

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 133

FIRST SESSION OF THE FORTIETH PARLIAMENT

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THURSDAY, 13 JUNE 2019

**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. Speaker's Statement – Amended Seating Plan**

The Speaker advised members that he had approved an amended seating plan for the Opposition.

**3. Paper**

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

By the Clerk –

Government of Western Australia – Quarterly Financial Results Report, March 2019 (2508).

**4. Brief Ministerial Statements**

Brief Ministerial Statements were made by –

The Minister for Mental Health on the resignation of the Mental Health Commissioner Timothy Marney.

The Minister for Culture and the Arts on the economic benefits of the Perth Festival and Fringe World Festival.

The Minister for Culture and the Arts on the Contemporary Music Fund.

The Minister for Prevention of Family and Domestic Violence on the men's shelter in Roebourne.

**5. Grievances**

The Speaker called for grievances which were then made.

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

Ordered, That Business of the Assembly Order of the Day No. 1 be postponed until the next sitting of the Assembly.

## **7. Suspension of Standing Orders – TAB (Disposal) Bill 2019**

Mr D.R. Michael, on behalf on the Leader of the House, pursuant to notice, moved,

That so much of the Standing Orders be suspended as is necessary to enable the *TAB (Disposal) Bill 2019* and the *Betting Control Amendment (Taxing) Bill 2019* to progress through all remaining stages without delay between the stages.

Question put and passed.

## **8. TAB (Disposal) Bill 2019**

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

### *CONSIDERATION IN DETAIL*

Clauses 48 to 160 agreed to.

Clause 161.

Mr J.E. McGrath moved,

Page 124, after line 14 – To insert:

“

(d) the impact of simulated racing on problem gambling.

”.

Amendment put and passed.

Clause 161, as amended, agreed to.

Title agreed to.

Consideration in detail concluded.

The Treasurer moved, That the bill be now read a third time.

Debate ensued.

Debate interrupted by the Chair (Minister for Racing and Gaming speaking) and adjourned until a later stage of the sitting.

## **9. Members' Statements**

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

## **10. Questions**

Questions without Notice were taken.

### *Suspension of Member*

The Speaker, having called Mr A. Krsticevic to order more than three times, suspended the member from the service of the Assembly for the remainder of the sitting.

Questions on Notice Nos 5226 and 5227 were asked.

Questions on Notice Nos 4506, 4926 to 4928, 5077, 5080, 5088, 5092, 5095 and 5103 were answered.

## **11. Additional Information**

The Minister for Community Services provided additional information relating to an answer given in Estimates Committee B, on Division 33 (Services 1 to 6).

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

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

### 13. TAB (Disposal) Bill 2019

The Order of the Day for the resumption of the debate upon the third reading of the bill was read.  
Debate resumed.

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#### *Papers*

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

By the Treasurer –

Treasurer – Future of the Western Australian TAB, Consultation Forums, July 2018 (2509).

Treasurer – RWWA Submission in response to July 2018 Stakeholder Forums – The Future of the WATAB (2510).

Treasurer – Letter to the Minister for Racing and Gaming from the Chief Executive Officer of Racing and Wagering Western Australia in relation to the Privatisation of WATAB dated 12 June 2019 (2511).

Treasurer – Letter to the Minister for Racing and Gaming from Racing and Wagering Western Australia in relation to the Potential Privatisation of the WATAB dated 7 May 2018 (2512).

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On the question, That the bill be read a third time,

Question put.

The Assembly divided.

#### Ayes (43)

Ms L.L. Baker  
Dr A.D. Buti  
Mr J.N. Carey  
Mrs R.M.J. Clarke  
Mr R.H. Cook  
Ms M.J. Davies  
Ms J.M. Freeman  
Mr T.J. Healy  
Mr M. Hughes  
Mr W.J. Johnston  
Mr P.A. Katsambanis  
Mr D.J. Kelly  
Mr Z.R.F. Kirkup  
Mr F.M. Logan  
Mr W.R. Marmion

Mr M. McGowan  
Mr J.E. McGrath  
Ms S.F. McGurk  
Ms L. Mettam  
Mr S.A. Millman  
Mr Y. Mubarakai  
Mr M.P. Murray  
Mr D.C. Nalder  
Mrs L.M. O'Malley  
Mr P. Papalia  
Mr S.J. Price  
Mr D.T. Punch  
Mr J.R. Quigley  
Ms M.M. Quirk  
Mr D.T. Redman

Ms C.M. Rowe  
Mr P.J. Rundle  
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*)

#### Noes (3)

Mr I.C. Blayney

Mrs A.K. Hayden

Dr D.J. Honey (*Teller*)

Question thus passed.

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

### 14. Betting Control Amendment (Taxing) Bill 2019

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

Question put and passed.

Bill read a second time.

The Treasurer moved, That the bill be now read a third time.

Question put.

The Assembly divided.

## Ayes (43)

Ms L.L. Baker  
 Dr A.D. Buti  
 Mr J.N. Carey  
 Mrs R.M.J. Clarke  
 Mr R.H. Cook  
 Ms M.J. Davies  
 Ms J.M. Freeman  
 Mr T.J. Healy  
 Mr M. Hughes  
 Mr W.J. Johnston  
 Mr P.A. Katsambanis  
 Mr D.J. Kelly  
 Mr Z.R.F. Kirkup  
 Mr F.M. Logan  
 Mr W.R. Marmion

Mr M. McGowan  
 Mr J.E. McGrath  
 Ms S.F. McGurk  
 Ms L. Mettam  
 Mr S.A. Millman  
 Mr Y. Mubarakai  
 Mr M.P. Murray  
 Mr D.C. Nalder  
 Mrs L.M. O'Malley  
 Mr P. Papalia  
 Mr S.J. Price  
 Mr D.T. Punch  
 Mr J.R. Quigley  
 Ms M.M. Quirk  
 Mr D.T. Redman

Ms C.M. Rowe  
 Mr P.J. Rundle  
 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)

## Noes (3)

Mr I.C. Blayney

Mrs A.K. Hayden

Dr D.J. Honey (*Teller*)

Question thus passed.

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

### 15. Infrastructure Western Australia Bill 2019

The Order of the Day for the consideration in detail of Legislative Council Message No. 86 was read.

The Message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Infrastructure Western Australia Bill 2019* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

*Schedule indicating the amendments made by the Legislative Council in the Infrastructure Western Australia Bill 2019.*

#### No. 1

Clause 10, page 9, line 19 — To delete “may” and insert:

must

#### No. 2

Clause 10, page 9, after line 20 — To insert:

- (6) Infrastructure WA may remove from an annual work programme any information that it considers to be confidential or otherwise not suitable to be made publicly available, prior to making the programme publicly available.

#### No. 3

Clause 21, page 16, line 26 — To delete “may” and insert:

must

#### **No. 4**

New Clause 43A, page 27, after line 12 — To insert:

#### **43A. Financial interest in a matter**

For the purposes of this Subdivision, a member of the Board or of a committee has a direct or indirect financial interest in a matter if it is reasonable to expect that the matter may, if dealt with by the Board or committee in a particular way, result in a financial gain, loss, benefit or detriment for the member or a person closely associated with the member.

#### **No. 5**

Clause 44, page 28, after line 6 — To insert:

- (6) Infrastructure WA must keep a record of each disclosure or determination under this section that relates to a direct or indirect financial interest in a matter, and make a summary of the record available, on request, for inspection.
- (7) Without limiting section 71, the regulations may provide for how the record is to be made available.

#### **No. 6**

Clause 46, page 29, lines 9 to 13 — To delete the lines.

#### **No. 7**

Clause 72, page 43, lines 13 to 20 — To delete the clause.

#### **No. 8**

New Clause 72, page 43, after line 20 — To insert:

#### **72. Review of Act**

- (1) The Premier must review the operation and effectiveness of this Act, and prepare a report based on the review —
  - (a) as soon as practicable after the 5<sup>th</sup> anniversary of the day on which this section comes into operation; and
  - (b) after that, at intervals of not more than 5 years.
- (2) The obligation under subsection (1) is limited to 3 occasions.
- (3) The Premier must cause each report to be laid before each House of Parliament as soon as practicable after the report is prepared, but not later than 12 months after the 5<sup>th</sup> anniversary or the expiry of the period of 5 years (whichever is relevant).

*CONSIDERATION IN DETAIL*

The Premier moved, That amendment No. 1 be agreed to.

Amendment agreed to.

The Premier moved, That amendment No. 2 be agreed to.

Amendment agreed to.

The Premier moved, That amendment No. 3 be agreed to.

Amendment agreed to.

The Premier moved, That amendment No. 4 be agreed to.

Amendment agreed to.

The Premier moved, That amendment No. 5 be agreed to.

Amendment agreed to.

The Premier moved, That amendment No. 6 be agreed to.

Amendment agreed to.

The Premier moved, That amendment No. 7 be agreed to.

Amendment agreed to.

The Premier moved, That amendment No. 8 be agreed to.

Amendment agreed to.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

**16. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 3.38 pm until Tuesday, 18 June 2019 at 2.00 pm.

*Members present during any part of the day's proceedings* – All the members except Ms J. Farrer, Mr M.J. Folkard, Ms E.L. Hamilton, Dr M.D. Nahan and Mrs M.H. Roberts.

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

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