education –

Question on Notice No. 4755 – Attendance rates for students in Western Australian Government schools for 2008, 2009 and 2010 (3321).

Question on Notice No. 4788 – Delivery and Performance Agreements for the first intake of Independent Public Schools (3322).

Question on Notice No. 4818 – Schools visited by the Minister for Education since January 2010 (3323).

Question on Notice No. 4870 – Aboriginal children enrolled in State Government schools in kindergarten to Year 12 for 2007–2011 (3324).

Question on Notice No. 4964 – Aboriginal Tutor Assistance Scheme teacher survey results for 2009 and 2010 (3325).

Question on Notice No. 5143 – Donations received by Government Schools, by school, for the year 2009–2010 (3326).

Papers tabled by the Minister for Agriculture and Food; Forestry; Corrective Services –

Question on Notice No. 4882 – Breakdown of the remand population per prison per month from 31 March 2009 to 31 March 2011 (3327).

Question on Notice No. 4883 – Breakdown of the juvenile remand population per prison per month from 31 March 2009 to 31 March 2011 (3328).

Question on Notice No. 4887 – Itemised list of prescription drug-related offences in Western Australian prisons for 2007–2008, 2008–2009 and 2009–2010 (3329).

Question on Notice No. 4888 – Breakdown of prisoners on parole, the number of parole denials and the number of parole commencements for each calendar month since January 2008 (3330).

Question on Notice No. 4889 – Itemised list of charges laid for drug-related offences in Western Australian prisons for 2007–2008, 2008–2009, 2009–2010 and to date in 2010–2011 (3331).

Question on Notice No. 5291 – Recommended minimum calibre of firearms used by the Department of Agriculture and Food for the control of pest animals and the humane destruction of sheep and cattle (3332).

Paper tabled by the Minister for Planning; Culture and the Arts; Science and Innovation –

Question on Notice No. 5142 – Perth Theatre Trust programming policy (3334).

Paper tabled by the Minister for Environment; Water –

Question on Notice No. 5148 – List of number of residents experiencing restrictions on their water supplies for non-payment of bills, by suburb, as at 30 April 2011 (3335).

Questions on Notice Nos 4903, 4904 and 4908 were answered on 2 May 2011.

7. Additional Information

The Deputy Premier provided additional information relating to Question on Notice No. 3533 from Mr E.S. Ripper.

Paper

The following paper was presented and ordered to lie upon the Table of the House –

By the Deputy Premier; Minister for Health; Tourism –

Question on Notice No. 3533 – Corrected answer to Question on Notice No. 3533 (3337).

8. Unanswered Questions on Notice

The following members asked why no answer had been received in respect of their Questions on Notice –

Mr C.J. Tallentire – Question on Notice No. 4879.

Mr F.M. Logan – Questions on Notice Nos 4884 and 4886.

9. Petitions

Road Trauma Victim Support Service – Petitions requesting the establishment of a road trauma victim support service for all Western Australians were presented by –

Ms M.M. Quirk from 1,308 persons (P. 395); and

Mr J.C. Kobelke from 23 persons (P. 402);

Heritage Entitlement Langley Park – Mr J.N. Hyde presented a petition from 7,890 persons requesting that Langley Park be included on the Register of Heritage Places for Western Australia (P. 396).

Armadale Line Overcrowding – Dr A.D. Buti presented a petition from 211 persons requesting that at least 30 additional train carriages be ordered to address overcrowding on the Armadale Train Line (P. 397).

Nollamara Avenue Traffic Signals and Speed Zones – Ms J.M. Freeman presented a petition from 73 persons requesting that a section of Nollamara Avenue, between Wanneroo Road and Carcoola Street, be zoned as a 40km per hour school zone, and that flashing “40” traffic signals be installed (P. 398).

Bus Service between Pinjarra and Mandurah Train Stations – Mr M.J. Cowper presented a petition from 97 persons requesting that a regular bus service between Pinjarra and Mandurah be provided (P. 399).

Uranium Mining in Western Australia – Ms A.S. Carles presented a petition from 575 persons requesting that the Legislative Assembly immediately reinstate the ban on uranium mining in Western Australia (P. 400).

Stirling Station Overcrowding – Mr J.C. Kobelke presented a petition from 139 persons requesting that at least 30 additional train carriages be ordered to address overcrowding at Stirling Train Station (P. 401).

Skilled Local Jobs – Mr E.S. Ripper presented a petition from 65 persons requesting that a greater share of skilled engineering and fabrication work for major resources projects is performed in Western Australia (P. 403).

10. Papers

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

By the Speaker –

Inspector of Custodial Services, Office of the – Report No. 71: Report of an Announced Inspection of Acacia Prison (Received by the Clerk of the Legislative Assembly on 5 April 2011 and held for a Period of Thirty days in Accordance with the Inspector of Custodial Services Act) (3310).

By the Clerk –

Anzac Day Trust – Annual Report 2010 (3311).

Commissioner for Children and Young People – Report of the Inquiry into the Mental Health and Wellbeing of Children and Young People in Western Australia (Received by the Clerk of the Legislative Assembly and deemed tabled on 5 May 2011) (3309).

Conservation and Land Management Act 1984 – Lease No. 2174/100 between the Department of Environment and Conservation and Telstra Corporation Ltd for a Telecommunications Equipment Hut at Moir Hill in the Stirling Range National Park (3312).

Conservation and Land Management Act 1984 – Lease No. 2213/100 between the Department of Environment and Conservation and Mr and Mrs Nott to operate and maintain the Moondyne Convention Centre on an Area of Reserve No. 50852 which is adjacent to Avon Valley National Park (3313).

Hairdressers Registration Board – Annual Report 2010 (3314).

Radiological Council of Western Australia – Annual Report 2010 (3315).

Treasury Corporation of Western Australia – Quarterly Report for the quarter ended 31 March 2011 (3316).

11. Notices of Motion

12. Removal of Orders of the Day

The Acting Speaker advised members that the Orders of the Day that appeared on the last Notice Paper as Nos 1 and 2 under Private Members’ Business, Equal Opportunity (Members of Parliament) Amendment Bill 2010 and Household Fees and Charges 2010–2011 Budget and Forward Estimates, had not been debated for more than 12 calendar months and had been removed from the Notice Paper.

The Speaker further advised, for members’ information, that a bill removed may be restored by motion to the point it had reached prior to its removal.

13. Variation to the Order of Business

Ordered, That Government Business Orders of the Day Nos 2, 3, 4 and 7 be next considered.

14. Fish Resources Management Amendment (Fees) Bill 2010**Fish Resources Management Amendment (Fees) Bill (No. 2) 2010**

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

Cognate Debate

Leave was granted to debate the Fish Resources Management Amendment (Fees) Bill (No. 2) 2010 in conjunction with the Fish Resources Management Amendment (Fees) Bill 2010.

Debate resumed.

Question put and passed.

Bill read a second time.

CONSIDERATION IN DETAIL

Clauses 1 to 5 agreed to.

Title agreed to.

Consideration in detail concluded.

Leave was granted to proceed forthwith to the third reading of the bill.

The Minister for Environment 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.

15. Fish Resources Management Amendment (Fees) Bill (No. 2) 2010

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

Question put and passed.

Bill read a second time.

CONSIDERATION IN DETAIL

Clauses 1 to 5 agreed to.

Title agreed to.

Consideration in detail concluded.

Leave was granted to proceed forthwith to the third reading of the bill.

The Minister for Environment 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.

16. Road Traffic Legislation Amendment (Information) Bill 2010

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

Question put and passed.

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

17. Workers' Compensation and Injury Management Amendment Bill 2011

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

Debate resumed.

The Leader of the House moved, That the debate be adjourned.

Question put and passed.

18. Messages from the Legislative Council

Messages from the Legislative Council were reported returning the following bills without amendment

17 May 2011

Road Traffic Amendment (Alcohol and Drug Related Offences) Bill 2010 (Message No. 148).

Criminal Investigation (Identifying People) Amendment Bill 2011 (Message No. 149).

19. Adjournment

The Leader of the House moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 10.00 p.m. until Wednesday, 18 May 2011 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Mr J.J.M. Bowler.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. GRANT WOODHAMS
Speaker of the Legislative Assembly