

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS**No. 99****FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT**

WEDNESDAY, 18 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. Petitions

Live Animal Trade – Ms L.L. Baker presented a petition from 770 persons requesting that the Legislative Assembly investigate the live animal trade with a view to recommending a timeframe for replacement by the export of chilled or frozen carcasses (P. 312).

Plastic Shopping Bags – Mr M.P. Whitely presented a petition from 13 persons requesting that the Legislative Assembly ban the use of plastic shopping bags in the State of Western Australia by supporting a private member's bill which will be introduced by the State Opposition (P. 313).

3. Papers

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

By the Clerk –

Midland Redevelopment Act 1999 – Ministerial Approval for the Disposal of Land, being Lot 499 Yelverton Drive, Midland, of value in excess of \$1 million in accordance with section 20(2)(A) of the Midland Redevelopment Act 1999 (2414).

Mining Act 1978 – Review of the Operation and Effectiveness of the Mining Act 1978 as amended by the Mining Amendment Act 2004 (WA) (2415).

Western Power – Statement of Corporate Intent 2009–2010 (2416).

Western Power – Statement of Corporate Intent 2010–2011 (2417).

4. Notice of Motion**5. Brief Ministerial Statements**

Brief Ministerial Statements were made by –

The Minister for Culture and the Arts on the success of the *A day in Pompeii* Exhibition at the Western Australian Museum.

The Minister for Heritage on the outcomes of the Adaptive Reuse Breakfast Seminar, 'A New Future for our Past' organised by the Heritage Council.

The Minister for Water on the Infill Sewerage Programme in Dawesville, Port Hedland and the Peel region.

6. Community Development and Justice Standing Committee

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

That the Member for Girrawheen be appointed to the Community Development and Justice Standing Committee to fill the vacancy caused by the resignation of the Member for Armadale.

Debate ensued.

Question put and passed.

7. Liquor Control Amendment Bill 2010

The Minister for Racing and Gaming, pursuant to notice, moved,

That a bill for "An Act to amend the *Liquor Control Act 1988*." be introduced and read a first time.

Question put and passed.

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

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

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

Question put and passed.

8. Suspension of Standing Orders

Mr F.M. Logan, without notice, moved, That so much of the Standing Orders be suspended as is necessary to enable the following motion to be moved forthwith and that the debate be conducted according to the rules for a Matter of Public Interest –

That this House condemns the Minister for Water for his mismanagement of issues relating to the position of Director General of the Department of Water, specifically:

- (a) misleading the House when claiming to have reprimanded Mr Taylor on numerous occasions prior to him being removed from that position; and
- (b) not complying with appropriate public sector standards in relation to the appointment of the Acting Director General of this department.

Debate ensued.

Question put.

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

9. Minister of Water – Management of Issues

Mr F.M. Logan, pursuant to the foregoing motion, moved,

That this House condemns the Minister for Water for his mismanagement of issues relating to the position of Director General of the Department of Water, specifically:

- (a) misleading the House when claiming to have reprimanded Mr Taylor on numerous occasions prior to him being removed from that position; and
- (b) not complying with appropriate public sector standards in relation to the appointment of the Acting Director General of this department.

Debate ensued.

Question put.

The Assembly divided.

Ayes (22)

Ms L.L. Baker
Mr R.H. Cook
Ms J.M. Freeman
Mr J.N. Hyde
Mr W.J. Johnston
Mr J.C. Kobelke
Mr F.M. Logan
Mr M. McGowan

Mrs C.A. Martin
Mr A.P. O’Gorman
Mr P. Papalia
Mr J.R. Quigley
Ms M.M. Quirk
Mr E.S. Ripper
Mrs M.H. Roberts
Ms R. Saffioti

Mr C.J. Tallentire
Mr P.C. Tinley
Mr A.J. Waddell
Mr P.B. Watson
Mr M.P. Whitely
Mr D.A. Templeman (*Teller*)

Noes (28)

Mr P. Abetz
Mr F.A. Alban
Mr C.J. Barnett
Mr I.C. Blayney
Mr J.J.M. Bowler
Mr T.R. Buswell
Mr G.M. Castrilli
Mr V.A. Catania
Dr E. Constable
Mr M.J. Cowper

Mr J.H.D. Day
Mr J.M. Francis
Mr B.J. Grylls
Dr K.D. Hames
Mrs L.M. Harvey
Dr G.G. Jacobs
Mr R.F. Johnson
Mr A. Krsticevic
Mr W.R. Marmion
Mr P.T. Miles

Ms A.R. Mitchell
Dr M.D. Nahan
Mr C.C. Porter
Mr D.T. Redman
Mr M.W. Sutherland
Mr T.K. Waldron
Dr J.M. Woollard
Mr J.E. McGrath (*Teller*)

Question thus negatived.

10. Prohibited Behaviour Orders 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 M. McGowan speaking) and adjourned until a later stage of the sitting.

11. Questions

Questions without Notice were taken.

Questions on Notice Nos 3753 to 3776 were asked.

12. Variation to the Order of Business

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

13. Prohibited Behaviour Orders 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 (Attorney General speaking in reply) and adjourned until a later stage of the sitting.

14. Variation to the Order of Business

Ordered, That Private Members’ Business Notice of Motion No. 7 be next considered.

15. Increases to Family Bills in Western Australia

Mr E.S. Ripper, pursuant to notice, moved,

That this House condemns the Barnett Government for its continued savage increases to family bills in Western Australia.

Debate ensued.

Debate interrupted by the Chair (Dr M.D. Nahan speaking) and adjourned until a later stage of the sitting.

16. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 7.00 pm until Thursday, 19 August 2010 at 9.00 am.

Members present during any part of the day's proceedings – All the members except Mr I.M. Britza and Mr T.G. Stephens.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. GRANT WOODHAMS
Speaker of the Legislative Assembly