

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 192

FIRST SESSION OF THE THIRTY-SEVENTH PARLIAMENT

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WEDNESDAY, 9 APRIL 2008

### 1. Meeting of Assembly

The Assembly met at 12 noon pursuant to adjournment.

The Deputy Speaker took the Chair.

Prayers were read.

### 2. Papers

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

By the Clerk –

Conservation and Land Management Act 1984 – Lease No. 2248/100 between the Department of Environment and Conservation and the City of Albany for a Bush Fire Brigade Shed, Situated at Torndirrup National Park (3771).

Public Sector Standards Commissioner, Office of the – Parliamentary Series Report No. 1 (3772).

### 3. Notices of Motion

### 4. Brief Ministerial Statements

The following Brief Ministerial Statements were made by –

The Premier on the inaugural International Square Kilometre Array Forum (radio astronomy).

The Premier on the success of a Western Australian team of HIV experts in stopping transmission of the disease between infected mothers and their unborn babies.

The Minister for Peel on the opening on 8 April 2008 of the Australian Sailing Museum, incorporating the America's Cup Museum, at the Mandurah Ocean Marina.

### **5. Equal Opportunity Amendment Bill 2008**

The Attorney General, pursuant to notice, moved,

That a bill for “An Act to amend the *Equal Opportunity Act 1984*.” be introduced and read a first time.

Question put and passed.

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

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

Mr C.J. Barnett moved, That the debate be adjourned.

Question put and passed.

### **6. Fatal Accidents Amendment Bill 2008**

The Attorney General, pursuant to notice, moved,

That a bill for “An Act to amend the *Fatal Accidents Act 1959*.” be introduced and read a first time.

Question put and passed.

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

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

Mr A.J. Simpson moved, That the debate be adjourned.

Question put and passed.

### **7. Acts Amendment (Weapons) Bill 2008**

The Attorney General, pursuant to notice, moved,

That a bill for “An Act to amend *The Criminal Code* and the *Weapons Act 1999*.” be introduced and read a first time.

Question put and passed.

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

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

Dr G.G. Jacobs moved, That the debate be adjourned.

Question put and passed.

### **8. Community Protection (Offender Reporting) Amendment Bill 2007**

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

#### *CONSIDERATION IN DETAIL*

Clauses 4 to 13 agreed to.

Title agreed to.

Consideration in detail concluded.

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

The Minister for Police and Emergency Services 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.

**9. Sentence Administration (Interstate Transfer of Community Based Sentences) Bill 2007**

The Order of the Day for the third reading of the bill having been read, the Leader of the House on behalf of the Minister for Corrective Services 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.

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

Ordered, That Government Business Order of the Day No. 7 be next considered.

**11. State Supply Commission Amendment Bill 2007**

The Order of the Day for the consideration in detail of Legislative Council message No. 199 was read.

The message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *State Supply Commission Amendment Bill 2007* subject to the amendment contained in the Schedule annexed; in which amendment the Legislative Council desires the concurrence of the Legislative Assembly.

*Schedule indicating the amendment made by the Legislative Council in the State Supply Commission Amendment Bill 2007*

**No. 1**

Clause 7, page 4, after line 8 — To insert —

“

- (5) Any State fleet agreement shall include a condition requiring the Minister, or department of the Public Service principally assisting the Minister, to —
  - (a) minimise, so far as practicable, the net greenhouse gas emissions associated with vehicles used by public authorities by —
    - (i) maximising, so far as practicable, the fuel efficiency of the vehicle fleet; and
    - (ii) offsetting greenhouse gas emissions of the vehicle fleet; and
  - (b) report annually on the greenhouse gas emissions associated with vehicles used by public authorities.

”.

*CONSIDERATION IN DETAIL*

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

Question put and passed.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

**12. Premier's Statement**

The Order of the Day for the resumption of the debate upon the question, That the Premier's Statement be noted, was read.

Debate resumed.

Debate interrupted by the Chair (Mr M.J. Birney speaking) and adjourned until a later stage of the sitting.

### **13. Speaker's Statement – Emergency Procedures Test**

The Speaker advised members that he had approved the interruption of proceedings for approximately 5 minutes on Thursday, 10 April 2008 at 3.00 pm to allow for a test of the new emergency evacuation alarm system. Members would not be required to leave the Chamber or the House during this test.

### **14. Questions**

Questions without notice were taken.

Questions on notice Nos 3307 to 3320 were asked.

Questions on notice Nos 3117, 3127, 3128, 3143, 3144, 3146, 3148, 3153, 3156, 3178, 3235 and 3238 were answered.

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Paper tabled by the Minister for Education and Training –

Question on Notice No. 3146 – Summary of school maintenance program from 2001 to 2007 (3773).

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

Ordered, That Government Business Order of the Day No. 4 be next considered.

### **16. Casino (Burswood Island) Agreement 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.

Debate interrupted by the Chair (Mr A.J. Simpson speaking) and adjourned until a later stage of the sitting.

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

Ordered, That Private Members' Business Orders of the Day Nos 21, 18 and 20 and Private Members' Business Notice of Motion No. 23 be next considered.

### **18. Daylight Saving Amendment Bill (No. 3) 2007**

Mr G. Snook, pursuant to notice, moved,

That a bill for "An Act to amend the *Daylight Saving Act 2006*." be introduced and read a first time.

Question put and passed.

Mr G. Snook presented an explanatory memorandum and bill read a first time.

Mr G. Snook moved, That the bill be now read a second time.

Mr C.J. Barnett moved, That the debate be adjourned.

Question put and passed.

**19. Acts Amendment (Assaults on Police Officers) Bill 2008**

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 P. Papalia speaking) and adjourned until a later stage of the sitting.

**20. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly, at 7.00 p.m. until Thursday, 10 April 2008 at 9.00 a.m.

*Members present during any part of the day's proceedings* – All the members except Mrs C.A. Martin and Mrs M.H. Roberts.

**PETER J. McHUGH**

Clerk of the Legislative Assembly

**HON. FRED RIEBELING**

Speaker of the Legislative Assembly