

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 193

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

WEDNESDAY, 16 MARCH 2016

1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Petition

Tonkin Highway Sound Wall – Mrs G. Godfrey presented a petition from 54 persons asking the Legislative Assembly to call on the Minister for Transport to work with the City of Belmont to fill the gaps in the sound wall along Tonkin Highway Cloverdale (P. 351).

3. Papers

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

By the Clerk –

Auditor General, Office of the – Management of Government Concessions – Report No. 3 March 2016 (3927).

Community Development and Justice Standing Committee – Government Response to Report No. 10 – A Measure of Trust: How WA Police Evaluates the Effectiveness of its Response to Family and Domestic Violence (3928).

4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Premier on the Corruption and Crime Commission's investigation into the conduct of various people in relation to an incident on 23 February 2014 involving the former member for Vasse, the Hon. Troy Buswell.

Paper

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

By the Premier –

Premier, The – Report on the Investigation of Alleged Public Sector Misconduct in Relation to an Incident Involving the Hon. Troy Buswell that Occurred on 23 February 2014, Corruption and Crime Commission (3929).

The Minister for Women's Interests on International Women's Day.

The Minister for Culture and the Arts on two new exhibitions at the Art Gallery of Western Australia, the annual Year 12 *Perspectives Exhibition* and the WA Focus Series.

The Minister for Citizenship and Multicultural Interests on the 2016 Harmony Week Multicultural Recognition Awards.

5. Suspension of Standing Orders

Ms R. Saffioti, without notice, moved, That so much of the Standing Orders be suspended to allow the following motion to be moved forthwith –

That this House calls on the Minister for Planning to take full responsibility and resign over his failure to properly manage the Elizabeth Quay Water Park project, and his misleading and inaccurate comments to Parliament regarding water quality concerns and the overall project.

Debate ensued.

The Leader of the House moved, To add to the motion –

“

, subject to the debate being limited to 25 minutes for government members and 25 minutes for non-government members.

”

Amendment put and passed.

On the question, That the motion, as amended, be agreed to,

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

6. Motion – Elizabeth Quay Water Park

Ms R. Saffioti, pursuant to the foregoing motion, moved,

That this House calls on the Minister for Planning to take full responsibility and resign over his failure to properly manage the Elizabeth Quay Water Park project, and his misleading and inaccurate comments to Parliament regarding water quality concerns and the overall project.

Debate ensued.

Suspension of Member

The Speaker, having called Mr W.J. Johnston 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 (19)

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

Mr M. McGowan
 Ms S.F. McGurk
 Mr M.P. Murray
 Mr P. Papalia
 Ms M.M. Quirk
 Mrs M.H. Roberts
 Ms R. Saffioti

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

Noes (35)

Mr P. Abetz
 Mr F.A. Alban
 Mr C.J. Barnett
 Mr I.C. Blayney
 Mr I.M. Britza
 Mr G.M. Castrilli
 Mr V.A. Catania
 Mr M.J. Cowper
 Ms M.J. Davies
 Mr J.H.D. Day
 Ms E. Evangel
 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 R.S. Love
 Mr W.R. Marmion
 Mr J.E. McGrath
 Ms L. Mettam

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 negated.

7. Precedence of Private Members' Business

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

That so much of Standing Orders be suspended as is necessary to enable Private Members' Business to have priority on Wednesday, 16 March 2016, between 4.00 p.m. and 8.00 p.m.

Debate ensued.

Question put and passed.

8. Legal Profession Amendment Bill 2016

The Deputy Premier, pursuant to notice, moved,

That a Bill for "An Act to amend the *Legal Profession Act 2008*" be introduced and read a first time.

Question put and passed.

The Deputy Premier presented an explanatory memorandum and bill read a first time.

The Deputy Premier moved, That the bill be now read a second time.

Mr D.A. Templeman moved, That the debate be adjourned.

Question put and passed.

9. Legal Profession Amendment (Levy) Bill 2016

The Deputy Premier, pursuant to notice, moved,

That a Bill for "An Act to amend the *Legal Profession Act 2008* to impose a levy to provide, operate and maintain a law library." be introduced and read a first time.

Question put and passed.

The Deputy Premier presented an explanatory memorandum and bill read a first time.

The Deputy Premier moved, That the bill be now read a second time.

Mr D.A. Templeman moved, That the debate be adjourned.
Question put and passed.

10. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 2 be next considered.

11. Motor Vehicle (Catastrophic Injuries) Bill 2016

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 B.S. Wyatt speaking) and adjourned until a later stage of the sitting.

12. Questions

Questions without Notice were taken.

Suspension of Member

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

Questions on Notice Nos 5248 to 5254 were asked.

Questions on Notice Nos 4864, 4866, 4869, 4871, 4877, 4880, 4885, 4887, 4888, 4891 to 4893, 4895 to 4898, 4902, 4917 to 4921, 4923, 4924, 4928, 4932, 4933, 4935, 4940 to 4942, 4944, 4945, 4950, 4952, 4953, 4956, 4958, 4959, 4963, 4967, 4968, 4970, 4975 to 4977, 4980, 4984, 4985, 4988, 4992, 4993, 4995, 4997, 5003 to 5005, 5012, 5013, 5023, 5024, 5027, 5031, 5032, 5055, 5110 and 5140 were answered.

Papers tabled by the Premier; Minister for State Development; Science –

Question on Notice No. 4917 – Government departments, agencies or Government Trading Enterprises currently using the Department of Premier and Cabinet Media Monitoring Unit (3930).

Question on Notice No. 4941 – Details of publications produced with a print run of 500 or more for each agency, department and Government Trading Enterprise under the Premier's portfolio responsibilities since 1 July 2014 (3931).

Question on Notice No. 4959 – Total monthly cost of ad-hoc charter travel by Ministers since 1 July 2014 (3932).

Question on Notice No. 4976 – Details of conferences, seminars or workshops organised by a private organisation attended by officers or board members of departments, agencies, Commissions or Government Trading Enterprises under the Premier's portfolio of responsibilities since 1 July 2014 (3933).

Papers tabled by the Minister for Health; Tourism –

Question on Notice No. 4940 – Details of publications produced with a print run of 500 or more for each agency, department and Government Trading Enterprise under the Minister's portfolio responsibilities since 1 July 2014 (3934).

Question on Notice No. 4975 – Details of conferences, seminars or workshops organised by a private organisation attended by officers or board members of departments, agencies, Commissions or Government Trading Enterprises under the Minister's portfolio of responsibilities since 1 July 2014 (3935).

Question on Notice No. 4992 – Details of conferences, seminars or workshops organised by private or not-for-profit organisations which were sponsored by a department, agency, Commission or Government Trading Enterprise under the Minister’s portfolio of responsibilities since 1 July 2014 (3936).

Paper tabled by the Treasurer –

Question on Notice No. 5032 – Advice received from the Australian Competition and Consumer Commission in relation to “national considerations” relating to the Fremantle Port (3937).

Paper tabled by the Minister for Police; Road Safety; Training and Workforce Development; Women’s Interests –

Question on Notice No. 4988 – Details of conferences, seminars or workshops organised by private or not-for-profit organisations which were sponsored by a department, agency, Commission or Government Trading Enterprise under the Minister’s portfolio of responsibilities since 1 July 2014 (3938).

Paper tabled by the Minister for Finance; Mines and Petroleum –

Question on Notice No. 4968 – Details of conferences, seminars or workshops organised by a private organisation attended by officers or board members of departments, agencies, Commissions or Government Trading Enterprises under the Minister’s portfolio of responsibilities since 1 July 2014 (3939).

Papers tabled by the Minister for Emergency Services; Corrective Services; Small Business; Veterans –

Question on Notice No. 4928 – Details of publications produced with a print run of 500 or more for each agency, department and Government Trading Enterprise under the Minister’s portfolio responsibilities since 1 July 2014 (3940).

Question on Notice No. 4963 – Details of conferences, seminars or workshops organised by a private organisation attended by officers or board members of departments, agencies, Commissions or Government Trading Enterprises under the Minister’s portfolio of responsibilities since 1 July 2014 (3941).

Question on Notice No. 4980 – Details of conferences, seminars or workshops organised by private or not-for-profit organisations which were sponsored by a department, agency, Commission or Government Trading Enterprise under the Minister’s portfolio of responsibilities since 1 July 2014 (3942).

Papers tabled by the Minister representing the Minister for Agriculture and Food; Fisheries –

Question on Notice No. 4932 – Details of publications produced with a print run of 500 or more for each agency, department and Government Trading Enterprise under the Minister’s portfolio responsibilities since 1 July 2014 (3943).

Question on Notice No. 4967 – Details of conferences, seminars or workshops organised by a private organisation attended by officers or board members of departments, agencies, Commissions or Government Trading Enterprises under the Minister’s portfolio of responsibilities since 1 July 2014 (3944).

Question on Notice No. 4984 – Details of conferences, seminars or workshops organised by private or not-for-profit organisations which were sponsored by a department, agency, Commission or Government Trading Enterprise under the Minister’s portfolio of responsibilities since 1 July 2014 (3945).

Papers tabled by the Minister representing the Minister for Mental Health; Disability Services; Child Protection –

Question on Notice No. 4935 – Details of publications produced with a print run of 500 or more for each agency, department and Government Trading Enterprise under the Minister’s portfolio responsibilities since 1 July 2014 (3946).

Question on Notice No. 4970 – Details of conferences, seminars or workshops organised by a private organisation attended by officers or board members of departments, agencies, Commissions or Government Trading Enterprises under the Minister’s portfolio of responsibilities since 1 July 2014 (3947).

Papers tabled by the Minister representing the Minister for Housing –

Question on Notice No. 4898 – List of last dates of occupancy for vacant Housing Authority dwellings in Karratha as at 16 February 2016 (3948).

Question on Notice No. 4921 – List of all housing stock owned by the Housing Authority leased on the open market (3949).

Question on Notice No. 4977 – Details of conferences, seminars or workshops organised by a private organisation attended by officers or board members of departments, agencies, Commissions or Government Trading Enterprises under the Minister’s portfolio of responsibilities since 1 July 2014 (3950).

Question on Notice No. 5031 – List of surplus Government Regional Officer Housing sold between 1 July 2015 and 26 February 2016 (3951).

13. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 2 be resumed.

14. Motor Vehicle (Catastrophic Injuries) Bill 2016

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 (Ms M.M. Quirk speaking) and adjourned until a later stage of the sitting.

15. Variation to the Order of Business

Ordered, That Private Members’ Business Notice of Motion No. 10 and Private Members’ Business Order of the Day No. 17 be next considered.

16. Parliamentary Inquiry into Aboriginal Youth Suicides

Ms J. Farrer, pursuant to notice, moved,

That this House urgently calls for a Parliamentary inquiry to determine what more can be done to halt the worrying number of youth suicides among Aboriginal youth in Western Australia, particularly in remote communities, and to determine what resources have been set aside to tackle this crucial issue facing our State.

Debate ensued.

Dr G.G. Jacobs moved, To delete the words “urgently calls for a Parliamentary inquiry to determine” and substitute –

“

supports the Education and Health Standing Committee’s actions in determining

”.

Debate ensued.

On the question, That the words to be deleted, be deleted,

Amendment put.

The Assembly divided.

Ayes (31)

Mr P. Abetz
 Mr F.A. Alban
 Mr C.J. Barnett
 Mr I.M. Britza
 Mr G.M. Castrilli
 Mr V.A. Catania
 Mr M.J. Cowper
 Ms M.J. Davies
 Mr J.H.D. Day
 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 R.F. Johnson
 Mr S.K. L'Estrange
 Mr R.S. Love
 Mr J.E. McGrath
 Ms L. Mettam

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

Noes (16)

Ms L.L. Baker
 Mr R.H. Cook
 Ms J. Farrer
 Ms J.M. Freeman
 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
 Mr C.J. Tallentire

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

Amendment thus passed.

On the question, That the words to be inserted, be inserted,

Amendment put and passed.

On the question, That the motion, as amended, be agreed to,

Question put and passed.

17. Sentence Administration Amendment Bill 2016

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 S. L'Estrange speaking) and adjourned until a later stage of the sitting.

18. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 2 be resumed.

19. Motor Vehicle (Catastrophic Injuries) Bill 2016

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.

Ordered, That the consideration in detail of the bill be made an Order of the Day for the next sitting of the Assembly.

20. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 9.45 p.m. until Thursday, 17 March 2016 at 9.00 a.m.

Members present during any part of the day's proceedings – All the members except Ms W.M. Duncan.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
Speaker of the Legislative Assembly