

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 213

FIRST SESSION OF THE FORTIETH PARLIAMENT

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TUESDAY, 8 SEPTEMBER 2020

### 1. Meeting of Assembly

The Assembly met at 2.00 pm pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

### 2. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Culture and the Arts on the selection of *Boola Bardip* as the name for the new Western Australia Museum and announcing the ballot for free tickets to the Museum's opening.

The Minister for Sport and Recreation on the response to the Jessica Jackson Coronial Inquiry and weight cutting within the Combat Sports industry.

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#### *Paper*

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

By the Minister for Sport and Recreation –

Sport and Recreation, Minister for – Contestant Safety Strategy to Address Rapid Weight Loss (Weight Cutting) by Dehydration, Combat Sports Commission, Government of Western Australia (3609).

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The Minister for Tourism on Broome's Shinju Matsuri festival.

The Minister for Housing on the outcome of the Local Communities Co-ordination trial.

### 3. Questions

Questions without Notice were taken.

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#### *Papers*

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

By the Premier –

Premier – Letter dated 17 August 2020 from Dr Andrew Robertson, Chief Health Officer Department of Health, in relation to phase 4 and the proposed cancellation of the Perth Royal Show (3611).

Premier – Documents in relation to the proposed withdrawal from COVID-19 Regional Travel Restrictions under the Biosecurity Act 2015, Department of Health (3610).

Premier – Federal Court of Australia, *Palmer v State of Western Australia* (No 4) [2020] FCA 1221, File number QUD 183 OF 2020 (3612).

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Questions on Notice Nos 6367 to 6393 were asked.

Questions on Notice Nos 6160 and 6247 were answered.

#### **4. Message from the Governor**

Message No. 31 from His Excellency the Governor was reported recommending that appropriations be made for the purposes of the National Disability Insurance Scheme (Worker Screening) Bill 2020.

#### **5. Message from the Governor**

Message No. 33 from His Excellency the Governor was reported assenting to the Public Health Amendment (COVID-19 Response) Bill 2020, Act No. 33 of 2020.

#### **6. Message from the Governor**

Message No. 34 from His Excellency the Governor was reported recommending that appropriations be made for the purposes of the Swan Valley Planning Bill 2020.

#### **7. Papers**

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

By the Clerk –

Auditor General, Office of the – Managing the Impact of Plant and Animal Pests: Follow-up, Report No. 4, August 2020 (Received by the Clerk of the Legislative Assembly and deemed tabled on 31 August 2020) (3589).

Children and Community Services Act 2004 – Regulations (Children and Community Services Amendment Regulations 2020 G.G. 28/08/2020) (3590).

Conservation and Land Management Act 1984 – Lease No. 2991/100 between the Department of Biodiversity Conservation and Attractions and Native Animal Rescue Broome for establishing a rehabilitation facility for sick and injured marine fauna around the Broome area within Reserve No. 47964 (3591).

Construction Industry Portable Paid Long Service Leave Act 1985 – Regulations (Construction Industry Portable Paid Long Service Leave Amendment Regulations (No. 2) 2020 G.G. 28/08/2020) (3592).

Dangerous Goods Safety Act 2004 – Codes (Approved Codes of Practice in accordance with section 20 of the Dangerous Goods Safety Act 2004 (2020) G.G. 28/08/2020) (3593).

Education and Care Services National Law (WA) Act 2012 – Regulations (Education and Care Services National Amendment Regulations 2020 G.G. 28/08/2020) (3594).

Electricity Corporations Act 2005 – Ministerial Direction under section 111(5) of the Act to the Electricity Generation and Retail Corporation (Synergy) (3596).

Electricity Corporations Act 2005 – Ministerial Direction under section 111(5) of the Act to the Regional Power Corporation (Horizon Power) (3595).

Electricity Industry Act 2004 – Regulations (Electricity Industry (Licence Conditions) Amendment Regulations 2020 G.G. 01/09/2020) (3597).

Fair Trading Act 2010 – Regulations (Fair Trading (Prepaid Funerals Code of Practice) Regulations 2020 G.G. 21/08/2020) (3598).

Firearms Act 1973 – Regulations (Firearms Amendment Regulations 2020 G.G. 28/08/2020) (3599).

Gene Technology Act 2006 – Regulations (Gene Technology Amendment Regulations 2020 G.G. 28/08/2020) (3600).

Magistrates Court (Civil Proceedings) Act 2004 – Rules (Magistrates Court (Civil Proceedings) Amendment Rules (No. 3) 2020 G.G. 28/08/2020) (3601).

Metropolitan Redevelopment Authority Act 2011 – Ministerial Declaration under section 101 of the Act (3602).

Pawnbrokers and Second-hand Dealers Act 1994 – Regulations (Pawnbrokers and Second-hand Dealers Amendment Regulations 2020 G.G. 01/09/2020) (3603).

Racing and Wagering Western Australia Act 2003 – Regulations (Racing and Wagering Western Australia Amendment Regulations 2020 G.G. 04/09/2020) (3604).

Road Traffic (Administration) Act 2008; Road Traffic (Authorisation to Drive) Act 2008 – Regulations (Road Traffic Regulations Amendment (Radar Detectors) Regulations 2020 G.G. 01/09/2020) (3605).

Surveillance Devices Act 1998 – Regulations (Surveillance Devices Amendment Regulations (No. 3) 2020 G.G. 31/08/2020) (3606).

Workers' Compensation and Injury Management Act 1981 – Regulations (Workers' Compensation and Injury Management Amendment Regulations 2020 G.G. 01/09/2020) (3607).

Workers' Compensation and Injury Management Act 1981 – Rules (Workers' Compensation and Injury Management Arbitration Amendment Rules 2020 G.G. 18/08/2020) (3608).

## 8. Removal of Order of the Day

The Speaker advised that Private Members' Business Orders of the Day, *McGowan Government Policies* and *Safety of the Western Australian Community*, had not been debated for more than 12 calendar months and had been removed from the Notice Paper.

## 9. Notices of Motion

## 10. Suspension of Standing Orders

Mr P.A. Katsambanis, without notice, moved, That so much of the Standing Orders be suspended as is necessary to enable the following motion to be moved forthwith –

That this House demands the McGowan Labor Government immediately commit to a substantial increase in additional police officers to help stop the out of control violence, especially against vulnerable seniors.

The Leader of the House moved, To add to the motion –

“

, subject to the debate being limited to 15 minutes for government members and 15 minutes for non-government members.

”.

Amendment put and passed.

On the question, That the motion, as amended, be agreed to,

Question put.

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

## 11. Increase to Police Numbers

Mr P.A. Katsambanis, pursuant to the foregoing motion, moved,

That this House demands the McGowan Labor Government immediately commit to a substantial increase in additional police officers to help stop the out of control violence, especially against vulnerable seniors.

Debate ensued.

Question put.

The Assembly divided.

Ayes (16)

Mr I.C. Blayney  
Ms M.J. Davies  
Mrs L.M. Harvey  
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 P.J. Rundle  
Mr A. Krsticevic (*Teller*)

Noes (37)

Dr A.D. Buti  
Mr J.N. Carey  
Mrs R.M.J. Clarke  
Mr R.H. Cook  
Ms J. Farrer  
Mr M.J. Folkard  
Ms J.M. Freeman  
Ms E.L. Hamilton  
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  
Mr M.P. Murray  
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 C.M. Rowe

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

Question thus negatived.

## 12. Mutual Recognition (Western Australia) Bill 2020

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

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 Premier 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.

## 13. Variation to the Order of Business

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

## 14. National Disability Insurance Scheme (Worker Screening) Bill 2020

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

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 Parliamentary Secretary to the Minister for Disability Services 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.

**15. Variation to the Order of Business**

Ordered, That Government Business Order of the Day No. 5 be next considered.

**16. Health Services Amendment Bill 2019**

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

*CONSIDERATION IN DETAIL*

Clauses 1 to 3 agreed to.

Clause 4.

The Minister for Health moved,

Page 5, lines 15 to 20 – To delete the lines.

Amendment put and passed.

Clause 4, as amended, agreed to.

Clauses 5 to 11 agreed to.

Clause 12.

The Minister for Health moved,

Page 11, lines 7 and 8 – To delete “*State Supply Commission Act 1991* and the *Public Works Act 1902.*” ” and substitute:

“ *Procurement Act 2020.*” ”.

Page 11, line 13 – To delete the line.

Amendments put and passed.

Clause 12, as amended, agreed to.

Clause 13.

The Minister for Health moved,

Page 12, lines 12 to 27 – To delete the lines.

Amendment put and passed.

The Minister for Health moved,

Page 12, lines 29 and 30 – To delete the lines and substitute:

“ (a) the *Procurement Act 2020*; and ”.

Amendment put and passed.

Clause 13, as amended, agreed to.

Clauses 14 to 79 agreed to.

Clause 80 put and negatived.

Clauses 81 to 95 agreed to.

Title agreed to.

Consideration in detail concluded.

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

**17. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 9.30 pm until Wednesday, 9 September 2020 at 12.00 noon.

*Members present during any part of the day's proceedings* – All the members except Ms L.L. Baker, Mr V.A. Catania, Mrs A.K. Hayden and Mr D.T. Redman.

**KIRSTEN M. ROBINSON**  
Clerk of the Legislative Assembly

**HON. PETER WATSON**  
Speaker of the Legislative Assembly