

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

---

## VOTES AND PROCEEDINGS

---

No. 141

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

---

WEDNESDAY, 13 APRIL 2011

**1. Meeting of Assembly**

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

**2. Death of Ronald Wilfred Kitney – a former Member of the Legislative Assembly**

The Premier, without notice, moved,

That this House records its sincere regret at the death of Ronald Wilfred Kitney and tenders its deep sympathy to his family.

The motion was supported by Mr E.S. Ripper and Mr T.K. Waldron.

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

**3. Paper**

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

By the Clerk –

Education, Department of – Schools Building Condition Assessment Report 2010 (3300).

**4. Brief Ministerial Statements**

Brief Ministerial Statements were made by –

The Attorney General on the recent appointment of Professor James Edelman as a judge to the Supreme Court of Western Australia.

The Minister for Corrective Services on the Repay WA scheme involving offenders on community-based orders coating power poles in high fire-risk areas with a special fire-retardant paint.

The Minister for Water on the groundwater replenishment trial at Beenyup.

**5. Education and Health Standing Committee – Leave to Meet When the House is Sitting**

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

That leave be given to the Education and Health Standing Committee to meet when the House is sitting on Wednesday, 13 April 2011, during the time allocated for Private Members' Business.

Question put and passed.

## **6. Variation to the Order of Business**

Ordered, That Government Business Orders of the Day Nos 1, 3, 8 and 4 be next considered.

## **7. Trustee Companies (Commonwealth Regulation) Amendment Bill 2010**

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 Attorney General 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.

## **8. Young Offenders Legislation Amendment (Research Information) Bill 2010**

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 Attorney General 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.

## **9. Commercial Tenancy (Retail Shops) Agreements Amendment Bill 2011**

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

Debate resumed.

Debate interrupted by the Chair (Mr F.M. Logan speaking) and adjourned until a later stage of the sitting.

## **10. Questions**

Questions without Notice were taken.

Questions on Notice Nos 5145 to 5159 were asked.

Questions on Notice Nos 4757, 4783, 4785, 4786, 4799, 4801, 4820, 4843 and 4891 were answered.

## **11. Matter of Public Interest – Infrastructure Needs of Western Australia**

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

At least five members having risen in support,

Mr E.S. Ripper moved,

That this House calls upon the Barnett Government to use its forthcoming budget to meet the core basic infrastructure needs of the State.

Debate ensued.

Question put.

The Assembly divided.

Ayes (24)

Ms L.L. Baker	Mr F.M. Logan	Mr E.S. Ripper
Dr A.D. Buti	Mr M. McGowan	Mrs M.H. Roberts
Ms A.S. Carles	Mrs C.A. Martin	Ms R. Saffioti
Mr R.H. Cook	Mr M.P. Murray	Mr T.G. Stephens
Ms J.M. Freeman	Mr A.P. O’Gorman	Mr C.J. Tallentire
Mr J.N. Hyde	Mr P. Papalia	Mr P.C. Tinley
Mr W.J. Johnston	Mr J.R. Quigley	Mr A.J. Waddell
Mr J.C. Kobelke	Ms M.M. Quirk	Mr D.A. Templeman ( <i>Teller</i> )

Noes (27)

Mr P. Abetz	Mr J.M. Francis	Mr P.T. Miles
Mr F.A. Alban	Mr B.J. Grylls	Ms A.R. Mitchell
Mr C.J. Barnett	Dr K.D. Hames	Dr M.D. Nahan
Mr I.M. Britza	Mrs L.M. Harvey	Mr C.C. Porter
Mr T.R. Buswell	Mr A.P. Jacob	Mr A.J. Simpson
Mr G.M. Castrilli	Dr G.G. Jacobs	Mr M.W. Sutherland
Mr V.A. Catania	Mr R.F. Johnson	Mr T.K. Waldron
Dr E. Constable	Mr A. Krsticevic	Dr J.M. Woollard
Mr M.J. Cowper	Mr W.R. Marmion	Mr J.E. McGrath ( <i>Teller</i> )

Question thus negated.

## **12. Joint Standing Committee on the Corruption and Crime Commission – Extension of Reporting Date**

The Speaker advised members that he had received a letter dated 13 April 2011 from the Chairman of the Joint Standing Committee on the Corruption and Crime Commission, advising that the Committee had resolved to extend the reporting date for its Inquiry into Corruption Risks of Controlled Operations and Informants to 20 May 2011.

## **13. Variation to the Order of Business**

Ordered, That consideration of Government Business Order of the Day No. 8 be resumed.

## **14. Commercial Tenancy (Retail Shops) Agreements Amendment Bill 2011**

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

Debate interrupted by the Chair (Mr F.M. Logan speaking) and adjourned until a later stage of the sitting.

## **15. Variation to the Order of Business**

Ordered, That Private Members’ Business Notice of Motion No. 7 and Private Members’ Business Order of the Day No. 18 be next considered.

## **16. Permanent Park Home Residents**

Mr M. McGowan, pursuant to notice, moved,

That the House calls on the Barnett Government to take urgent action to help permanent park home residents obtain greater certainty in relation to their living arrangements into the future.

Debate ensued.

The Minister for Transport moved,

To insert after the word “future”:

“

and the Economics and Industry Standing Committee be requested to consider the appropriateness of undertaking an investigation into all park homes that have been closed or collectively evicted long stay tenants since 2006 to ensure compliance with all aspects of appropriate legislation.

”.

Debate ensued.

Amendment put and passed.

Motion, as amended, agreed to.

#### **17. Notice of Motion after the Time Prescribed**

The Leader of the House was granted leave to give a late notice of motion.

#### **18. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 6.59 p.m. until Thursday, 14 April 2011 at 9.00 a.m.

*Members present during any part of the day's proceedings* – All the members except Mr J.H.D. Day, Mr P.B. Watson, Mr M.P. Whitely and Mr B.S. Wyatt.

**PETER J. McHUGH**

Clerk of the Legislative Assembly

**HON. GRANT WOODHAMS**

Speaker of the Legislative Assembly