

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 192

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

WEDNESDAY, 29 FEBRUARY 2012

1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Petition

Quinns Beach Tidal Pool – Mr J.R. Quigley presented a petition from 1,799 persons requesting that the Legislative Assembly supports the installation of a tidal pool at Quinns Beach (P. 550).

3. Paper

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

By the Clerk –

Commissioner for Children and Young People – The State of Western Australia's Children and Young People, Edition One, February 2012 (4543).

4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Treasurer on the December 2011 Quarterly Financial Results Report.

Paper

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

By the Treasurer –

Treasurer – Quarterly Financial Results Report: December 2011 (4544).

The Minister for Heritage on the Public Sector Commissioner's report into the National Trust of Australia (WA).

Paper

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

By the Minister for Heritage –

Public Sector Commission – Review of the National Trust of Australia (WA), 2 September 2011 (4545).

The Minister for Environment on the Environmental Community Grants Program.

5. Workers' Compensation and Injury Management (Fair Protection for Firefighters) Amendment Bill 2012

Ms M.M. Quirk, pursuant to notice, moved,

That a bill for “An Act to amend provisions in the *Workers' Compensation and Injury Management Act 1981* relating to injuries sustained by firefighters, and for related purposes.” be introduced and read a first time.

Question put and passed.

Ms M.M. Quirk presented an explanatory memorandum and bill read a first time.

Ordered, that the second reading of the bill be made an Order of the Day for a later stage of the day's sitting.

6. Criminal Organisations Control Bill 2011

The Order of the Day for the further consideration in detail of the bill was read.

CONSIDERATION IN DETAIL

Clause 57.

Suspension of Standing Orders

The Leader of the House, without notice, moved,

That so much of Standing Orders be suspended as is necessary to enable the following motion to be moved forthwith –

That the vote passed by this House yesterday on the amendment moved by the member for Mindarie to Clause 57 of the Criminal Organisations Control Bill 2011 be and is hereby rescinded.

Question put.

The Speaker having counted the House, and an absolute majority being present and there being no dissentient voice, declared the motion to be carried with the concurrence of an absolute majority of the whole number of members of the House.

The Leader of the House moved,

That the vote passed by this House yesterday on the amendment moved by the member for Mindarie to Clause 57 of the Criminal Organisations Control Bill 2011 be and is hereby rescinded.

Question put and passed.

Mr J.R. Quigley moved,

Page 45, lines 18 to 23 – To delete the lines.

Amendment put and passed.

Clause, as amended, agreed to.

Clause 58.

Dr A.D. Buti moved,

Page 46, after line 19 – To insert:

“ , to achieve the purpose of legislation. ”.

Amendment put and negatived.

Clause agreed to.

Clauses 59 to 72 agreed to.

Clause 73.

Mr J.R. Quigley moved,

Page 56, line 16 – To insert after “(1)”:

“

with the exception of Part 10 of this Act which does not apply to a person under the age of 18 (juvenile).

”.

Amendment put.

The Assembly divided.

Ayes (25)

Ms L.L. Baker

Dr A.D. Buti

Ms A.S. Carles

Mr R.H. Cook

Ms J.M. Freeman

Mr J.N. Hyde

Mr W.J. Johnston

Mr J.C. Kobelke

Mr F.M. Logan

Mr M. McGowan

Mr M.P. Murray

Mr A.P. O’Gorman

Mr P. Papalia

Mr J.R. Quigley

Ms M.M. Quirk

Mr E.S. Ripper

Mrs M.H. Roberts

Ms R. Saffioti

Mr C.J. Tallentire

Mr P.C. Tinley

Mr A.J. Waddell

Mr P.B. Watson

Mr M.P. Whitely

Mr B.S. Wyatt

Mr D.A. Templeman (*Teller*)

Noes (27)

Mr F.A. Alban

Mr C.J. Barnett

Mr I.C. Blayney

Mr I.M. Britza

Mr T.R. Buswell

Mr G.M. Castrilli

Dr E. Constable

Mr M.J. Cowper

Mr J.H.D. Day

Mr B.J. Grylls

Dr K.D. Hames

Mrs L.M. Harvey

Mr A.P. Jacob

Dr G.G. Jacobs

Mr R.F. Johnson

Mr A. Krsticevic

Mr W.R. Marmion

Mr J.E. McGrath

Mr P.T. Miles

Ms A.R. Mitchell

Dr M.D. Nahan

Mr C.C. Porter

Mr D.T. Redman

Mr M.W. Sutherland

Mr T.K. Waldron

Dr J.M. Woollard

Mr A.J. Simpson (*Teller*)

Amendment thus negatived.

Clause agreed to.

Clauses 74 to 83 agreed to.

Debate interrupted by the Chair and adjourned until a later stage of the sitting.

7. Speaker's Statement – Acknowledging the Chair

The Speaker reminded members to acknowledge the Chair upon entering and leaving the Chamber.

8. Questions

Questions without Notice were taken.

Questions on Notice Nos 7328 to 7361 were asked.

Questions on Notice Nos 7057 and 7078 were answered.

9. Road Traffic (Vehicles) Bill 2011

Road Traffic Legislation Amendment Bill 2011

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 Road Traffic Legislation Amendment Bill 2011 in conjunction with the Road Traffic (Vehicles) Bill 2011.

Debate resumed.

Question put and passed.

Bill read a second time.

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

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.

10. Road Traffic Legislation Amendment Bill 2011

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

Question put and passed.

Bill read a second time.

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

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.

11. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 8 be next considered.

12. Premier's Statement

The Order of the Day for the resumption of debate upon the question, That the Premier's statement be noted and that the Government recognise the value of school dental therapy assistants, was read.

Debate resumed.

Debate interrupted by the Chair (Dr G.G. Jacobs speaking) and adjourned until a later stage of the sitting.

13. Variation to the Order of Business

Ordered, That Private Members' Business Order of the Day for the second reading of the Workers' Compensation and Injury Management (Fair Protection for Firefighters) Amendment Bill 2012 and Private Members' Business Notice of Motion No. 12 be next considered.

14. Workers' Compensation and Injury Management (Fair Protection for Firefighters) Amendment Bill 2012

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

Ms M.M. Quirk moved, That the bill be read a second time.

Mr J.E. McGrath moved, That the debate be adjourned.
Question put and passed.

15. Public Transport Services

Mr C.J. Tallentire, pursuant to notice, moved,

That this House condemns the Barnett Government for failing to adequately provide public transport services for our growing population.

Debate ensued.

Debate interrupted by the Chair (Mr P. Papalia speaking) and adjourned until a later stage of the sitting.

16. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 7.00 p.m. until Thursday, 1 March 2012 at 9.00 a.m.

Members present during any part of the day's proceedings – All the members except Mrs C.A. Martin and Mr T.G. Stephens.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. GRANT WOODHAMS
Speaker of the Legislative Assembly