

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 163

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

THURSDAY, 1 SEPTEMBER 2011

1. Meeting of Assembly

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

The Speaker took the Chair.

Prayers were read.

2. Petition

Container Deposit Scheme – Mr D.A. Templeman presented a petition from 3,592 persons requesting that the Legislative Assembly call upon the Barnett Government to immediately introduce a Western Australian Container Deposit Scheme, similar to the system that operates in South Australia (P. 462).

3. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Tourism on the upcoming official travel to China to promote tourism in Western Australia.

The Minister for Culture and the Arts on the Vienna Philharmonic Orchestra Simulcast via the Westlink satellite network into 12 venues across the State.

The Minister for Local Government on the possible non-compliance of some local governments with regard to the imposition of rates.

4. Grievances

The Speaker called for grievances which were then made.

5. Community Development and Justice Standing Committee

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

Community Development and Justice Standing Committee – Annual Report 2010–2011, Report No. 7 (3805).

Mr A.P. Jacob spoke on the report.

6. 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 – Acting Parliamentary Inspector's Inquiry Concerning Examination Procedures by the Corruption and Crime Commission, Report No. 17 (3806).

Mr J.N. Hyde spoke on the report.

7. Variation to the Order of Business

Ordered, That Government Business Order of the Day Nos 1, 2 and 4 be next considered.

8. Personal Property Securities (Commonwealth Laws) Bill 2011

The Leader of the House, on behalf of the Minister for Transport, pursuant to notice, moved,

That a bill for “An Act to adopt the *Personal Property Securities Act 2009* (Commonwealth) as amended by the *Personal Property Securities (Consequential Amendments) Act 2009* (Commonwealth), the *Personal Property Securities (Corporations and Other Amendments) Act 2010* (Commonwealth) and the *Personal Property Securities (Corporations and Other Amendments) Act 2011*, to refer certain matters relating to security interests in personal property to the Parliament of the Commonwealth, for the purposes of section 51(xxxvii) of the Constitution of the Commonwealth, and to enact consequential provisions.” be introduced and read a first time.

Question put and passed.

The Leader of the House, on behalf of the Minister for Transport, presented an explanatory memorandum and bill read a first time.

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

Paper

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

By the Minister for Transport –

Personal Property Securities (Commonwealth Laws) Bill 2011 – *Personal Property Securities Act 2009* (Commonwealth) (3807).

Mr D.A. Templeman moved, That the debate be adjourned.

Question put and passed.

9. Personal Property Securities (Consequential Repeals and Amendments) Bill 2011

The Minister for Transport, pursuant to notice, moved,

That a bill for “An Act to repeal or amend various Acts as a result of the reform of the law relating to personal property securities by the *Personal Property Securities Act 2009* (Commonwealth), and for related purposes.” be introduced and read a first time.

Question put and passed.

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

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

Mr D.A. Templeman moved, That the debate be adjourned.

Question put and passed.

10. Residential Tenancies Amendment Bill 2011

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 24 agreed to.

Clause 25.

The Minister for Transport moved,

Page 20, line 34 – To delete “payment; and” and substitute:

“ payment. ”.

Amendment put and passed.

The Minister for Transport moved,

Page 21, lines 2 to 5 – To delete the lines and substitute:

“

(b) delete paragraph (d);

”.

Amendment put and passed.

Clause, as amended, agreed to.

Clauses 26 to 31 agreed to.

Clause 32.

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

11. Members’ Statements

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

12. Questions

Questions without Notice were taken.

Papers

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

By the Treasurer –

Treasurer – Equivalised Household Disposable Income (3808).

Treasurer – Low Income Equivalised Household Disposable Income (3809).

Treasurer – Equivalised Household Disposable Income (3810).

Question on Notice No. 6059 was asked.

13. Messages from the Legislative Council

Messages from the Legislative Council were reported returning the following bills without amendment –

1 September 2011

Duties Amendment Bill 2011 (Message No. 176).

Parliamentary Superannuation Amendment Bill 2011 (Message No. 177).

State Superannuation Amendment Bill 2011 (Message No. 178).

14. Variation to the Order of Business

Ordered, That Government Business Orders of the Day Nos 3 and 5 be next considered.

15. Professional Combat Sports Amendment Bill 2009

The Order of the Day for the third reading of the bill having been read, the Minister for Sport and Recreation 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.

16. Conservation Legislation Amendment Bill 2010

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

Debate resumed.

The Leader of the House moved, That the debate be adjourned.

Question put and passed.

17. Message from the Legislative Council

Message No. 179 dated 1 September 2011 from the Legislative Council was reported as follows –

The Legislative Council acquaints the Legislative Assembly that it has passed the following motion –

That pursuant to section 43 of the *Auditor General Act 2006* —

- (a) a Joint Standing Committee on Audit be established, comprised of four members (including the Chairman) of the Legislative Council Standing Committee on Estimates and Financial Operations and four members of the Legislative Assembly Public Accounts Committee, two of whom from each House support the Government;
- (b) the members of the Legislative Council Standing Committee on Estimates and Financial Operations and the Legislative Assembly Public Accounts Committee not appointed to the Joint Standing Committee under section (1)(a) are appointed to the Joint Standing Committee as participating members in accordance with Legislative Council Standing Order 326. The requirement for leave of the committee under Standing Order 326 does not apply to these appointments;
- (c) the Chairman of the Standing Committee on Estimates and Financial Operations will be the Chairman of the Joint Standing Committee; and
- (d) the Standing Orders of the Legislative Council relating to Standing Committees will be followed as far as they can be applied.

and invites the Legislative Assembly to pass a similar resolution.

18. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 4.58 p.m. until Tuesday, 6 September 2011 at 2.00 p.m.

Members present during any part of the day's proceedings – All the members except Mrs L.M. Harvey, Mrs C.A. Martin, Mr A.P. O’Gorman, Ms M.M. Quirk and Mr D.T. Redman.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. GRANT WOODHAMS
Speaker of the Legislative Assembly