

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 88

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

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THURSDAY, 19 JUNE 2014

**1. Meeting of Assembly**

The Assembly met at 9.00 a.m. pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

**2. Petition**

Hazelmere Pyrolysis Plant – Mrs M.H. Roberts presented a petition from 211 persons calling upon the Minister for Environment to refuse the East Metropolitan Regional Council's proposal for a pyrolysis plant in Hazelmere (P. 145).

**3. Notice of Motion**

**4. Brief Ministerial Statements**

Brief Ministerial Statements were made by –

The Minister for Planning on the Metropolitan Region Scheme Amendment No. 1239/41, Gidgegannup Urban Precinct.

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*Papers*

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

By the Minister for Planning –

Western Australian Planning Commission – Metropolitan Region Scheme Amendment No. 1239/41, Gidgegannup Urban Precinct, Plan No. 3.2487 (1733).

Western Australian Planning Commission – Metropolitan Region Scheme Amendment No. 1239/41, Gidgegannup Urban Precinct: Report on Submissions, Submissions, Transcripts of Hearings (1734).

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The Minister for Mines and Petroleum on a new safety campaign for prospectors in Western Australia.

The Minister for Small Business on the Fremantle Business Awards.

The Minister for Sport and Recreation on the 2014 Hockey World Cup success of the Hockeyroos and Kookaburras.

## 5. Grievances

The Speaker called for grievances which were then made.

## 6. Joint Standing Committee on the Corruption and Crime Commission

Mr P.B. Watson, as Deputy Chairman, presented the following report which was ordered to lie upon the Table of the House –

Corruption and Crime Commission, Joint Standing Committee on the – The Timeliness of Misconduct Investigations Undertaken or Overseen by the Corruption and Crime Commission, Final Report, Report No. 13 (1735).

## 7. Community Development and Justice Standing Committee

Ms M.M. Quirk, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Community Development and Justice Standing Committee – Review of the Police Investigation into Traffic Incidents Involving a Member of Parliament: WA Police Agency Review, Report No. 5 (1736).

Mr I.M. Britza, Mr M.P. Murray, Mr C.D. Hatton and Dr A.D. Buti spoke on the report.

## 8. Swan and Canning Rivers Management Amendment Bill 2014

The Order of the Day for the consideration in detail of the bill was read.

### *CONSIDERATION IN DETAIL*

Clauses 1 to 3 agreed to.

Clause 4.

Clause put.

The Assembly divided.

#### Ayes (31)

Mr P. Abetz  
Mr F.A. Alban  
Mr C.J. Barnett  
Mr I.C. Blayney  
Mr G.M. Castrilli  
Mr V.A. Catania  
Mr M.J. Cowper  
Mr J.H.D. Day  
Ms W.M. Duncan  
Ms E. Evangel  
Mrs G.J. Godfrey

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 R.S. Love  
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)

Dr A.D. Buti  
Mr R.H. Cook  
Ms J. Farrer  
Ms J.M. Freeman  
Mr W.J. Johnston  
Mr D.J. Kelly

Mr F.M. Logan  
Mr M. McGowan  
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 P.B. Watson  
Ms S.F. McGurk (*Teller*)

Clause thus passed.

Clause 5 agreed to.

Clause 6.

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

## **9. Members' Statements**

The Acting Speaker called for members' statements which were then made.

## **10. Questions**

Questions without Notice were taken.

Question on Notice No. 2302 was answered.

## **11. Medicines, Poisons and Therapeutic Goods Bill 2013**

The Order of the Day for the consideration in detail of Legislative Council Message No. 47 was read.

The Message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the Medicines, Poisons and Therapeutic Goods Bill 2013 subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

*Schedule indicating the amendments made by the Legislative Council in the Medicines, Poisons and Therapeutic Goods Bill 2013.*

### **No. 1**

Clause 1, page 2, lines 3 and 4 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013.*” and insert —

*Medicines and Poisons Act 2014.*

### **No. 2**

Clause 3, page 5, lines 15 and 16 — To delete the lines.

### **No. 3**

Clause 12, page 14, lines 14 and 15 — To delete the lines.

### **No. 4**

Clause 77, page 56, lines 4 to 24 — To delete the clause.

### **No. 5**

Clause 78, page 57, lines 3 to 23 — To delete the clause.

### **No. 6**

Clause 79, page 57, line 24 to page 58, line 4 — To delete the clause.

### **No. 7**

Clause 80, page 58, lines 5 to 16 — To delete the clause.

### **No. 8**

Clause 81, page 58, lines 17 to 26 — To delete the clause.

**No. 9**

Clause 82, page 59, lines 3 to 16 — To delete the clause.

**No. 10**

Clause 83, page 59, lines 17 to 28 — To delete the clause.

**No. 11**

Clause 84, page 60, lines 1 to 6 — To delete the clause.

**No. 12**

Clause 85, page 60, lines 7 to 14 — To delete the clause.

**No. 13**

Clause 86, page 60, lines 16 to 21 — To delete the clause.

**No. 14**

Clause 87, page 60, line 22 to page 61, line 2 — To delete the clause.

**No. 15**

Clause 88, page 61, lines 3 to 11 — To delete the clause.

**No. 16**

Clause 89, page 61, lines 12 to 18 — To delete the clause.

**No. 17**

Clause 90, page 61, lines 19 to 25 — To delete the clause.

**No. 18**

Clause 91, page 62, lines 2 to 6 — To delete the clause.

**No. 19**

Clause 92, page 62, line 9 to page 63, line 3 — To delete the clause.

**No. 20**

Clause 93, page 63, lines 5 to 31 — To delete the clause.

**No. 21**

Clause 163, page 103, lines 3 to 21 — To delete the clause.

**No. 22**

Clause 173, page 107, line 13 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013.*” and insert —

*Medicines and Poisons Act 2014.*

**No. 23**

Clause 173, page 107, lines 17 and 18 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 24**

Clause 179, page 109, lines 3 and 4 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 25**

Clause 181, page 110, lines 5 and 6 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 26**

Clause 182, page 110, line 23 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014,*

**No. 27**

Clause 182, page 111, line 14 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 28**

Clause 182, page 111, line 23 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 29**

Clause 182, page 112, lines 2 and 3 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 30**

Clause 182, page 112, line 7 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 31**

Clause 182, page 112, lines 13 and 14 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 32**

Clause 184, page 113, line 9 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 33**

Clause 184, page 113, lines 13 and 14 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 34**

Clause 184, page 113, lines 16 and 17 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 35**

Clause 185, page 114, lines 7 and 8 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014,*

**No. 36**

Clause 187, page 115, lines 4 and 5 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 37**

Clause 187, page 115, line 8 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 38**

Clause 187, page 115, line 11 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 39**

Clause 187, page 115, line 14 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 40**

Clause 187, page 115, line 18 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 41**

Clause 187, page 115, lines 25 and 26 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 42**

Clause 187, page 116, lines 2 and 3 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 43**

Clause 187, page 116, lines 18 and 19 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 44**

Clause 187, page 116, lines 21 and 22 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 45**

Clause 187, page 116, lines 24 and 25 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 46**

Clause 187, page 116, lines 27 and 28 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 47**

Clause 187, page 116, lines 30 and 31 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 48**

Clause 187, page 116, lines 33 and 34 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 49**

Clause 187, page 117, line 3 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 50**

Clause 187, page 117, lines 7 and 8 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*



**No. 51**

Clause 188, page 117, lines 26 and 27 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*;

**No. 52**

Clause 188, page 117, lines 29 and 30 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 53**

Clause 189, page 118, lines 18 and 19 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 54**

Clause 189, page 118, lines 23 and 24 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 55**

Clause 189, page 119, lines 3 and 4 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*.” and insert —

*Medicines and Poisons Act 2014.*

**No. 56**

Clause 189, page 119, lines 8 and 9 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*.” and insert —

*Medicines and Poisons Act 2014.*

**No. 57**

Clause 189, page 119, lines 26 and 27 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 58**

Clause 189, page 119, line 33 to page 120, line 1 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 59**

Clause 190, page 120, line 13 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 60**

Clause 192, page 120, line 20 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 61**

Clause 192, page 120, line 30 to page 121, line 1 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 62**

Clause 192, page 121, lines 7 and 8 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 63**

Clause 193, page 121, lines 22 to 24 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 64**

Clause 193, page 121, lines 32 and 33 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 65**

Clause 194, page 122, lines 5 and 6 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 66**

Clause 195, page 122, line 17 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*,

**No. 67**

Clause 195, page 122, line 21 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 68**

Clause 196, page 122, line 27 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 69**

Clause 198, page 123, between lines 8 and 9 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*,

**No. 70**

Clause 198, page 123, between lines 11 and 12 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*,

**No. 71**

Clause 198, page 123, between lines 14 and 15 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*,

**No. 72**

Clause 198, page 123, between lines 17 and 18 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*,

**No. 73**

Clause 198, page 124, item 96, between lines 2 and 3 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*,

**No. 74**

Clause 198, page 124, item 97, between lines 2 and 3 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*,

**No. 75**

Clause 198, page 124, between lines 5 and 6 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*,

**No. 76**

Clause 198, page 124, between lines 8 and 9 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*,

**No. 77**

Clause 199, page 124, between lines 12 and 13 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*,

**No. 78**

Clause 199, page 124, between lines 15 and 16 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014*,

**No. 79**

Clause 199, page 125, between lines 2 and 3 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014,*

**No. 80**

Clause 199, page 125, between lines 5 and 6 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014,*

**No. 81**

Clause 199, page 125, item 98, between lines 8 and 9 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014,*

**No. 82**

Clause 199, page 125, item 99, between lines 8 and 9 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014,*

**No. 83**

Clause 199, page 125, between lines 11 and 12 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014,*

**No. 84**

Clause 199, page 125, between lines 14 and 15 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014,*

**No. 85**

Clause 200, page 126, lines 7 and 8 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014;*

**No. 86**

Clause 200, page 126, line 12 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013.*” and insert —

*Medicines and Poisons Act 2014.*

**No. 87**

Clause 202, page 126, lines 24 and 25 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 88**

Clause 202, page 128, line 2 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 89**

Clause 203, page 128, line 11 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 90**

Clause 204, page 128, line 27 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 91**

Clause 204, page 129, line 4 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 92**

Clause 204, page 129, lines 11 and 12 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 93**

Clause 205, page 129, line 24 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 94**

Clause 206, page 130, lines 5 and 6 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 95**

Clause 207, page 130, lines 15 and 16 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*” and insert —

*Medicines and Poisons Act 2014*

**No. 96**

Clause 208, page 130, line 25 — To delete “*Medicines, Poisons and Therapeutic Goods Act 2013*,” and insert —

*Medicines and Poisons Act 2014,*

**No. 97**

Long Title, page 1, the 1<sup>st</sup> bullet point — To delete “**medicines, poisons and therapeutic goods; and**” and insert —

**medicines and poisons; and**

### *CONSIDERATION IN DETAIL*

The Minister for Health moved, That amendments Nos 1 to 97 be agreed to.

Amendments put and passed.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

**12. Paper**

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

By the Deputy Premier —

Government Employees Superannuation Board – Statement of Corporate Intent 2014–15, April 2014 (1737).

**13. Warehousemen's Liens Amendment Bill 2013**

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.

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

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

Question put and passed.

Bill read a third time and passed.

#### **14. Criminal Code Amendment (Unlawful Possession) Bill 2013**

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.

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

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

Question put and passed.

Bill read a third time and passed.

#### **15. Disability Services Amendment Bill 2014**

Message No. 48 dated 19 June 2014 from the Legislative Council was reported agreeing to the bill without amendment.

#### **16. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 5.05 p.m. until Tuesday, 24 June 2014 at 2.00 p.m.

*Members present during any part of the day's proceedings* – All the members except Ms L.L. Baker, Mr B.J. Grylls, Mr S.K. L'Estrange, Mr D.A. Templeman and Mr B.S. Wyatt.

**PETER J. McHUGH**

Clerk of the Legislative Assembly

**HON. MICHAEL SUTHERLAND**

Speaker of the Legislative Assembly