

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 237

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

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WEDNESDAY, 7 NOVEMBER 2012

### 1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

### 2. Petitions

Belmont Ski Area – Ms L.L. Baker presented a petition from 115 persons requesting that the Legislative Assembly ensures that the Barnett Government implements a new plan and management framework for the Riverpark in time for the 2012–2013 boating season and closes the Belmont Ski Area (P. 669).

Thornlie Train Line – Mr C.J. Tallentire presented a petition from 22 persons requesting that the Legislative Assembly calls upon the Barnett Government to embrace the extension of the Thornlie Line and funds urgent planning work without delay (P. 670).

Container Deposit Scheme – Mr C.J. Tallentire presented a petition from 35 persons requesting that the Legislative Assembly calls upon the Barnett Government to immediately introduce a Western Australian Container Deposit Scheme, similar to the system that operates in South Australia (P. 671).

Household Fees and Charges – Mr C.J. Tallentire presented a petition from 28 persons requesting that the Legislative Assembly voices the case of householders aggrieved by increases in fees and charges and provides relief for Western Australians trying to balance the household budget (P. 672).

### 3. Papers

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

By the Speaker –

Auditor General, Office of the – Audit Results Report: Annual 2011-12 Assurance Audits, Report 14, November 2012 (5546).

Parliamentary Commissioner for Administrative Investigations [Ombudsman] – Investigation into Ways that State Government Departments can Prevent or Reduce Sleep-Related Infant Deaths (5547).

By the Clerk –

Australian Health Practitioner Regulation Agency – Annual Report 2011–2012 (5548).

Treasury Corporation of Western Australia – Quarterly Report for the quarter ended 30 September 2012 (5549).

#### **4. Notice of Motion**

#### **5. Suspension of Standing Orders – Private Members' Business, Grievances, Bills, Messages from the Legislative Council**

The Leader of the House, pursuant to notice, moved, That so much of the Standing Orders be suspended as is necessary to:

- (a) give Private Members' Business priority on Wednesday, 7 November 2012 between 4.30 p.m. and 6.00 p.m.; and  
for the remainder of this session, unless otherwise ordered,
- (b) suspend Grievances;
- (c) enable Bills to be introduced without notice and proceed through all stages on any day; and
- (d) enable messages from the Legislative Council to be taken into consideration on the day they are received.

Debate ensued.

Question put and passed.

#### **6. Variation to the Order of Business**

Ordered, That Bills – Notice of Motion No. 1 be postponed until a later stage of the sitting.

#### **7. School Education Amendment Bill 2012**

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

Debate resumed.

Debate interrupted by the Chair (Mr A.J. Waddell speaking) and adjourned until a later stage of the sitting.

#### **8. 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 Minister for Health –

Health, Minister for – Pictures of Union Advertising Trailers (5553).

Health, Minister for – Picture of a Union Advertising Trailer (5554).

By the Minister for Transport –

Transport, Minister for – Document Relating to the Construction of a Rail Line to Ellenbrook (5555).

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Questions on Notice Nos 8530, 8531, 8685, 8732, 8735, 8744, 8749, 8761, 8768, 8832 and 8850 were answered.

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Paper tabled by the Treasurer –

Question on Notice No. 8685 – Standard template of draft resource agreement (5550).

Papers tabled by the Minister for Police –

Question on Notice No. 8761 – Number of people charged with hoon offences in the Girrawheen electorate for each financial year since 2008 (5551).

Question on Notice No. 8832 – Number of full-time equivalent police officers assigned to police stations in the Mandurah area as at 30 June 2008 and 30 June 2012 (5552).

## **9. Additional Information**

The Minister for Agriculture and Food provided additional information relating to Question without Notice No. 663 from Mr M. McGowan.

### *Papers*

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

By the Minister for Agriculture and Food –

Potato Marketing Corporation of Western Australia – Final Report, Strategic Analysis of the WA Ware Potato Supply Chain, October 2011 (5556).

Agriculture and Food, Minister for – Letter from the Chairman of the Potato Marketing Board to the Minister for Agriculture and Food, November 2012 (5557).

## **10. Variation to the Order of Business**

Ordered, That Government Business Order of the Day No. 2 be next considered.

## **11. Road Traffic (Miscellaneous Amendments) Bill 2012**

The Order of the Day for the third reading of the bill having been read, 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.

## **12. Loan Bill 2012**

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

Debate resumed.

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

## **13. Suspension of Standing Orders**

Mr J.N. Hyde, without notice, moved, That so much of the Standing Orders be suspended as is necessary to enable Private Members' Business Order of the Day No. 12, in relation to the Local Government Amendment (Regional Subsidiaries) Bill 2010, to be considered during time allocated for Government Business.

Debate ensued.

Question put.

The Assembly divided.

## Ayes (24)

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

## Noes (25)

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

Mr J.M. Francis  
 Mr B.J. Grylls  
 Dr K.D. Hames  
 Mrs L.M. Harvey  
 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  
 Mr C.C. Porter  
 Mr D.T. Redman  
 Mr M.W. Sutherland  
 Mr T.K. Waldron  
 Mr A.J. Simpson (*Teller*)

Question thus negatived.

#### 14. Variation to the Order of Business

Ordered, That Private Members’ Business Notices of Motion Nos 16 and 17 be next considered.

#### 15. Upcoming Fire Season

Mr M. McGowan, pursuant to notice, moved,

That this House calls on the Barnett Government to give an assurance that the State is fully prepared to cope with the upcoming fire season.

Debate ensued.

Question put.

The Assembly divided.

## Ayes (22)

Ms L.L. Baker  
 Dr A.D. Buti  
 Mr R.H. Cook  
 Ms J.M. Freeman  
 Mr W.J. Johnston  
 Mr J.C. Kobelke  
 Mr F.M. Logan  
 Mr M. McGowan

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 T.G. Stephens

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

## Noes (25)

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

Mr J.M. Francis  
 Mr B.J. Grylls  
 Dr K.D. Hames  
 Mrs L.M. Harvey  
 Dr G.G. Jacobs  
 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  
 Mr A.J. Simpson (*Teller*)

Question thus negatived.

## 16. Public Transport Services

Ms L.L. Baker, pursuant to notice, moved,

That this House condemns the Barnett Government for –

- (1) failing to order sufficient trains in a timely manner to keep up with passenger growth;
- (2) halving the carriages on a peak-hour train on the Midland line from four to two which would not have occurred if they had placed train orders when they were advised by the PTA to do so; and
- (3) removing key bus services for people in the Maylands area.

Debate ensued.

Question put.

The Assembly divided.

## Ayes (21)

Ms L.L. Baker  
 Mr R.H. Cook  
 Ms J.M. Freeman  
 Mr W.J. Johnston  
 Mr J.C. Kobelke  
 Mr M. McGowan  
 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 T.G. Stephens

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 (24)

Mr F.A. Alban  
 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  
 Dr E. Constable

Mr M.J. Cowper  
 Mr J.M. Francis  
 Mr B.J. Grylls  
 Dr K.D. Hames  
 Mrs L.M. Harvey  
 Dr G.G. Jacobs  
 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 M.W. Sutherland  
 Mr T.K. Waldron  
 Mr A.J. Simpson (*Teller*)

Question thus negatived.

## 17. Royal Perth Hospital Protection Bill 2008

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

*CONSIDERATION IN DETAIL*

Clause 7.

Mr T.G. Stephens moved,

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not negatively impact on the services, resources and scope of services at the Hedland Hospital (Hedland’s Regional Resource Centre), Newman Hospital, Tom Price Hospital, and Paraburdoo Hospital.

”.

Amendment put and negatived.

Mr J.C. Kobelke moved,

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on services, resources and scope of services at the Osborne Park Hospital.

”.

Amendment put and negatived.

Ms J.M. Freeman moved,

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on the development of planned or anticipated health services in the Mirrabooka area.

”.

Amendment put and negatived.

Mr B.S. Wyatt moved,

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on the development of planned or anticipated health services at the Bentley Hospital.

”.

Amendment put and negatived.

Mr R.H. Cook moved,

Page 3, lines 9 to 11 – To delete the lines and substitute:

“

- (2) **Development** means improving and advancing the health facilities at Royal Perth Hospital in a manner which ensures its continued operation as a tertiary hospital without undue interruption to service.

”.

Amendment put and negatived.

Clause agreed to.

Clause 8 agreed to.

Clause 9.

Ms J.M. Freeman moved,

Page 3, lines 17 to 20 – To delete all words after “prescribing” and substitute:

“ medical and support services for the purpose of Section 6 ”.

Amendment put and negatived.

Clause agreed to.

Title agreed to.

Consideration in detail concluded.

The Minister for Health moved,

“

That the Royal Perth Hospital Protection Bill 2008 be reconsidered in detail for the purpose only of considering the Minister’s amendment to Clause 3, as amended.

”.

Question put and passed.

### *RECONSIDERATION IN DETAIL*

Clause 3, as amended.

The Minister for Health moved,

Page 2 – To delete the substituted words:

“

- (a) Lot 915 on Deposited Plan 183229; and
- (b) Lot 916 on Deposited Plan 183230; being the whole or part of the land the subject of the Certificate of Title Volume 2726 Folio 337; and
- (c) Lot 500 on Deposited Plan 58617,

and being a portion of the land the subject of the Certificate of Title Volume 2726 Folio 339.

”.

and substitute:

“

- (a) Lot 915 on Deposited Plan 183229, being a portion of the land the subject of Certificate of Title Volume 2726 Folio 337;
- (b) Lot 916 on Deposited Plan 183230, being a portion of the land the subject of Certificate of Title Volume 2726 Folio 337;
- (c) Lot 500 on Deposited Plan 58617, being a portion of the land the subject of Certificate of Title Volume 2726 Folio 339.

”.

Amendment put and passed.

Clause 3, as amended, agreed to.

Reconsideration 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.

**18. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 7.06 p.m. until Thursday, 8 November 2012 at 9.00 a.m.

*Members present during any part of the day's proceedings* – All the members except Mr A.P. Jacob, Mrs C.A. Martin and Mr M.P. Murray.

**PETER J. McHUGH**

Clerk of the Legislative Assembly

**HON. GRANT WOODHAMS**

Speaker of the Legislative Assembly