

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 139

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

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THURSDAY, 7 APRIL 2011

### 1. Meeting of Assembly

The Assembly met at 9.00 a.m. pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

### 2. Petitions

Anti-social Behaviour in Gosnells – Mr C.J. Tallentire presented a petition from 310 persons requesting that police and Aboriginal organisations are supported to prevent anti-social behaviour in Gosnells (P. 389).

Geraldton Senior College Air conditioning – Mr I.C. Blayney presented a petition from 89 persons requesting that Geraldton Senior College be provided with air conditioning (P. 390).

Infill Sewerage Program – Mr T.R. Buswell presented a petition from 107 persons requesting that deep sewerage be provided to the Abbey area of Busselton (P. 391).

### 3. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Health on the involvement of a senior Western Australian public health official in the Japanese national emergency response following the earthquake and tsunami of 11 March 2011.

The Minister for Police on the reclassification of crossbows as a prohibited weapon under the *Weapons Act 1999*, which will come into effect on 9 April 2011.

The Minister for Education on the Gifted and Talented Program.

### 4. Grievances

The Speaker called for grievances which were then made.

### 5. Suspension of Standing Orders

Mr B.S. Wyatt, 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 the Minister for Education be condemned for misleading the House by blaming the Commonwealth Government for not providing funding for the Aboriginal Tutorial Assistance Scheme.

Debate ensued.

The Leader of the House moved, That the question be now put.

Question put.

The Assembly divided.

Ayes (25)

Mr P. Abetz  
Mr F.A. Alban  
Mr C.J. Barnett  
Mr I.C. Blayney  
Mr I.M. Britza  
Mr T.R. Buswell  
Mr G.M. Castrilli  
Mr V.A. Catania  
Mr M.J. Cowper

Mr J.M. Francis  
Mr B.J. Grylls  
Mrs L.M. Harvey  
Mr A.P. Jacob  
Dr G.G. Jacobs  
Mr R.F. Johnson  
Mr A. Krsticevic  
Mr W.R. Marmion  
Mr P.T. Miles

Ms A.R. Mitchell  
Dr M.D. Nahan  
Mr D.T. Redman  
Mr A.J. Simpson  
Mr T.K. Waldron  
Dr J.M. Woollard  
Mr J.E. McGrath (*Teller*)

Noes (21)

Dr A.D. Buti  
Mr R.H. Cook  
Ms J.M. Freeman  
Mr J.N. Hyde  
Mr W.J. Johnston  
Mr F.M. Logan  
Mr M. McGowan

Mrs C.A. Martin  
Mr M.P. Murray  
Mr A.P. O’Gorman  
Mr J.R. Quigley  
Ms M.M. Quirk  
Mr E.S. Ripper  
Ms R. Saffioti

Mr T.G. Stephens  
Mr C.J. Tallentire  
Mr P.C. Tinley  
Mr A.J. Waddell  
Mr P.B. Watson  
Mr B.S. Wyatt  
Mr D.A. Templeman (*Teller*)

Question thus passed.

On the question, That so much of Standing Orders be suspended,

Question put.

The Assembly divided.

Ayes (21)

Dr A.D. Buti  
Mr R.H. Cook  
Ms J.M. Freeman  
Mr J.N. Hyde  
Mr W.J. Johnston  
Mr F.M. Logan  
Mr M. McGowan

Mrs C.A. Martin  
Mr M.P. Murray  
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Mr T.G. Stephens  
Mr C.J. Tallentire  
Mr P.C. Tinley  
Mr A.J. Waddell  
Mr P.B. Watson  
Mr B.S. Wyatt  
Mr D.A. Templeman (*Teller*)

Noes (25)

Mr P. Abetz  
Mr F.A. Alban  
Mr C.J. Barnett  
Mr I.C. Blayney  
Mr I.M. Britza  
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Mr D.T. Redman  
Mr A.J. Simpson  
Mr T.K. Waldron  
Dr J.M. Woollard  
Mr J.E. McGrath (*Teller*)

Question thus negatived.

## 6. Joint Standing Committee on the Commissioner for Children and Young People

Ms A.R. Mitchell, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Commissioner for Children and Young People, Joint Standing Committee on the – Review of the 2009–2010 Annual Report of the Commissioner for Children and Young People, Report No. 6 (3280).

Ms A.R. Mitchell spoke on the report.

## 7. Commonwealth Heads of Government Meeting (Special Powers) Bill 2011

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

### *CONSIDERATION IN DETAIL*

Clauses 62 to 77 agreed to.

Clause 78.

Question put.

The Assembly divided.

#### Ayes (25)

Mr P. Abetz  
Mr F.A. Alban  
Mr C.J. Barnett  
Mr I.C. Blayney  
Mr I.M. Britza  
Mr T.R. Buswell  
Mr G.M. Castrilli  
Mr V.A. Catania  
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Mr A.P. O’Gorman  
Mr J.R. Quigley  
Ms M.M. Quirk  
Mrs M.H. Roberts  
Ms R. Saffioti  
Mr T.G. Stephens

Mr C.J. Tallentire  
Mr P.C. Tinley  
Mr A.J. Waddell  
Mr P.B. Watson  
Mr B.S. Wyatt  
Mr D.A. Templeman (*Teller*)

Clause thus agreed to.

Clauses 79 to 83 agreed to.

Clause 84.

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

## 8. Members’ Statements

The Acting Speaker called for members’ statements which were then made.

## 9. Questions

Questions without Notice were taken.

Questions on Notice Nos 5137 to 5144 were asked.

Questions on Notice Nos 4749, 4750, 4803, 4804, 4853 and 4854 were answered.

**10. Statutes (Repeals and Minor Amendments) Bill 2010**

Message No. 143 dated 6 April 2011 from the Legislative Council was reported forwarding for concurrence a bill for “An Act to amend the statute law by repealing various written laws and making minor amendments to various other written laws.”

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

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

Ordered, That consideration of Government Business Order of the Day No. 1 be resumed.

**12. Commonwealth Heads of Government Meeting (Special Powers) Bill 2011**

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

*CONSIDERATION IN DETAIL*

Clause 84.

Question put.

The Assembly divided.

*Ayes (26)*

Mr P. Abetz  
Mr F.A. Alban  
Mr C.J. Barnett  
Mr I.C. Blayney  
Mr J.J.M. Bowler  
Mr I.M. Britza  
Mr T.R. Buswell  
Mr G.M. Castrilli  
Mr V.A. Catania

Mr M.J. Cowper  
Mr J.M. Francis  
Mr B.J. Grylls  
Mrs L.M. Harvey  
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Dr G.G. Jacobs  
Mr R.F. Johnson  
Mr A. Krsticevic  
Mr W.R. Marmion

Mr P.T. Miles  
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Mr J.R. Quigley  
Ms M.M. Quirk  
Mr E.S. Ripper  
Ms R. Saffioti  
Mr T.G. Stephens

Mr C.J. Tallentire  
Mr P.C. Tinley  
Mr A.J. Waddell  
Mr P.B. Watson  
Mr B.S. Wyatt  
Mr D.A. Templeman (*Teller*)

Clause thus agreed to.

Clause 85 agreed to.

Clause 86.

Question put.

The Assembly divided.

## Ayes (25)

Mr P. Abetz  
 Mr F.A. Alban  
 Mr C.J. Barnett  
 Mr I.C. Blayney  
 Mr J.J.M. Bowler  
 Mr I.M. Britza  
 Mr T.R. Buswell  
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Mrs C.A. Martin  
 Mr M.P. Murray  
 Mr A.P. O’Gorman  
 Mr P. Papalia  
 Mr J.R. Quigley  
 Ms M.M. Quirk  
 Mr E.S. Ripper  
 Mr T.G. Stephens

Mr C.J. Tallentire  
 Mr P.C. Tinley  
 Mr A.J. Waddell  
 Mr P.B. Watson  
 Mr B.S. Wyatt  
 Ms R. Saffioti (*Teller*)

Clause thus agreed to.

Clause 87.

Question put.

The Assembly divided.

## Ayes (25)

Mr P. Abetz  
 Mr F.A. Alban  
 Mr C.J. Barnett  
 Mr I.C. Blayney  
 Mr J.J.M. Bowler  
 Mr I.M. Britza  
 Mr T.R. Buswell  
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 Ms M.M. Quirk  
 Mr E.S. Ripper  
 Mr T.G. Stephens

Mr C.J. Tallentire  
 Mr P.C. Tinley  
 Mr A.J. Waddell  
 Mr P.B. Watson  
 Mr B.S. Wyatt  
 Ms R. Saffioti (*Teller*)

Clause thus agreed to.

Clause 88.

Question put.

The Assembly divided.

## Ayes (25)

Mr P. Abetz  
 Mr F.A. Alban  
 Mr C.J. Barnett  
 Mr I.C. Blayney  
 Mr J.J.M. Bowler  
 Mr I.M. Britza  
 Mr T.R. Buswell  
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 Ms M.M. Quirk  
 Mr E.S. Ripper  
 Mr T.G. Stephens

Mr C.J. Tallentire  
 Mr P.C. Tinley  
 Mr A.J. Waddell  
 Mr P.B. Watson  
 Mr B.S. Wyatt  
 Ms R. Saffioti (*Teller*)

Clause thus agreed to.

Clauses 89 to 93 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 Police 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.

### 13. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 5.15 p.m. until Tuesday, 12 April 2011 at 2.00 p.m.

*Members present during any part of the day's proceedings* – All the members except Mr J.H.D. Day, Mr C.C. Porter, Mr M.W. Sutherland and Mr M.P. Whitely.

**PETER J. McHUGH**  
 Clerk of the Legislative Assembly

**HON. GRANT WOODHAMS**  
 Speaker of the Legislative Assembly