

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 235

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

THURSDAY, 25 OCTOBER 2012

1. Meeting of Assembly

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

The Speaker took the Chair.

Prayers were read.

2. Papers

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

By the Clerk –

Independent Market Operator – Annual Report 2011–2012 (5501).

Insurance Commission of Western Australia – Statement of Corporate Intent 2012–2013 (5502).

Western Australian Greyhound Racing Association – Annual Report 2011–2012 (5505).

Western Power – Annual Report 2011–2012 (5503).

Western Power – Statement of Corporate Intent 2012–2013 (5504).

3. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Local Government on the release of the Metropolitan Local Government Review Report.

Paper

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

By the Minister for Local Government –

Local Government, Minister for – Metropolitan Local Government Review, July 2012 (5506).

The Minister for Environment on the Government's environmental achievements.

4. Grievances

The Speaker called for grievances which were then made.

5. Economics and Industry Standing Committee

Ms A.R. Mitchell, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Economics and Industry Standing Committee – Annual Report 2011–2012, Report No. 15 (5507).

Ms A.R. Mitchell, Mr W.J. Johnston, Mr M.P. Murray and, by leave, Dr M.D. Nahan spoke on the report.

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 2011–2012, Report No. 18 (5508).

Mr J.C. Kobelke and Mr C.J. Tallentire spoke on the report.

7. Joint Standing Committee on Delegated Legislation

Mr P.T. Miles, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Delegated Legislation, Joint Standing Committee on – Special Report in Relation to the *City of Perth Standing Orders Amendment Local Law 2012* (5509).

Mr P.T. Miles spoke on the report.

8. Dangerous Sexual Offenders Amendment Bill 2012

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 8 agreed to.

Title agreed to.

Consideration in detail concluded.

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

The Minister for Corrective Services moved, That the bill be now read a third time.

Debate ensued.

Question put and passed.

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

9. Browse (Land) Agreement Bill 2012

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 6 agreed to.

Schedule 1 agreed to.

Title agreed to.

Consideration in detail concluded.

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.

Debate ensued.

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

10. Members' Statements

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

11. Questions

Questions without Notice were taken.

Questions on Notice Nos 8525, 8554, 8621, 8638, 8656, 8681, 8683, 8684, 8686 and 8716 were answered.

12. Joint Standing Committee on the Commissioner for Children and Young People – Referral of Inquiry

The Speaker advised members that he had received a letter dated 24 October 2012 from the Chair of the Joint Standing Committee on the Commissioner for Children and Young People. The Chair advised that pursuant to section 19 (L) of the *Commissioner for Children and Young People Act 2006*, the Committee had referred the Commissioner various publications and matters, insofar as they may be relevant to the sexualisation of children, for consideration and requested the Commissioner to make recommendations as to any specific actions required to be taken by the Government of Western Australia. The Committee had requested that the Commissioner provide her considerations and recommendations by Friday, 11 January 2013. Further, the Committee would table its report on this referral in January 2013.

13. Additional Information

The Minister for Housing provided additional information relating to Question on Notice No. 8558 from Mr B.S. Wyatt.

Paper

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

By the Minister for Housing –

Minister for Housing – A correction to the answer provided to Question without Notice No. 8558 (5510).

14. Variation to the Order of Business

Ordered, That Government Business Orders of the Day Nos 2 and 4 be next considered.

15. Browse (Land) Agreement Bill 2012

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

Debate resumed.

Question put and passed.

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

16. Royal Perth Hospital Protection Bill 2008

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

CONSIDERATION IN DETAIL

Clause 3, as amended, agreed to.

Clauses 4 and 5 agreed to.

Clause 6.

Mr W.J. Johnston moved,

Page 3, after line 2 – To insert:

“

- (2) For the purpose of maintaining Royal Perth Hospital, future annual appropriations shall not be reduced to levels below the allocation to the hospital as at 6 September 2008.

”.

Amendment put and negatived.

Clause agreed to.

Clause 7.

Mr R.H. Cook moved,

Page 3, after line 8 – To insert:

“

- (2) No development is to take place at Royal Perth Hospital to the extent that development will impact on proposed services, resources and scope of services at the Fiona Stanley Hospital.

”.

Amendment put and negatived.

Mr A.P. O’Gorman moved,

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on services, resources and scope of services at the Joondalup Health Campus.

”.

The Minister for Health moved, That the debate be adjourned.

Question put.

The Assembly divided.

Ayes (23)

Mr P. Abetz

Mr F.A. Alban

Mr I.C. Blayney

Mr I.M. Britza

Mr T.R. Buswell

Mr G.M. Castrilli

Mr M.J. Cowper

Mr J.H.D. Day

Mr J.M. Francis

Mr B.J. Grylls

Dr K.D. Hames

Mrs L.M. Harvey

Dr G.G. Jacobs

Mr A. Krsticevic

Mr W.R. Marmion

Mr J.E. McGrath

Mr P.T. Miles

Ms A.R. Mitchell

Dr M.D. Nahan

Mr C.C. Porter

Mr D.T. Redman

Mr T.K. Waldron

Mr A.J. Simpson (*Teller*)

Noes (17)

Ms L.L. Baker
 Mr R.H. Cook
 Ms J.M. Freeman
 Mr W.J. Johnston
 Mr J.C. Kobelke
 Mr F.M. Logan

Mr A.P. O’Gorman
 Mr J.R. Quigley
 Ms M.M. Quirk
 Mr E.S. Ripper
 Mr T.G. Stephens
 Mr C.J. Tallentire

Mr P.C. Tinley
 Mr A.J. Waddell
 Mr P.B. Watson
 Mr B.S. Wyatt
 Ms R. Saffioti (*Teller*)

Question thus passed.

17. National Health Funding Pool Bill 2012

Message No. 253 dated 25 October 2012 from the Legislative Council was reported as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *National Health Funding Pool Bill 2012* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

Schedule indicating the amendments made by the Legislative Council in the National Health Funding Pool Bill 2012.

No. 1

Page 9, after line 21 — To insert —

- (5) When the Administrator is given a direction under subsection (3) —
- (a) the Administrator must give a copy of the direction to the responsible Minister for the State; and
 - (b) the responsible Minister must, as soon as practicable after receiving the copy, cause it to be tabled in each House of Parliament.

No. 2

Page 17, line 17 — To insert after “tabled in” —

each House of

No. 3

Page 19, line 24 — To delete “in accordance with arrangements” and insert

If

No. 4

Page 20, line 20 — To delete “the modifications” and insert —

any modifications necessary to give effect to subsection (1) that are

No. 5

Page 20, after line 21 — To insert —

- (3) Until regulations referred to in subsection (2) are made, subsection (1) does not have effect and instead the legislation referred to in section 25 applies to or in respect of the Administrator and any function exercised or performed by the Administrator.

Ordered, That consideration in detail of Legislative Council Message No. 253 be made an Order of the Day for the next sitting of the Assembly.

18. Message from the Legislative Council

Message No. 254 dated 25 October 2012 from the Legislative Council was reported as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the following resolution –

- (1) Hon Giz Watson, Hon Liz Behjat, Hon Philip Gardiner and Hon Ken Travers be appointed as members of the Joint Standing Committee on Audit.
- (2) Hon Ljiljanna Ravlich be appointed as a participating member of the Joint Standing Committee on Audit, with leave to participate in the Committee's deliberations, pursuant to Standing Order 164.

19. Special Adjournment

The Leader of the House moved, That the House at its rising adjourn until Tuesday, 6 November 2012 at 2.00 p.m.

Question put and passed.

20. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 5.47 p.m. until Tuesday, 6 November 2012 at 2.00 p.m.

Members present during any part of the day's proceedings – All the members except Mr J.N. Hyde and Dr J.M. Woollard.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. GRANT WOODHAMS
Speaker of the Legislative Assembly