

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 171

FIRST SESSION OF THE FORTIETH PARLIAMENT

WEDNESDAY, 27 NOVEMBER 2019

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. Notices of Motion

3. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Culture and the Arts on the joint promotion of the 16 Days campaign by the State Library of Western Australia and the Department of Communities.

The Minister for Local Government tabling the report of the statutory review of the *Cat Act 2011* and *Dog Amendment Act 2013*.

Paper

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

By the Minister for Local Government –

Local Government, Minister for – Statutory review of the *Cat Act 2011* and *Dog Amendment Act 2013*, Department of Local Government, Sport and Cultural Industries (3050).

The Minister for Seniors and Ageing on the winners of the 2019 WA Seniors Awards.

The Minister for Science on the winners of the Governor’s School STEM Awards.

The Minister for Fisheries on reef restorations in Albany’s Oyster Harbour.

The Minister for Emergency Services on the release of the report *Fuel Management Activities in Western Australia: Summary of 2017–18*.

4. Work Health and Safety Bill 2019

The Minister for Industrial Relations, pursuant to notice, moved,

That a bill for “An Act –

- to make provision about, and in connection with –
 - the health and safety of workers; and
 - health and safety at workplaces; and
 - risks to health and safety arising from work; and
 - dangerous goods and high risk plant;
- and
- to make consequential and related amendments to, and repeals of, various written laws; and
 - for related purposes.” be introduced and read a first time.

Question put and passed.

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

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

Mrs A.K. Hayden moved, That the debate be adjourned.

Question put and passed.

5. Safety Levies Amendment Bill 2019

The Minister for Industrial Relations, pursuant to notice, moved,

That a bill for “An Act to amend the *Mines Safety and Inspection Act 1994* and the *Petroleum and Geothermal Energy Safety Levies Act 2011*.” be introduced and read a first time.

Question put and passed.

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

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

Mrs A.K. Hayden moved, That the debate be adjourned.

Question put and passed.

6. Electricity Industry Amendment Bill 2019

The Minister for Energy, pursuant to notice, moved,

That a bill for “An Act to amend the *Electricity Industry Act 2004*, and to amend the *Electricity Corporations Act 2005* and the *Energy Operators (Powers) Act 1979* consequentially.” be introduced and read a first time.

Question put and passed.

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

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

Mrs A.K. Hayden moved, That the debate be adjourned.

Question put and passed.

7. Family Violence Legislation Reform Bill 2019

The Attorney General, pursuant to notice, moved,

That a bill for “An Act to amend –

- *The Criminal Code*; and
- the *Sentencing Act 1995*; and
- the *Sentence Administration Act 2003*; and
- the *Bail Act 1982*; and
- the *Restraining Orders Act 1997*; and
- the *Police Act 1892*; and
- the *Road Traffic (Administration) Act 2008*; and

- the *Dangerous Goods Safety Act 2004*; and
- the *Evidence Act 1906*.” 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.

Mrs A.K. Hayden moved, That the debate be adjourned.

Question put and passed.

8. Road Traffic Amendment (Impaired Driving and Penalties) Bill 2019

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.

CONSIDERATION IN DETAIL

Clauses 1 to 40 agreed to.

Clause 41.

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

9. Distinguished Visitor

The Speaker noted the presence in the Speaker’s Gallery of the Chief Judge of the Kern County Superior Court in California, David Wolf.

10. Questions

Questions without Notice were taken.

Questions on Notice Nos 5803 to 5814 were asked.

Questions on Notice Nos 5598, 5634 to 5638, 5670, 5672, 5679, 5682, 5688, 5691 and 5693 were answered.

11. Matter of Public Interest – Full-cycle docking maintenance of the Collins class submarines

The Speaker informed the Assembly that he was in receipt of a notice from Mrs L.M. Harvey that she intended to move a motion on a matter of public interest.

At least five members having risen in support,

Mrs L.M. Harvey moved,

That this House condemns the do-nothing McGowan Labor Government for failing to properly prepare Western Australia for full-cycle docking maintenance of the Collins class submarines, which threatens Western Australia’s chances of being awarded the entire program, compromising economic activity and jobs.

Debate ensued.

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

Suspension of Standing Orders

The Leader of the House, without notice, moved,

That so much of the Standing Orders be suspended as is necessary to enable any time remaining, and the vote, on the Matter of Public Interest to be taken forthwith.

Question put.

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

On the question, That the matter of public interest be agreed to,
Debate resumed.

Question put.

The Assembly divided.

Ayes (15)

Mr I.C. Blayney
Mr V.A. Catania
Ms M.J. Davies
Mrs L.M. Harvey
Dr D.J. Honey

Mr P.A. Katsambanis
Mr Z.R.F. Kirkup
Mr A. Krsticevic
Mr S.K. L'Estrange
Mr W.R. Marmion

Ms L. Mettam
Dr M.D. Nahan
Mr K.M. O'Donnell
Mr P.J. Rundle
Mrs A.K. Hayden (*Teller*)

Noes (35)

Ms L.L. Baker
Dr A.D. Buti
Mr J.N. Carey
Mrs R.M.J. Clarke
Mr R.H. Cook
Ms J. Farrer
Mr M.J. Folkard
Ms E.L. Hamilton
Mr T.J. Healy
Mr M. Hughes
Mr W.J. Johnston
Mr D.J. Kelly

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
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 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 negatived.

12. Variation to the Order of Business

Ordered, That Private Members' Business Notice of Motion No. 15 be next considered.

13. Job Creating Projects

Mrs L.M. Harvey, pursuant to notice, moved,

That this House condemns the do-nothing McGowan Labor Government for failing to start any major job-creating projects by the end of three years in government, leading to lost jobs and ongoing domestic recession.

Debate ensued.

Debate interrupted by the Chair (Mr S.A. Millman speaking) and adjourned until a later stage of the sitting.

14. Adjournment

Mr D.R. Michael moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 7.00 pm until Thursday, 28 November 2019 at 9.00 am.

Members present during any part of the day's proceedings – All the members except Mr K.J.J. Michel, Mr D.C. Nalder and Mr D.T. Redman.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. PETER WATSON
Speaker of the Legislative Assembly