

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 137

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

TUESDAY, 21 APRIL 2015

1. Meeting of Assembly

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

The Speaker took the Chair.

Prayers were read.

2. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Premier on the South West Native Title Settlement.

The Minister for Heritage on the 2015 Western Australian Heritage Awards.

The Parliamentary Secretary to the Minister for Disability Services on a national framework for quality and safeguarding in disability services.

3. Questions

Questions without Notice were taken.

Questions on Notice Nos 3932 to 3990 were asked.

Questions on Notice Nos 3374, 3378, 3560, 3562, 3626, 3694 to 3696, 3698, 3700, 3702 to 3706, 3708 to 3710, 3712, 3713, 3715, 3717 to 3719, 3724, 3725, 3727 to 3729, 3731 to 3735, 3737 to 3739, 3741 to 3745, 3748, 3751 to 3755, 3757, 3759, 3760, 3765 to 3768, 3772, 3774, 3777, 3782 to 3785, 3789, 3791, 3794 to 3797, 3802, 3804, 3807 to 3810, 3812 to 3814, 3817 to 3819, 3822, 3864, 3870, 3872 to 3877, 3927 and 3931 were answered.

Papers tabled by the Deputy Premier; Minister for Health; Tourism –

Question on Notice No. 3731 – The Impact of the Opening of Fiona Stanley Hospital on Patients From Mandurah and the Peel Region (2825).

Question on Notice No. 3715 – The Gardens at Princess Margaret Hospital, Swan District Hospital, Sir Charles Gairdner Hospital, Kalamunda, Joondalup Health Campus, Graylands and Osborne Park Hospital (2826).

Question on Notice No. 3378 – Motor Vehicles Provided to Senior Executives Above Level 9.1 or Equivalent (2827).

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

Question on Notice No. 3374 – Motor Vehicles Provided to Senior Executives Above Level 9.1 or Equivalent (2828).

Paper tabled by the Minister for Planning; Culture and the Arts –

Question on Notice No. 3772 – Ticket Entitlements Received by Each Department, Agency, Commission or Government Trading Enterprise Within the Minister's Portfolio of Responsibility for the Financial Year 2013–2014, and for the Period 1 July 2014 to date (2829).

Papers tabled by the Minister for Training and Workforce Development –

Question on Notice No. 3874 – Enrolment Numbers (2830).

Question on Notice No. 3870 – The Number of Apprentices Enrolled and Completing Courses over the Years 2008 to 2014 Inclusive (2831).

Question on Notice No. 3809 – South West Institute of Technology (2832).

Papers tabled by the Minister for Regional Development; Lands; Minister Assisting the Minister for State Development. –

Question on Notice No. 3791 – Ticket Entitlements Received by Each Department, Agency, Commission or Government Trading Enterprise Within the Minister's Portfolio of Responsibilities (2833).

Question on Notice No. 3751 – Royalty for Regions Funding Made to the Albany Harness Racing Club (2834).

Question on Notice No. 3774 – Ticket Entitlements Received by Each Department, Agency, Commission or Government Trading Enterprise Within the Minister's Portfolio of Responsibilities (2835).

Paper tabled by the Minister Representing the Minister for Housing; Racing and Gaming –

Question on Notice No. 3760 – Ticket Entitlements Received by Each Department, Agency, Commission or Government Trading Enterprise Within the Minister's Portfolio (2836).

Paper tabled by the Minister Representing the Minister for Racing and Gaming –

Question on Notice No. 3752 – Payments and Grants Made to The Albany Harness Racing Club (2837).

Paper tabled by the Minister Representing the Minister for Fisheries –

Question on Notice No. 3755 – Shore Based Commercial Net Fishing Licenses in Western Australia (2838).

4. Petitions

TAB – Mr M.J. Cowper presented a petition from 66 persons requesting that the Legislative Assembly commits to ensure that any proposed sale of the TAB does not proceed (P. 232).

State Cancer Centre – Ms J.M. Freeman presented a petition from 257 persons requesting that the Legislative Assembly call on the Barnett Government to increase funding to the State Cancer Centre (P. 233).

5. Papers

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

By the Speaker –

Inspector of Custodial Services, Office of the – Announced Inspection of Work Camps in Western Australia (Received by the Clerk of the Legislative Assembly on 12 March 2015 and held for a period of thirty days in accordance with the Act and deemed tabled on 13 April 2015) (2782).

Inspector of Custodial Services, Office of the – Escapes and Attempted Escapes from Corrections in Western Australia (Received by the Clerk of the Legislative Assembly on 4 March 2015 and held for a period of thirty days in accordance with the Act and deemed tabled on 7 April 2015) (2781).

By the Clerk –

Alcohol and Drug Authority Act 1974 – Regulations (Alcohol and Drug Authority Amendment Regulations 2015 G.G. 10/04/2015) (2783).

Associations Incorporation Act 1987 – Regulations (Associations Incorporation Amendment Regulations 2015 G.G. 14/04/2015) (2784).

Bush Fires Act 1954 – Local Laws (Shire of Gingin Bush Fire Brigades Amendment Local Law 2015 G.G. 2/04/2015) (2785).

Caravan Parks and Camping Grounds Act 1995 – Regulations (Caravan Parks and Camping Grounds Amendment Regulations 2015 G.G. 10/04/2015) (2786).

Children and Community Services Act 2004 – Regulations (Children and Community Services Amendment Regulations 2015 G.G. 10/04/2015) (2787).

Civil Judgments Enforcement Act 2004 – Regulations (Civil Judgments Enforcement Amendment Regulations 2015 G.G. 10/04/2015) (2788).

Conservation and Land Management Act 1984 – Lease No. 1158/97 Between the Department of Parks and Wildlife and Stephen Beresford Dilley for the Purpose of a Dam Site in Commercial Purposes in State Forest No. 28, Near Kirup (2789).

Conservation and Land Management Act 1984 – Regulations (Conservation and Land Management Amendment Regulations 2015 G.G. 24/03/2015) (2790).

Corruption and Crime Commission – Report of an Administrative Matter Relating to the Functions of the Commission Pursuant to Section 88 of the Corruption and Crime Commission Act 2003 (“The Repositioning Report”) (2791).

Electricity Act 1945 – Regulations (Electricity Amendment Regulations 2015 G.G. 14/04/2015) (2792).

Fair Trading Act 2010 – Regulations (Fair Trading (Retirement Villages Code) Regulations 2015 G.G. 24/03/2015) (2793).

Financial Management Act 2006 – Financial Management (Net Appropriations) Determination 2015 (2794).

Fish Resources Management Act 1994 – Management Plans (Cockburn Sound (Line and Pot) Management Plan Amendment 2015 [1219] G.G. 2/04/2015) (2795).

Health Act 1911 – Local Laws (Shire of Mt Marshall Health Local Law 2014 G.G. 1/04/2015) (2796).

Health Act 1911 – Local Laws (Shire of Mukinbudin Health Local Law 2014 G.G. 10/04/2015) (2797).

Health Act 1911 – Regulations (Drugs of Addiction Notification Amendment Regulations 2015 G.G. 17/04/2015) (2798).

Hospitals and Health Services Act 1927 – By-laws (Armadale Kelmscott District Memorial Hospital Amendment By-laws 2015 G.G. 14/04/2015) (2799).

Hospitals and Health Services Act 1927 – By-laws (Bentley Hospital Amendment By-laws 2015 G.G. 14/04/2015) (2800).

Hospitals and Health Services Act 1927 – By-laws (Fiona Stanley Hospital Amendment By-laws 2015 G.G. 14/04/2015) (2801).

Hospitals and Health Services Act 1927 – By-laws (Fremantle Hospital Amendment By-laws 2015 G.G. 14/04/2015) (2802).

Hospitals and Health Services Act 1927 – By-laws (Metropolitan Health Service Amendment By-laws 2015 G.G. 14/04/2015) (2803).

Hospitals and Health Services Act 1927 – By-laws (Osborne Park Hospital Amendment By-laws 2015 G.G. 14/04/2015) (2804).

Hospitals and Health Services Act 1927 – By-laws (Peel Health Services Amendment By-laws 2015 G.G. 14/04/2015) (2805).

Hospitals and Health Services Act 1927 – By-laws (Royal Perth Hospital Amendment By-laws 2015 G.G. 14/04/2015) (2806).

Hospitals and Health Services Act 1927 – By-laws (Swan District Hospital (Eveline Road Site) Amendment By-laws 2015 G.G. 17/04/2015) (2807).

Hospitals and Health Services Act 1927 – By-laws (WA Country Health Service Amendment By-laws 2015 G.G. 14/04/2015) (2808).

Hospitals and Health Services Act 1927 – By-laws (Women's and Children's Hospitals Amendment By-laws 2015 G.G. 14/04/2015) (2809).

Land Administration Act 1997 – Proposal No. 1/2015 Under Section 42(4) of the Act for the Excision From a Portion of Class A Reserve 27581 for Road Widening of Pinjarra Road to Facilitate the Construction of a new Mandurah Traffic Bridge (2810).

Liquor Control Act 1988 – Regulations (Liquor Control (Kunawarritji Restricted Area) Amendment Regulations 2015 G.G. 10/04/2015) (2811).

Liquor Control Act 1988 – Regulations (Liquor Control (Yakanarra Restricted Area) Amendment Regulations 2015 G.G. 24/03/2015) (2812).

Local Government Act 1995 – Local Laws (City of Fremantle Alfresco Dining Local Law (No. 2) 2014 G.G. 10/04/2015) (2813).

Local Government Act 1995 – Local Laws (City of Fremantle Plastic Bag Reduction Local Law 2015 G.G. 24/03/2015) (2814).

Local Government Act 1995 – Local Laws (Shire of Cue Standing Orders Local Law 2015 G.G. 17/04/2015) (2815).

Local Government Act 1995 – Local Laws (Shire of Exmouth Meeting Procedures Local Law 2015 G.G. 1/04/2015) (2816).

Local Government Act 1995 – Local Laws (Shire of Exmouth Parking Local Law 2015 G.G. 1/04/2015) (2817).

Local Government Act 1995 – Local Laws (Town of Port Hedland Parking Local Law 2015 G.G. 8/04/2015) (2818).

Parental Support and Responsibility Act 2008 – Regulations (Parental Support and Responsibility Amendment Regulations 2015 G.G. 10/04/2015) (2819).

Planning and Development Act 2005 – Regulations (Planning and Development (Development Assessment Panels) Amendment Regulations 2015 G.G. 17/04/2015) (2820).

Poisons Act 1964 – Regulations (Poisons Amendment Regulations (No. 2) 2015 G.G. 17/04/2015) (2821).

Professional Standards Act 1997 – Schemes (The New South Wales Bar Association Scheme G.G. 31/03/2015) (2822).

Retirement Villages Act 1992 – Regulations (Retirement Villages Amendment Regulations 2015 G.G. 24/03/2015) (2823).

Transport Co-ordination Act 1966 – Regulations (Transport Co-ordination Amendment Regulations 2015 G.G. 17/04/2015) (2824).

6. Notices of Motion

7. Removal of Order of the Day

The Speaker advised members that the Order of the Day that appeared on the last Notice Paper as No. 1 under Private Members' Business, Local Government Reform Process, had not been debated for more than 12 calendar months and had been removed from the Notice Paper.

8. Expiration of Notice of Motion

The Speaker advised members that Private Members' Business Notice of Motion No. 1, notice of which was given on 6 May 2014 and renewed for a further 30 sitting days on 14 October 2014, would be removed and would not appear on the next Notice Paper.

9. Matter of Public Interest – Fiona Stanley Hospital

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

At least five members having risen in support,

Mr R.H. Cook moved,

That this House condemns the Barnett Government for the non-clinical services contract at Fiona Stanley Hospital and its ongoing failures resulting in disruption, clinical dangers and health impacts on patients.

Debate ensued.

Question put.

The Assembly divided.

Ayes (19)

Dr A.D. Buti	Mr M. McGowan	Mr C.J. Tallentire
Mr R.H. Cook	Ms S.F. McGurk	Mr P.C. Tinley
Ms J. Farrer	Mr M.P. Murray	Mr P.B. Watson
Ms J.M. Freeman	Mr P. Papalia	Mr B.S. Wyatt
Mr W.J. Johnston	Mr J.R. Quigley	Mr D.A. Templeman (<i>Teller</i>)
Mr D.J. Kelly	Ms M.M. Quirk	
Mr F.M. Logan	Ms R. Saffioti	

Noes (35)

Mr P. Abetz	Mr B.J. Grylls	Mr P.T. Miles
Mr F.A. Alban	Dr K.D. Hames	Ms A.R. Mitchell
Mr C.J. Barnett	Mrs L.M. Harvey	Mr N.W. Morton
Mr I.C. Blayney	Mr C.D. Hatton	Dr M.D. Nahan
Mr I.M. Britza	Mr A.P. Jacob	Mr D.C. Nalder
Mr G.M. Castrilli	Dr G.G. Jacobs	Mr J. Norberger
Mr V.A. Catania	Mr R.F. Johnson	Mr D.T. Redman
Mr M.J. Cowper	Mr S.K. L'Estrange	Mr A.J. Simpson
Ms M.J. Davies	Mr R.S. Love	Mr M.H. Taylor
Mr J.H.D. Day	Mr W.R. Marmion	Mr T.K. Waldron
Ms W.M. Duncan	Mr J.E. McGrath	Mr A. Krsticevic (<i>Teller</i>)
Mrs G.J. Godfrey	Ms L. Mettam	

Question thus negatived.

10. Message from the Governor

Message No. 15 from Her Excellency the Governor was reported recommending that appropriations be made for the purposes of the Taxation Legislation Amendment Bill 2015.

11. Message from the Governor

Message No. 19 from Her Excellency the Governor was reported assenting to the Road Traffic Legislation Amendment Bill 2014, Act No. 10 of 2015.

12. Electricity Corporations Amendment Bill 2015

Message No. 83 dated 21 April 2015 from the Legislative Council was reported forwarding for concurrence a bill for “An Act to amend the *Electricity Corporations Act 2005*.”

Ordered, That the first reading of the bill be made an Order of the Day for the next sitting of the Assembly.

13. Taxation Legislation Amendment Bill 2015

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

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

Question put and passed.

14. Land Legislation Amendment Bill 2014

Message No. 84 dated 21 April 2015 from the Legislative Council was reported agreeing to the bill without amendment.

15. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 10.33 p.m. until Wednesday, 22 April 2015 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Ms L.L. Baker, Ms E. Evangel, Mr J.M. Francis and Mrs M.H. Roberts.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
Speaker of the Legislative Assembly