

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 162

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

WEDNESDAY, 9 SEPTEMBER 2015

1. Meeting of Assembly

The Assembly met at 12 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Petitions

Bassendean Primary School Oval – Mr D.J. Kelly presented a petition from 344 persons asking the Legislative Assembly to cease construction on the Bassendean Primary School car park, restore the oval, and work with staff, parents, students and the wider community to find a solution that preserves our play space (P. 277).

TAB – Mr M.P. Murray presented a petition from 52 persons requesting the Legislative Assembly to commit to ensure that any sale of the TAB does not proceed (P. 278).

3. Papers

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

By the Clerk –

Attorney General, Department of the – Statutory Review of the Prohibited Behaviour Orders Act 2010, August 2015 (3258).

Criminal Investigation (Covert Powers) Act 2012 – Annual Report Pursuant to Section 103(1) of the Act in Regard to Witness Identity Protection Certificates 2014–2015 (3259).

Estimates Committees – Further Information to Division 65: Department of Corrective Services Supplementary Information No. A61 with Regard to Costs Related to Accepting a Prisoner (3260).

Local Government Standards Panel – Annual Report 2014–2015 (3261).

Perth Market Authority – Annual Report 2014–2015 (3262).

Witness Protection (Western Australia) Act 1996 – Annual Report 2014–2015 (3263).

4. Notice of Motion

5. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Deputy Premier on Her Majesty Queen Elizabeth II becoming the longest reigning British monarch in history.

The Minister for Training and Workforce Development on the Western Australian Training Awards 2015.

The Minister for Veterans on the passing of Mr Paul Gordon Royle, an Australian Royal Air Force pilot who took part in the mass breakout from a German prison camp during the Second World War.

The Parliamentary Secretary to the Minister for Child Protection on National Child Protection Week and the Department of Child Protection and Family Support's *As I See It* photography exhibition.

6. Withdrawal of Notice of Motion

The Leader of the House withdrew Business of the Assembly – Notice of Motion No. 1.

7. Variation to the Order of Business

Ordered, That Bills Notice of Motion No. 1 be postponed to a later stage of the sitting.

8. Partial Revocation of State Forest No. 14, 22, 23, 39, 49 and 65

The Minister for Environment, pursuant to notice, moved,

That the proposal for the partial revocation of State Forest No. 14, 22, 23, 39, 49 and 65, laid on the Table of the Legislative Assembly on Tuesday 11 August 2015, by command of Her Excellency the Governor, be carried out.

Debate ensued.

Question put and passed.

The Minister for Environment moved, That the Legislative Council be acquainted accordingly and requested to agree to a similar resolution.

Question put and passed.

9. Conservation and Land Management Amendment Bill 2015

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

CONSIDERATION IN DETAIL

Clauses 1 to 4 agreed to.

Clause 5.

Mr C.J. Tallentire moved,

Page 4, after line 22 – To insert:

“

Scientific Advisory Committee means the Conservation and Parks Scientific Advisory Committee established by section 26F.

”

Amendment put.

The Assembly divided.

Ayes (17)

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

Ms S.F. McGurk
 Mr M.P. Murray
 Mr P. Papalia
 Mr J.R. Quigley
 Ms M.M. Quirk
 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 (28)

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

Mrs G.J. Godfrey
 Dr K.D. Hames
 Mrs L.M. Harvey
 Mr C.D. Hatton
 Mr A.P. Jacob
 Mr R.F. Johnson
 Mr S.K. L'Estrange
 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 A.J. Simpson
 Mr A. Krsticevic (*Teller*)

Amendment thus negatived.

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

10. Questions

Questions without Notice were taken.

Questions on Notice Nos 4524 to 4528 were asked.

Questions on Notice Nos 4362, 4379, 4394 and 4420 were answered.

11. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 1 be resumed.

12. Conservation and Land Management Amendment Bill 2015

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

CONSIDERATION IN DETAIL

Clauses 5 to 22 agreed to.

Clause 23.

Mr C.J. Tallentire moved,

Page 26, lines 1 to 15 – To delete the lines.

Amendment put.

The Assembly divided.

Ayes (20)

Ms L.L. Baker
 Dr A.D. Buti
 Mr R.H. Cook
 Ms J.M. Freeman
 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
 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 W.M. Duncan
 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
 Mr R.F. Johnson
 Mr S.K. L'Estrange
 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*)

Amendment thus negatived.

Clause agreed to.

Clauses 24 to 26 agreed to.

Clause 27.

Mr C.J. Tallentire moved,

Page 28, lines 1 to 11 – To delete the lines.

Amendment put and negatived.

Clause agreed to.

Clauses 28 to 37 agreed to.

Clause 38.

Mr C.J. Tallentire moved,

Page 32, line 8 – to delete “**and 3B deleted**”.

Amendment put and negatived.

Clause agreed to.

Clauses 39 to 78 agreed to.

Title agreed to.

Consideration in detail concluded.

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

The Minister for Environment 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.

13. Variation to the Order of Business

Ordered, That Private Members' Business Notice of Motion No. 9 and Order of the Day No. 19 be next considered.

14. Emergency Services Levy

Ms M.M. Quirk, pursuant to notice, moved,

That this House condemns the Barnett government for misappropriating funds collected by the Emergency Services Levy for purely administrative purposes instead of for frontline emergency needs, and calls for a system of independent allocation of ESL funds to be implemented as recommended in the first Keelty inquiry.

Debate ensued.

Mr A. Krsticevic moved, That the debate be adjourned.

Question put and passed.

15. Peel-Harvey Catchment Management Bill 2014

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 M.J. Cowper speaking) and adjourned until a later stage of the sitting.

16. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 7.00 p.m. until Thursday, 10 September 2015 at 9.00 a.m.

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

PETER J. McHUGH

Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND

Speaker of the Legislative Assembly