

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 155

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

TUESDAY, 9 AUGUST 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. Speaker's Statement – Chamber Seating

The Speaker advised members that he had approved an amended seating plan for government members.

3. Death of Hon Ronald Davies AO – a former Member of the Legislative Assembly

The Premier, without notice, moved,

That the House records its sincere regret of the death of Hon Ronald Davies AO and tenders its deep sympathy to his family.

The motion was supported by Mr E.S. Ripper, Mr T.K. Waldron, Mr B.S. Wyatt, Mr T.G. Stephens, Mr J.N. Hyde, Mr W.J. Johnston, Mr M. McGowan, Mrs M.H. Roberts, Mr J.H.D. Day, Mr R.F. Johnson and Mr W.R. Marmion.

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

4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Premier on changes to parliamentary secretary appointments and the Government Whip.

Paper

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

By the Premier –

Ministerial Representation – Ministers' Representation in the Other House – Allocation of Portfolios (3625).

The Minister for Science and Innovation on his recent travel to Canada to attend the final international Square Kilometre Array forum.

The Minister for Local Government on his recent study tour of England, Scotland, Vancouver and Auckland where he met with representatives who are recognised as leaders in local government reform and innovative governance.

5. Speaker's Statement – Uncorrected Hansard

The Speaker reminded members that on and from today, uncorrected daily Hansard would be made available on the Internet within three hours after the House rose. The deadline for members' suggested corrections remained the same – at 4.00 p.m. the day following a speech. The rule against quoting from uncorrected Hansard in the House remained.

6. Questions

Questions without Notice were taken.

Questions on Notice Nos 5802 to 5943 were asked.

Questions on Notice Nos 5305, 5361, 5378, 5395, 5412, 5594 to 5610, 5612, 5624, 5626, 5637, 5641, 5642, 5644 to 5646, 5648, 5649, 5652 to 5655, 5661 to 5663, 5665 to 5674, 5678, 5683, 5693 to 5695, 5697, 5698, 5703 to 5706, 5711, 5712, 5718, 5720, 5721, 5725, 5728 to 5731, 5734, 5735, 5737, 5739 to 5742, 5745 to 5748, 5750 to 5758, 5760, 5772 to 5774, 5778, 5779, 5781, 5783, 5785, 5786, 5788 to 5791, and 5793 to 5801 were answered.

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

Question on Notice No. 5641 – Total cost of Skywest travel between Albany and Perth for each agency in the Deputy Premier's portfolio for the 12 months ended 31 May 2011 (3596).

Question on Notice No. 5594 – Average accident and emergency waiting times per patient for each metropolitan hospital between 1 December 2010 and 30 April 2011 (3597).

Question on Notice No. 5598 – Staffing for each metropolitan hospital, including FTE breakdowns, as at 30 September 2010 (3598).

Question on Notice No. 5599 – Staffing for each metropolitan hospital, including FTE breakdowns, as at 31 December 2010 (3599).

Question on Notice No. 5600 – Staffing for each metropolitan hospital, including FTE breakdowns, as at 31 January 2011 (3600).

Question on Notice No. 5601 – Staffing for each metropolitan hospital, including FTE breakdowns, as at 28 February 2011 (3601).

Question on Notice No. 5602 – Staffing for each metropolitan hospital, including FTE breakdowns, as at 31 March 2011 (3602).

Question on Notice No. 5603 – Staffing for each metropolitan hospital, including FTE breakdowns, as at 30 April 2011 (3603).

Question on Notice No. 5604 – Staffing for each regional hospital, including FTE breakdowns, as at 30 September 2010 (3604).

Question on Notice No. 5605 – Staffing for each regional hospital, including FTE breakdowns, as at 31 December 2010 (3605).

Question on Notice No. 5606 – Staffing for each regional hospital, including FTE breakdowns, as at 31 January 2011 (3606).

Question on Notice No. 5607 – Staffing for each regional hospital, including FTE breakdowns, as at 28 February 2011 (3607).

Question on Notice No. 5608 – Staffing for each regional hospital, including FTE breakdowns, as at 31 March 2011 (3608).

Question on Notice No. 5609 – Staffing for each regional hospital, including FTE breakdowns, as at 30 April 2011 (3609).

Papers tabled by the Treasurer; Attorney General –

Question on Notice No. 5644 – Total cost of Skywest travel between Albany and Perth for each agency in the Treasurer's portfolio for the 12 months ended 31 May 2011 (3610).

Question on Notice No. 5720 – Details relating to statutory authorities, departments or agencies in the Treasurer's portfolio which have vacated leased accommodation since 23 September 2008 (3611).

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

Question on Notice No. 5649 – Total cost of Skywest travel between Albany and Perth for each agency in the Minister's portfolio for the 12 months ended 31 May 2011 (3612).

Question on Notice No. 5725 – Details relating to statutory authorities, departments or agencies in the Minister's portfolio which have vacated leased accommodation since 23 September 2008 (3613).

Papers tabled by the Minister for Education –

Question on Notice No. 5305 – Figures for Busselton Senior High School for each year between 2001 and 2010 for reported incidents and workers compensation claims (3614).

Question on Notice No. 5412 – Details of vehicle cleaning and detailing costs from each agency within the Minister's portfolio since 9 March 2011 (3615).

Question on Notice No. 5721 – Details relating to statutory authorities, departments or agencies in the Minister's portfolio which have vacated leased accommodation since 23 September 2008 (3616).

Papers tabled by the Minister for Environment; Water –

Question on Notice No. 5655 – Total cost of Skywest travel between Albany and Perth for each agency in the Minister's portfolio for the 12 months ended 31 May 2011 (3617).

Question on Notice No. 5731 – Details relating to statutory authorities, departments or agencies in the Minister's portfolio which have vacated leased accommodation since 23 September 2008 (3618).

Question on Notice No. 5793 – Average salinity levels in the Wellington Dam for each month since January 2010 (3619).

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

Question on Notice No. 5654 – Total cost of Skywest travel between Albany and Perth for each agency in the Minister's portfolio for the 12 months ended 31 May 2011 (3620).

Question on Notice No. 5730 – Details relating to statutory authorities, departments or agencies in the Minister's portfolio which have vacated leased accommodation since 23 September 2008 (3621).

Paper tabled by the Minister representing the Minister for Mines and Petroleum; Fisheries; Electoral Affairs –

Question on Notice No. 5718 – Details relating to statutory authorities, departments or agencies in the Minister's portfolio which have vacated leased accommodation since 23 September 2008 (3622).

Papers tabled by the Minister representing the Minister for Child Protection; Community Services; Seniors and Volunteering; Women's Interests; Youth –

Question on Notice No. 5706 – Number of applications and number of successful applications to the Hardship Utilities Grant Scheme for the suburbs of Alexander Heights, Koondoola, Mirrabooka, Nollamara and Westminster (3623).

Question on Notice No. 5728 – Details relating to statutory authorities, departments or agencies in the Minister's portfolio which have vacated leased accommodation since 23 September 2008 (3624).

Questions on Notice Nos 5362, 5379, 5396, 5413, 5430, 5447, 5549, 5553, 5566, 5570, 5583 and 5784 were answered on 1 July 2011.

Paper tabled by the Minister for Commerce; Small Business –

Question on Notice No. 5413 – Details of car washing arrangements for each of the Hon S. O'Brien's portfolios (3536).

Questions on Notice Nos 5767 to 5769 were answered on 1 August 2011.

7. Additional Information

The Minister for Emergency Services provided additional information relating to Question on Notice No. 5271 from Ms M.M. Quirk.

The Minister for Police provided additional information relating to Question on Notice No. 5316 from Ms M.M. Quirk.

8. Petitions

Bus Services in the Shire of Murray – Mr M.J. Cowper presented a petition from 529 persons requesting that the Legislative Assembly support their campaign for the Government to provide a regular bus service between Pinjarra and Mandurah (P. 437).

Container Deposit Scheme – Mr C.J. Tallentire presented a petition from 75 persons requesting that the Legislative Assembly call upon the Barnett Government to immediately introduce a Western Australian Container Deposit Scheme similar to that which operates in South Australia (P. 438).

Mobile Network Facilities – Mr J.R. Quigley presented a petition from 411 persons requesting that the Legislative Assembly, the Minister for Planning, the Minister for Local Government and the City of Wanneroo ensure that proposed mobile network facilities are not permitted to be installed at Lot 1378 (6) Jindalee Boulevard, Jindalee (P. 439).

Electronic Speed Zone Signs – Mr P.B. Watson presented a petition from 432 persons requesting that the Legislative Assembly call upon the Minister for Transport to make Albany Primary School and Mount Lockyer Primary School priority locations for the 2011–2012 installation program for electronic speed zone signs (P. 440).

9. Papers

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

By the Speaker –

Auditor General, Office of the – Public Sector Performance Report 2011, Report 5 – June 2011 (3542).

By the Clerk –

Associations Incorporation Act 1987 – Regulations (Associations Incorporation Amendment Regulations (No. 2) 2011 G.G. 22/06/2011) (3543).

Builders' Registration Act 1939 – Regulations (Builders' Registration Amendment Regulations (No. 2) 2011 G.G. 22/06/2011) (3544).

Builders' Registration Act 1939 – Regulations (Builders' Registration Amendment Regulations 2011 G.G. 22/06/2011) (3545).

Chattel Securities Act 1987 – Regulations (Chattel Securities Amendment Regulations 2011 G.G. 22/06/2011) (3546).

Companies (Co-operative) Act 1943 – Regulations (Companies (Co-operative) (Fees) Regulations 2011 G.G. 22/06/2011) (3547).

Conservation and Land Management Act 1984 – Lease No. 2083/97 Between the Department of Environment and Conservation and the Shire of Donnybrook-Balingup for a Bushfire Brigade Shed Within a Portion of State Forest No. 29 (3548).

Co-operatives Act 2009 – Regulations (Co-operatives Amendment Regulations 2011 G.G. 22/06/2011) (3549).

Debt Collectors Licensing Act 1964 – Regulations (Debt Collectors Licensing Amendment Regulations 2011 G.G. 22/06/2011) (3550).

Economic Regulation Authority – Inquiry into the Benefits and Costs Associated with the Provision of Shared Corporate Services in the Public Sector – Final Report (Received by the Clerk of the Legislative Assembly and deemed tabled on 7 July 2011) (3539).

Economics and Industry Standing Committee – Government Response to Report No. 6 – Inquiry into Domestic Gas Prices (3551).

Electricity Act 1945 – Regulations (Electricity (Licensing) Amendment Regulations (No. 3) 2011 G.G. 22/06/2011) (3552).

Employment Agents Act 1976 – Regulations (Employment Agents Amendment Regulations 2011 G.G. 22/06/2011) (3553).

Energy Operators (Powers) Act 1979 – By-laws (Energy Operators (Electricity Retail Corporation) (Charges) Amendment By-laws 2011 G.G. 24/06/2011) (3554).

Energy Operators (Powers) Act 1979 – By-laws (Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2011 G.G. 24/06/2011) (3555).

Gas Standards Act 1972 – Regulations (Gas Standards (Gasfitting and Consumer Gas Installations) Amendment Regulations 2011 G.G. 22/06/2011) (3556).

Gold Corporation – Statement of Corporate Intent 2011–2012 (Received by the Clerk of the Legislative Assembly and deemed tabled on 30 June 2011) (3537).

Gold Corporation – Strategic Development Plan 2011–2012 – 2015–2016 (Received by the Clerk of the Legislative Assembly and deemed tabled on 30 June 2011) (3538).

Health Act 1911 – Regulations (Health (Pesticides) Amendment Regulations 2011 G.G. 21/06/2011) (3557).

Hospitals and Health Services Act 1927 – By-laws (Fremantle Hospital Amendment By-laws 2011 G.G. 24/06/2011) (3558).

Hospitals and Health Services Act 1927 – By-laws (Osborne Park Hospital Amendment By-laws 2011 G.G. 24/06/2011) (3559).

Hospitals and Health Services Act 1927 – By-laws (Royal Perth Hospital Amendment By-laws 2011 G.G. 24/06/2011) (3560).

Hospitals and Health Services Act 1927 – By-laws (Women's and Children's Hospitals Amendment By-laws 2011 G.G. 24/06/2011) (3561).

Jetties Act 1926 – Regulations (Jetties Amendment Regulations 2011 G.G. 21/06/2011) (3562).

Land Valuers Licensing Act 1978 – Regulations (Land Valuers Licensing Amendment Regulations (No. 2) 2011 G.G. 22/06/2011) (3563).

Limited Partnerships Act 1909 – Rules (Limited Partnerships Amendment Rules 2011 G.G. 22/06/2011) (3564).

Liquor Control Act 1988 – Rules (Liquor Commission Amendment Rules 2011 G.G. 21/06/2011) (3565).

Magistrates Court Act 2004 – Regulations (Magistrates Court Amendment Regulations 2011 G.G. 24/06/2011) (3566).

Marine Navigational Aids Act 1973 – Regulations (Marine Navigational Aids Amendment Regulations 2011 G.G. 21/06/2011) (3567).

Mines Safety and Inspection Act 1994 – Regulations (Mines Safety and Inspection Levy Amendment Regulations (No. 2) 2011 G.G. 21/06/2011) (3568).

Mines Safety and Inspection Act 1994 – Regulations (Mines Safety and Inspection Levy Amendment Regulations 2011 G.G. 21/06/2011) (3569).

Mining Act 1978 – Regulations (Mining Amendment Regulations (No. 4) 2011 G.G. 24/06/2011) (3570).

Motor Vehicle Dealers Act 1973 – Regulations (Motor Vehicle Dealers (Licensing) Amendment Regulations 2011 G.G. 22/06/2011) (3571).

Motor Vehicle Repairers Act 2003 – Regulations (Motor Vehicle Repairers Amendment Regulations (No. 2) 2011 G.G. 22/06/2011) (3572).

Occupational Safety and Health Act 1984 – Regulations (Occupational Safety and Health Amendment Regulations (No. 3) 2011 G.G. 22/06/2011) (3573).

Painters' Registration Act 1961 – Rules (Painters' Registration Board Amendment Rules 2011 G.G. 22/06/2011) (3574).

Parliamentary Inspector of the Corruption and Crime Commission – Assessment of Procedures of the CCC Used to Assess Complaints of Serious Misconduct Made by Mr Ian Quartermaine (Received by the Clerk of the Legislative Assembly and deemed tabled on 21 July 2011) (3540).

Planning and Development Act 2005 – Ministerial Direction in Relation to Call In of Application for Review – DR 225 of 2011 Between Holcim (Australia) Pty Ltd and the City of Vincent (Received by the Clerk of the Legislative Assembly and deemed tabled on 27 July 2011) (3541).

Queen Elizabeth II Medical Centre Act 1966 – By-laws (Queen Elizabeth II Medical Centre (Delegated Site) Amendment By-laws 2011 G.G. 21/06/2011) (3575).

Racing and Wagering Western Australia – Statement of Corporate Intent 2011–2012 (3576).

Rail Safety Act 2010 – Regulations (Rail Safety Amendment Regulations 2011 G.G. 21/06/2011) (3577).

Real Estate and Business Agents Act 1978 – Regulations (Real Estate and Business Agents (General) Amendment Regulations 2011 G.G. 22/06/2011) (3578).

Road Traffic Act 1974 – Regulations (Road Traffic (Charges and Fees) Amendment Regulations (No. 4) 2011 G.G. 21/06/2011) (3579).

Settlement Agents Act 1981 – Regulations (Settlement Agents Amendment Regulations 2011 G.G. 22/06/2011) (3580).

Shipping and Pilotage Act 1967 – Regulations (Mooring Amendment Regulations 2011 G.G. 21/06/2011) (3581).

Shipping and Pilotage Act 1967 – Regulations (Navigable Waters Amendment Regulations 2011 G.G. 21/06/2011) (3582).

Shipping and Pilotage Act 1967 – Regulations (Shipping and Pilotage (Ports and Harbours) Amendment Regulations (No. 2) 2011 G.G. 21/06/2011) (3583).

Shipping and Pilotage Act 1967 – Regulations (Shipping and Pilotage (Ports and Harbours) Amendment Regulations 2011 G.G. 21/06/2011) (3584).

Terrorism (Preventative Detention) Act 2006 – Quarterly Report for the Period Ending 30 June 2011 (3585).

Travel Agents Act 1985 – Regulations (Travel Agents Amendment Regulations 2011 G.G. 22/06/2011) (3586).

Treasury Corporation of Western Australia – Statement of Corporate Intent 2011–2012 (3587).

Water Agencies (Powers) Act 1984 – By-laws (Water Agencies (Charges) Amendment By-laws 2011 G.G. 23/06/2011) (3588).

Water Agencies (Powers) Act 1984 – By-laws (Water Agencies Amendment By-laws 2011 G.G. 23/06/2011) (3589).

Water Services Licensing Act 1995 – Regulations (Water Services Licensing (Plumbers Licensing and Plumbing Standards) Amendment Regulations (No. 2) 2011 G.G. 22/06/2011) (3590).

Western Australian Marine Act 1982 – Regulations (W.A. Marine (Certificates of Competency and Safety Manning) Amendment Regulations (No. 2) 2011 G.G. 21/06/2011) (3591).

Western Australian Marine Act 1982 – Regulations (W.A. Marine (Hire and Drive Vessels) Amendment Regulations 2011 G.G. 21/06/2011) (3592).

Western Australian Marine Act 1982 – Regulations (W.A. Marine (Load Lines) Amendment Regulations (No. 2) 2011 G.G. 21/06/2011) (3593).

Western Australian Marine Act 1982 – Regulations (W.A. Marine (Surveys and Certificates of Survey) Amendment Regulations (No. 2) 2011 G.G. 21/06/2011) (3594).

Public Sector Commissioner – Investigation Report: Matter involving the report titled ‘Orchestrating Lives: An Evaluation of the Early Intervention Conductive Education Trial at Carson Street School’ (3595).

10. Notices of Motion

11. Message from the Governor

Message No. 23 from His Excellency the Lieutenant Governor and Administrator was reported recommending the purpose of the appropriation for the Metropolitan Redevelopment Authority Bill 2011.

12. Message from the Governor

Message No. 27 from His Excellency the Governor was reported assenting to the following bills –

Small Business and Retail Shop Legislation Amendment Bill 2011, Act No. 20 of 2011.

Fish Resources Management Amendment (Fees) Bill 2010, Act No. 21 of 2011.

Fish Resources Management Amendment (Fees) Bill (No. 2) 2010, Act No. 22 of 2011.

Commonwealth Heads of Government Meeting (Special Powers) Bill 2011, Act No. 23 of 2011.

Building Bill 2010, Act No. 24 of 2011.

Casino (Burswood Island) Agreement Amendment Bill 2011, Act No. 25 of 2011.

Young Offenders Legislation Amendment (Research Information) Bill 2010, Act No. 26 of 2011.

Duties Amendment Bill 2011, Act No. 27 of 2011.

Appropriation (Consolidated Account) Recurrent 2011-12 Bill 2011, Act No. 28 of 2011.

Appropriation (Consolidated Account) Capital 2011-12 Bill 2011, Act No. 29 of 2011.

13. Electronic Transactions Bill 2011

Message No. 161 dated 28 June 2011 from the Legislative Council was reported forwarding for concurrence a bill for “An Act to facilitate electronic transactions, to repeal the *Electronic Transactions Act 2003* and in consequence amend other Acts and for other purposes.”

Ordered, That the first reading of the bill be made an Order of the Day for the next sitting of the Assembly.

14. Child Care Services Amendment Bill 2011

Message No. 162 dated 28 June 2011 from the Legislative Council was reported forwarding for concurrence a bill for “An Act to amend the *Child Care Services Act 2007* and to consequentially amend the *Working with Children (Criminal Record Checking) Act 2004*.”

Ordered, That the first reading of the bill be made an Order of the Day for the next sitting of the Assembly.

15. Messages from the Legislative Council

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

29 June 2011

Casino (Burswood Island) Agreement Amendment Bill 2011 (Message No. 163).

Young Offenders Legislation Amendment (Research Information) Bill 2010 (Message No. 164).

30 June 2011

Duties Amendment Bill (No. 2) 2011 (Message No. 165).

Appropriation (Consolidated Account) Recurrent 2011-12 Bill 2011 (Message No. 166).

Appropriation (Consolidated Account) Capital 2011-12 Bill 2011 (Message No. 167).

16. Metropolitan Redevelopment Authority 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.

17. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 9.59 p.m. until Wednesday, 10 August 2011 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Mrs L.M. Harvey, Dr G.G. Jacobs, Mr F.M. Logan, Mrs C.A. Martin and Mr A.J. Waddell.

PETER J. McHUGH

Clerk of the Legislative Assembly

HON. GRANT WOODHAMS

Speaker of the Legislative Assembly