

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 71

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

TUESDAY, 9 MARCH 2010

1. Meeting of Assembly

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

The Speaker took the Chair.

Prayers were read.

2. Speaker's Statement – Chamber Seating

The Speaker advised members that he had approved an amended seating arrangement for the Opposition.

3. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Treasurer on his visit to the Spearwood-based workshop of Howard Porter to acknowledge the completion of the biggest single transport manufacturing order ever awarded in Western Australia for the Chevron-led Gorgon Project.

The Minister for Mental Health on the newly established Mental Health Commission.

The Minister for Citizenship and Multicultural Interests on the appointment of a new Multicultural Advisory Group for a two-year term.

The Minister for Tourism on the status of the Government's response to the recommendations of the Community Development and Justice Standing Committee's Report into the Inside Australia Project at Lake Ballard (Menzies).

4. Questions

Questions without Notice were taken.

Questions on Notice Nos 2375 to 2418 were asked.

Questions on Notice Nos 2126, 2129, 2166, 2168, 2246 and 2353 were answered.

5. Additional Information

The Minister for Racing and Gaming provided additional information relating to Question without Notice No. 927 from 26 November 2009 from Mr M.P. Murray regarding the police presence at Ascot Racecourse on Railway Stakes Day.

The Premier provided additional information relating to Question without Notice No. 41 from today from Mr M. McGowan regarding Colin and Cheryl Edwardes and a potential conflict of interest.

The Minister for Health provided additional information relating to Question without Notice No. 37 from Dr J.M. Woollard regarding the community health care waitlist.

6. Petitions

Urban Development South of the Moore River – Petitions requesting that the Legislative Assembly support the recommendation that the land adjoining the proposed Wilbinga Conservation Park be protected from future development were presented by –

Ms L.L. Baker from 159 persons (P. 220);
Mr J.N. Hyde from 173 persons (P. 222); and
Mr C.J. Tallentire from 123 persons (P. 225).

Shack Site Communities – Petitions requesting that Shack Site communities be preserved so Western Australians have affordable coastal holiday destinations for future generations were presented by –

Mr R.F. Johnson from 94 persons (P. 221); and
Dr M.D. Nahan from 252 persons (P. 223).

Commercial Growing of Genetically Modified Canola – Petitions requesting that the Legislative Assembly reverse the decision to allow commercial growing of genetically modified canola in Western Australia were presented by –

Ms A.S. Carles from 63 persons (P. 226);
Mr M.P. Murray from 11 persons (P. 229); and
Mr J.E. McGrath from 35 persons (P. 234).

Bauxite Mining in the Shire of Chittering and the Darling Ranges – Petitions requesting that a comprehensive environmental assessment of all areas of the Shire of Chittering which may be targeted for bauxite mining be conducted, and that the Bindoon Escarpment and the Darling Scarp be protected from the visual and environmental impacts of bauxite mining were presented by –

Mr G.A. Woodhams from 181 persons (P. 235); and
Mr G.A. Woodhams from 32 persons (P. 236).

Leda Primary School – Mr R.H. Cook presented a petition from 208 persons requesting that a secure perimeter fence around Leda Primary School be funded (P. 224).

Mental Health Services proposed funding cuts – Mr R.H. Cook presented a petition from 860 persons requesting that mental health funding be increased (P. 227).

Tailgating – Mr J.C. Kobelke presented a petition from 15 persons requesting that there be an increased enforcement effort by police on drivers who tailgate (P. 228).

Forrest Beach in Capel – Mr M.P. Murray presented a petition from 1,168 persons requesting that Forrest Beach be purchased in order for the beach area to remain open for recreational use (P. 230).

Redfin Perch South West Fishing Licence – Mr M.P. Murray presented a petition from 613 persons requesting that the Redfin Perch be exempt from licensing (P. 231).

Infill Sewerage Programme for the Rockingham 25B precinct in Shoalwater – Mr M. McGowan presented a petition from 15 persons requesting that the decision to cease the Infill Sewerage Programme for the Rockingham 25B precinct in Shoalwater be reversed (P. 232).

Proposed waste water treatment plant on IP14 land in East Rockingham – Mr R.H. Cook presented a petition from 509 persons requesting that the proposed waste water treatment plant on IP14 land in East Rockingham be opposed (P. 233).

Relocation of the Shire of Toodyay Works Depot – Mr G.A. Woodhams presented a petition from 210 persons requesting that the construction of the Shire of Toodyay Works Depot be rescinded until legitimate environmental, traffic and financial reports are carried out (P. 237).

7. Papers

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

By the Clerk –

Cemeteries Act 1986 – Local Laws (Shire of Augusta-Margaret River Cemeteries Local Law 2010 G.G. 05/03/2010) (1880).

Cemeteries Act 1986 – Local Laws (Shire of Goomalling Management and Control of Goomalling Cemetery Amendment Local Law 2010 G.G. 05/03/2010) (1881).

Chicken Meat Industry Act 1977 – Regulations (Chicken Meat Industry Act (Participation in Growth Expansion) Amendment Regulations 2010 G.G. 02/03/2010) (1882).

Chicken Meat Industry Act 1977 – Regulations (Chicken Meat Industry Act Amendment Regulations 2010 G.G. 02/03/2010) (1883).

Dental Act 1939 – Rules (Dental Board Amendment Rules 2010 G.G. 05/03/2010) (1884).

Dog Act 1976 – Local Laws (Shire of Augusta-Margaret River Dogs Local Law 2010 G.G. 05/03/2010) (1885).

Electricity Act 1945 – Regulations (Electricity Amendment Regulations (No. 5) 2009 G.G. 05/03/2010) (1886).

Forest Products Commission – Six Month Report to 31 December 2009 (1887).

Government of Western Australia – December 2009 Quarterly Financial Results Report (1888).

Liquor Control Act 1988 – Regulations (Liquor Control Amendment Regulations 2010 G.G. 02/03/2010) (1889).

Local Government Act 1995 – Local Laws (City of South Perth Amendment (Parking and Penalty Units) Local Law 2009 G.G. 26/02/2010) (1890).

Local Government Act 1995 – Local Laws (Shire of Augusta-Margaret River Activities in Thoroughfares and Public Places and Trading Local Law 2010 G.G. 05/03/2010) (1891).

Local Government Act 1995 – Local Laws (Shire of Goomalling Fencing Amendment Local Law 2010 G.G. 05/03/2010) (1892).

Local Government Act 1995 – Local Laws (Shire of Goomalling Local Government Property Amendment Local Law 2010 G.G. 05/03/2010) (1893).

Mining Act 1978 – Regulations (Mining Amendment Regulations 2010 G.G. 05/03/2010) (1894).

National Environment Protection Council – Annual Report 2008–2009 (1895).

Poisons Act 1964 – Regulations (Poisons Amendment Regulations (No. 2) 2010 G.G. 05/03/2010) (1896).

State Trading Concerns Act 1916 – Regulations (State Trading Concerns (Authorisation) Amendment Regulations (No. 2) 2009 G.G. 26/02/2010) (1897).

State Trading Concerns Act 1916 – Regulations (State Trading Concerns (Authorisation) Amendment Regulations 2009 G.G. 26/02/2010) (1898).

Waste Avoidance and Resource Recovery Act 2007 – Local Laws (Shire of Busselton Dust and Building Waste Control Local Law 2009 G.G. 24/02/2010) (1899).

8. Notices of Motion

9. Notice of Motion Lapsed

The Speaker advised that Private Members' Notice of Motion No. 10 had lapsed and, unless the member indicated otherwise, would be removed from the Notice Paper.

10. Matter of Public Interest – Increases in Family Bills

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

At least five members having risen in support,

Mr E.S. Ripper moved,

That this House condemns the Barnett Government for failing to manage its Budget and protect Western Australian families from savage increases in family bills.

Debate ensued.

Question put.

The Assembly divided.

Ayes (26)

Ms L.L. Baker
Ms A.S. Carles
Mr R.H. Cook
Ms J.M. Freeman
Mr J.N. Hyde
Mr W.J. Johnston
Mr J.C. Kobelke
Mr F.M. Logan
Ms A.J.G. MacTiernan

Mr M. McGowan
Mrs C.A. Martin
Mr M.P. Murray
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 T.G. Stephens
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 (30)

Mr P. Abetz
Mr F.A. Alban
Mr C.J. Barnett
Mr I.C. Blayney
Mr J.J.M. Bowler
Mr I.M. Britza
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
Mr A.P. Jacob
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.

11. Cross-border Justice Amendment Bill 2009

Message No. 65 dated 3 March 2010 from the Legislative Council was reported agreeing to the bill without amendment.

12. Road Traffic Amendment Bill 2010

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

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

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

Question put and passed.

13. Pay-roll Tax Assessment Amendment Bill 2010

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

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

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

Question put and passed.

14. Hairdressers Registration (Amendment and Expiry) Bill 2010

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

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

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

Question put and passed.

15. Aboriginal Housing Legislation Amendment Bill 2009

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

Mr R.H. Cook was granted leave to continue his remarks at the next sitting of the Assembly.

16. Appropriation (Consolidated Account) Recurrent 2007-08 and 2008-09 (Supplementary) Bill 2009**Appropriation (Consolidated Account) Capital 2007-08 and 2008-09 (Supplementary) Bill 2009**

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.

CONSIDERATION IN DETAIL

Clauses 1 to 3 agreed to.

Schedules 1 and 2 agreed to.

Title agreed to.

Consideration in detail concluded.

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

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

Debate ensued.

Question put and passed.

Bill read a third time and forwarded to the Legislative Council for concurrence.

17. Appropriation (Consolidated Account) Capital 2007-08 and 2008-09 (Supplementary) Bill 2009

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

Question put and passed.

Bill read a second time.

CONSIDERATION IN DETAIL

Clauses 1 to 3 agreed to.

Schedules 1 and 2 agreed to.

Title agreed to.

Consideration in detail concluded.

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

The Treasurer 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.

18. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 9.43 p.m. until Wednesday, 10 March 2010 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Mr B.S. Wyatt.

PETER J. McHUGH

Clerk of the Legislative Assembly

HON. GRANT WOODHAMS

Speaker of the Legislative Assembly