

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 141

FIRST SESSION OF THE THIRTY-SEVENTH PARLIAMENT

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WEDNESDAY, 16 MAY 2007

### 1. Meeting of Assembly

The Assembly met at 12 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

### 2. Petitions

Daylight Saving - Mr D.T. Redman presented a petition from 662 persons requesting that the Legislative Assembly initiate a referendum to be held on 20 October 2007 so that a democratic decision can on daylight saving can be reached (P. 220).

Daylight Saving - Mr T.K. Waldron presented a petition from 2,263 persons requesting that the Legislative Assembly initiate a referendum for the people of Western Australia before the 2007 daylight saving date in October 2007 (P. 221).

Daylight Saving - Mr B.J. Grylls, on behalf on Mr G.A. Woodhams presented a petition from 460 persons requesting that the Legislative Assembly initiate a referendum to be held before 31 October 2007 so that a democratic decision on daylight saving can be reached (P. 222).

Daylight Saving - Mr B.J. Grylls, presented a petition from 16,060 persons requesting that the Legislative Assembly initiate a referendum to be held before 31 October 2007 so that a democratic decision on daylight saving can be reached (P. 223).

### 3. Orders of the Day - Lapsed under Standing Order No. 144A

The Speaker advised members that in accordance with Standing Order 144A, the Private Members' Business Orders of the Day, for the Inland Rural Communities and Electricity Corporations Amendment Bill 2006, which had not been debated for more than twelve calendar months, had been removed from the Notice Paper.

The Speaker advised members that a Bill removed under this Standing Order may be restored by motion to the point it reached prior to its removal.

#### 4. Brief Ministerial Statements

The following Brief Ministerial Statements were made by -

The Minister for Disability Services on the launch of the Children and Young People with Disability in Western Australia Report, which was prepared by the National Disability Services (WA) Children and Youth subcommittee.

The Minister for Planning and Infrastructure on a potentially misleading advertisement and prospectus seeking potential investors for coastal land between the Cape Leeuwin lighthouse and Deepdene in the South West.

#### 5. Precedence of Private Members' Business

The Leader of the House, pursuant to notice, moved,

That so much of the Standing Orders be suspended as is necessary to enable Private Members' Business to have priority on Wednesday, 16 May 2007, from 4.00 p.m. to 6.00 p.m.

Question put and passed.

#### 6. Amendments to Standing Orders - Standing Committee Designation

The Leader of the House, pursuant to notice, as amended by leave, moved,

That the following amendments to the Standing Orders be considered in detail -

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##### **Standing Order 282 Procedure and Privileges Committee.**

- (1) That Standing Order SO 282 be –
  - (a) amended in suborder (1) by deleting “session” and substituting – “Parliament”;
  - (b) amended by deleting sub order (2); and
  - (c) renumbered as Standing Order 284.

##### **Standing Order 283 Parliamentary Services Committee.**

That Standing Order 283 be renumbered as SO 282.

##### **Standing Order 284 Establishment (Public Accounts Committee).**

That Standing Order 284 be renumbered as Standing Order 285.

##### **Standing Order 285 Powers of the committee (Public Accounts Committee).**

That Standing Order 285 be renumbered as Standing Order 286.

##### **Standing Order 286 General provisions of standing and select committees.**

That Standing Order 286 be deleted.

##### **Standing Order 288 General provisions of standing and select committees to apply.**

That Standing Order 288 be renumbered as Standing Order 283.

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*(Note: Standing Orders Nos 289 to 293 relating to the Joint Standing Committee on the Corruption and Crime Commission will be renumbered to Nos 288 to 292 as clerical corrections).*

Question put and passed.

*CONSIDERATION IN DETAIL*

The Leader of the House moved, the amendments be agreed to.

Question put and passed.

**7. Revenue Laws Amendment (Taxation) Bill 2007**

The Treasurer, pursuant to notice, moved,

That a bill for “An Act to amend –

- the *Land Tax Act 2002*; and
- the *Land Tax Assessment Act 2002*; and
- the *Metropolitan Region Improvement Tax Act 1959*; and
- the *Stamp Act 1921*.” be introduced and read a first time.

Question put and passed.

The Treasurer presented an explanatory memorandum and bill read a first time.

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

Mr T.R. Sprigg moved, That the debate be adjourned.

Question put and passed.

**8. Revenue Laws Amendment (Assessment) Bill 2007**

The Treasurer, pursuant to notice, moved,

That a bill for “An Act to amend the following Acts –

- the *Rates and Charges (Rebates and Deferments) Act 1992*; and
- the *Taxation Administration Act 2003*.” be introduced and read a first time.

Question put and passed.

The Treasurer presented an explanatory memorandum and bill read a first time.

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

Mr G.M. Castrilli moved, That the debate be adjourned.

Question put and passed.

**9. Fiona Stanley Hospital Construction Account Bill 2007**

The Treasurer, pursuant to notice, moved,

That a bill for “An Act to establish a Treasurer’s special purpose account called the Fiona Stanley Hospital Construction Account for the purposes of the construction and establishment of the Fiona Stanley Hospital, and for related purposes.” be introduced and read a first time.

Question put and passed.

The Treasurer presented an explanatory memorandum and bill read a first time.

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

Mr G.M. Castrilli moved, That the debate be adjourned.

Question put and passed.

**10. Rottnest Island Authority Amendment Bill 2007**

The Minister for Tourism, pursuant to notice, moved,

That a bill for “An Act to amend the *Rottnest Island Authority Act 1987*.” be introduced and read a first time.

Question put and passed.

The Minister for Tourism presented an explanatory memorandum and bill read a first time.

The Minister for Tourism moved, That the bill be now read a second time.

Mr G.M. Castrilli moved, That the debate be adjourned.

Question put and passed.

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

Ordered, That Bills Notice of Motion No. 5 be postponed to a later stage of the sitting.

**12. Child Support (Adoption of Laws) Amendment Bill 2007**

The Minister for Corrective Services, on behalf of the Attorney General, pursuant to notice, moved,

That a bill for “An Act to amend the *Child Support (Adoption of Laws) Act 1990*.” be introduced and read a first time.

Question put and passed.

The Minister for Corrective Services, on behalf of the Attorney General, presented an explanatory memorandum and bill read a first time.

The Minister for Corrective Services, on behalf of the Attorney General, moved, That the bill be now read a second time.

Mr G.M. Castrilli moved, That the debate be adjourned.

Question put and passed.

**13. Child Care Services Bill 2007**

The Leader of the House, on behalf of the Minister representing the Minister for Child Protection, pursuant to notice, moved,

That a bill for “An Act to regulate the provision of child care services, to make consequential amendments to the *Children and Community Services Act 2004* and other Acts, and to provide for related matters.” be introduced and read a first time.

Question put and passed.

The Leader of the House, on behalf of the Minister representing the Minister for Child Protection, presented an explanatory memorandum and bill read a first time.

The Leader of the House, on behalf of the Minister representing the Minister for Child Protection, moved, That the bill be now read a second time.

Mr T.R. Sprigg moved, That the debate be adjourned.

Question put and passed.

**14. Appropriation (Consolidated Account) Bill (No. 1) 2007**  
**Appropriation (Consolidated Account) Bill (No. 2) 2007**

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 (Dr K.D. Hames speaking) and adjourned until a later stage of the sitting.

**15. Questions**

Questions without Notice were taken.

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*Paper*

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

By the Minister for Police and Emergency Services -

Type A Crosswalk Guard - Removal of crossing guards from schools since January 2005 and list of schools notified of the review of the provision of their crossing guard in the last six months (2711).

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Questions on Notice Nos 2320 to 2324 were asked.

Questions on Notice Nos 1904, 2119, 2120, 2125, 2184 were answered.

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

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

**17. Appropriation (Consolidated Account) Bill (No. 1) 2007**  
**Appropriation (Consolidated Account) Bill (No. 2) 2007**

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 R.F. Johnson speaking) and adjourned until a later stage of the sitting.

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

Ordered, That Private Members' Business Order of the Day No. 16 be next considered.

**19. Daylight Saving Amendment Bill 2007**

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

Mr M.W. Trenorden moved, That the question be now put.

Question put and passed.

On the question, That the bill be now read a second time,

Question put.

The Assembly divided.

## Ayes (19)

Mr D.F. Barron-Sullivan  
 Mr T.R. Buswell  
 Mr M.J. Cowper  
 Mr B.J. Grylls  
 Dr K.D. Hames  
 Dr G.G. Jacobs  
 Mr R.F. Johnson

Mr J.E. McGrath  
 Mr P.D. Omodei  
 Mr D.T. Redman  
 Mr A.J. Simpson  
 Mr G. Snook  
 Dr S.C. Thomas  
 Mr M.W. Trenorden

Mr T.K. Waldron  
 Ms S.E. Walker  
 Mr G.A. Woodhams  
 Dr J.M. Woollard  
 Mr T.R. Sprigg (*Teller*)

## Noes (26)

Mr P.W. Andrews  
 Mr A.J. Carpenter  
 Mr J.B. D'Orazio  
 Dr J.M. Edwards  
 Mrs D.J. Guise  
 Mrs J. Hughes  
 Mr J.C. Kobelke  
 Mr R.C. Kucera  
 Mr F.M. Logan

Ms A.J.G. MacTiernan  
 Mr J.A. McGinty  
 Mr M. McGowan  
 Ms S.M. McHale  
 Mr A.D. McRae  
 Mrs C.A. Martin  
 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 D.A. Templeman  
 Mr P.B. Watson  
 Mr M.P. Whitely  
 Mr B.S. Wyatt  
 Mr S.R. Hill (*Teller*)

Question thus negatived.

## 20. Suspension of Standing Orders

The Leader of the House, without notice, moved,

That so much of the Standing Orders be suspended as is necessary to allow Government Business Order of the Day No. 1 to be now taken.

Question put.

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

## 21. Appropriation (Consolidated Account) Bill (No. 1) 2007

### Appropriation (Consolidated Account) Bill (No. 2) 2007

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

Debate resumed.

The Leader of the House moved, That the debate be adjourned.

Question put and passed.

## 22. Variation to the Order of Business

Ordered, That Bills Notice of Motion No. 5 and Government Business Order of the Day No. 2 be next considered.

## 23. Eastern Goldfields Transport Board Repeal Bill 2007

The Minister for Planning and Infrastructure, pursuant to notice, moved,

That a bill for "An Act to —

- repeal the *Eastern Goldfields Transport Board Act 1984*; and
  - amend certain other Acts as a consequence,
- and for related purposes." be introduced and read a first time.

Question put and passed.

The Minister for Planning and Infrastructure presented an explanatory memorandum and bill read a first time.

The Minister for Planning and Infrastructure moved, That the bill be now read a second time.

Mr T.R. Sprigg moved, That the debate be adjourned.

Question put and passed.

#### **24. Taxi Amendment Bill 2007**

The Order of the Day for the third reading of the bill having been read, the Minister for Planning and Infrastructure 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.

#### **25. Messages from the Governor**

Messages from His Excellency the Governor were reported recommending the purpose of the appropriations for the following bills -

Fiona Stanley Hospital Construction Account Bill 2007 (Message No. 10).

Rottnest Island Authority Amendment Bill 2007 (Message No. 11).

#### **26. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly, at 11.31 p.m. until Thursday, 17 May 2007 at 9.00 a.m.

*Members present during any part of the day's proceedings - All the members except Mr J.N. Hyde.*

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

**HON. FRED RIEBELING**  
Speaker of the Legislative Assembly