

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

## VOTES AND PROCEEDINGS

No. 197

FIRST SESSION OF THE THIRTY-SEVENTH PARLIAMENT

TUESDAY, 13 MAY 2008

### 1. Meeting of Assembly

The Assembly met at 2.00 p.m. pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

### 2. Speaker's Statement – Amended Seating Plan for Opposition

The Speaker advised members that he had approved an amended seating plan for Opposition members.

### 3. Brief Ministerial Statements

The following Brief Ministerial Statements were made by –

The Premier on the bravery of Mrs Joanne Lucas in saving Mr Jason Cull who was attacked by a White Pointer shark off Middleton Beach in Albany on Saturday, 10 May 2008.

The Minister for the Environment on the International Association for Impact Assessment's 28th Annual Conference held in Perth last week.

The Minister for Planning and Infrastructure on the Metropolitan Region Scheme Amendment No. 1050/33 protecting the wetlands of Stakehill Swamp, Baldivis.

### *Papers*

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

By the Minister for Planning and Infrastructure –

Metropolitan Region Scheme – Amendment No. 1050/33: Stakehill, Baldivis – Transcripts of Hearings, February 2008 (3879).

Metropolitan Region Scheme – Amendment No. 1050/33: Stakehill, Baldivis – Submissions, February 2008 (3880).

Metropolitan Region Scheme – Amendment No. 1050/33: Stakehill, Baldivis – Report on Submissions, February 2008 (3881).

#### **4. Questions**

Questions without notice were taken.

Questions on notice Nos 3357 to 3364 were asked.

#### **5. Petition**

Royal Perth Hospital – Dr K.D. Hames presented a petition from 1602 persons requesting that the Legislative Assembly strongly oppose the closure of Royal Perth Hospital and ensure the name ‘Royal Perth Hospital’ is maintained (P. 302).

#### **6. Papers**

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

By the Clerk –

East Perth Redevelopment Act 1991 – Ministerial approval for the sale of land in excess of \$1 million pursuant to section 19(2)(a) of the Act, in relation to Lot 551 William Street and Lots 557 and 558 Newcastle Street, Perth, dated 7 May 2008 (3869).

East Perth Redevelopment Act 1991 – Ministerial approval for the sale of land in excess of \$1 million pursuant to section 19(2)(a) of the Act, in relation to Lot 450 Newcastle Street, Northbridge, dated 7 May 2008 (3870).

Health Act 1911 – Notices (City of Armadale – Fees and Charges G.G. 06/05/2008) (3871).

Industrial Relations Act 1979 – Regulations (Industrial Relations Commission Amendment Regulations (No. 3) 2008 G.G. 06/05/2008) (3872).

Legal Practice Act 2003 – Rules (Legal Practice Board Amendment Rules (No. 2) 2008 G.G. 06/05/2008) (3873).

Legal Practice Act 2003 – Rules (Legal Practice Board Amendment Rules 2008 G.G. 06/05/2008) (3874).

Prisoners (Interstate Transfer) Act 1983 – Regulations (Prisoners (Interstate Transfer) Amendment Regulations 2008 G.G. 09/05/2008) (3875).

Prisons Act 1981 – Regulations (Prisons Amendment Regulations (No. 2) 2008 G.G. 09/05/2008) (3876).

State Emergency Management Committee – Annual Report 2006 – 2007 (3877).

Water and Rivers Commission – Final Report, 1 July 2007 – 31 January 2008 (3878).

#### **7. Notices of Motion**

#### **8. Notices of Motion Lapsed**

The Speaker advised that Private Members’ Notices of Motion Nos 6 and 7 had lapsed and, unless the members indicated otherwise, would be removed from the Notice Paper.

The Speaker further advised that in accordance with Standing Order No. 74, Private Members’ Notice of Motion No. 1, notice of which was given on 8 May 2007 and renewed for a further 30 sitting days on 23 October 2007, would be removed and would not appear on the next Notice Paper.

## 9. Orders of the Day Lapsed under Standing Order No. 144A

The Speaker advised members that in accordance with Standing Order 144A, Private Members' Business Orders of the Day, *Suspension of Standing Orders – Taxi Amendment Bill 2007* and *Budget Allocation for Infrastructure in Regional Western Australia* which appeared in the last Notice Paper as Private Members' Business Orders of the Day Nos 1 and 2, have not been debated for more than twelve calendar months and have been removed from the Notice Paper.

## 10. Matter of Public Interest – Royal Flying Doctor Service

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

At least five members having risen in support,

Dr K.D. Hames moved,

That this House recognise and support the vital role played by the Royal Flying Doctor Service in country areas and condemns the Minister for Health for failing to allocate adequate funding and his dismissive attitude towards this essential service.

Debate ensued.

The Minister for Health moved, To delete all words after “areas” in the second line of the motion.

On the question, That the words be deleted,

Amendment put.

The Assembly divided.

### Ayes (28)

Mr P.W. Andrews  
Mr A.J. Carpenter  
Mr J.B. D’Orazio  
Dr J.M. Edwards  
Mrs J. Hughes  
Mr J.N. Hyde  
Mr J.C. Kobelke  
Mr R.C. Kucera  
Mr F.M. Logan  
Ms A.J.G. MacTiernan

Mr J.A. McGinty  
Mr M. McGowan  
Ms S.M. McHale  
Mr A.D. McRae  
Mrs C.A. Martin  
Mr M.P. Murray  
Mr A.P. O’Gorman  
Mr P. Papalia  
Ms M.M. Quirk  
Ms J.A. Radisich

Mr E.S. Ripper  
Mrs M.H. Roberts  
Mr T.G. Stephens  
Mr D.A. Templeman  
Mr P.B. Watson  
Mr M.P. Whitely  
Mr B.S. Wyatt  
Mr S.R. Hill (*Teller*)

### Noes (21)

Mr C.J. Barnett  
Mr D.F. Barron-Sullivan  
Mr M.J. Birney  
Mr T.R. Buswell  
Mr G.M. Castrilli  
Dr E. Constable  
Mr J.H.D. Day

Dr K.D. Hames  
Ms K. Hodson-Thomas  
Mr J.E. McGrath  
Mr P.D. Omodei  
Mr C.C. Porter  
Mr D.T. Redman  
Mr A.J. Simpson

Mr G. Snook  
Dr S.C. Thomas  
Mr M.W. Trenorden  
Mr T.K. Waldron  
Ms S.E. Walker  
Dr J.M. Woollard  
Dr G.G. Jacobs (*Teller*)

Amendment thus passed.

On the question, That the motion, as amended, be agreed to.

Question put and passed.

**11. Precedence of Private Members' Business**

The Leader of the House, pursuant to notice, moved,

That so much of Standing Orders be suspended as necessary to enable Private Members' Business to have priority on Wednesday 14 May 2008, from 4.00 p.m. to 6.00 p.m.

Debate ensued.

Question put and passed.

**12. Appropriation (Consolidated Account) Bill (No. 1) 2008****Appropriation (Consolidated Account) Bill (No. 2) 2008**

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

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*Urgent Bills*

The Treasurer moved, That *Appropriation (Consolidated Account) Bill (No. 1) 2008* and *Appropriation (Consolidated Account) Bill (No. 2) 2008* be considered an urgent bill.

Debate ensued.

Question put and passed.

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*Cognate Debate*

Leave was granted to debate the *Appropriation (Consolidated Account) Bill (No. 2) 2008* in conjunction with the *Appropriation (Consolidated Account) Bill (No. 1) 2008*.

Mr C.J. Barnett moved, That the debate be adjourned.

**13. Criminal Law Amendment (Homicide) Bill 2008**

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

The Leader of the House moved, That the bill be read a third time.

Question put and passed.

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

**14. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly, at 10.23 pm until Wednesday, 14 May 2008 at 12 noon.

*Members present during any part of the day's proceedings* – All the members except, Mr J.R. Quigley.

**PETER J. McHUGH**  
Clerk of the Legislative Assembly

**HON. FRED RIEBELING**  
Speaker of the Legislative Assembly