

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 87

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

TUESDAY, 20 SEPTEMBER 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. Death of Her Majesty Queen Elizabeth II

The Premier, without notice, moved,

That this House expresses its profound sorrow and sincere condolences on the death of Her Majesty Queen Elizabeth II and pays tribute to her remarkable life and devotion to public duty.

The motion was supported by Ms M.J. Davies, Mr D.A. Templeman, Dr D.J. Honey, Ms A.E. Kent and Ms L. Mettam.

Question put and passed unanimously with members and officers of the Assembly standing in their places as a mark of respect.

3. Speaker's Statement – Presentation of Addresses to the Governor

The Speaker advised members that on Thursday 15 September 2022 she attended Government House and presented to His Excellency the Governor the Condolence Address and Congratulatory Address passed by the House on 13 September 2022, and requested that His Excellency convey these Addresses to His Majesty the King.

4. Messages from the Legislative Council

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

30 August 2022

Bail Amendment Bill 2022 (Message No. 66).

1 September 2022

Civil Procedure (Representative Proceedings) Bill 2021 (Message No. 67).

5. Messages from the Governor

Messages from His Excellency the Governor were reported assenting to the following bills –
No. 19 – 19 August 2022

Parliamentary Commissioner Amendment (Reportable Conduct) Bill 2021, Act No. 25 of 2022.

Bush Fires Amendment Bill 2022, Act No. 26 of 2022.

No. 20 – 31 August 2022

Conservation and Land Management Amendment Bill 2021, Act No. 27 of 2022.

Family Court Amendment Bill 2022, Act No. 28 of 2022.

No. 21 – 3 September 2022

Bail Amendment Bill 2022, Act No. 29 of 2022.

No. 23 – 14 September 2022

Civil Procedure (Representative Proceedings) Bill 2021, Act No. 30 of 2022.

6. Papers

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

Inspector of Custodial Services, Office of the – 2021 Inspection of Court Custody Centres and Fiona Stanley Hospital Secure Facility, Report No. 143, July 2022 (Received by the Speaker of the Legislative Assembly on 10 August 2022 and held for a period of 30 days) (1348).

By the Clerk –

Agricultural Produce Commission – Annual Report 2021–2022 (1349).

Animal Resources Authority – Annual Report 2021–2022 (1350).

Burswood Park Board – Annual Report 2021–2022 (1351).

Bush Fires Act 1954 – Regulations (Bush Fires Regulations Amendment Regulations 2022 G.G. 26/08/2022) (1352).

Cat Act 2011 – Local Laws (Shire of Cuballing Cats Local Law 2022 G.G. 26/08/2022) (1353).

CBD Courts Project Contract – Annual Report 2021–2022 (1354).

ChemCentre – Annual Report 2021–2022 (1355).

Chief Psychiatrist of Western Australia – Annual Report 2021–2022 (1356).

Children's Court of Western Australia Act 1988 – Regulations (Children's Court Amendment Regulations 2022 G.G. 09/09/2022) (1357).

Children's Court of Western Australia Act 1988; Magistrates Court Act 2004 – Regulations (Attorney General Regulations Amendment (Fee Waiver) Regulations 2022 G.G. 26/08/2022) (1358).

Conservation and Land Management Act 1984 – Lease No. 1879/97 between the Department of Biodiversity Conservation and Attractions and Dwellingup Caravan Park for the of operation of tourist, holiday and recreation accommodation in State Forest No. 23 and No. 14 (1359).

Conservation and Land Management Act 1984 – Regulations (Conservation and Land Management Amendment Regulations (No. 3) 2022 G.G. 26/08/2022) (1360).

Construction Industry Long Service Leave Scheme – Annual Report 2021–2022 (1361).

Corruption and Crime Commission – A report on corrupt procurement practices and conduct in the Department of Communities (1362).

Country Housing Authority – Annual Report 2021–2022 (1363).

Court Security and Custodial Services Contract – Annual Report 2021–2022 (1364).

Criminal Investigation (Covert Powers) Act 2012 – Annual Report 1 July 2021 to 30 June 2022 by the Corruption and Crime Commission: Australian Crime Commission (1365).

Criminal Investigation (Covert Powers) Act 2012 – Report pursuant to section 103(1) of the Act by the Department of Primary Industries and Regional Development – Witness Identity Protection Certificates 1 July 2021 – 30 June 2022 (1366).

Criminal Investigation (Covert Powers) Act 2012 – Report pursuant to section 76(1) of the Act by the Department of Primary Industries and Regional Development – Assumed Identities 1 July 2021 – 30 June 2022 (1367).

Domestic Gas Commitment Agreement – Agreement between the State of Western Australia and the Hon. Mark McGowan Minister for State Development and AWE Perth Pty Ltd and Beach Energy (Perth Basin) Pty Limited – Waitsia Joint Venture – Waitsia Gas Project (1368).

Domestic Gas Commitment Agreement – Agreement between the State of Western Australia and the Hon Mark McGowan Minister for State Development and Woodside Burrup Pty Ltd – The Pluto Acceleration Project (1369).

Domestic Gas Commitment Agreement – Agreement between the State of Western Australia and Woodside Burrup Pty Ltd and Woodside Energy Ltd – Additional Domestic Gas Commitment (Including Pluto Acceleration Project Offset) (1370).

Domestic Gas Commitment Agreement – Agreement between the State of Western Australia and Woodside Energy Scarborough Pty Ltd and BHP Petroleum (Australia) Pty Ltd – The Scarborough Project (1371).

Energy Policy WA – Annual Report 2021–2022 (1372).

Financial Management Act 2006 – Section 65 notice from the Commissioner for Children and Young People informing the House of a late tabling of the 2021–2022 Annual Report for the Commissioner for Children and Young People (1373).

Financial Management Act 2006 – Section 65 notice from the Governor's Establishment informing the House of a late tabling of the 2021–2022 Annual Report for the Governor's Establishment (1374).

Financial Management Act 2006 – Section 65 notice from the Office of the Information Commissioner informing the House of a late tabling of the 2021–2022 Annual Report for the Office of the Information Commissioner (1375).

Financial Management Act 2006 – Section 65 notice from the Office of the Inspector of Custodial Services informing the House of a late tabling of the 2021–2022 Annual Report for the Office of the Inspector of Custodial Services (1376).

Fish Resources Management Act 1994 – Management Plans (Southern Demersal Gillnet and Demersal Longline Managed Fishery Management Plan Amendment 2022 G.G. 06/09/2022) (1377).

Forest Products Commission – Annual Report 2021–2022 (1378).

Gascoyne Development Commission – Annual Report 2021–2022 (1379).

Gold Corporation – Annual Report 2021–2022 (1380).

Health (Miscellaneous Provisions) Act 1911 – Local Laws (Shire of Meekatharra Health Local Law 2021 G.G. 29/08/2022) (1381).

Health and Disability Services Complaints Office – Annual Report 2021–2022 (1382).

Health Support Services – Annual Report 2021–2022 (1383).

Horizon Power – Annual Report 2021–2022 (1384).

Housing Act 1980 – Regulations (Housing Amendment Regulations 2022 G.G. 26/08/2022) (1385).

Kimberley Development Commission – Annual Report 2021–2022 (1386).

Land Administration Act 1997 – Proposal: Submission No. 1/2022 under the Act for an easement in Class A Reserve 18324 Yokine Regional Open Space for the purpose of a drainage pumping station and associated infrastructure, City of Stirling (1387).

Landcare Trust – Annual Report 2021–2022 (1388).

Liquor Control Act 1988 – Regulations (Racing and Gaming Regulations Amendment (Liquor Control) Regulations (No. 3) 2022 G.G. 09/09/2022) (1389).

Local Government Act 1995 – Local Laws (City of Armadale Local Government Property Amendment Local Law 2021 G.G. 13/09/2022) (1390).

Local Government Act 1995 – Local Laws (City of Canning Local Government Property and Public Places Amendment Local Law 2022 G.G. 26/08/2022) (1391).

Local Government Act 1995 – Local Laws (City of Fremantle Parking Amendment Local Law 2022 G.G. 02/09/2022) (1392).

Local Government Act 1995 – Local Laws (City of Kalamunda Dogs Local Law 2022 G.G. 06/09/2022) (1393).

Local Government Act 1995 – Local Laws (City of Rockingham Fencing Amendment Local Law 2022 G.G. 13/09/2022) (1394).

Local Government Act 1995 – Local Laws (Shire of Carnarvon Public Places and Local Government Property Amendment Local Law 2021 G.G. 23/08/2022) (1395).

Local Government Act 1995 – Local Laws (Shire of Meekatharra Local Government Property and Public Places Local Law 2021 G.G. 29/08/2022) (1396).

Local Government Advisory Board – Annual Report 2021–2022 (1397).

Local Government Standards Panel – Annual Report 2021–2022 (1398).

Metropolitan Cemeteries Board – Annual Report 2021–2022 (1399).

Mid West Ports Authority – Annual Report 2021–2022 (1400).

Minerals Research Institute of Western Australia – Annual Report 2021–2022 (1401).

National Trust of Western Australia – Annual Report 2021–2022 (1402).

Parliamentary Inspector of the Corruption and Crime Commission – Annual Report 2021–2022 (1403).

Peel Development Commission – Annual Report 2021–2022 (1404).

- Pilbara Development Commission – Annual Report 2021–2022 (1405).
- Postgraduate Medical Council of Western Australia – Annual Report 2021–2022 (1406).
- Quadriplegic Centre – Annual Report 2021–2022 (1407).
- Restraining Orders Act 1997 – Regulations (Restraining Orders Amendment Regulations 2022 G.G. 26/08/2022) (1408).
- Road Traffic (Authorisation to Drive) Act 2008 – Regulations (Road Traffic (Authorisation to Drive) Amendment Regulations (No. 2) 2022 G.G. 26/08/2022) (1409).
- Road Traffic (Authorisation to Drive) Act 2008 – Regulations (Road Traffic (Authorisation to Drive) Amendment Regulations 2022 G.G. 26/08/2022) (1410).
- Road Traffic (Vehicles) Act 2012 – Regulations (Road Traffic (Vehicles) Amendment Regulations (No. 4) 2022 G.G. 26/08/2022) (1411).
- Rural Business Development Corporation – Annual Report 2021–2022 (1412).
- Small Business Development Corporation – Annual Report 2021–2022 (1413).
- Southern Ports Authority – Annual Report 2021–2022 (1414).
- State Library of Western Australia – Annual Report 2021–2022 (1415).
- Surveillance Devices Act 1998 – WA Police Force Annual Report 2021–2022 (1416).
- Swan Bells Foundation Inc. – Annual Report 2021–2022 (1417).
- Synergy – Annual Report 2021–2022 (1418).
- Veterinary Practice Board – Annual Report 2021–2022 (1419).
- Western Australian Building Management Authority – Annual Report 2021–2022 (1420).
- Western Australian Coastal Shipping Commission – Annual Report 2021–2022 (1421).
- Western Australian Energy Disputes Arbitrator – Annual Report 2021–2022 (1422).
- Western Australian Future Health Research and Innovation Fund Act 2012 – Future Health Research and Innovation Fund Advisory Council recommendation regarding the application of the Future Health Research and Innovation Account Moneys during current (2022–2023) and future financial years, 30 August 2022 (1423).
- Western Australian Industrial Relations Commission, Department of the Registrar – Annual Report 2021–2022 (1424).
- Western Australian Museum – Annual Report 2021–2022 (1425).
- Western Australian Planning Commission – Improvement Plan No. 56: Malaga Station Precinct, July 2022 (1426).
- Western Australian Regional Development Trust – Annual Report 2021–2022 (1427).
- Western Australian Reproductive Technology Council – Annual Report 2021–2022 (1428).
- Western Power – Annual Report 2021–2022 (1429).
- Witness Protection (Western Australia) Act 1996 – WA Police Force State Witness Protection Program Annual Report 2021–2022 (1430).
- WorkCover WA – Annual Report 2021–2022 (1431).

7. Notices of Motion

8. Removal of Orders of the Day

The Speaker advised that Government Business Orders of the Day, Motor Vehicle Repairers and Dealers Legislation Amendment Bill 2021 and Iron Ore Agreements Legislation Amendment Bill 2021 had not been debated for more than 12 calendar months and had been removed from the Notice Paper.

The Speaker further advised that a bill removed under this Standing Order may be restored by motion to the point it had reached prior to its removal.

9. Removal of Orders of the Day

The Speaker advised that Private Members' Business Orders of the Day, Regional Representation in State Parliament, Treasurer – Performance and Local Communities – Health, Housing and Skills had not been debated for more than 12 calendar months and had been removed from the Notice Paper.

10. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Premier on the appointment of Ms J.J. Shaw as the Parliamentary Secretary to the Deputy Premier; Minister for State Development, Jobs and Trade; Tourism; Commerce; Science.

Paper

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

By the Premier –

Ministers' Representation in the Other House – Allocation of Portfolios as at 23 August 2022 (1433).

The Premier on an update regarding the proposed Centre for National Resilience Perth quarantine facility.

The Minister for Industrial Relations on a significant development in the public sector wage negotiations.

The Minister for Health on the transition of health services at Peel Health Campus from Ramsay Health Care into public hands at South Metropolitan Health Service.

The Minister for Fisheries on the sustainability concerns in the West Coast demersal scalefish fishery.

11. Speaker's Statement – Dinner Break

The Speaker advised members that the House is required to sit beyond 7.00 pm tonight and that there would be a dinner break between 6.00 pm and 7.00 pm.

12. Questions

Question on Notice No. 555 was asked on 13 September 2022.

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 Fisheries –

Primary Industries and Regional Development, Department of – West Coast Demersal Scalefish Resource (WCDSR) Harvest Strategy Reference Group – Meeting 2 Outcomes (1434).

Question on Notice No. 556 was asked.

Questions on Notice Nos 541 to 554 were answered.

Paper tabled by the Minister for Education and Training –

Question on Notice No. 554 – Education Assistant and Education Assistant – Special Needs positions advertised, filled and unfilled by month per education region for the period August 2020 to July 2022 (1432).

13. Working with Children (Criminal Record Checking) 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 53 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 Child Protection 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.

14. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 3 be next considered.

15. Duties Amendment (Farm-in Agreements) 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.

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

The Minister for Finance 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. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 4 be next considered.

17. Mining 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.

Paper

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

By the Minister for Mines and Petroleum –

Mines and Petroleum, Minister for – Email Re: Enquiry about AUSTRAC investigation (1435).

Question put and passed.

Bill read a second time.

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

The Minister for Mines and Petroleum 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.

18. Casino Legislation Amendment (Burswood Casino) Bill 2022

Message No. 68 dated 20 September 2022 from the Legislative Council was reported agreeing to the bill without amendment.

19. Notice of Motion after the Time Prescribed

Ms C.M. Rowe, on behalf of the Leader of the House, was granted leave to give a late notice of motion.

20. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 7.13 pm until Wednesday, 21 September at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Ms L.L. Baker, Ms L. Dalton, Ms D.G. D’Anna, Ms J.L. Hanns, Mr M. Hughes and Ms S.E. Winton.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. MICHELLE H. ROBERTS
Speaker of the Legislative Assembly