

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 212

FIRST SESSION OF THE FORTIETH PARLIAMENT

THURSDAY, 20 AUGUST 2020

1. Meeting of Assembly

The Assembly met at 9.00 am 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 –

Auditor General, Office of the – Waste Management – Service Delivery, Report No. 3, August 2020 (3585).

Financial Management Act 2006 – Section 65 notice from the Treasurer informing the House of a late tabling of the 2019–2020 Annual Report for the Western Australian Land Information Authority (Landgate) (3586).

Public Education Endowment Trust – Annual Report 2019–2020 (3587).

Surveillance Devices Act 1998 – WA Police Force Annual Report 2019–2020 (3588).

3. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Health on the establishment of Midwifery Group Practices in the Warren-Blackwood district and Collie.

The Minister for Emergency Services on the Urban Search and Rescue Task Force's role during the COVID-19 response.

The Minister for Emergency Services acknowledging the response of State Emergency Service volunteers to the 9 August 2020 storm.

The Minister for Veterans Issues on Victory in the Pacific Day 2020 and the awarding of commemorative medallions to surviving WWII veterans.

The Minister for Child Protection on the Achiever Awards 2020.

The Minister for Innovation and ICT on the Cyber Work Integrated Learning students.

4. Grievances

The Acting Speaker called for grievances which were then made.

5. Suspension of Standing Orders – Industrial Relations Legislation Amendment Bill 2020

The Minister for Police, pursuant to notice, moved,

That so much of the Standing Orders be suspended as is necessary to enable the Industrial Relations Legislation Amendment Bill 2020 to proceed through all remaining stages without delay between the stages.

Debate ensued.

Question put and passed.

6. Industrial Relations Legislation Amendment Bill 2020

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

CONSIDERATION IN DETAIL

Clauses 27 to 33 agreed to.

Clause 34.

Mr P.A. Katsambanis moved,

Page 42, after line 27 – To insert:

“

- (3) The regulations may make a declaration only if the Minister is satisfied that the employer has consented to the declaration.

”.

Amendment put.

The Assembly divided.

Ayes (18)

Mr I.C. Blayney
Mr V.A. Catania
Mrs L.M. Harvey
Mrs A.K. Hayden
Dr D.J. Honey
Mr P.A. Katsambanis

Mr Z.R.F. Kirkup
Mr S.K. L'Estrange
Mr R.S. Love
Mr W.R. Marmion
Mr J.E. McGrath
Ms L. Mettam

Dr M.D. Nahan
Mr D.C. Nalder
Mr K.M. O'Donnell
Mr D.T. Redman
Mr P.J. Rundle
Mr A. Krsticevic (*Teller*)

Noes (33)

Ms L.L. Baker
Dr A.D. Buti
Mr J.N. Carey
Mrs R.M.J. Clarke
Mr R.H. Cook
Ms J.M. Freeman
Ms E.L. Hamilton
Mr T.J. Healy
Mr M. Hughes
Mr W.J. Johnston
Mr D.J. Kelly

Mr F.M. Logan
Mr M. McGowan
Ms S.F. McGurk
Mr K.J.J. Michel
Mr S.A. Millman
Mr Y. Mubarakai
Mrs L.M. O'Malley
Mr P. Papalia
Mr S.J. Price
Mr D.T. Punch
Mr J.R. Quigley

Ms M.M. Quirk
Mrs M.H. Roberts
Ms R. Saffioti
Ms A. Sanderson
Ms J.J. Shaw
Mrs J.M.C. Stojkovski
Mr C.J. Tallentire
Mr P.C. Tinley
Mr R.R. Whitby
Ms S.E. Winton
Mr D.R. Michael (*Teller*)

Amendment thus negatived.

Clause 34 agreed to.

Clauses 35 to 57 agreed to.

Clause 58.

Mr P.A. Katsambanis moved,

Page 85, line 30 to page 86, line 3 – To delete the lines and substitute:

“

proposed entry unless the Commission has made an order waiving the requirement under this subsection to give the notice.

”.

Amendment put and negatived.

Clause 58 agreed to.

Clauses 59 to 61 agreed to.

New Clause 61A.

The Minister for Industrial Relations moved,

Page 88, after line 30 – To insert:

“

61A. Section 112A amended

After section 112A(3) insert:

(3A) Subsection (3) does not apply to a disqualified person.

(3B) In subsection (3A) —

disqualified person means a disqualified person as defined in the *Legal Profession Act 2008* section 3 except that —

(a) it includes —

- (i) a person whose name has been removed from a foreign roll as defined in section 3 of that Act; and
- (ii) a person in relation to whom the grant or renewal of a local practising certificate as defined in section 3 of that Act has been refused;

but

(b) it does not include —

- (i) a person whose name has, for reasons other than or in connection with disciplinary action, been removed from an Australian roll or foreign roll as those terms are defined in section 3 of that Act; or
- (ii) a person whose local practising certificate as defined in section 3 of that Act has, for reasons other than or in connection with disciplinary action, been suspended or cancelled.

”.

New Clause 61A agreed to.

Clauses 62 to 104 agreed to.

Title agreed to.

Consideration in detail concluded.

The Minister for Industrial Relations moved, That the bill be now read a third time.

Debate ensued.

Question put.

The Assembly divided.

Ayes (33)

Ms L.L. Baker
 Dr A.D. Buti
 Mr J.N. Carey
 Mrs R.M.J. Clarke
 Mr R.H. Cook
 Ms J.M. Freeman
 Ms E.L. Hamilton
 Mr T.J. Healy
 Mr M. Hughes
 Mr W.J. Johnston
 Mr D.J. Kelly

Mr F.M. Logan
 Mr M. McGowan
 Ms S.F. McGurk
 Mr K.J.J. Michel
 Mr S.A. Millman
 Mrs L.M. O'Malley
 Mr P. Papalia
 Mr S.J. Price
 Mr D.T. Punch
 Mr J.R. Quigley
 Ms M.M. Quirk

Mrs M.H. Roberts
 Ms R. Saffioti
 Ms A. Sanderson
 Ms J.J. Shaw
 Mrs J.M.C. Stojkovski
 Mr C.J. Tallentire
 Mr P.C. Tinley
 Mr R.R. Whitby
 Ms S.E. Winton
 Mr B.S. Wyatt
 Mr D.R. Michael (*Teller*)

Noes (17)

Mr I.C. Blayney
 Mr V.A. Catania
 Mrs L.M. Harvey
 Mrs A.K. Hayden
 Dr D.J. Honey
 Mr P.A. Katsambanis

Mr Z.R.F. Kirkup
 Mr S.K. L'Estrange
 Mr R.S. Love
 Mr W.R. Marmion
 Mr J.E. McGrath
 Ms L. Mettam

Dr M.D. Nahan
 Mr D.C. Nalder
 Mr K.M. O'Donnell
 Mr D.T. Redman
 Mr A. Krsticevic (*Teller*)

Question thus passed.

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

7. Motion of Congratulations for Hon Bill Grayden AM

The Premier, without notice, moved,

That the House congratulates the Hon Bill Grayden AM for reaching the major milestone of his 100th birthday on 5 August 2020, and acknowledges his service to Western Australia.

The motion was supported by Mrs L.M. Harvey, Mr R.S. Love, Mr J.E. McGrath, Mr S.K. L'Estrange, Mrs M.H. Roberts and Mr P.C. Tinley.

Question put and passed unanimously with applause and song from members of the Assembly.

8. Members' Statements

The Speaker called for members' statements which were then made.

9. Questions

Questions without Notice were taken.

Questions on Notice Nos 6364 to 6366 were asked.

10. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 12 be next considered.

11. Premier's Statement

The Order of the Day for the resumption of the debate upon the question, That the Premier's Statement be noted, was read.

Debate resumed.

The Minister for Police moved, That the debate be adjourned.

Question put and passed.

12. Special Adjournment

The Minister for Police moved, That the House at its rising adjourn until Tuesday, 8 September 2020 at 2.00 pm.

Question put and passed.

13. Adjournment

The Minister for Police moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 3.44 pm until Tuesday, 8 September 2020 at 2.00 pm.

Members present during any part of the day's proceedings – All the members except Ms M.J. Davies, Ms J. Farrer, Mr M.J. Folkard, Mr M.P. Murray, Ms C.M. Rowe and Mr D.A. Templeman.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. PETER WATSON
Speaker of the Legislative Assembly