

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 56

FIRST SESSION OF THE FORTIETH PARLIAMENT

TUESDAY, 20 MARCH 2018

1. Meeting of Assembly

The Assembly met at 2.00 pm pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

2. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Culture and the Arts on the Perth Cultural Festivals Season.

The Minister for Housing on the Bentley Regeneration Agreement reached between the Government and the City of Canning.

3. Questions

Questions without Notice were taken.

Questions on Notice Nos 2923 to 2926 were asked.

Questions on Notice Nos 1853, 1870, 1887, 1904, 1921, 1938, 1986, 2031, 2048, 2067, 2483, 2500, 2517, 2534, 2545, 2563, 2565, and 2567 to 2571 were answered.

Paper tabled by the Minister for Mines and Petroleum; Commerce and Industrial Relations; Electoral Affairs; Asian Engagement –

Question on Notice No. 1904 – Table detailing contact between Ministerial staff and representatives of Hawker Britton Group Pty Ltd as of 17 March 2017 (1209).

Question on Notice No. 1938 – Table detailing contact between Ministerial staff and representatives of GRA Everingham as of 17 March 2017 (1210).

4. Speaker's Statement – Appointment of Acting Speaker

The Speaker advised members that the member for Girrawheen had been appointed as an Acting Speaker for the present session.

5. Suspension of Standing Orders

Dr M.D. Nahan, without notice, moved, That so much of the Standing Orders be suspended as is necessary to enable the following motion to be moved forthwith –

That this House calls on the Premier and Minister Saffioti to outline the issues impacting Labor's METRONET Forrestfield-Airport Link and why they covered up those issues.

Debate ensued.

The Leader of the House moved, That the question be now put.

Question put.

The Assembly divided.

Ayes (36)

Ms L.L. Baker
Dr A.D. Buti
Mr J.N. Carey
Mrs R.M.J. Clarke
Mr M.J. Folkard
Ms J.M. Freeman
Ms E.L. Hamilton
Mr T.J. Healy
Mr M. Hughes
Mr W.J. Johnston
Mr F.M. Logan
Mr M. McGowan

Ms S.F. McGurk
Mr S.A. Millman
Mr Y. Mubarakai
Mr M.P. Murray
Mrs L.M. O'Malley
Mr P. Papalia
Mr S.J. Price
Mr D.T. Punch
Mr J.R. Quigley
Ms M.M. Quirk
Mrs M.H. Roberts
Ms C.M. Rowe

Ms R. Saffioti
Ms A. Sanderson
Ms J.J. Shaw
Mrs J.M.C. Stojkovski
Mr C.J. Tallentire
Mr D.A. Templeman
Mr P.C. Tinley
Mr B. Urban
Mr R.R. Whitby
Ms S.E. Winton
Mr B.S. Wyatt
Mr D.R. Michael (*Teller*)

Noes (16)

Mr I.C. Blayney
Mr V.A. Catania
Mrs L.M. Harvey
Mr P.A. Katsambanis
Mr Z.R.F. Kirkup
Mr A. Krsticevic

Mr S.K. L'Estrange
Mr R.S. Love
Mr W.R. Marmion
Mr J.E. McGrath
Dr M.D. Nahan
Mr D.C. Nalder

Mr K.M. O'Donnell
Mr D.T. Redman
Mr P.J. Rundle
Ms L. Mettam (*Teller*)

Question thus passed.

On the question, That the motion be agreed to,

Question put.

The motion requiring the concurrence of an absolute majority.

The Assembly divided.

Ayes (16)

Mr I.C. Blayney
Mr V.A. Catania
Mrs L.M. Harvey
Mr P.A. Katsambanis
Mr Z.R.F. Kirkup
Mr A. Krsticevic

Mr S.K. L'Estrange
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 Mr B. Urban
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 Ms S.E. Winton
 Mr B.S. Wyatt
 Mr D.R. Michael (*Teller*)

Question thus negated.

6. Suspension of Standing Orders

Mrs L.M. Harvey, without notice, moved, That so much of the Standing Orders be suspended as is necessary to enable the following motion to be moved forthwith –

That this House condemns the McGowan Government for shutting down parliamentary debate on critical issues to the people of WA.

Debate ensued.

The Minister for Mines and Petroleum moved, That the question be now put.

Question put.

The Assembly divided.

Ayes (36)

Ms L.L. Baker
 Dr A.D. Buti
 Mr J.N. Carey
 Mrs R.M.J. Clarke
 Mr M.J. Folkard
 Ms J.M. Freeman
 Ms E.L. Hamilton
 Mr T.J. Healy
 Mr M. Hughes
 Mr W.J. Johnston
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 Mr D.C. Nalder

Mr K.M. O'Donnell
 Mr D.T. Redman
 Mr P.J. Rundle
 Ms L. Mettam (*Teller*)

Question thus passed.

On the question, That the motion be agreed to,

Question put.

The motion requiring the concurrence of an absolute majority.

The Assembly divided.

Ayes (16)

Mr I.C. Blayney
Mr V.A. Catania
Mrs L.M. Harvey
Mr P.A. Katsambanis
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Mr B. Urban
Mr R.R. Whitby
Ms S.E. Winton
Mr B.S. Wyatt
Mr D.R. Michael (*Teller*)

Question thus negatived.

7. Petitions

Drug-affected Criminal Offenders – Dr A.D. Buti presented a petition from 88 persons requesting that the Legislative Assembly legislate to have Magistrates consider imposing sentences which require the offender to participate in a recognised drug rehabilitation program (P. 72).

Schools of the Air Closure – Mr I.C. Blayney presented a petition from 29 persons requesting that the Premier Mark McGowan keep Schools of the Air open (P. 73).

Regional Education Funding Cuts – Mr I.C. Blayney presented a petition from 94 persons requesting that the Premier Mark McGowan abolish proposed changes to regional education funding in Western Australia (P. 74).

8. Papers

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

By the Clerk –

Cat Act 2011 – Local Laws (Shire of York Cat Local Law 2017 G.G. 16/03/2018) (1202).

Conservation and Land Management Act 1984 – Orders (Conservation and Land Management (Reservation of State Forest) Order 2018 G.G. 16/03/2018) (1203).

District Court of Western Australia Act 1969 – Rules (District Court Amendment Rules 2018 G.G. 16/03/2018) (1204).

Health (Miscellaneous Provisions) Act 1911 – Local Laws (Shire of Bruce Rock Animals, Environment and Nuisance Amendment Local Law 2018 G.G. 16/03/2018) (1205).

Local Government Act 1995 – Local Laws (Shire of Broome Local Government Property and Public Places Amendment Local Law 2017 G.G. 13/03/2018) (1206).

Local Government Act 1995 – Local Laws (Shire of Broome Trading, Outdoor Dining and Street Entertainment Amendment Local Law 2017 G.G. 13/03/2018) (1207).

Waste Avoidance and Resource Recovery Act 2007 – Local Laws (Shire of Capel Waste Amendment Local Law 2017 G.G. 13/03/2018) (1208).

9. Notices of Motion

10. Sentence Administration Amendment Bill 2017

The Order of the Day for the consideration in detail of Legislative Council Message No. 29 was read. The Message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Sentence Administration Amendment Bill 2017* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

No. 1

Clause 9, page 3, after line 23 — To insert:

(aa) manslaughter; or

No. 2

Clause 9, page 5, after line 32 — To insert:

(2A) The Board must, when deciding whether it is satisfied under subsection (1)(a), take into account any information the Board has about the prisoner's mental capacity to provide relevant information or evidence.

No. 3

Clause 9, page 6, after line 30 — To insert:

(v) to the extent known to the Commissioner of Police, the prisoner's mental capacity to provide relevant information or evidence;

CONSIDERATION IN DETAIL

The Attorney General moved, That amendment No. 1 be agreed to.

Debate ensued.

The Attorney General moved, That the question be now put.

Question put and passed.

Amendment agreed to.

The Attorney General moved, That amendment Nos. 2 and 3 be agreed to.

Debate ensued.

Amendments put and passed.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

11. Liquor Control Amendment Bill 2018

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

CONSIDERATION IN DETAIL

Clause 18.

Debate ensued.

Question put.

The Assembly divided.

Ayes (33)

Ms L.L. Baker
Dr A.D. Buti
Mr J.N. Carey
Mr V.A. Catania
Mrs R.M.J. Clarke
Mr M.J. Folkard
Ms J.M. Freeman
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Mr M. Hughes
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Mr D.A. Templeman
Mr P.C. Tinley
Mr R.R. Whitby
Ms S.E. Winton
Mr B.S. Wyatt
Mr D.R. Michael (*Teller*)

Noes (12)

Mrs L.M. Harvey
Mr P.A. Katsambanis
Mr Z.R.F. Kirkup
Mr A. Krsticevic

Mr S.K. L'Estrange
Mr R.S. Love
Mr W.R. Marmion
Mr J.E. McGrath

Dr M.D. Nahan
Mr D.C. Nalder
Mr K.M. O'Donnell
Ms L. Mettam (*Teller*)

Question thus passed.

Clause 18 agreed to.

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

Question put and passed.

12. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 9.50 pm until Wednesday, 21 March 2018 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Mr R.H. Cook, Ms M.J. Davies and Mr K.J.J. Michel.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. PETER WATSON
Speaker of the Legislative Assembly