

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY**VOTES AND PROCEEDINGS****No. 96****FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT****WEDNESDAY, 11 AUGUST 2010****1. Meeting of Assembly**

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Petition

Increases in Fees and Charges – Mr C.J. Tallentire presented a petition from 44 persons requesting that relief from increased household fees and charges be given to Western Australian householders (P. 310).

3. Papers

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

By the Speaker –

Auditor General, Office of the [OAG] – Report No. 7: Fitting and Maintaining Safety Devices in Public Housing, August 2010 (2394).

By the Clerk –

Horizon Power – Statement of Corporate Intent 2011 (2395).

Land Administration Act 1997 – Proposal No. 7/2010 for excision of 11.1149 hectares from Class ‘A’ Reserve 27023 to enable inclusion into the proposed Reserve to dedicate that portion of Cascade Road (2396).

Land Administration Act 1997 – Proposal No. 9/2010 for excision from Class ‘A’ Reserve 13189 a portion containing a constructed portion of Barrow Road (2397).

Land Administration Act 1997 – Proposal No. 10/2010 for formalisation of Merivale Road and grant of an Easement across portion of Class ‘A’ Reserve 23825 (2398).

Ministerial Resourcing – Report as at July 2010 (2399).

Synergy – Statement of Corporate Intent 2010–11 (2400).

Verve Energy – Statement of Corporate Intent 2010–2011 (2401).

4. Notice of Motion Lapsed

The Speaker advised that Private Members’ Business Notice of Motion No. 4 had lapsed and, unless the member indicated otherwise, would be removed from the Notice Paper.

5. Joint Standing Committee on the Corruption and Crime Commission

The Speaker advised members that he had received a letter from the Chairman of the Joint Standing Committee on the Corruption and Crime Commission, advising that the Committee had resolved to extend the reporting date for its Inquiry into how the Corruption and Crime Commission can best work together with the Western Australian Police Force to combat organised crime, until 9 September 2010.

6. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Health on the Ministerial Review, conducted by Professor Bryant Stokes, of the Public Health Response to the Adverse Events arising from the 2010 Seasonal Influenza Vaccine.

Paper

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

By the Minister for Health –

Health, Minister for – Ministerial Review into the Public Health Response into the Adverse Events to the Seasonal Influenza Vaccine: Final Report to the Minister for Health, July 2010 (2402).

The Minister for Regional Development on the Country Age Pension Fuel Card program in regional Western Australia.

7. Leave of Absence

Mr J.E. McGrath, pursuant to notice, moved,

That leave be given for the absence from the Legislative Assembly of the member for Morley until 31 October 2010 on the grounds of ill health.

Debate ensued.

Question put and passed.

8. Telecommunications (Interception) Western Australia Amendment Bill 2010

The Minister for Police, pursuant to notice, moved,

That a bill for “An Act to amend and rename the *Telecommunications (Interception) Western Australia Act 1996* and as a consequence to amend another Act.” be introduced and read a first time.

Question put and passed.

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

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

Mr M. McGowan moved, That the debate be adjourned.

Question put and passed.

9. Industrial Relations Amendment Bill 2010

Mr V.A. Catania, pursuant to notice, moved,

That a bill for “An Act to amend the *Industrial Relations Act 1979* by providing the Public Service Arbitrator jurisdiction to enquire into or deal with, or refer to the Commission in Court Session or the Full Bench, any matter in respect of which a procedure referred to in section 97(1)(a) of the *Public Sector Management Act 1994* is, or may be, prescribed under that Act.” be introduced and read a first time.

Question put and passed.

Mr V.A. Catania presented an explanatory memorandum and bill read a first time.

Ordered, That the second reading of the bill be made an Order of the Day for a later stage of the sitting.

10. Retail Trading Hours Amendment (Armadale Tourism Precinct) Bill 2010

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 V.A. Catania speaking) and adjourned until a later stage of the sitting.

11. Questions

Questions without Notice were taken.

Questions on Notice Nos 3686 to 3731 were asked.

Questions on Notice Nos 3372, 3383 and 3440 were answered.

12. Education and Health Standing Committee

The Speaker advised members that a response to the recommendations of the Education and Health Standing Committee's report entitled "Destined to Fail: Western Australia's Health System", by the Minister for Health had not been received by the required time.

13. Variation to the Order of Business

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

14. Retail Trading Hours Amendment (Armadale Tourism Precinct) Bill 2010

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

Question put.

The Assembly divided.

Ayes (47)

Mr P. Abetz	Mr A.P. Jacob	Ms M.M. Quirk
Mr F.A. Alban	Dr G.G. Jacobs	Mr E.S. Ripper
Ms L.L. Baker	Mr R.F. Johnson	Mrs M.H. Roberts
Mr C.J. Barnett	Mr W.J. Johnston	Ms R. Saffioti
Mr T.R. Buswell	Mr J.C. Kobelke	Mr A.J. Simpson
Ms A.S. Carles	Mr A. Krsticevic	Mr T.G. Stephens
Mr G.M. Castrilli	Mr F.M. Logan	Mr M.W. Sutherland
Dr E. Constable	Mr M. McGowan	Mr C.J. Tallentire
Mr R.H. Cook	Mr W.R. Marmion	Mr D.A. Templeman
Mr M.J. Cowper	Mr P.T. Miles	Mr P.C. Tinley
Mr J.H.D. Day	Ms A.R. Mitchell	Mr A.J. Waddell
Mr J.M. Francis	Dr M.D. Nahan	Mr P.B. Watson
Ms J.M. Freeman	Mr A.P. O'Gorman	Mr M.P. Whately
Dr K.D. Hames	Mr P. Papalia	Mr B.S. Wyatt
Mrs L.M. Harvey	Mr C.C. Porter	Mr J.E. McGrath (<i>Teller</i>)
Mr J.N. Hyde	Mr J.R. Quigley	

Noes (4)

Mr V.A. Catania	Mr T.K. Waldron
Mr D.T. Redman	Mr B.J. Grylls (<i>Teller</i>)

Question thus passed.

Bill read a second time.

CONSIDERATION IN DETAIL

Clause 1.

The Minister for Commerce moved,

Page 2, line 3 — To delete “*Tourism*” and substitute:

“ *Special Trading* ”.

Amendment put.

Debate interrupted by the Chair and adjourned until a later stage of the sitting.

15. Variation to the Order of Business

Ordered, That Private Members’ Business Notices of Motion Nos 6 and 7 be next considered.

16. Western Australian Tourism Industry

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

That this House expresses its grave concern at the continued decline of the Western Australian tourism industry and condemns the Minister for Tourism for her lack of interest and demonstrated failures in this portfolio.

Debate ensued.

Question put.

The Assembly divided.

Ayes (23)

Ms L.L. Baker	Mr A.P. O’Gorman	Mr C.J. Tallentire
Mr R.H. Cook	Mr P. Papalia	Mr P.C. Tinley
Ms J.M. Freeman	Mr J.R. Quigley	Mr A.J. Waddell
Mr J.N. Hyde	Ms M.M. Quirk	Mr P.B. Watson
Mr W.J. Johnston	Mr E.S. Ripper	Mr M.P. Whately
Mr F.M. Logan	Mrs M.H. Roberts	Mr B.S. Wyatt
Mr M. McGowan	Ms R. Saffioti	Mr D.A. Templeman (<i>Teller</i>)
Mr M.P. Murray	Mr T.G. Stephens	

Noes (29)

Mr P. Abetz	Mr M.J. Cowper	Mr W.R. Marmion
Mr F.A. Alban	Mr J.H.D. Day	Mr P.T. Miles
Mr C.J. Barnett	Mr J.M. Francis	Ms A.R. Mitchell
Mr I.C. Blayney	Mr B.J. Grylls	Dr M.D. Nahan
Mr J.J.M. Bowler	Dr K.D. Hames	Mr C.C. Porter
Mr T.R. Buswell	Mrs L.M. Harvey	Mr D.T. Redman
Ms A.S. Carles	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 J.E. McGrath (<i>Teller</i>)
Dr E. Constable	Mr A. Krsticevic	

Question thus negated.

17. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 7.02 p.m. until Thursday, 12 August 2010 at 9.00 a.m.

Members present during any part of the day's proceedings – All the members except Mr I.M. Britza and Mrs C.A. Martin.

PETER J. McHUGH

Clerk of the Legislative Assembly

HON. GRANT WOODHAMS

Speaker of the Legislative Assembly