

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 92

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

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TUESDAY, 25 OCTOBER 2022

### 1. Meeting of Assembly

The Assembly met at 1.00 pm pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

### 2. Message from the Governor

Message No. 27 from His Excellency the Governor was reported assenting to the Emergency Management Amendment (Temporary COVID-19 Provisions) Bill 2022, Act No. 33 of 2002.

### 3. Papers

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

By the Clerk –

Art Gallery of Western Australia – Annual Report 2021–2022 (1601).

Cat Act 2011 – Local Laws (Shire of Denmark Cats Local Law 2022 G.G. 21/10/2022) (1602).

Children and Community Services Act 2004 – Regulations (Children and Community Services Amendment Regulations (No. 3) 2022 G.G. 21/10/2022) (1603).

Conservation and Land Management Act 1984 – Regulations (Environment Regulations Amendment Regulations 2022 G.G. 21/10/2022) (1604).

Financial Management Act 2006 – Regulations (Financial Management (Statutory Authorities) Regulations 2022 G.G. 21/10/2022) (1605).

Health Services Act 2016 – Orders (Health Services (Fees and Charges) Amendment Order (No. 4) 2022 G.G. 18/10/2022) (1606).

Home Building Contracts Act 1991 – Regulations (Home Building Contracts Amendment Regulations 2022 G.G. 21/10/2022) (1607).

Jobs, Tourism, Science and Innovation, Department of – Annual Report 2021–2022 (1608).

Landgate – Annual Report 2021–2022 (1609).

Liquor Commission of Western Australia – Annual Report 2021–2022 (1610).

Road Traffic (Vehicles) Act 2012 – Regulations (Road Traffic (Vehicles) Amendment Regulations (No. 2) 2022 G.G. 21/10/2022) (1611).

State Superannuation Act 2000 – Regulations (State Superannuation Amendment Regulations (No. 2) 2022 G.G. 21/10/2022) (1612).

Waste Avoidance and Resource Recovery Act 2007 – Local Laws (Shire of Manjimup Waste Local Law 2022 G.G. 21/10/2022) (1613).

#### **4. Notice of Motion Lapsed**

The Speaker advised that Private Members' Business Notice of Motion No. 1 had lapsed and, unless the member indicated otherwise, would be removed from the Notice Paper.

#### **5. Notices of Motion**

#### **6. Removal of Order of the Day**

The Speaker advised that Private Members' Business Order of the Day, Critical Sectors Diversification and Growth, had not been debated for more than 12 calendar months and had been removed from the Notice Paper.

#### **7. Brief Ministerial Statements**

Brief Ministerial Statements were made by –

The Minister for State Development, Jobs and Trade on the outcome of the Government's investment and trade mission to India in July related to critical minerals.

The Minister for Citizenship and Multicultural Interests on the Indian Society of Australia's Diwali Mela 2022.

The Minister for Health on the independent review of the WA health system governance.

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#### *Paper*

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

By the Minister for Health –

Health, Minister for – Independent review of WA health system governance (1614).

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#### **8. Trans-Tasman Mutual Recognition (Western Australia) Amendment Bill 2022**

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.

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.

Question put and passed.

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

## **9. Health and Disability Services (Complaints) Amendment Bill 2021**

The Order of the Day for the consideration in detail of Legislative Council Message No. 71 was read.

The Message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Health and Disability Services (Complaints) Amendment Bill 2021* 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 Health and Disability Services (Complaints) Amendment Bill 2021*

### **No. 1**

Clause 28, page 24, after line 17 — To insert:

#### **52U. Review of the decision to publish public health warning statement**

If the Director publishes a public health warning statement setting out the name of a person, the person may apply to the State Administrative Tribunal for a review of the Director's decision to publish the public health warning statement.

### **No. 2**

Clause 30, page 24, line 22 — To delete “52T” and insert:

52U

**No. 3**

New Clause 42A, page 33, after line 17 — To insert:

**42A. Section 79A inserted:**

After section 79 insert:

**79A. Review of amendments made by *Health and Disability Services (Complaints) Amendment Act 2022***

- (1) The Minister must review the operation and effectiveness of the amendments made to this Act by the *Health and Disability Services (Complaints) Amendment Act 2022*, and prepare a report based on the review, as soon as practicable after the 5<sup>th</sup> anniversary of the day on which the *Health and Disability Services (Complaints) Amendment Act 2022* section 42A comes into operation.
- (2) The Minister must cause the report to be laid before each House of Parliament as soon as practicable after it is prepared, but not later than 12 months after the 5<sup>th</sup> anniversary.

*CONSIDERATION IN DETAIL*

The Minister for Health moved, That amendment No. 1 be agreed to.

Amendment agreed to.

The Minister for Health moved, That amendment No. 2 be agreed to.

Amendment agreed to.

The Minister for Health moved, That amendment No. 3 be agreed to.

Amendment agreed to.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

**10. Teacher Registration Amendment Bill 2022**

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 (Ms J.L. Hanns speaking) and adjourned until a later stage of the sitting.

**11. Questions**

Questions without Notice were taken.

**12. Matter of Public Interest – Minister for Police**

The Speaker informed the Assembly that she was in receipt of a notice from Dr D.J. Honey that he intended to move a motion on a matter of public interest.

At least five members having risen in support,

Dr D.J. Honey moved,

That this House calls for the Minister for Police to cease quoting incorrect statistics and making announcements on recruitment numbers and, instead, focus on his job, which is to protect Western Australians from criminal activity.

Debate ensued.

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*Paper*

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

By the Minister for Police –

Police, Minister for – Email – WA Police recruitment Notes (1615).

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Question put.

The Assembly divided.

*Ayes (5)*

Ms M. Beard  
Dr D.J. Honey

Mr R.S. Love  
Ms L. Mettam

Mr P.J. Rundle (*Teller*)

*Noes (42)*

Mr S.N. Aubrey  
Mr G. Baker  
Ms L.L. Baker  
Dr A.D. Buti  
Mr J.N. Carey  
Ms C.M. Collins  
Mr R.H. Cook  
Mr M.J. Folkard  
Ms E.L. Hamilton  
Ms M.J. Hammat  
Ms J.L. Hanns  
Mr T.J. Healy  
Mr H.T. Jones  
Mr D.J. Kelly

Ms E.J. Kelsbie  
Ms A.E. Kent  
Dr J. Krishnan  
Mr P. Lilburne  
Mr M. McGowan  
Ms S.F. McGurk  
Mr D.R. Michael  
Mr S.A. Millman  
Mr Y. Mubarakai  
Ms L.A. Munday  
Mrs L.M. O'Malley  
Mr P. Papalia  
Mr S.J. Price  
Mr D.T. Punch

Mr J.R. Quigley  
Ms A. Sanderson  
Mr D.A.E. Scaife  
Ms J.J. Shaw  
Ms R.S. Stephens  
Mrs J.M.C. Stojkovski  
Dr K. Stratton  
Mr C.J. Tallentire  
Mr D.A. Templeman  
Mr P.C. Tinley  
Ms C.M. Tonkin  
Mr R.R. Whitby  
Ms S.E. Winton  
Ms C.M. Rowe (*Teller*)

Question thus negatived.

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

Ordered, That consideration of Government Business Order of the Day No. 3 be resumed.

### **14. Teacher Registration Amendment Bill 2022**

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

Debate resumed.

Ms C.M. Rowe moved, That the debate be adjourned.

Question put and passed.

**15. Adjournment**

Ms C.M. Rowe moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 6.47 pm until Wednesday, 26 October 2022 at 12.00 noon.

*Members present during any part of the day's proceedings* – All the members except Ms H.M. Beazley, Ms L. Dalton, Ms D.G. D'Anna, Ms M.J. Davies, Mr M. Hughes, Mr W.J. Johnston, Mr K.J.J. Michel and Ms M.M. Quirk.

**KIRSTEN M. ROBINSON**  
Clerk of the Legislative Assembly

**HON. MICHELLE H. ROBERTS**  
Speaker of the Legislative Assembly