

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 135

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

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WEDNESDAY, 25 MARCH 2015

### 1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

### 2. Petitions

Wandina Primary School – Mr I.C. Blayney presented a petition from 33 persons requesting that the Legislative Assembly calls on the Minister for Education to include the Stage 2 build for Wandina Primary School in the next State Budget (P. 226).

North West Coastal Highway – Mr I.C. Blayney presented a petition from 309 persons requesting that the Legislative Assembly asks the Minister for Transport to implement the best solution to improve road safety at the North West Coastal Highway and Hosken Street intersection at Bluff Point (P. 227).

Liquor Licence – Mr C.D. Hatton presented a petition from 375 persons requesting that the Legislative Assembly resolves that a liquor licence is not granted for the planned Liquor Land development in Northlands Shopping Centre (P. 228).

School Buses in Dunsborough – Ms L. Mettam presented a petition from 207 persons asking the Legislative Assembly to request that the Government provides more school buses for Dunsborough and that all buses have seat belts (P. 229).

### 3. Paper

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

By the Speaker –

Auditor General, Office of the – Main Roads Projects to Address Traffic Congestion,  
Report 2: March 2015 (2754).

#### 4. Notice of Motion

#### 5. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Culture and the Arts on the Perth Cultural Centre Events Program contributing to the revitalisation of Northbridge.

The Minister for Mines and Petroleum on the Mineral Royalty Rates Analysis undertaken by the Department of Mines and Petroleum, and the Department of State Development.

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#### *Paper*

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

By the Minister for Mines and Petroleum –

Mines and Petroleum, Minister for – Mineral Royalty Rate Analysis, Final Report, 2015 (2756).

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The Minister for Transport on Western Australian regional communities' share of the 2015–2017 Regional Airports Development Scheme funding round.

#### 6. Alumina Refinery (Mitchell Plateau) Agreement (Termination) Bill 2015

The Premier, pursuant to notice, moved,

That a bill for “An Act to amend the *Alumina Refinery (Mitchell Plateau) Agreement Act 1971* to provide for the ratification of an agreement for the termination of the Alumina Refinery (Mitchell Plateau) Agreement and to provide for related matters, and to consequentially amend the *Mining Act 1978*.” be introduced and read a first time.

Question put and passed.

The Premier presented an explanatory memorandum and bill read a first time.

The Premier moved, That the bill be now read a second time.

Mr M. McGowan moved, That the debate be adjourned.

Question put and passed.

#### 7. Suspension of Standing Orders

Mr M. McGowan, without notice, moved, That so much of the Standing Orders be suspended to allow the following motion to be moved –

That this House calls on the Treasurer to resign from Cabinet for his significant breaches of the Ministerial Code of Conduct.

Debate ensued.

The Leader of the House moved, To add to the motion –

“

, subject to the debate being limited to 15 minutes for government members and 15 minutes for non-government members.

”.

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.

## 8. Treasurer – Breaches of the Ministerial Code of Conduct

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

That this House calls on the Treasurer to resign from Cabinet for his significant breaches of the Ministerial Code of Conduct.

Debate ensued.

Question put.

The Assembly divided.

### Ayes (20)

Ms L.L. Baker  
Dr A.D. Buti  
Mr R.H. Cook  
Ms J. Farrer  
Ms J.M. Freeman  
Mr W.J. Johnston  
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 (34)

Mr P. Abetz  
Mr F.A. Alban  
Mr C.J. Barnett  
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 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  
Dr G.G. Jacobs  
Mr S.K. L'Estrange  
Mr R.S. Love  
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*)

Question thus negatived.

## 9. Fire and Emergency Services Amendment Bill 2015

The Minister for Emergency Services, pursuant to notice, moved,

That a bill for “An Act to amend the *Fire and Emergency Services Act 1998*.” be introduced and read a first time.

Question put and passed.

The Minister for Emergency Services presented an explanatory memorandum and bill read a first time.

The Minister for Emergency Services moved, That the bill be now read a second time.

Ms S. McGurk moved, That the debate be adjourned.

Question put and passed.

## 10. Barrow Island Amendment Bill 2015

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

### *Urgent Bill*

The Leader of the House moved, That the Barrow Island Amendment Bill 2015 be considered an urgent bill.

Debate ensued.

Question put and passed.

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Debate resumed.

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

### **11. Questions**

Questions without Notice were taken.

Questions on Notice Nos 3833 to 3869 were asked.

Questions on Notice Nos 3364, 3425, 3466, 3598, 3608, 3622 to 3624, 3628, 3631 to 3633, 3635, 3637 and 3714 were answered.

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Paper tabled by the Minister for Forestry –

Question on Notice No. 3622 – Forrest Products Commission Permission for Walladar (Sandalwood Contractors) to Drive Road Trains (2755).

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### **12. Additional Information**

The Minister for Health provided additional information relating to Question without Notice No. 224 from Mr R.H. Cook.

### **13. Speaker's Statement – Acknowledging the Chair**

The Speaker reminded members that the Chair should always be acknowledged when moving around the chamber.

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

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

### **15. Barrow Island 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.

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

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

Ordered, That Private Members' Business Notice of Motion No. 8 and Private Members' Business Order of the Day No. 20 be next considered.

### **17. Remote Aboriginal Communities**

Mr B.S. Wyatt, pursuant to notice, moved,

That the House condemns the Premier for the ongoing uncertainty, confusion and fear that he has created in remote Aboriginal communities since stating that he would close 150 remote communities and calls on the Premier to immediately:

- (a) seek to have the Commonwealth Government reverse or delay its decision to cease funding remote Aboriginal communities;
- (b) clarify on what basis the Government will base its decision on which communities are worthy of future Government investment;
- (c) outline the base line data that the Government has collected to justify the Premier's statement that remote communities have failed; and

- (d) outline the Government support that will be provided to those people currently living on remote communities to ensure that their closure will result in better social outcomes.

Debate ensued.

Debate interrupted by the Chair (Premier speaking) and adjourned until a later stage of the sitting.

#### **18. Message from the Governor**

Message No. 12 from Her Excellency the Governor was reported recommending that appropriations be made for the purposes of the Fire and Emergency Services Amendment Bill 2015.

#### **19. 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, 26 March 2015 at 9.00 a.m.

*Members present during any part of the day's proceedings – All the members.*

**PETER J. McHUGH**  
Clerk of the Legislative Assembly

**HON. MICHAEL SUTHERLAND**  
Speaker of the Legislative Assembly