

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 14

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

TUESDAY, 11 JUNE 2013

1. Meeting of Assembly

The Assembly met at 2.00 p.m. pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Mines and Petroleum on the opening of the Enterprise Gold Mine by Norton Hill Gold Fields.

The Minister for Regional Development on the Ord River Irrigation Expansion Project.

3. Questions

Questions without Notice were taken.

Questions on Notice Nos 298 to 497 were asked.

Questions on Notice Nos 19, 21, 24 to 26, 33, 36, 68 to 71, 74, 129 to 136, 139, 140, 142, 147, 156 to 164, 166 to 180, 182, 183, 185, 188 to 192, 194, 196, 198 to 202, 204 to 226, 229, 230, 232, 234 to 238, 243 to 245 and 273 were answered.

Papers tabled by the Minister for Police –

Question on Notice No. 223 – Full-time equivalent allocation for sworn police officers in the South East Metropolitan District from 2001 to 2013 (359).

Question on Notice No. 224 – Full-time equivalent allocation for sworn police officers in the South East Metropolitan District from 2001 to 2013 (360).

Paper tabled by the Minister for Corrective Services –

Question on Notice No. 175 – Details relating to programs currently provided for adult prisoners and rates of participation (361).

4. Unanswered Question on Notice

Mr W.J. Johnston asked why no answer had been received in respect of his Question on Notice No. 203.

5. Speaker's Statement – Right of Reply on Urgency Motion

The Speaker advised members that if a member who has moved a motion to consider a bill an urgent bill wishes to speak in reply, that member may do so, provided there are no other members who wish to speak and there is time remaining.

6. Petitions

Underage Drinking – Mr P. Abetz presented a petition from 14 persons requesting that the Legislative Assembly introduce secondary supply legislation encompassing responsible supply of alcohol in Western Australia (P. 10).

Shire of Ashburton – Mr V.A. Catania presented a petition from 208 persons requesting that the Legislative Assembly directs the Minister for Local Government to re-instate the councillors of the Shire of Ashburton and revoke the appointment of the Commissioner for that Shire (P. 11).

Bus Service 44 – Ms L.L. Baker presented a petition from 17 persons requesting that Legislative Assembly reverse the Barnett Government's decision to axe the number 44 bus service (P. 12).

Belmont Ski Area – Ms L.L. Baker presented a petition from 25 persons requesting that Legislative Assembly ensures that the Barnett Government implements a new plan and management framework for the Riverpark in time for the 2012–2013 boating season and, as part of this, closes the Belmont Ski Area (P. 13).

Busselton Water – Mr T.R. Buswell presented a petition from 555 persons requesting that the Legislative Assembly directs the Minister for Water to reassure the Busselton community that Busselton Water will continue as a separate entity (P. 14).

7. Papers

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

By the Clerk –

Dog Act 1976 – Local Laws (Town of Claremont Dogs Local Law 2012 G.G. 24/05/2013) (341).

Electricity Industry Act 2004 – Regulations (Electricity Industry (Wholesale Electricity Market) Amendment Regulations (No. 2) 2013 G.G. 31/05/2013) (342).

Fair Trading Act 2010 – Regulations (Fair Trading (Fitness Industry Code of Practice) Amendment Regulations 2013 G.G. 28/05/2013) (343).

Fire Brigades Act 1942 – Regulations (Fire Brigades Amendment Regulations 2013 G.G. 4/06/2013) (344).

Fish Resources Management Act 1994 – Management Plans (Joint Authority Southern Demersal Gillnet and Demersal Longline Managed Fishery Management Plan Amendment 2013 [1143] G.G. 31/05/2013) (345).

Fish Resources Management Act 1994 – Management Plans (Pilbara Fish Trawl Interim Managed Fishery Management Plan Amendment 2013 [1137] G.G. 7/06/2013) (346).

Fish Resources Management Act 1994 – Management Plans (South Coast Estuarine Fishery Management Plan Amendment 2013 G.G. 24/05/2013) (347).

Forest Products Commission – Half Year Report to 31 December 2012 (348).

Government of Western Australia – Quarterly Financial Results Report, March 2013 (349).

Liquor Control Act 1988 – Regulations (Liquor Control Amendment Regulations (No. 2) 2013 G.G. 21/05/2013) (350).

Liquor Control Act 1988 – Regulations (Liquor Control Amendment Regulations (No. 4) 2013 G.G. 31/05/2013) (351).

Local Government Act 1995 – Local Laws (City of Vincent Property Local Law No. 1, 2013 G.G. 21/05/2013) (352).

Local Government Act 1995 – Local Laws (Town of Claremont Parking Local Law 2012 G.G. 23/05/2013) (353).

Magistrates Court (Civil Proceedings) Act 2004 – Rules (Magistrates Court (Civil Proceedings) Amendment Rules (No. 2) 2013 G.G. 24/05/2013) (354).

Magistrates Court Act 2004 – Rules (Magistrates Court (Minor Cases Procedure) Amendment Rules (No. 2) 2013 G.G. 24/05/2013) (355).

Planning and Development Act 2005 – Regulations (Planning and Development Amendment Regulations 2013 G.G. 21/05/2013) (356).

Road Traffic Act 1974 – Regulations (Road Traffic (Charges and Fees) Amendment Regulations (No. 5) 2013 G.G. 31/05/2013) (357).

Road Traffic Act 1974 – Regulations (Road Traffic (Charges and Fees) Amendment Regulations (No. 7) 2013 G.G. 31/05/2013) (358).

8. Notices of Motion

9. Matter of Public Interest – Health and Tourism Portfolios

The Speaker informed the Assembly that he was in receipt of a notice from Mr M. McGowan that he intended to move a motion on a matter of public interest.

At least five members having risen in support,

Mr M. McGowan moved,

That this House calls on the Premier to remove the Minister for Health and Tourism from one of his portfolios so that each portfolio gets the attention it deserves.

Debate ensued.

Suspension of Member

The Speaker, having called Ms M.M. Quirk to order more than three times, suspended the member from the service of the Assembly for the remainder of the sitting.

Question put.

The Assembly divided.

Ayes (17)

Ms L.L. Baker
Dr A.D. Buti
Mr R.H. Cook
Mr W.J. Johnston
Mr D.J. Kelly
Mr F.M. Logan

Mr M. McGowan
Ms S.F. McGurk
Mr M.P. Murray
Mr P. Papalia
Mr J.R. Quigley
Mrs M.H. Roberts

Ms R. Saffioti
Mr C.J. Tallentire
Mr P.C. Tinley
Mr B.S. Wyatt
Mr D.A. Templeman (*Teller*)

Noes (34)

Mr P. Abetz
 Mr F.A. Alban
 Mr C.J. Barnett
 Mr I.C. Blayney
 Mr I.M. Britza
 Mr T.R. Buswell
 Mr G.M. Castrilli
 Mr V.A. Catania
 Mr M.J. Cowper
 Ms M.J. Davies
 Mr J.H.D. Day
 Ms W.M. Duncan

Mr J.M. Francis
 Mrs G.J. Godfrey
 Mr B.J. Grylls
 Dr K.D. Hames
 Mrs L.M. Harvey
 Mr C.D. Hatton
 Mr A.P. Jacob
 Dr G.G. Jacobs
 Mr S.K. L'Estrange
 Mr W.R. Marmion
 Mr J.E. McGrath
 Mr P.T. Miles

Ms A.R. Mitchell
 Mr N.W. Morton
 Dr M.D. Nahan
 Mr D.C. Nalder
 Mr J. Norberger
 Mr D.T. Redman
 Mr A.J. Simpson
 Mr M.H. Taylor
 Mr T.K. Waldron
 Mr A. Krsticevic (*Teller*)

Question thus negatived.

10. Joint Standing Committee on Delegated Legislation

Message No. 5 dated 23 May 2013 from the Legislative Council was reported as follows –

The Legislative Council acquaints the Legislative Assembly that the following Members have been appointed as Members to the Joint Standing Committee on Delegated Legislation —

- Hon Peter Katsambanis;
- Hon Mark Lewis;
- Hon Ljiljanna Ravlich; and
- Hon Robin Chapple.

11. Variation to the Order of Business

Ordered, That Business of the Assembly Order of the Day No. 1 be postponed to a later stage of the day's sitting.

12. Duties Legislation Amendment Bill 2013

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

Urgent Bill

The Minister for Finance moved, That the Duties Legislation Amendment Bill 2013 be considered an urgent bill.

Debate ensued.

Question put.

The Assembly divided.

Ayes (34)

Mr P. Abetz
 Mr F.A. Alban
 Mr C.J. Barnett
 Mr I.C. Blayney
 Mr I.M. Britza
 Mr T.R. Buswell
 Mr G.M. Castrilli
 Mr V.A. Catania
 Mr M.J. Cowper
 Ms M.J. Davies
 Mr J.H.D. Day
 Ms W.M. Duncan

Mr J.M. Francis
 Mrs G.J. Godfrey
 Mr B.J. Grylls
 Dr K.D. Hames
 Mrs L.M. Harvey
 Mr C.D. Hatton
 Mr A.P. Jacob
 Dr G.G. Jacobs
 Mr S.K. L'Estrange
 Mr W.R. Marmion
 Mr J.E. McGrath
 Mr P.T. Miles

Ms A.R. Mitchell
 Mr N.W. Morton
 Dr M.D. Nahan
 Mr D.C. Nalder
 Mr J. Norberger
 Mr D.T. Redman
 Mr A.J. Simpson
 Mr M.H. Taylor
 Mr T.K. Waldron
 Mr A. Krsticevic (*Teller*)

Noes (17)

Ms L.L. Baker
 Dr A.D. Buti
 Mr R.H. Cook
 Mr W.J. Johnston
 Mr D.J. Kelly
 Mr F.M. Logan

Mr M. McGowan
 Ms S.F. McGurk
 Mr M.P. Murray
 Mr P. Papalia
 Mr J.R. Quigley
 Mrs M.H. Roberts

Ms R. Saffioti
 Mr P.C. Tinley
 Mr P.B. Watson
 Mr B.S. Wyatt
 Mr D.A. Templeman (*Teller*)

Question thus passed.

On the question, That the bill be read a second time,
 Debate ensued.

The Leader of the House moved, That the debate be adjourned.
 Question put and passed.

13. Adjournment

The Leader of the House moved, That the House do now adjourn.
 Question put and passed.

The Assembly adjourned accordingly at 8.39 p.m. until Wednesday, 12 June 2013 at 12 noon.

Members present during any part of the day's proceedings – All the members except Ms E. Evangel and Mr R.S. Love.

PETER J. McHUGH
 Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
 Speaker of the Legislative Assembly