

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 9

FIRST SESSION OF THE THIRTY-SIXTH PARLIAMENT

THURSDAY, 31 MAY 2001

1. Meeting of Assembly

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

The Speaker took the Chair.

Prayers were read.

2. Speaker's Statement - Grievances and Members' Statements

The Speaker made the following statement -

I advise members that grievances will be taken after brief ministerial statements on Thursday mornings and that members' 90 second statements will be called for at 12.50 p.m. each Thursday afternoon.

3. Paper

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

Land Administration Act - Submission No. 02/2001 Amendment of "B" Class Reserve 5275 in the City of Bunbury for the purpose of review of Harbour extension and industrial purposes. (289).

4. Brief Ministerial Statements

The following brief Ministerial Statements were made by -

The Minister for the Environment and Heritage on the State Salinity Taskforce.

Paper

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

By the Minister for the Environment and Heritage -

State Salinity Strategy Review Taskforce - Terms of Reference (290).

The Minister for Planning and Infrastructure on the Proposed Private Port at Fremantle.

Paper

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

By the Minister for Planning and Infrastructure -

Petition Against Export of Livestock from Kwinana (291).

5. Grievances

The Speaker called for grievances which were then made.

6. Petroleum Legislation Amendment Bill 2001 (No. 4)

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

CONSIDERATION IN DETAIL

Clauses 1 and 2 agreed to.

New clause 3.

Mr Sullivan moved,

Page 2, after line 8 - To insert the following -

“

3. Review of Act

- (1) The Minister shall carry out a review of the operations of this Act on each anniversary of the commencement of this Act and in the course of such review the Minister shall consider and have regard to —
 - (a) the number of retailers who have exercised their right under Section 4;
 - (b) the impact of this Act (in isolation of any other measures) on the retail price of each category of petroleum product; and
 - (c) such other matters as appear to the Minister to be relevant.
- (2) The Minister shall prepare a report based on the Minister's review of this Act and shall, as soon as is practicable after its preparation, cause the report to be laid before each House of Parliament.

”.

Amendment, by leave, withdrawn.

Clauses 3 to 5 agreed to.

Clause 6.

Mr Trenorden moved,

Page 8, line 17 - To delete “different kinds, grades, or brands of motor fuel” and substitute the following –

“different kinds or grades of motor fuel, but may contain a mixture of different brands of motor fuel”.

The Minister for Consumer Affairs moved, That the debate be adjourned until a later stage of the sitting.

Question put.

The Assembly divided.

Ayes (33)

Mr Ainsworth
Mr Andrews
Mr Bowler
Mr Brown
Mr Cowan
Mr Dean
Mr D'Orazio
Dr Edwards
Dr Gallop
Mr Hill
Mr House

Mr Hyde
Mr Kobelke
Mr Kucera
Mr Logan
Ms MacTiernan
Mr McGinty
Ms McHale
Mr McRae
Mr Marlborough
Ms Martin
Mr Murray

Mr O'Gorman
Mr Quigley
Ms Radisich
Mr Ripper
Mrs Roberts
Mr Templeman
Mr Trenorden
Mr Waldron
Mr Watson
Mr Whitely
Ms Quirk (*Teller*)

Noes (18)

Mr Barnett
Mr Birney
Mr Board
Dr Constable
Mr Court
Mr Day

Mrs Edwardes
Mr Edwards
Mrs Hodson-Thomas
Mr Johnson
Mr McNee
Mr Marshall

Mr Masters
Mr Omodei
Mr Pendal
Mr Sullivan
Mr Sweetman
Mr Bradshaw (*Teller*)

Question thus passed.

7. Ministerial Statement

The Treasurer sought leave to make a Ministerial Statement.

Leave was not granted.

8. Variation to the Order of Business

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

9. Petroleum Legislation Amendment Bill 2001 (No. 4)

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

Clause 6.

Debate resumed on the amendment moved by Mr Trenorden as follows -

Page 8, line 17 - To delete "different kinds, grades, or brands of motor fuel" and substitute the following -

"different kinds or grades of motor fuel, but may contain a mixture of different brands of motor fuel".

Question put and passed.

Mr Trenorden moved,

Page 8, after line 17 – To insert the following –

“

(8) Section 4 (3) (g) is repealed.”.

Question put.

The Assembly divided.

Ayes (22)

Mr Ainsworth
Mr Barnett
Mr Birney
Dr Constable
Mr Cowan
Mr Day
Mrs Edwardes
Mr Edwards

Mrs Hodson-Thomas
Mr House
Mr Johnson
Mr McNee
Mr Marshall
Mr Masters
Mr Omodei
Mr Pental

Mr Sullivan
Mr Sweetman
Mr Trenorden
Mr Waldron
Dr Woollard
Mr Bradshaw (*Teller*)

Noes (27)

Mr Andrews
Mr Bowler
Mr Brown
Mr Dean
Mr D’Orazio
Dr Edwards
Dr Gallop
Mrs Guise
Mr Hill

Mr Hyde
Mr Kobelke
Mr Kucera
Mr Logan
Ms MacTiernan
Mr McGinty
Ms McHale
Mr Marlborough
Ms Martin

Mr Murray
Mr O’Gorman
Mr Quigley
Mr Ripper
Mrs Roberts
Mr Templeman
Mr Watson
Mr Whitely
Ms Quirk (*Teller*)

Question thus negatived.

The Minister for Consumer Affairs moved, That the debate be adjourned until a later stage of the sitting.

Question put and passed.

10. Members’ Statements

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

11. Questions

Questions without notice were taken.

Questions on notice Nos 341 to 350 were asked.

Under Standing Order 82 the Minister for Planning and Infrastructure provided further information in relation to a question already answered.

12. Personal Explanation - Amendment to Answer during Questions without Notice

The Minister for Tourism made a personal explanation.

13. Matter of Public Interest - Royal Commission into Police Corruption

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

At least five members having risen in support,

Mr Barnett moved,

The House calls on the Government to either fully honour its election commitment to appoint a Royal Commission into allegations of police corruption as a matter of priority, or, preferably, abandon the proposal, so as to remove the pall of uncertainty pervading the Western Australian Police Service.

Debate ensued.

The Attorney General moved,

To delete the words "calls on" and substitute "congratulates"; to delete the words "to either fully honour" and substitute "on"; and to delete all words after "police corruption".

On the question, That the words be deleted,

Question put.

The Assembly divided.

Ayes (29)

Mr Brown
Dr Constable
Mr Dean
Mr D'Orazio
Dr Edwards
Dr Gallop
Mrs Guise
Mr Hill
Mr Hyde
Mr Kobelke

Mr Kucera
Mr Logan
Ms MacTiernan
Mr McGinty
Ms McHale
Mr Marlborough
Ms Martin
Mr Murray
Mr O'Gorman
Mr Pental

Mr Quigley
Ms Radisich
Mr Ripper
Mrs Roberts
Mr Templeman
Mr Watson
Mr Whitely
Dr Woollard
Ms Quirk (*Teller*)

Noes (16)

Mr Barnett
Mr Birney
Mr Board
Mr Cowan
Mr Day
Mrs Edwardes

Mr Edwards
Mrs Hodson-Thomas
Mr Johnson
Mr McNee
Mr Marshall
Mr Masters

Mr Sullivan
Mr Sweetman
Mr Trenorden
Mr Bradshaw (*Teller*)

Question thus passed.

On the question, That the words be inserted,

Question put and passed.

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

Question put and passed.

14. Ministerial Statement - Western Australia's Financial Position

The Treasurer was granted leave to make a Ministerial Statement.

Mr Barnett and Mr Trenorden also made a statement.

Paper

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

Ministerial Papers

Overview of State Economy and Finances (292).

15. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 2 be next considered.

16. Mutual Recognition (Western Australia) Bill 2001 (No. 3)

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 Premier 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. Special Adjournment

The Leader of the House moved, That the House at its rising adjourn until Tuesday, 12 June 2001 at 2.00 p.m.

Question put and passed.

18. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly, at 4.56 p.m. until Tuesday, 12 June 2001 at 2.00 p.m.

Members present during any part of the day's proceedings - All the members except Mr Carpenter and Mr McGowan.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. FRED RIEBELING
Speaker of the Legislative Assembly