

LEGISLATIVE ASSEMBLY

NOTICES AND ORDERS OF THE DAY

No. 87

THURSDAY, 20 SEPTEMBER 2018, 9.00 am

Acknowledgement of Country

Prayers ★

Petitions

Papers

Giving Notices of Motion

Brief Ministerial Statements ★

Questions Without Notice ★ – approximately 2.00 pm each day

Matter of Public Interest – one per week on any day

Private Members' Business – 4.00 pm to 7.00 pm Wednesday

Grievances – approximately 9.00 am Thursdays

Private Members' Statements – 12.50 pm Thursdays

** Note: When the Assembly meets at 2.00 pm Brief Ministerial Statements and Questions Without Notice will follow Prayers.*

*Memorandum: The Assembly's Questions on Notice booklet is available at
www.parliament.wa.gov.au*

GOVERNMENT BUSINESS – NOTICES OF MOTION

1. Suspension of Standing Orders (Notice given – 19/9/18)

The Leader of the House: To move –

That so much of the Standing Orders be suspended as is necessary to allow *Transport (Road Passenger Services) Bill 2018* and the *Transport (Road Passenger Services) Amendment Bill 2018* to proceed through all remaining stages without delay between the stages.

GOVERNMENT BUSINESS – ORDERS OF THE DAY

1. Transport (Road Passenger Services) Bill 2018 (Minister for Transport)
(No. 90, 2r. – 22/8/18)

Further consideration in detail – Clause 44.

2. ‡Transport (Road Passenger Services) Amendment Bill 2018 (Minister for Transport)
(No. 91, 2r. – 22/8/18)

Second reading.

3. Human Reproductive Technology and Surrogacy Legislation Amendment Bill 2018
(Minister for Health) (No. 88, 2r. – 23/8/18)

Second reading. Adjourned debate (Ms L. Mettam).

4. Legislation Bill 2018 (Attorney General) (No. 78, 2r. – 27/6/18)

Second reading. Adjourned debate (Mr W.R. Marmion).

5. *Courts Legislation Amendment Bill 2017 (Attorney General) (LC No. 23, 2r. – 13/9/18)

Second reading. Adjourned debate (Ms L. Mettam).

6. Gender Reassignment Amendment Bill 2018 (Attorney General) (No. 85, 2r. – 14/8/18)

Second reading. Adjourned debate (Ms L. Mettam).

7. Births, Deaths and Marriages Registration Amendment (Change of Name) Bill 2018
(Attorney General) (No. 87, 2r. – 14/8/18)

Second reading. Adjourned debate (Ms L. Mettam).

8. Child Support (Commonwealth Powers) Bill 2018 (Attorney General)
(No. 79, 2r. – 27/6/18)

Second reading. Adjourned debate (Ms L. Mettam).

9. Administration Amendment Bill 2018 (Attorney General) (No. 77, 2r. – 27/6/18)

Second reading. Adjourned debate (Ms L. Mettam).

10. Reserves (Tjuntjuntjara Community) Bill 2018 (Minister for Lands)
(No. 73, 2r. – 27/6/18)

Second reading. Adjourned debate (Mr W.R. Marmion).

11. Premier's Statement (last debated 14/8/18)

Adjourned debate (Mr D.R. Michael) on the question, That the Premier's Statement be noted.

12. Gaming and Wagering Legislation Amendment Bill 2018
(Minister for Racing and Gaming) (No. 93, 2r. – 19/9/18)

Second reading. Adjourned debate (Mr A. Krsticevic).

PRIVATE MEMBERS' BUSINESS – NOTICES OF MOTION

1. Taxes in Western Australia (Notice given – 10/10/17, renewed – 10/4/18)

Dr M.D. Nahan: To move –

That this House notes:

- (1) the now Premier said before the election he would not increase taxes, nor introduce any new taxes on Western Australians;
- (2) that it was a clear and unambiguous promise;

and calls on the McGowan Government to keep their promises by not increasing any taxes, including royalties, or introducing new taxes.

2. State Debt (Notice given – 10/10/17, renewed – 10/4/18)

Mr D.C. Nalder: To move –

That this House notes:

- (1) that in the Pre-election Financial Position Statement, the Under Treasurer stated “it is clear that: Western Australia is facing a significant debt challenge; and the incoming Government will need a clear and robust plan for addressing this challenge”;
- (2) despite the warning, the McGowan Government's first budget:
 - (a) increases expenditure growth in excess of the Pre-election Financial Position Statement;
 - (b) increases the deficit in excess of the Pre-election Financial Position Statement;

- (c) increases general government sector net debt in excess of the Pre-election Financial Position Statement;
- (3) the increased debt and deficit is the result of the McGowan Government not having a debt reduction plan at the last State election; and
- (4) Western Australian businesses and households are paying for the McGowan Government's failure to fund its election promises through job destroying tax increases and higher fees and charges.

3. Regional Services and Infrastructure (Notice given – 17/10/17, renewed – 8/5/18)

Ms M.J. Davies: To move –

That this House condemns the McGowan Government cuts to essential regional services and infrastructure, not for the purposes of budget repair but to fund extravagant election commitments like Metronet.

4. Landgate Sale (Notice given – 8/5/18)

Mr V.A. Catania: To move –

That this House condemns the McGowan Labor Government's plan to sell Landgate to fund its extravagant election promises, posing a risk to Western Australia's \$36 billion property transaction market and the security of the public's land title registry.

5. Western Australian Police (Notice given – 18/10/17, renewed – 9/5/18)

Mr P.A. Katsambanis: To move –

That this House expresses its unequivocal support for Western Australian Police Commissioner, Mr Chris Dawson, and all Western Australian police officers protecting the Western Australian community.

6. Electricity Prices (Notice given – 31/10/17, renewed – 15/5/18)

Mr D.C. Nalder: To move –

That this House notes the McGowan Government, through its doubling of the daily supply charge for electricity, is targeting pensioners, low income earners and vulnerable households to pay for their election commitments, and by kowtowing to the union movement, are refusing to provide choice to residential electricity customers.

7. Independent Public School Policy (Notice given – 31/10/17, renewed – 15/5/18)

Mrs L.M. Harvey: To move –

That this House expresses its deep concern at the Government's dismantling of the Independent Public School policy which has been embraced by parents, teachers and principals across the State.

8. Procedure and Privileges Committee and WA Police (Notice given – 17/5/18)

Dr M.D. Nahan: To move –

That this House:

- (1) in response to the request of the Commissioner of Police to the Speaker dated 10 May 2018, directs the Procedure and Privileges Committee to provide WA Police the materials that the former member for Darling Range, Mr Barry Urban, gave to the Committee which came into existence independent of any parliamentary proceedings; and
- (2) further directs the Procedure and Privileges Committee, that if the Commissioner of Police confirms that WA Police are investigating whether Mr Urban committed an offence or offences under section 57 of *The Criminal Code*, to provide to WA Police:
 - (a) all correspondence between the Committee and Mr Urban or his lawyers; and

- (b) all evidence that Mr Urban gave to the Committee that is relevant to proving that Mr Urban knowingly gave a false answer to any lawful and relevant question put to him in the course of the Committee's inquiry.

9. Major Infrastructure Projects (Notice given – 7/11/17, renewed – 12/6/18)

Dr M.D. Nahan: To move –

That this House notes the failure of the McGowan Government to properly plan for major infrastructure projects, highlighted by the lack of funding in the budget for infrastructure, the blowout in costs of projects, the lack of business cases and the failure to identify the ongoing costs to be imposed on Western Australian taxpayers.

10. Jobs and the Cost of Living in Western Australia (Notice given – 21/11/17, renewed – 19/6/18)

Ms M.J. Davies: To move –

That this House condemns the McGowan Government for failing to deliver on jobs and increasing the cost of living because they refuse to pursue every available revenue source.

11. Bay Village FIFO Camp (Notice given – 19/6/18)

Mr V.A. Catania: To move –

That this House condemns the Minister for Lands for signing off on the 700-bed Bay Village FIFO camp in the heart of Karratha, thereby undermining regional development in Karratha.

12. McGowan Government's Policy Decisions (Notice given – 14/8/18)

Mr R.S. Love: To move –

That this House recognises the McGowan Labor Government's backflips on funding cuts to School of the Air, Gifted and Talented Education Programs, intake of level 3 teachers, Northam Residential College, the 'Follow the Dream' Program, Community Resource Centre Funding, and the implementation of SMART drum lines and calls on the Premier to reverse his cuts to Moora Residential College, Camp Schools and the Agricultural Farm Provisions Trust.

13. Infrastructure Western Australia (Notice given – 20/2/18, renewed – 21/8/18)

Dr M.D. Nahan: To move –

That this House calls on the McGowan Labor Government to ensure its proposed Infrastructure Western Australia reports directly to Parliament, rather than the Premier, and that all future infrastructure projects be assessed by Infrastructure Western Australia.

14. Parliamentary Budget Office (Notice given – 20/2/18, renewed – 21/8/18)

Dr M.D. Nahan: To move –

That this House calls on the McGowan Labor Government to introduce a Parliamentary Budget Office to provide independent advice to all Members of Parliament on costings of policies.

15. Leadership in Government (Notice given – 20/2/18, renewed – 21/8/18)

Dr M.D. Nahan: To move –

That this House notes the failure of the Premier to show leadership in his Government, highlighted by his acceptance of a culture of bullying in his Government and his failure to require the highest standards of integrity from members of his Government.

16. Education Cuts (Notice given – 20/2/18, renewed – 21/8/18)

Mrs L.M. Harvey: To move –

That this House calls on the McGowan Labor Government to reverse all of its cuts to education, which are being used to fund Labor's unfunded and unaffordable election commitments and do not contribute to debt or deficit repair.

17. Roe 8 Project Funding (Notice given – 20/2/18, renewed – 21/8/18)

Mrs L.M. Harvey: To move –

That this House calls on the McGowan Labor Government to table all tender information and contracts associated with the redistribution of funding originally allocated to the Roe 8 project to other infrastructure projects.

18. Committees and Inquiries (Notice given – 20/2/18, renewed – 21/8/18)

Mr Z.R.F. Kirkup: To move –

That this House notes the McGowan Government has convened more than 70 committees, inquiries, reviews and the like in the 10 months since it was elected, showing it is a party that had a plan to get in to government, but no plan to govern.

19. McGowan Government's First Year (Notice given – 13/3/18, renewed – 11/9/18)

Dr M.D. Nahan: To move –

That this House condemns the McGowan Government for its failures in its first year of government, including its backflips, bungles and broken promises.

20. Regional WA (Notice given – 13/3/18, renewed – 11/9/18)

Mr P.J. Rundle: To move –

That this House condemns the McGowan Labor Government for its attack on regional WA during their first year in office.

21. Referral to the Economics and Industry Standing Committee (Notice given – 11/9/18)

Mr D.T. Redman: To move –

That this House refers to the Economics and Industry Standing Committee an inquiry into the risks to consumers and operators of non-registered and non-compliant accommodation utilising online booking platforms such as Airbnb.

22. Outer Harbour Proposal (Notice given – 11/9/18)

Mrs L.M. Harvey: To move –

That this House condemns the McGowan Government for its ill-conceived Outer Harbour proposal that cannot be justified on economic, social or environmental grounds.

23. Education Portfolio (Notice given – 11/9/18)

Mrs L.M. Harvey: To move –

(1) That this House condemns the McGowan Government's bungles and backflips in the education portfolio including:

- (a) the backflip on Moora Residential College;
- (b) the backflip on Perth Modern School;
- (c) the backflip on the high rise high school in Northbridge;
- (d) the backflip on School of the Air;
- (e) the backflip on the Gifted and Talented Program;
- (f) the backflip on Northam Residential College;
- (g) the backflip on freezing the intake of Level 3 teachers;
- (h) the backflip on Bunbury Baptist College;
- (i) the bungling of Canning and Tuart College;
- (j) the bungling of Landsdale Farm School;
- (k) the bungling of camp school funding; and
- (l) other bungling and backflips.

- (2) That this House condemns the McGowan Government for its failure to properly fund:
- (a) Trust funds for agriculture schools;
 - (b) Kidsport;
 - (c) Herdsman Wildlife Education Centre;
 - (d) Community Kindergartens; and
 - (e) its mean-spirited increases to VacSwim.

24. First Responders (Notice given – 11/9/18)

Mr P.A. Katsambanis: To move –

That this House:

- (a) extends its support and gratitude to the officers of the Western Australian Police Force, our fire and emergency services personnel, our paramedics and all first responders for their ongoing support and protection of our community; and
- (b) in particular, acknowledges the many difficult and tragic incidents they must attend to on behalf of the community which would have a lasting toll on their mental health and wellbeing.

25. Housing Industry in Western Australia (Notice given – 11/9/18)

Mr D.C. Nalder: To move –

That this House condemns the McGowan Government for its attack on the housing industry, home values and construction jobs, including reducing demand by introducing the foreign investment tax and cuts to the first home owner grant boost.

26. Minister for Corrective Services (Notice given – 11/9/18)

Mr Z.R.F. Kirkup: To move –

That this House condemns the Minister for Corrective Services for his consistent failures in leadership and public accountability, in particular ongoing corruption issues, prison breakouts, drugs entering the prison system and prison officer misconduct, including allowing paedophiles to be unsupervised in public.

27. Government Accountability (Notice given – 20/3/18, renewed – 18/9/18)

Mrs L.M. Harvey: To move –

That this House condemns the Premier of Western Australia for gagging Parliamentary debate and refusing to be open and accountable in relation to the rebadged Barnett Government Forrestfield Airport Link.

PRIVATE MEMBERS' BUSINESS – ORDERS OF THE DAY

1. Mining and Resources Sector in Western Australia (Moved – 11/10/17)

Adjourned debate (Mr K.M. O'Donnell – continuation of remarks) on the amendment moved by Mr S.A. Millman –

That all the words after “community support” be deleted.

on the motion moved by Mr S. L'Estrange –

That this House:

- (1) acknowledges the contribution the mining and resources sector makes to the Western Australian economy in terms of investment, employment, research and development and community support;

- (2) notes the failure of the Minister for Mines and Petroleum to advocate for the mining and resources industry, given;
 - (a) the Labor Government has put a stop to uranium mining and the associated jobs it would create;
 - (b) the Labor Government has placed a moratorium on hydraulic fracture stimulation, putting at risk the onshore oil and gas sector and associated jobs; and
 - (c) the Labor Government has sought to impose a \$400 million impost on the gold mining sector, which would jeopardise thousands of jobs and investment; and
- (3) calls on the Minister to apologise to the many thousands of workers in the mining and resources sector for failing to represent their interests in Cabinet.

2. The Ministry (Moved – 18/10/17)

Adjourned debate (Minister for Transport – continuation of remarks) on the motion moved by Mr D.T. Redman –

That this House condemns the Premier for appointing Ministers that have demonstrated a lack of public accountability and transparency.

3. Perth Children's Hospital (Moved – 1/11/17)

Adjourned debate (Treasurer – continuation of remarks) on the motion moved by Mr W.R. Marmion –

That this House expresses its deep concern at the premature acceptance of practical completion of the Perth Children's Hospital by the McGowan Government, and the inability of the McGowan Government to resolve the outstanding issues to open the hospital.

4. Victims of Child Sex Abuse (Moved – 8/11/17)

Adjourned debate (Attorney General – continuation of remarks) on the motion moved by Dr M.D. Nahan –

That this House:

- notes the failure of the McGowan Government to introduce legislation to remove the statute of limitations for victims of child sex abuse, which it said was a priority; and
- calls on the Attorney General to apologise for raising the expectations of victims of child sex abuse when he was in Opposition, and failing to deliver now that he is in Government.

5. Financial Election Commitments (Moved – 22/11/17)

Adjourned debate (Treasurer – continuation of remarks) on the motion moved by Ms M.J. Davies –

That this House condemns the McGowan Government for misleading the people of Western Australia during the March 2017 State Election, specifically:

- having no plan for financial management;
- increasing taxes;
- privatising assets;
- increasing household fees and charges; and
- cutting Royalties for Regions.

6. First Parliamentary Year of the McGowan Government (Moved – 29/11/17)

Adjourned debate (Mr I.C. Blayney – continuation of remarks) on the motion moved by Dr M.D. Nahan –

That this House expresses concern over the failures of the McGowan Government in its first parliamentary year.

7. Local Projects, Local Jobs (Moved – 21/2/18)

Adjourned debate (Mr R.R. Whitby – continuation of remarks) on the motion moved by Mr D.C. Nalder –

That this House notes the failures of the McGowan Labor Government in project and financial management including Local Projects, Local Jobs, proper tendering processes, and undermining the intent of its own Infrastructure WA initiative.

8. Education and Health Standing Committee Referral (Moved – 14/3/18)

Adjourned debate (Minister for Sport and Recreation – continuation of remarks) on the motion moved by Mr R.S. Love –

That this House directs the Education and Health Standing Committee to inquire into the Labor Government's cuts to education, announced 13 December 2017, to determine:

- (1) The educational impacts of the closure of Moora Residential College, closure or privatisation of six camp schools, cuts to the WA Agricultural Colleges Trust Fund, and increased fees for Vacsweb; and
- (2) The appropriateness of the decision-making process behind the cuts, including any consultation that was undertaken.

9. Minister for Transport's Portfolios (Moved – 21/3/18)

Adjourned debate (Mr D.C. Nalder – continuation of remarks) on the motion moved by Mrs L.M. Harvey –

That this House notes that after one year in office, the Minister for Transport has not progressed any of Labor's Metronet projects, has failed to fully disclose information to the public about the progress of the Forrestfield Airport Link, has failed to accept \$1.2 billion in federal funding to improve road safety and productivity, and has awarded contracts without going to tender and providing a fair opportunity for businesses to bid for work.

10. Management of the Tourism Portfolio (Moved – 11/4/18)

Adjourned debate (Minister for Tourism – continuation of remarks) on the motion moved by Ms L. Mettam –

That this House condemns the Minister for Tourism for his gross mismanagement of the tourism portfolio, including intentionally misleading the people of Western Australia on falling international visitor numbers, blaming bureaucrats for his poor decision-making and his range of policies that are causing long-term damage to this important sector.

11. Services in Regional Western Australia (Moved – 9/5/18)

Adjourned debate (Mr I.C. Blayney – continuation of remarks) on the motion moved by Ms M.J. Davies –

That this House condemns the McGowan Government for its cuts to Royalties for Regions, CRCs, regional health, regional policing, regional education and other essential regional services, leading to the loss of jobs and services in regional WA.

12. McGowan Government (Moved – 16/5/18)

Adjourned debate (Treasurer – continuation of remarks) on the motion moved by Mr S. L'Estrange –

That this House condemns the McGowan Government for its savage cuts to frontline services, its increases to cost of living imposed on struggling Western Australian households and its failure to deliver a comprehensive plan for delivering long term, full time jobs.

13. Cost of Living and Frontline Services (Moved – 13/6/18)

Adjourned debate (Mr S. L'Estrange – continuation of remarks) on the motion moved by Dr M.D. Nahan –

That this House highlights the impact the McGowan Government is having on the people of Darling Range through massive increases to the cost of living, cuts to frontline services and for its failure to fund critical infrastructure.

14. Regional Development Agenda (Moved – 20/6/18)

Adjourned debate (Minister for Tourism – continuation of remarks) on the motion moved by Mr D.T. Redman –

That this House expresses its lack of confidence in the Minister for Regional Development for failing to stand up for regional WA, given the McGowan Government's continual undermining of the regional development agenda, including the demise of Royalties for Regions.

15. Darling Range By-Election Result (Moved – 27/6/18)

Adjourned debate (Minister for Mines and Petroleum – continuation of remarks) on the motion moved by Dr M.D. Nahan –

That this House calls on the McGowan Government to listen to the loud message sent by the people of Darling Range, including a commitment to lower the cost of living for struggling households, reverse the cuts to regional education and to commit to funding its infrastructure commitments, including Tonkin Highway Extension and the Byford Rail Line

16. Minister for Agriculture and Food (Moved – 15/8/18)

Adjourned debate (Mr P.J. Rundle – continuation of remarks) on the motion moved by Mr P.J. Rundle –

That this House condemns the Premier for his continued support of the Minister for Agriculture and Food, despite her lack of knowledge of the industry and refusal to support WA's farmers.

17. McGowan Government's Economic and Financial Policies (Moved – 22/8/18)

Adjourned debate (Minister for Mines and Petroleum – continuation of remarks) on the motion moved by Mr D.C. Nalder –

That this House condemns the McGowan Government for their short-sighted economic and financial policies that have damaged the economy by undermining business and investment confidence, reducing consumer discretionary expenditure and hurting international education and tourism.

18. Cost of Living in Western Australia (Moved – 12/9/18)

Adjourned debate (Minister for Mines and Petroleum – continuation of remarks) on the motion moved by Dr M.D. Nahan –

That this House condemns the McGowan Government's crippling cost of living increases on struggling Western Australian households at a time of stagnant wages and for its failure to lower electricity prices through introducing retail competition and for using the Water Corporation as a taxing mechanism.

19. Major Events (Ticket Scalping) Bill 2018 (Mr J.E. McGrath) (No. 97, 2r. – 19/9/18)

Second reading. Adjourned debate (Ms L. Mettam).

20. Frontline Services and Critical Service Delivery (Moved – 19/9/18)

Adjourned debate (Minister for Tourism – continuation of remarks) on the motion moved by Dr M.D. Nahan –

That this House condemns the McGowan Government's budget cuts to frontline services and the associated impact on critical service delivery to the people of Western Australia.

* Denotes amendments appearing in the Notices and Amendments section of the Notice Paper.

‡ Denotes second reading debate on the Bill is being undertaken cognately with a principal Bill, and no further second reading debate will occur.

COMMITTEES TO REPORT

Committee	Date Due
Economics and Industry Standing Committee: Inquiry into Western Australia's automotive smash repair industry.	29 November 2018
Community Development and Justice Standing Committee: Inquiry into the protection of crowded places in Western Australia from terrorist acts.	28 March 2019
Economics and Industry Standing Committee: Inquiry into the emergence and impact of electricity microgrids and associated technologies in Western Australia.	28 March 2019
Joint Standing Committee on the Corruption and Crime Commission: Inquiry into public sector procurement of goods and services and its vulnerability to corrupt practice.	30 April 2019
Education and Health Standing Committee: Inquiry into Type 2 diabetes.	30 April 2019
Joint Standing Committee on Audit: Review of the Treasurer's Review of the <i>Financial Management Act 2006</i> .	

GOVERNMENT RESPONSES TO COMMITTEE RECOMMENDATIONS

Committee	Ministers to Respond	Date Due
Public Accounts Committee: Report No. 3: PCH – A long wait	Premier; Minister for Finance; Minister for Commerce and Industrial Relations	22 June 2018 [non-compliance reported 26/6/18]
Joint Select Committee on End of Life Choices: Report No. 1: My Life, My Choice	Premier; Minister for Health; Attorney General	23 November 2018
Joint Standing Committee on the Commissioner for Children and Young People: Report No. 2: Talking to the Experts	Minister representing the Minister for Education and Training	13 December 2018

NOTICES AND AMENDMENTS

Courts Legislation Amendment Bill 2017 (No. 23–2)

Clause 8.

The Attorney General: To oppose the clause.

New Clause 8.

The Attorney General: To move –

Page 6, after line 2 — To insert:

“

8. Schedule 1 clause 9 amended

(1) In Schedule 1 clause 9(2):

(a) delete “magistrate — ” and insert:

magistrate a person who meets the qualification requirement set out in clause 2(2)(a).

(b) delete paragraphs (a) to (c).

(2) In Schedule 1 clause 9(3)(a) delete “appointment; but the period must not extend beyond when the appointee reaches 70 years of age; and” and insert:

appointment, which cannot exceed 12 months; and

(3) After Schedule 1 clause 9(3) insert:

(3A) A person appointed under subclause (2) is eligible for reappointment.

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KIRSTEN M. ROBINSON

Clerk of the Legislative Assembly