

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 55

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

THURSDAY, 28 NOVEMBER 2013

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

Staffing and Funding Cuts to Education – Mr R.H. Cook presented a petition from 83 persons requesting that the Legislative Assembly calls on the Barnett Government to protect schools and students from harsh budget cuts (P. 79).

3. Paper

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

By the Clerk –

Premier and Cabinet, Department of – Ministerial Resourcing Report as at 7 November 2013 (1224).

4. Brief Ministerial Statement

Brief Ministerial Statements were made by –

The Minister for Mines and Petroleum on the opening of the Andy Well Gold Mine.

The Minister for Citizenship and Multicultural Interests on the publication of culturally and linguistically diverse community profiles on the Office of Multicultural Interests' website.

5. Grievances

The Speaker called for grievances which were then made.

Paper

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

By the Minister for Planning –

Planning, Minister for – *What about base stations and telecommunication towers – are there any health effects?* Fact Sheet, EME Series No. 9, Issued by the Australian Radiation Protection and Nuclear Safety Agency (1225).

6. Community Development and Justice Standing Committee

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

Community Development and Justice Standing Committee – *In Safe Custody – Inquiry into Custodial Arrangements in Police Lock-ups*, Report No. 2 (1226).

Community Development and Justice Standing Committee – *In Safe Custody – Inquiry into Custodial Arrangement in Police Lock-ups*, Submissions (1227).

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

7. Public Accounts Committee

Mr D.C. Nalder, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Public Accounts Committee – Annual Report 2012–2013, Report No. 3 (1228).

Committee member Mr W.J. Johnston spoke on the report.

8. Variation to the Order of Business

Ordered, That Government Business Orders of the Day Nos 3 and 1 be next considered.

9. Ports Legislation 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.

Debate interrupted by the Chair (Mr C.J. Tallentire speaking) and adjourned until a later stage of the sitting.

10. Members' Statements

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

11. Speaker's Statement – Casual Criticism of the Chair

The Speaker advised members that there had been a number of incidents recently where members had made inappropriate remarks towards or about the member in the Chair. Standing Orders and the practice of the House made it quite clear that if a member wished to challenge or criticise actions of the Chair, this could only be done by way of substantive motion: casual criticism of the Chair was not permitted. The House did not tolerate remarks whether addressed directly towards the Chair or perhaps made as a 'stage whisper', which reflected on the motives of the member in the Chair, which attacked decisions of the Chair, or which attempted to draw the Chair into the debate. Each of those members who provided service to the House by chairing its proceedings were aware that any such behaviour could not be condoned and should be dealt with firmly. The Speaker asked for all members' co-operation in this common-sense approach.

12. Questions

Questions without Notice were taken.

13. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 3 be resumed.

14. Ports Legislation 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.

CONSIDERATION IN DETAIL

Clauses 1 to 14 agreed to.

Clause 15.

Mr B.S. Wyatt moved,

Page 9, after line 4 – To insert:

“

- (c) to maximise the return to the State, ensure that all assets with a value of more than \$5 million are disposed of or leased through a public tender process.

”.

On the question, That the words be inserted,

Amendment put.

The Assembly divided.

Ayes (14)

Mr R.H. Cook

Ms J. Farrer

Ms J.M. Freeman

Mr D.J. Kelly

Mr F.M. Logan

Mr M. McGowan

Ms S.F. McGurk

Mr M.P. Murray

Mr P. Papalia

Ms M.M. Quirk

Mrs M.H. Roberts

Mr C.J. Tallentire

Mr B.S. Wyatt

Mr D.A. Templeman (*Teller*)

Noes (30)

Mr P. Abetz

Mr F.A. Alban

Mr I.C. Blayney

Mr I.M. Britza

Mr T.R. Buswell

Mr V.A. Catania

Ms M.J. Davies

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

Dr G.G. Jacobs

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 A.J. Simpson

Mr M.H. Taylor

Mr T.K. Waldron

Mr A. Krsticevic (*Teller*)

Amendment thus negatived.

Mr B.S. Wyatt moved,

Page 9, after line 4 – To insert:

“

- (c) ensure that, in the disposition of any port asset, including port property, comply with the Strategic Asset Management Framework.

”.

On the question, That the words be inserted,
Amendment put and negatived.

On the question, That clause 15 be agreed to,
Clause put and passed.

The Leader of the House moved, That the debate be adjourned.
Question put and passed.

15. Adjournment

The Leader of the House moved, That the House do now adjourn.
Question put and passed.

The Assembly adjourned accordingly at 5.32 p.m. until Tuesday, 3 December 2013 at 2.00 p.m.

Members present during any part of the day's proceedings – All the members except Ms L.L. Baker, Mr M.J. Cowper, Mr S. L'Estrange, and Mr P.C. Tinley.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
Speaker of the Legislative Assembly