

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 37

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

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THURSDAY, 14 OCTOBER 2021

**1. Meeting of Assembly**

The Assembly met at 9.00 am 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 –

Communities, Department of – Annual Report 2020–2021 (707).

Criminal Investigation (Covert Powers) Act 2012 – Annual Report 1 July 2020–30 June 2021 by the Corruption and Crime Commission: Report for the Minister for Fisheries (708).

Fire and Emergency Services Superannuation Board – Annual Report 2020–2021 (709).

**3. Correction to Tabled Paper**

The Speaker announced that she had authorised corrections to the following Tabled Paper tabled on 15 September 2021 –

Biodiversity, Conservation and Attractions, Department of – Annual Report 2020–21(505).

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*Paper*

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

By the Speaker –

Biodiversity, Conservation and Attractions, Department of Annual Report 2020–21, Erratum (710).

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#### **4. Brief Ministerial Statements**

Brief Ministerial Statements were made by –

The Minister for Health on Pregnancy and Infant Loss Day.

The Minister for State Development, Jobs and Trade on his recent visit to Kalgoorlie during which he engaged with the mining industry and health service providers.

The Minister for Child Protection on a therapeutic court pilot program at the Perth Children's Court.

The Minister for Defence Industry on his visit to Western Australian defence industry companies Innovaero and Camco Engineering.

The Minister for Police on his visits to police stations in the Wheatbelt Police District.

#### **5. Grievances**

The Acting Speaker called for grievances which were then made.

#### **6. Public Accounts Committee**

Mrs L.M. O'Malley, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Public Accounts Committee – Annual Report 2020–2021, Report No. 1 (711).

#### **7. Public Accounts Committee**

Mrs L.M. O'Malley, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Public Accounts Committee – Budget Briefing 2021–2022, Report No. 2 (712).

#### **8. Criminal Law (Unlawful Consorting and Prohibited Insignia) Bill 2021**

The Attorney General, pursuant to notice, moved,

That a bill for “An Act to –

- make consorting unlawful between certain offenders; and
- provide for the identification of organisations for the purposes of this Act; and
- prohibit the display in public places of insignia of identified organisations; and
- provide for the issue of dispersal notices to members of identified organisations and make any consorting contrary to those notices unlawful; and
- provide for police powers relating to unlawful consorting and insignia of identified organisations; and
- make consequential and other amendments to the *Community Protection (Offender Reporting) Act 2004* and *The Criminal Code*.” be introduced and read a first time.

Question put and passed.

The Attorney General presented an explanatory memorandum and bill read a first time.

The Attorney General moved, That the bill be now read a second time.

Mr V.A. Catania moved, That the debate be adjourned.

Question put and passed.

## **9. Constitutional and Electoral Legislation Amendment (Electoral Equality) Bill 2021**

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

### *CONSIDERATION IN DETAIL*

Clauses 35 to 64 agreed to.

Clause 65.

Debate interrupted by the Chair and adjourned until a later stage of the sitting.

## **10. Members' Statements**

The Acting Speaker called for members' statements which were then made.

## **11. Questions**

Questions without Notice were taken.

Question on Notice No. 232 was answered.

## **12. Suspension of Standing Orders**

Ms L. Mettam, 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 wrong priorities of the McGowan Labor Government for rushing through legislation to strip regional representation from Parliament at a time when there is no clear COVID-19 plan, dangerously low vaccination rates and an under-resourced health system which is putting patients' lives at risk.

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

“

, subject to the debate being limited to 10 minutes for government members and 10 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.

## **13. McGowan Government Priorities**

Ms L. Mettam, pursuant to the foregoing motion, moved,

That this House condemns the wrong priorities of the McGowan Labor Government for rushing through legislation to strip regional representation from Parliament at a time when there is no clear COVID-19 plan, dangerously low vaccination rates and an under-resourced health system which is putting patients' lives at risk.

Debate ensued.

Question put.

The Assembly divided.

## Ayes (5)

Ms M.J. Davies  
Dr D.J. Honey

Mr R.S. Love  
Ms L. Mettam

Mr V.A. Catania (*Teller*)

## Noes (40)

Mr S.N. Aubrey  
Mr G. Baker  
Ms H.M. Beazley  
Mr J.N. Carey  
Ms C.M. Collins  
Mr R.H. Cook  
Ms D.G. D'Anna  
Mr M.J. Folkard  
Ms E.L. Hamilton  
Ms M.J. Hammat  
Ms J.L. Hanns  
Mr M. Hughes  
Mr W.J. Johnston  
Mr H.T. Jones

Mr D.J. Kelly  
Dr J. Krishnan  
Mr P. Lilburne  
Mr M. McGowan  
Ms S.F. McGurk  
Mr D.R. Michael  
Mr K.J.J. Michel  
Mr S.A. Millman  
Mr Y. Mubarakai  
Mrs L.M. O'Malley  
Mr P. Papalia  
Mr S.J. Price  
Mr J.R. Quigley  
Ms M.M. Quirk

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

Question thus negatived.

#### 14. Variation to the Order of Business

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

#### 15. Constitutional and Electoral Legislation Amendment (Electoral Equality) Bill 2021

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

#### *CONSIDERATION IN DETAIL*

Clauses 65 to 72 agreed to.

Clause 73.

Pursuant to the Order of the House, and it being 4.00 pm, the question, That clauses 73 to 97 and the long title be agreed to, was put.

The Assembly divided.

## Ayes (40)

Mr S.N. Aubrey  
Mr G. Baker  
Ms H.M. Beazley  
Mr J.N. Carey  
Ms C.M. Collins  
Mr R.H. Cook  
Ms D.G. D'Anna  
Mr M.J. Folkard  
Ms E.L. Hamilton  
Ms M.J. Hammat  
Ms J.L. Hanns  
Mr M. Hughes  
Mr W.J. Johnston  
Mr H.T. Jones

Mr D.J. Kelly  
Dr J. Krishnan  
Mr P. Lilburne  
Mr M. McGowan  
Ms S.F. McGurk  
Mr D.R. Michael  
Mr K.J.J. Michel  
Mr S.A. Millman  
Mr Y. Mubarakai  
Mrs L.M. O'Malley  
Mr P. Papalia  
Mr S.J. Price  
Mr J.R. Quigley  
Ms M.M. Quirk

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

## Noes (5)

Ms M.J. Davies  
Dr D.J. Honey

Mr R.S. Love  
Ms L. Mettam

Mr V.A. Catania (*Teller*)

Question thus passed.

On the question, That the bill be now read a third time,

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*Deputy Speaker's Statement – Absolute Majority Requirement*

The Deputy Speaker advised members that the third reading of the bill required an absolute majority and that he would be required to divide the House if there was a dissentient voice.

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Question put.

The Assembly divided.

## Ayes (40)

Mr S.N. Aubrey  
Mr G. Baker  
Ms H.M. Beazley  
Mr J.N. Carey  
Ms C.M. Collins  
Mr R.H. Cook  
Ms D.G. D'Anna  
Mr M.J. Folkard  
Ms E.L. Hamilton  
Ms M.J. Hammat  
Ms J.L. Hanns  
Mr M. Hughes  
Mr W.J. Johnston  
Mr H.T. Jones

Mr D.J. Kelly  
Dr J. Krishnan  
Mr P. Lilburne  
Mr M. McGowan  
Ms S.F. McGurk  
Mr D.R. Michael  
Mr K.J.J. Michel  
Mr S.A. Millman  
Mr Y. Mubarakai  
Mrs L.M. O'Malley  
Mr P. Papalia  
Mr S.J. Price  
Mr J.R. Quigley  
Ms M.M. Quirk

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

Noes (5)

Ms M.J. Davies  
Dr D.J. Honey

Mr R.S. Love  
Ms L. Mettam

Mr V.A. Catania (*Teller*)

Question thus passed with the concurrence of an absolute majority of the whole number of members of the Assembly.

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

#### **16. Industry and Technology Development Amendment Bill 2021**

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

Debate resumed.

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

Question put and passed.

#### **17. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 4.30 pm until Tuesday, 19 October 2021 at 2.00 pm.

*Members present during any part of the day's proceedings* – All the members except Dr A.D. Buti, Mrs R.M.J. Clarke, Ms L. Dalton, Mr T.J. Healy, Ms E.J. Kelsbie, Mr P.J. Rundle and Ms R.S. Stephens.

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

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