

WESTERN AUSTRALIA

## LEGISLATIVE ASSEMBLY

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### VOTES AND PROCEEDINGS

**No. 103**

#### FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

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**THURSDAY, 9 SEPTEMBER 2010**

##### **1. Meeting of Assembly**

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

The Speaker took the Chair.

Prayers were read.

##### **2. Petitions**

21 Brockwell Place, Oakford – Mr A.J. Simpson presented a petition from 161 persons requesting that the Department of Child Protection be directed to sell the property at 21 Brockwell Place, Oakford, as it is not believed to be suitable for use as a residential care home (P. 317).

Uranium Mining in Western Australia – Ms A.S. Carles presented a petition from 462 persons requesting that the Legislative Assembly immediately reinstate the ban on uranium mining in Western Australia (P. 318).

##### **3. Expiration of Notice of Motion**

The Speaker advised members that Private Members' Business Notice of Motion No. 2, notice of which was given on 18 August 2009 and renewed for a further 30 sitting days on 11 March 2010, would be removed from the next Notice Paper.

##### **4. Brief Ministerial Statements**

Brief Ministerial Statements were made by –

The Minister for Police on details regarding the construction and design of, and services to be offered by, the new Perth Police Complex in Northbridge.

The Minister for Agriculture and Food on the drought assistance options offered by the Government to Western Australian farmers.

The Minister for Science and Innovation on the achievements of the recently deceased Emeritus Professor John de Laeter, AO.

##### **5. Grievances**

The Speaker called for grievances which were then made.

## **6. Public Accounts Committee**

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

Public Accounts Committee – Annual Report 2009–2010, Report No. 8 (2457).

Mr J.C. Kobelke spoke on the report.

## **7. Joint Standing Committee on the Corruption and Crime Commission**

Mr J.N. Hyde, 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 – How the Corruption and Crime Commission Can Best Work Together With the Western Australian Police Force to Combat Organised Crime, Report No. 10 (2458).

Mr J.N. Hyde and Mr F.A. Alban spoke on the report.

## **8. Prohibited Behaviour Orders Bill 2010**

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

### *CONSIDERATION IN DETAIL*

Clauses 9 to 18 agreed to.

Clause 19.

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#### *Suspension of Standing Orders*

Mr M. McGowan, without notice, moved, That so much of the Standing Orders be suspended as is necessary to enable the following motion to be moved forthwith –

That the Minister for Regional Development explain to the House the following:

- (a) the content of his six face-to-face meetings with Mr Clive Palmer between 3 February 2009 and 12 May 2010; and
- (b) why he did not release or reveal diary notes or minutes of these meetings as requested under the FOI request.

Debate ensued.

The Leader of the House moved, To delete the words “That the Minister for Regional Development explain to the House the following” and substitute –

“That the House notes the actions of the Minister for Regional Development in relation to”.

and to add to the motion –

“and that the debate be conducted under the time limits determined for a Matter of Public Interest”.

On the question, That the amendment be agreed to,

Amendment put and passed.

On the question, That the motion, as amended, be agreed to,

Question put.

The Speaker having counted the House, and an absolute majority being present and there being no dissentient voice, declared the motion, as amended, to be carried with the concurrence of an absolute majority of the whole number of members of the House.

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## **9. Actions of the Minister for Regional Development**

Mr M. McGowan, pursuant to the foregoing motion, moved,

That this House notes the actions of the Minister for Regional Development in relation to:

- (a) the content of his six face-to-face meetings with Mr Clive Palmer between 3 February 2009 and 12 May 2010; and
- (b) why he did not release or reveal diary notes or minutes of these meetings as requested under the FOI request.

Debate ensued.

The Leader of the House moved, That the debate be adjourned until a later stage of the sitting.

Question put and passed.

#### **10. Speaker's Statement – Members' Statements**

The Speaker advised members that Members' Statements would be taken prior to the adjournment of the day's sitting.

#### **11. Questions**

Questions without Notice were taken.

Questions on Notice Nos 3964 to 3978 were asked.

Questions on Notice Nos 2966, 3367, 3486 to 3488, 3494, 3495, 3497 to 3508, 3510 to 3525, 3527 to 3542, 3544 to 3548, 3550 to 3559, 3561 to 3576, 3578, 3580 to 3593, 3595 to 3610, 3612 to 3627, 3629 to 3646, 3648 to 3652, 3656, 3658, 3661 to 3671, 3675 to 3677, 3683, 3688, 3690, 3691 and 3702 were answered.

Paper tabled by the Minister representing the Minister for Mines and Petroleum; Fisheries; Electoral Affairs –

Question on Notice No. 3534 – Names and salary levels of people who have been paid an attraction and/or retention allowance in the Department of Mines and Petroleum over the past 12 months (2459).

Paper tabled by the Premier; Treasurer; Minister for State Development –

Question on Notice No. 3652 – Public Sector level of non-permanent female public sector employees in each of the past three years (2460).

#### **12. Variation to the Order of Business**

Ordered, That consideration of the Order of the Day on the motion, Actions of the Minister for Regional Development, be resumed (see paragraph 9).

#### **13. Actions of the Minister for Regional Development**

The Order of the Day for the resumption of debate on the motion moved by Mr M. McGowan was read (see paragraph 9).

Debate resumed.

Question put.

The Assembly divided.

## Ayes (22)

Ms A.S. Carles	Mr A.P. O'Gorman	Mr P.C. Tinley
Mr R.H. Cook	Mr P. Papalia	Mr A.J. Waddell
Ms J.M. Freeman	Mr J.R. Quigley	Mr P.B. Watson
Mr W.J. Johnston	Ms M.M. Quirk	Mr M.P. Whitely
Mr F.M. Logan	Mr E.S. Ripper	Mr B.S. Wyatt
Mr M. McGowan	Mrs M.H. Roberts	Mr D.A. Templeman ( <i>Teller</i> )
Mrs C.A. Martin	Mr T.G. Stephens	
Mr M.P. Murray	Mr C.J. Tallentire	

## Noes (27)

Mr P. Abetz	Mr J.M. Francis	Mr P.T. Miles
Mr F.A. Alban	Mr B.J. Grylls	Ms A.R. Mitchell
Mr C.J. Barnett	Dr K.D. Hames	Dr M.D. Nahan
Mr I.C. Blayney	Mrs L.M. Harvey	Mr C.C. Porter
Mr J.J.M. Bowler	Mr A.P. Jacob	Mr D.T. Redman
Mr T.R. Buswell	Dr G.G. Jacobs	Mr A.J. Simpson
Mr G.M. Castrilli	Mr R.F. Johnson	Mr M.W. Sutherland
Mr V.A. Catania	Mr A. Krsticevic	Mr T.K. Waldron
Mr J.H.D. Day	Mr W.R. Marmion	Mr J.E. McGrath ( <i>Teller</i> )

Question thus negatived.

**14. Variation to the Order of Business**

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

**15. Prohibited Behaviour Orders Bill 2010**

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

*CONSIDERATION IN DETAIL*

Clauses 19 to 50 agreed to.

Title agreed to.

Consideration in detail concluded.

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

**16. Trade Measurement Legislation (Amendment and Expiry) Bill 2010**

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 Minister for Commerce moved, That the bill be now read a third time.

Question put and passed.

Bill read a third time and forwarded to the Legislative Council for concurrence.

**17. Members' Statements**

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

**18. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 5.36 p.m. until Tuesday, 14 September 2010 at 2.00 p.m.

*Members present during any part of the day's proceedings – All the members except Mr I.M. Britza, Dr E. Constable, and Dr J.M. Woppard.*

**PETER J. McHUGH**

Clerk of the Legislative Assembly

**HON. GRANT WOODHAMS**

Speaker of the Legislative Assembly