

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 104

FIRST SESSION OF THE THIRTY-SEVENTH PARLIAMENT

WEDNESDAY, 20 SEPTEMBER 2006

1. Meeting of Assembly

The Assembly met at 12.00 p.m. pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Speaker's Statement - Respect for the Chair

The Speaker advised members that there was an increasing tendency for members to move around the Chamber and speak when the member presiding was on his or her feet. The Speaker noted that Standing Order 84 provides that when the Speaker stands, members will sit down and be silent, and that when the Speaker is putting a question, members will not move around the Chamber.

3. Petitions

Liquor Stores - Mr J.N. Hyde presented a petition from 11,423 persons requesting that the Government allow liquor stores to trade seven days a week (P. 149).

Liquor Stores - Mr B.S. Wyatt presented a petition from 535 persons supporting reforms to the *Liquor Licensing Act* (P. 150).

Mueller Park, Subiaco - Ms S.E. Walker presented a petition from 85 persons requesting that opposition to the destruction of Mueller Park, Subiaco be noted (P. 151).

Public Housing in Ashfield - Mr M.P. Whitely presented a petition from 124 persons requesting that strategies are put in place to ensure that Ashfield and other suburbs meet Homeswest target ratios (P. 152).

Shenton Park Cottage Hospice - Ms S.E. Walker presented a petition from 85 persons requesting that the work of the hospice be continued and that the Cancer Council not abandon the hospice in favour of shared accommodation at the Shenton Park site (P. 153).

4. Papers

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

By the Clerk -

Environment and Conservation, Department of - Lease No. 1875/100 between the Department of Environment and Conservation and the Darling Range Adventure Camp for a Ropes Course in Pickering Brook National Park (1868).

Environment and Conservation, Department of - Lease No. 1377/97 between the Department of Environment and Conservation and the Shire of Collie for a Motor Cycle Scramble Course situated in a portion of State Forest No. 4 (1869).

Environment and Conservation, Department of - Lease No. 2208/100 between the Department of Environment and Conservation and Hamelin Bay Resort Pty Ltd for the Hamelin Bay Caravan Park situated in a portion of Leeuwin-Naturaliste National Park (1870).

Disability Services Commission - Annual Report 2005 - 2006 (1859).

Industrial Relations Commission, Department of the Registrar, Western Australia - Annual Report 2005 - 2006 (1860).

Land Administration Act 1997 - Proposal under section 43(1) of the Act for the inclusion of land into and excision from Class 'A' Reserve 21629 (1861).

Land Administration Act 1997 - Proposal No. 9/2006 under Section 42(4) of the Act, in relation to excision of Lot 306 from 'A' Class reserve 13375, dated 12 July 2006 (1862).

Midland Redevelopment Authority - Review under section 68 of the Midland Redevelopment Act 1999, report to the Minister for Planning and Infrastructure, November 2005 (1863).

Occupational Therapists' Registration Board of Western Australia - Annual Report 2005 (1864).

Physiotherapists Registration Board of Western Australia - Annual Report 2005 (1865).

Subiaco Redevelopment Act 1994 - Ministerial approval in accordance with section 21(2)(a) of the Act to acquire Crown Reserve 40459 Swan Location 13590 Station Street, Subiaco with a value greater than \$1 million. (1866).

Treasury Corporation, Western Australia - Annual Report 2005-2006 (1867).

5. Brief Ministerial Statements

The following Brief Ministerial Statements were made by -

The Deputy Premier on the Native Title decision in relation to the Perth Metropolitan area handed down yesterday by the Federal Court.

The Minister for Employment Protection on individuals who are falsely claiming to represent WorkSafe.

The Minister for Citizenship and Multicultural Interests on the closure of the Office of Citizens and Civics from 31 December 2006.

6. Liquor and Gaming Legislation Amendment Bill 2006

The Minister for Racing and Gaming, pursuant to notice, moved,

That a bill for "An Act to amend –

- the *Liquor Licensing Act 1988*; and
- the *Gaming and Wagering Commission Act 1987*,

and to provide for related matters, including minor amendments to certain other Acts." be introduced and read a first time.

Question put and passed.

The Minister for Racing and Gaming presented an explanatory memorandum and bill read a first time.

The Minister for Racing and Gaming moved, That the bill be now read a second time.

Mr T.R. Sprigg moved, That the debate be adjourned.

Question put and passed.

7. Industrial Training Amendment Bill 2006

The Minister representing the Minister for Education and Training, pursuant to notice, moved,

That a bill for “An Act to amend the *Industrial Training Act 1975*.” be introduced and read a first time.

Question put and passed.

The Minister representing the Minister for Education and Training presented an explanatory memorandum and bill read a first time.

The Minister representing the Minister for Education and Training moved, That the bill be now read a second time.

Mr T.R. Sprigg moved, That the debate be adjourned.

Question put and passed.

8. Financial Management Bill 2006

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

CONSIDERATION IN DETAIL

Clauses 1 to 15 agreed to.

Clause 16.

The Treasurer moved –

Page 10, lines 28 to 30 – To delete “for the agency by the Treasurer as an agency special purpose account for the purposes approved by the Treasurer” and substitute –

“

by the agency for the purposes approved by the Treasurer and determined by the Treasurer to be an agency special purpose account

”.

Amendment put and passed.

Clause, as amended, agreed to.

Clauses 17 to 47 agreed to.

Clause 48.

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

9. Questions

Questions without notice were taken.

Paper

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

By the Minister for Planning and Infrastructure -

South Western Highway - Heavy Haulage Accidents on the South Western Highway, in the Donnybrook region, from January to March 2006 (1871).

Questions on notice Nos 1495 to 1506 were asked.

Questions on notice Nos 1342, 1343, 1349, 1417, 1426, 1434, 1435 and 1454 were answered.

10. Additional Information under Standing Order No. 82A

In accordance with Standing Order No. 82A, the Minister for Planning and Infrastructure provided additional information relating to Question without Notice No. 639 from Mr T.R. Sprigg in relation to rail and road compensation claims.

In accordance with Standing Order No. 82A, the Minister for Corrective Services provided additional information relating to Question on Notice No. 1348 from Ms K. Hodson-Thomas.

Paper

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

By the Minister for Corrective Services –

Question on Notice No. 1348 - Employment within the public sector (1872).

11. Variation to the Order of Business

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

12. Financial Management Bill 2006

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

CONSIDERATION IN DETAIL

Clauses 48 to 85 agreed to.

Schedules 1 to 3 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.

13. Financial Legislation Amendment and Repeal Bill 2006

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

CONSIDERATION IN DETAIL

Clauses 1 to 19 agreed to.

Schedules 1 and 2 agreed to.

Title agreed to.

Consideration in detail concluded.

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

The Treasurer 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.

14. Auditor General Bill 2006

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

CONSIDERATION IN DETAIL

Clauses 1 to 8 agreed to.

Clause 9.

The Treasurer moved, That Clause 9 be postponed.

Question put and passed.

Clauses 10 to 15 agreed to.

Clause 16.

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

15. Variation to the Order of Business

Ordered, That Private Members' Business Orders of the Day Nos 15, 5 and 19 be next considered.

16. Police (Compensation for Injured Officers) Amendment Bill 2006

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

Debate resumed.

Acting Speaker's Ruling - Police (Compensation for Injured Officers) Amendment Bill 2006

The Acting Speaker advised members that Section 46(8) of the *Constitution Acts Amendment Act 1899* provides that a vote, resolution, or Bill for the appropriation of moneys shall not be passed unless the purpose of the appropriation has been recommended by message of the Governor to the Assembly.

The *Police (Compensation for Injured Officers) Amendment Bill 2006* required a message but one had not been received. Therefore, in accordance with the practice of the House, the question for the second reading would not be finally put to the House until a message is received.

The Acting Speaker directed that the Bill be placed at the bottom of the Notice Paper until a message is received.

17. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly, at 6.59 p.m. until Thursday, 21 September 2006 at 9.00 a.m.

Members present during any part of the day's proceedings - All the members except Mr D.F. Barron-Sullivan, Ms S.M. McHale, Mr D.A. Templeman and Mr T.K. Waldron.

PETER J. McHUGH

Clerk of the Legislative Assembly

HON. FRED RIEBELING

Speaker of the Legislative Assembly