

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 224

FIRST SESSION OF THE FORTIETH PARLIAMENT

WEDNESDAY, 14 OCTOBER 2020

1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

2. Papers

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

By the Clerk –

Criminal Investigation (Covert Powers) Act 2012 – Australian Criminal Intelligence Commission Assumed Identities Annual Report 2019–2020 pursuant to subsection 76(1) of the Act (3877).

Environmental Protection Authority – Annual Report 2019–2020 (3878).

Mutual Recognition Act 1992 (Cth) – Mutual Recognition Amendment (WA Container Deposit Scheme) Regulations 2020 (3879).

Trans-Tasman Mutual Recognition Act 1997 (Cth) – Trans-Tasman Mutual Recognition Amendment (WA Container Deposit Scheme) Regulations 2020 (3880).

3. Notice of Motion

4. Expiration of Notices of Motion

The Speaker advised that Private Members' Business Notice of Motion No. 1, given on 29 October 2019, and Private Members' Business Notices of Motion Nos 2 to 10, given on 29 October 2019 and renewed for a further 30 sitting days on 14 May 2020, would not appear on the next Notice Paper.

5. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Health on the death of Dr Michael Quinlan AO.

The Minister for Police on the increased reward for information regarding the homicide of Gerard Ross.

The Minister for Police providing an update on the provision of body armour to Police.

The Minister for Emergency Services on the State's preparedness for bushfire season.

The Minister for Corrective Services on the production of protective masks by prison industries.

The Attorney General on the appointment of Hon Lindy Jenkins to the position of Chair of the Law Reform Commission.

The Minister for Tourism on the "A Million Reasons to Wander out Yonder" voucher program.

The Minister for Housing on the launch of the WA Housing Strategy 2020–2030.

The Minister for Community Services on National Carers Week.

6. Suspension of Standing Orders

Mr W.R. Marmion, 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 for the Minister for Local Government to resign over his mismanagement of the portfolio following the Supreme Court decision to uphold the Town of Cambridge's injunction to stop his "show cause action" against them.

The Leader of the House moved, To add to the motion –

“

, subject to the debate being limited to 15 minutes for government members and 15 minutes for non-government members.

”.

Amendment put and passed.

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

Question put.

The Speaker having counted the House, and an absolute majority being present and there being no dissentient voice, declared the motion, as amended, to be carried with the concurrence of an absolute majority of the whole number of members of the House.

7. Minister for Local Government

Mr W.R. Marmion, pursuant to the foregoing motion, moved,

That this House calls for the Minister for Local Government to resign over his mismanagement of the portfolio following the Supreme Court decision to uphold the Town of Cambridge's injunction to stop his "show cause action" against them.

Debate ensued.

Question put.

The Assembly divided.

Ayes (15)

Mr I.C. Blayney
Mrs L.M. Harvey
Mrs A.K. Hayden
Dr D.J. Honey
Mr P.A. Katsambanis

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

Ms L. Mettam
Dr M.D. Nahan
Mr D.C. Nalder
Mr P.J. Rundle
Mr A. Krsticevic (*Teller*)

Noes (30)

Ms L.L. Baker	Mr F.M. Logan	Ms C.M. Rowe
Dr A.D. Buti	Mr M. McGowan	Ms R. Saffioti
Mr J.N. Carey	Ms S.F. McGurk	Ms J.J. Shaw
Mrs R.M.J. Clarke	Mr K.J.J. Michel	Mrs J.M.C. Stojkovski
Mr R.H. Cook	Mr M.P. Murray	Mr C.J. Tallentire
Mr M.J. Folkard	Mr P. Papalia	Mr D.A. Templeman
Ms J.M. Freeman	Mr S.J. Price	Mr P.C. Tinley
Ms E.L. Hamilton	Mr D.T. Punch	Ms S.E. Winton
Mr T.J. Healy	Mr J.R. Quigley	Mr B.S. Wyatt
Mr D.J. Kelly	Mrs M.H. Roberts	Mr D.R. Michael (<i>Teller</i>)

Question thus negatived.

8. Suspension of Standing Orders – Precedence of Private Members’ Business

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

That so much of the Standing Orders be suspended as is necessary to enable Private Members’ Business to have priority from 4.00 pm to 6.00 pm on Wednesday, 14 October 2020.

Question put and passed.

9. Leave of Absence – Member for Kimberley

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

That the Member for Kimberley be given leave of absence from the Legislative Assembly until 3 November 2020 on account of urgent personal business.

Debate ensued.

Question put and passed.

10. Public Health Amendment (Safe Access Zones) Bill 2020

The Minister for Health, pursuant to notice, moved,

That a bill for “An Act to amend the *Public Health Act 2016*.” be introduced and read a first time.

Question put and passed.

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

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

Mr A. Krsticevic moved, That the debate be adjourned.

Question put and passed.

11. Appropriation (Recurrent 2020–21) Bill 2020 Appropriation (Capital 2020–21) Bill 2020

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

Debate resumed.

Debate interrupted by the Chair (Dr D.J. Honey speaking) and adjourned until a later stage of the sitting.

12. Questions

Questions without Notice were taken.

Questions on Notice Nos 6473 to 6476 were asked.

Questions on Notice Nos 6408 and 6411 were answered.

13. Matter of Public Interest – Services in Regional WA

The Speaker informed the Assembly that he was in receipt of a notice from Mr R.S. Love that he intended to move a motion on a matter of public interest.

At least five members having risen in support,

Mr R.S. Love moved,

That this House condemns the ongoing failure of the Labor Government to prioritise critical water, power and emergency service deficiencies impacting regional WA despite a forecast \$1.2 billion Budget surplus in 2020–21 and the ongoing dismantling of Royalties for Regions.

Debate ensued.

Question put.

The Assembly divided.

Ayes (14)

Mr I.C. Blayney
Mrs L.M. Harvey
Mrs A.K. Hayden
Dr D.J. Honey
Mr P.A. Katsambanis

Mr Z.R.F. Kirkup
Mr S.K. L'Estrange
Mr R.S. Love
Mr J.E. McGrath
Ms L. Mettam

Dr M.D. Nahan
Mr D.C. Nalder
Mr P.J. Rundle
Mr A. Krsticevic (*Teller*)

Noes (30)

Ms L.L. Baker
Dr A.D. Buti
Mr J.N. Carey
Mrs R.M.J. Clarke
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Mr K.J.J. Michel
Mr M.P. Murray
Mr S.J. Price
Mr D.T. Punch
Mr J.R. Quigley
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 R.R. Whitby
Ms S.E. Winton
Mr B.S. Wyatt
Mr D.R. Michael (*Teller*)

Question thus negated.

14. Variation to the Order of Business

Ordered, That Private Members' Business Notice of Motion No. 13 be next considered.

15. Vital Frontline Services

Mr Z.R.F. Kirkup, pursuant to notice, moved,

That this House condemns the McGowan Labor Government for its continued failures over almost four years, to invest in vital frontline services.

Debate ensued.

Debate interrupted by the Chair (Minister for Health speaking) and adjourned until a later stage of the sitting.

16. Estimates Management Committee

The Leader of the House presented the Report of the Management Committee for the Estimates Committees 2020.

Paper

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

Estimates Committees 2020, Management Committee for the – Report of the Management Committee for the Estimates Committees (3881).

Question proposed, That the report be adopted.

Question put and passed.

17. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 1 be resumed.

18. Appropriation (Recurrent 2020–21) Bill 2020

Appropriation (Capital 2020–21) Bill 2020

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

Debate resumed.

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

Question put and passed.

19. Message from the Legislative Council

Message No. 138 dated 14 October 2020 from the Legislative Council was reported as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the following resolution, That this House —

- (a) express its concern about the Premier’s comprehensive mismanagement of the Western Australian public sector;
- (b) notes the failure of the McGowan Government to deliver on its promise to improve the accountability and performance of senior executive service level officers;
- (c) notes the failed Voluntary Targeted Separation Scheme;
- (d) acknowledges the failure of the McGowan Government’s rushed machinery of government (MoG) changes and the consequential negative impact that these MoG changes have had on service delivery in Western Australia; and
- (e) acquaints the Legislative Assembly accordingly.

20. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 10.07 pm until Thursday, 15 October 2020 at 9.00 am.

Members present during any part of the day's proceedings – All the members except Mr V.A. Catania, Ms M.J. Davies, Ms J. Farrer, Mr W.J. Johnston, Mr K.M. O’Donnell, Mrs L.M. O’Malley, Ms M.M. Quirk and Mr D.T. Redman.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. PETER WATSON
Speaker of the Legislative Assembly