

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 4

FIRST SESSION OF THE THIRTY-SEVENTH PARLIAMENT

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TUESDAY, 5 APRIL 2005

### 1. Meeting of Assembly

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

The Speaker took the Chair.

Prayers were read.

### 2. Death of Pope John Paul the Second

The Premier, without notice, moved,

That the House records its sincere regret of the death of Pope John Paul the Second and tenders its deep sympathy to to all members of the Catholic community on the loss of their spiritual leader.

The motion was supported by Mr M.J. Birney, Mr M.W. Trenorden, Mr T.G. Stephens, Mr P.D. Omodei, Mr J.C. Kobelke, Mrs M.H. Roberts and Mr R.C. Kucera.

Question put and passed unanimously with members and officers of the Assembly standing in their places as a mark of respect.

### 3. Death of Australian Military Personnel in Indonesia

The Premier, without notice, moved,

That the House records its sincere regret of the death of nine Australian military personnel engaged in humanitarian work in Indonesia and tenders its deep sympathy to their families.

The motion was supported by Mr M.J. Birney, Mr M.W. Trenorden, Mrs M.H. Roberts, Dr K.D. Hames, Mr M. McGowan, Mr P.D. Omodei and Ms J.A. Radisich.

Question put and passed unanimously with members and officers of the Assembly standing in their places as a mark of respect.

#### 4. Brief Ministerial Statements

The following Brief Ministerial Statement was made by -

The Premier on the Inquiry into the management by the Department of Justice of offenders in custody.

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*Paper*

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

By the Premier -

Inquiry into the management by the Department of Justice of offenders in custody - appointment and terms of reference (286).

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The Minister for Police and Emergency Services on the use of Helitac water bombers to fight fires.

#### 5. Questions

Questions without notice were taken.

Question on notice Nos 4 to 12 were asked.

#### 6. Questions - Additional Information under Standing Order No. 82A

In accordance with Standing Order No. 82A, the Minister for Planning and Infrastructure provided additional information relating to a question without notice from Mr D.T. Redman.

#### 7. Petitions

Osprey nest in Walpole Way, Mandurah Quay - Dr K.D. Hames presented a petition from 210 persons requesting that the Osprey nest in Walpole Way, Mandurah Quay remain in its present location (P. 4).

Lambert North Greenbushes railway line - Mr P.D. Omodei presented a petition from 51 persons requesting that the Government clearly state its intentions regarding the future of the Lambert to North Greenbushes railway line and the North Greenbushes to Bunbury railway line (P. 5).

Mediterranean Cypress trees in the Bridgetown Memorial Park - Mr P.D. Omodei presented a petition from 34 persons requesting that the Shire of Bridgetown - Greenbushes retain the Mediterranean Cypress trees in the Bridgetown Memorial Park (P. 6).

#### 8. Papers

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

By the Deputy Speaker -

Inspector of Custodial Services, Office of - Announced Inspection of Karnet Prison Farm, Report No. 26, March 2005 (Received by the Clerk of the Legislative Assembly 2 March 2005 and held for a period of thirty days as directed by Section 34(1)(a) of the Inspector of Custodial Services Act 2003) (280).

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

Western Australian Land Authority - Statement of Corporate Intent 2004-2005 (281).

Midland Redevelopment Act 1999 - Draft Redevelopment Scheme, 6 December 2004 (282).

Osteopaths Registration Board of Western Australia - Annual Report 2003-2004 (283).

Painters' Registration Board - Annual Report 2004 (284).

Radiological Council of Western Australia - Annual Report 2004 (285).

## 9. Notice of Motion

## 10. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 1 be postponed to a later stage of the sitting.

## 11. Address in Reply

The Order of the Day for the resumption of debate upon the Address in Reply to His Excellency the Governor's speech was read.

Debate resumed.

The Leader of the House moved, That the debate be adjourned.

Question put and passed.

## 12. One Vote One Value Bill 2005

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

Debate resumed.

Question put.

The Assembly divided.

### Ayes (30)

Mr J.J.M. Bowler  
Dr E. Constable  
Mr J.B. D'Orazio  
Dr J.M. Edwards  
Dr G.I. Gallop  
Mrs D.J. Guise  
Mr S.R. Hill  
Mrs J. Hughes  
Mr J.N. Hyde  
Mr J.C. Kobelke

Mr R.C. Kucera  
Mr F.M. Logan  
Ms A.J. MacTiernan  
Mr J.A. McGinty  
Mr M. McGowan  
Ms S.M. McHale  
Mr A.D. McRae  
Mr N.R. Marlborough  
Mrs C.A. Martin  
Mr M.P. Murray

Mr A.P. O'Gorman  
Mr J.R. Quigley  
Ms M.M. Quirk  
Ms J.A. Radisich  
Mr E.S. Ripper  
Mrs M.H. Roberts  
Mr T.G. Stephens  
Mr P.B. Watson  
Mr M.P. Whitely  
Mr D.A. Templeman (*Teller*)

### Noes (23)

Mr C.J. Barnett  
Mr D.F. Barron-Sullivan  
Mr M.J. Birney  
Mr T.R. Buswell  
Mr G.M. Castrilli  
Mr M.J. Cowper  
Mr J.H.D. Day  
Mr B.J. Grylls

Dr K.D. Hames  
Ms K. Hodson-Thomas  
Mr R.F. Johnson  
Mr J.E. McGrath  
Mr P.D. Omodei  
Mr D.T. Redman  
Mr A.J. Simpson  
Mr G. Snook

Mr T.R. Sprigg  
Dr S.C. Thomas  
Mr M.W. Trenorden  
Mr T.K. Waldron  
Ms S.E. Walker  
Mr G.A. Woodhams  
Dr G.G. Jacobs (*Teller*)

Question thus 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.

**13. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly, at 2.47 a.m. on Wednesday, 6 April until 12 noon on the same day.

*Members present during any part of the day's proceedings* - All the members except Mr P.W. Andrews.

**PETER J. McHUGH**

Clerk of the Legislative Assembly

**HON. FRED RIEBELING**

Speaker of the Legislative Assembly