

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS**No. 76****FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT**

THURSDAY, 18 MARCH 2010**1. Meeting of Assembly**

The Assembly met at 9.00 a.m. pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Petitions

Shack Site Communities – Mr I.M. Britza presented a petition from 169 persons requesting that Shack Site communities be preserved so Western Australians have affordable coastal holiday destinations for future generations (P. 258).

Yalgorup National Park in Lake Clifton – Mr D.A. Templeman presented a petition from 38 persons requesting that the land around Yalgorup National Park in Lake Clifton (Lots 1000, 2240, 2275, 2657 and 3045 Preston Beach Road, Lake Clifton) not be subdivided into smaller lots than those in existence in February 2010 (P. 259).

Urban Development South of the Moore River – Mr A.J. Simpson presented a petition from 125 persons requesting that the Legislative Assembly support the recommendation that the land adjoining the proposed Wilbinga Conservation Park be protected from future development (P. 260).

Ban on Uranium Mining in Western Australia – Ms A.S. Carles presented a petition from 533 persons requesting that the ban on uranium mining in Western Australia be reinstated (P. 261).

3. Papers

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

By the Clerk –

Occupational Safety and Health Act 1984 – Code of Practice: Safeguarding of Machinery and Plant 2009, tabled under section 57(5) of the Act (1927).

Occupational Safety and Health Act 1984 – Code of Practice: Tilt-up and Precast Concrete Construction 2004, tabled under section 57(5) of the Act (1928).

Occupational Safety and Health Act 1984 – Code of Practice for Safety and Health within the Waste Management and Recycling Industries, tabled under section 57(5) of the Act (1929).

Occupational Safety and Health Act 1984 – National Code of Practice for Precast, Tilt-up and Concrete Elements in Building and Construction, tabled under section 57(5) of the Act (1930).

Railway (Butler to Brighton) Bill 2009 – Clarkson to Brighton Joondalup Line Railway Extension Map, tabled under section 96(2) of the Public Works Act 1902 (1931).

Railway (Butler to Brighton) Bill 2009 – Clarkson to Butler Northern Suburbs Extension Map, tabled under section 96(2) of the Public Works Act 1902 (1932).

4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Culture and the Arts on the *A Day in Pompeii* exhibition opened at the Western Australian Museum in Perth on Thursday 20 May 2010.

The Minister for Education on the four new primary schools to open in 2012 at Aveley, Malvern Springs, Meadow Springs and Piara Waters.

The Minister for Water on the recently announced winter sprinkler ban from 1 June to 31 August.

5. Grievances

The Speaker called for grievances which were then made.

6. Joint Standing Committee on the Corruption and Crime Commission

Mr J.N. Hyde, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Corruption and Crime Commission, Joint Standing Committee on the – Corruption and Crime Commission Report No. 8 on the Investigation of Alleged Public Sector Misconduct in relation to the Activities of an Associate to a Judge of the District Court of Western Australia (1933).

Mr J.N. Hyde spoke on the report.

7. Joint Standing Committee on the Review of the Racing and Wagering Western Australia Acts

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

That the date for presentation of the report of the Joint Standing Committee on the Review of the Racing and Wagering Western Australia Acts be extended to 15 October 2010.

Debate ensued.

Question put and passed.

Ordered, That the Legislative Council be acquainted and seeking its concurrence to same.

8. Restoration of Bill

Mr J.N. Hyde, pursuant to notice, moved,

That the Perth Theatre Trust Amendment Bill 2009 be restored to the point it reached prior to its removal from the Notice Paper on Tuesday, 16 March 2010.

Question put and passed.

9. Treasurer's Advance Authorisation Bill 2010

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

Debate resumed.

Mr J.E. McGrath moved, That the question be now put.

Question put.

The Assembly divided.

Ayes (28)

Mr P. Abetz	Mr B.J. Grylls	Dr M.D. Nahan
Mr C.J. Barnett	Dr K.D. Hames	Mr C.C. Porter
Mr I.C. Blayney	Mrs L.M. Harvey	Mr D.T. Redman
Mr T.R. Buswell	Mr A.P. Jacob	Mr A.J. Simpson
Mr G.M. Castrilli	Dr G.G. Jacobs	Mr M.W. Sutherland
Mr V.A. Catania	Mr R.F. Johnson	Mr T.K. Waldron
Dr E. Constable	Mr A. Krsticevic	Dr J.M. Woollard
Mr M.J. Cowper	Mr W.R. Marmion	Mr J.E. McGrath (<i>Teller</i>)
Mr J.H.D. Day	Mr P.T. Miles	
Mr J.M. Francis	Ms A.R. Mitchell	

Noes (22)

Ms L.L. Baker	Mr M. McGowan	Mr C.J. Tallentire
Mr J.J.M. Bowler	Mrs C.A. Martin	Mr P.C. Tinley
Ms A.S. Carles	Mr M.P. Murray	Mr A.J. Waddell
Mr J.N. Hyde	Mr P. Papalia	Mr P.B. Watson
Mr W.J. Johnston	Mr J.R. Quigley	Mr M.P. Whitely
Mr J.C. Kobelke	Ms M.M. Quirk	Mr D.A. Templeman (<i>Teller</i>)
Mr F.M. Logan	Mr E.S. Ripper	
Ms A.J.G. MacTiernan	Ms R. Saffioti	

Question thus passed.

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

Question put and passed.

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

10. Road Traffic Amendment Bill 2010

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.

11. Approvals and Related Reforms (No. 3) (Crown Land) Bill 2009

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 C.J. Tallentire speaking) and adjourned until a later stage of the sitting.

12. Members' Statements

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

13. Economics and Industry Standing Committee – Terms of Reference

The Speaker advised members that he had received a letter dated 17 March 2010 from the Chairman of the Economics and Industry Standing Committee, advising that the Committee had resolved to conduct an Inquiry into the Department of Environment and Conservation's management of former pastoral leases.

In particular, the Committee will investigate the Department of Environment and Conservation's:

- (1) management of pest animals and weed;

- (2) preservation of pastoral heritage;
- (3) opportunities for improved management; and
- (4) consideration of the economic potential of non-pastoral uses for this land.

The committee will report to the Legislative Assembly on 24 June 2010.

The Speaker advised members that he had arranged for the Committee's terms of reference to be placed on the notice boards of the Legislative Assembly.

14. Questions

Questions without Notice were taken.

Questions on Notice Nos 2511 to 2548 were asked.

15. Additional Information

The Minister for Health provided additional information relating to Question without Notice No. 102 asked yesterday by Mr J.N. Hyde regarding Healthway funding for the Music, Arts, Surf and Style Festival.

16. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 3 be resumed.

17. Approvals and Related Reforms (No. 3) (Crown Land) Bill 2009

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

Debate resumed.

Question put and passed.

Bill read a second time.

Leave was granted to proceed forthwith to the third reading of the bill.

The Minister for Lands moved, That the bill be now read a third time.

Question put and passed.

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

18. Special Adjournment

The Leader of the House moved, That the House at its rising adjourn until Tuesday, 20 April 2010 at 2.00 p.m.

Question put and passed.

19. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly, at 4.05 p.m. until Tuesday, 20 April 2010 at 2.00 p.m.

Members present during any part of the day's proceedings – All the members except Mr R.H. Cook and Mr B.S. Wyatt.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. GRANT WOODHAMS
Speaker of the Legislative Assembly