

WESTERN AUSTRALIA

## LEGISLATIVE ASSEMBLY

### NOTICES AND ORDERS OF THE DAY

No. 8

WEDNESDAY, 3 DECEMBER 2008, 12 noon

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Prayers \*

Petitions

Papers

Giving Notices of Motion

Brief Ministerial Statements \*

Questions Without Notice \* – approximately 2.00 p.m. each day

Matter of Public Interest – one per week on any day

Private Members' Business – 4.00 p.m. to 7.00 p.m. Wednesdays

Grievances – approximately 9.00 a.m. Thursdays

Private Members' Statements – 12.50 p.m. Thursdays

\* *Note: On days when the Assembly meets at 2.00 p.m. Brief Ministerial Statements and Questions Without Notice will follow immediately after Prayers.*

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**Memorandum:** *An electronic version of the Assembly's Questions on Notice booklet is available on the Parliament's Internet site at [www.parliament.wa.gov.au](http://www.parliament.wa.gov.au).*

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#### BUSINESS OF THE ASSEMBLY – NOTICES OF MOTION

1. **Suspension of Standing Orders – Precedence of Private Members' Business** (Notice given – 2/12/08)

The Leader of the House: To move –

That so much of Standing Orders be suspended as is necessary to enable Private Members' Business to take precedence on Wednesday, 3 December 2008 from 4.00 p.m. to 6.00 p.m.

2. **Parliamentary Superannuation Board Members** (Notice given – 2/12/08)

The Leader of the House: To move –

That the Member for Riverton and the Member for Pilbara be confirmed as members of the Parliamentary Superannuation Board in accordance with section 6(3)(b) of the *Parliamentary Superannuation Act 1970*.

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## BILL – NOTICE OF MOTION

1. **Fines, Penalties and Infringement Notices Enforcement Amendment (Compensation) Bill 2008** (Notice given 2/12/08)

The Attorney General: To move –

That a Bill for “An Act to amend the *Fines, Penalties and Infringement Notices Enforcement Act 1994*.” be introduced and read a first time.

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## GOVERNMENT BUSINESS – ORDERS OF THE DAY

1. **Interpretation and Reprints Amendment Bill 2008** (Premier) (No. 003, 1r. – 6/11/08)

To be read a second time.

2. **Sentencing Legislation (Transitional Provisions) Amendment Bill 2008** (Attorney General) (No. 020, 2r. – 26/11/08)

Second reading. Adjourned debate (Mr D.A. Templeman).

3. **Surrogacy Bill 2008** (Minister for Health) (LC No. 001)

Further consideration in detail – Clause 17.

4. **Royal Perth Hospital Protection Bill 2008** (Minister for Health) (No. 008, 2r. – 11/11/08)

Second reading. Adjourned debate (Mr D.A. Templeman).

5. **Address-in-Reply**

Adjourned debate (Minister for Health – continuation of remarks).

6. **Revenue Laws Amendment Bill (No. 3) 2008** (Treasurer) (No. 002, 2r. – 12/11/08)

Second reading. Adjourned debate (Mr D.A. Templeman).

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## PRIVATE MEMBERS’ BUSINESS – NOTICES OF MOTION

1. **Burmese Constitution and Planned 2010 Elections** (Notice given – 11/11/08)

Mr J.N. Hyde: To move –

That this House rejects the Burmese junta’s newly adopted Constitution and planned 2010 elections and notes:

- (1) The Constitution was designed to institutionalise military rule; was drafted by the junta’s hand-picked delegates rather than elected representatives; and was approved by coercion in a sham referendum held in the midst of devastation caused by Cyclone Nargis in May 2008.
- (2) The 2010 elections will be held only in accordance with the catastrophically flawed 2008 Constitution; will go ahead with the strict intention to nullify the 1990 democratic general elections, which Suu Kyi’s party won by a landslide; and will guarantee a military-dominated parliament and military-controlled government.

2. **Implementation of Hundred Day Plan** (Notice given – 2/12/08)

Mr M. McGowan: To move –

That the House condemns the Barnett Government for its failure to implement the election promises contained within its first 100 day plan document.

**3. Education and Health Standing Committee – Inquiry into Nickel Loading** (Notice given – 2/12/08)

Ms A.J.G. MacTiernan: To move –

- (1) That the House direct the Education and Health Standing Committee to enquire into and report on:
  - (a) the health effects of nickel exposure resulting from nickel loading operations at the Esperance Port Authority;
  - (b) the capacity of nickel exposure to be kept within recognised safe limits during bulk operations; and
  - (c) any other matter relating to safety of nickel loading operations.
- (2) That the Committee report by 30 April 2009.

**4. Liberal Party Law and Order Election Promises** (Notice given – 2/12/08)

Ms M.M. Quirk: To move –

That this House condemns the Premier for his failure to deliver on key law and order promises outlined in the *Liberal Plan for the First 100 Days of Government* which include:

- (a) the passing of laws for mandatory sentences for thugs who assault police and public officers;
- (b) the introduction of additional powers for the Courts to impose restrictions on anti-social behaviour;
- (c) the re-establishment of the Graffiti Taskforce and increased penalties for graffiti vandals and those who sell spray cans to minors;
- (d) an increase in penalties for hoons – including the confiscation of the vehicles of repeat offenders;
- (e) legislation for tougher penalties for cannabis and other drug possession, cultivation, the sale of drugs to children, and the sale of drug paraphernalia;
- (f) the commencement of work on a new juvenile prison facility for 18–22 year old offenders in the metropolitan area;
- (g) commencement of work on the installation of CCTV at locations across the state in cooperation with local communities as part of a \$6 million Community Crime Prevention Program; and
- (h) the repeal of Labor’s prostitution legislation to stop the spread of brothels in our suburbs and towns.

**5. Liberal Party Health Promises and Plan for Better Health Services** (Notice given – 2/12/08)

Mr R.H. Cook: To move –

That this House condemns the Minister for Health for his failure to act on issues as detailed in the *Liberal Plan for the First 100 Days of Government* and the Government’s policy on health, *Liberal Plan for Better Health Services*.

**6. Independent Mental Health and Wellbeing Commissioner** (Notice given – 2/12/08)

Mr R.H. Cook: To move –

That this House condemns the Minister for Mental Health for his failure to act on issues as detailed in the *Liberal Plan for the First 100 Days of Government* which says the Government will appoint an independent Mental Health and Wellbeing Commissioner.

## PRIVATE MEMBERS' BUSINESS – ORDER OF THE DAY

1. **Tobacco Products Control Amendment Bill 2008** (Dr J.M. Woollard) (No. 017, 2r. – 26/11/08)

Second reading. Adjourned debate (Mr D.A. Templeman).

2. **Weapons (Supply to Minors and Enhance Police Powers) Amendment Bill 2008** (Ms M.M. Quirk, 1r. – 27/11/08)

To be read a second time.

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## REFERENCES TO COMMITTEES

<i>Committee</i>	<i>Reference</i>	<i>Date Due</i>
Standing Committee on Education and Health	General Health Screening of Children at Pre-primary and Primary School Level	18 June 2009

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- \* Denotes amendments appear in the Notices and Amendments section of the Notice Paper.
  - † Denotes time allocated for Bill appears in the Notices and Amendments section of the Notice Paper.
  - ‡ Denotes second reading debate on the Bill was undertaken cognately with a principal Bill, and no further second reading debate will occur.
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## NOTICES AND AMENDMENTS

### *Surrogacy Bill 2008 (No. 001—1)*

Clause 17.

Ms A.J.G. MacTiernan: To move –

Page 8, after line 9 – To insert –

“

(b) unless the Council is satisfied that there are exceptional circumstances because of which it should dispense with this requirement, that one of the arranged parents is contributing genetic material;

and

”.

Mr P. Abetz: To move –

Page 9, lines 2 and 3 – To delete “ , the birth mother and any donor ” and substitute –

“ and the birth mother ”.

Mr P. Abetz: To move –

Page 9, line 8 – To delete the full stop and substitute –

“

; and

- (f) both of the arranged parents are the child’s genetic parents; and
- (g) the surrogacy arrangement provides that the arranged parents shall provide ongoing medical insurance for the birth mother in the event that the pregnancy results or is likely to result in the surrogate mother needing ongoing medical treatment as a consequence of the pregnancy or birth.

”.

Clause 19.

Mr J.M. Francis: To move –

Page 10, lines 8 to 12 – To delete the lines and substitute –

“

- (b) when the surrogacy arrangement was entered into or after that time but before the application is made, the arranged parents are an eligible couple.

”.

Mr P. Abetz: To move –

Page 10, line 17 – To insert after “ conceive ” –

“ , or give birth to, ”.

Mr P. Abetz: To move –

Page 10, lines 22 to 29 – To delete the lines.

Mr P. Abetz: To move –

Page 11, lines 2 and 3 – To delete “definitions of *eligible couple* and *eligible person*” and substitute –  
“ definition of *eligible couple* ”.

Clause 21.

Mr P. Abetz: To move –

Page 12, line 16 – To delete “ except in circumstances identified in subsection (4), ”.

Mr P. Abetz: To move –

Page 12, line 28 – To delete “ In circumstances identified in subsection (4) or if ” and substitute –  
“ If ”.

Mr P. Abetz: To move –

Page 13, lines 8 to 13 – To delete the lines.

Clause 22

Mr P. Abetz: To move –

Page 13, after line 19 – To insert –

“

- (c) provide for the child and the birth mother to have an ongoing meaningful relationship; and

”.

Clause 67

Mr P. Abetz: To move –

Page 36, line 22 – To delete “ , or the woman who is, ”.

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**PETER J. MCHUGH**

Clerk of the Legislative Assembly