

# LEGISLATIVE ASSEMBLY

## VOTES AND PROCEEDINGS

No. 33

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

WEDNESDAY, 15 SEPTEMBER 2021

### 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 Speaker –

Economics and Industry Standing Committee – Speaker’s response to Report 1: Turning to India: Investing in our future – The findings and recommendations of Report No. 10 of the Economics and Industry Standing Committee in the 40th Parliament (499).

By the Clerk –

Agricultural Produce Commission – Annual Report 2020–2021 (500).

Biosecurity Council of Western Australia – Annual Report 2020–2021 (501).

Botanic Gardens and Parks Authority – Annual Report 2020–2021 (502).

Commissioner for Children and Young People – Independent Review into the Department of Communities’ policies and practices in the placement of children with harmful sexual behaviours in residential care settings (503).

Construction Industry Long Service Leave Scheme – Annual Report 2020–2021 (504).

Department of Biodiversity Conservation and Attractions – Annual Report 2020–2021 (505).

Department of Education – Annual Report 2020–2021 (506).

Department of the Registrar Western Australian Industrial Relations Commission – Annual Report 2020–2021 (507).

Department of Training and Workforce Development – Annual Report 2020–2021 (508).

Gender Reassignment Board – Annual Report 2020–2021 (509).

Gold Corporation – Annual Report 2020–2021 (510).

Great Southern Development Commission – Annual Report 2020–2021 (511).

Kimberley Development Commission – Annual Report 2020–2021 (512).

Land Administration Act 1997 – Proposal No 1/2021 under the act for the cancellation of Class B Reserve 7491 to create a new Reserve in order to facilitate the change of purpose of Reserve to Hall Site Recreation and Bush Fire Brigade in the City of Armadale (513).

Landcare Trust – Annual Report 2020–2021 (514).

Local Government Standards Panel – Annual Report 2020–2021 (515).

Mentally Impaired Accused Review Board – Annual Report 2020–2021 (516).

Metropolitan Cemeteries Board – Annual Report 2020–2021 (517).

National Trust of Western Australia – Annual Report 2020–2021 (518).

Office of the Public Advocate – Annual Report 2020–2021 (519).

Parliamentary Inspector of the Corruption and Crime Commission – Annual Report 2020–2021 (520).

Peel Development Commission – Annual Report 2020–2021 (521).

Pilbara Development Commission – Annual Report 2020–2021 (522).

Prisoners Review Board – Annual Report 2020–2021 (523).

Public Education Endowment Trust – Annual Report 2020–2021 (524).

South West Development Commission – Annual Report 2020–2021 (525).

State Training Board – Annual Report 2020–2021 (526).

Surveillance Device Act 1988 – Corruption and Crime Commission Annual Report 2020–2021 (527).

Swan River Trust – Annual Report 2020–2021 (528).

Training Accreditation Council – Annual Report 2020–2021 (529).

Veterinary Surgeons' Board – Annual Report 2020–2021 (530).

Water Corporation – Annual Report 2020–2021 (531).

Western Australian Meat Industry Authority – Annual Report 2020–2021 (532).

Western Australian Regional Development Trust – Annual Report 2020–2021 (533).

Wheatbelt Development Commission – Annual Report 2020–2021 (534).

WorkCover – Annual Report 2020–2021 (535).

### **3. Notice of Motion**

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

Brief Ministerial Statements were made by –

The Minister for Health on the 25<sup>th</sup> Anniversary of the Health and Disability Services Complaints Office.

The Minister for Health on the return of midwifery teams to the Geraldton Health Campus.

The Minister for Electoral Affairs on the Ministerial Expert Committee on Electoral Reform.

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#### *Paper*

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

By the Minister for Electoral Affairs –

Electoral Affairs, Minister for – Ministerial Expert Committee on Electoral Reform, June 2021, Final Report (536).

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The Minister for Child Protection on the Independent Review into the Department of Communities' Policies and Practices in the Placement of Children with Harmful Sexual Behaviours in Residential Care Settings Report.

The Minister for Innovation and ICT on the WA Innovator of the Year program.

The Minister for Fisheries on the launch of a new wheel chair accessible vessel by Fishability at the Mandurah Offshore Fishing and Sailing Club.

## **5. Suspension of Standing Orders**

Mr D.R. Michael, pursuant to notice, moved, That so much of the Standing Orders be suspended as is necessary to enable the following motion to be moved forthwith –

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, 15 September 2021.

Question put and passed.

## **6. Poseidon Nickel Agreement (Termination) Bill 2021**

The Minister for State Development, Jobs and Trade, pursuant to notice, moved,

That a bill for "An Act to amend the *Poseidon Nickel Agreement Act 1971* to provide for the ratification of an agreement for the termination of the Poseidon Nickel Agreement and for related purposes." be introduced and read a first time.

Question put and passed.

The Minister for State Development, Jobs and Trade presented an explanatory memorandum and bill read a first time.

The Minister for State Development, Jobs and Trade moved, That the bill be now read a second time.

Dr D.J. Honey moved, That the debate be adjourned.

Question put and passed.

## **7. Appropriation (Recurrent 2021–22) Bill 2021**

### **Appropriation (Capital 2021–22) Bill 2021**

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 (Ms L.A. Munday speaking) and adjourned until a later stage of the sitting.

## **8. Questions**

Questions without Notice were taken.

Question on Notice No. 197 was answered.

## **9. Matter of Public Interest – Electoral Reform**

The Speaker informed the Assembly that she was in receipt of a notice from Ms M.J. Davies that she intended to move a motion on a matter of public interest.

At least five members having risen in support,

Ms M.J. Davies moved,

That this House condemns the Premier and his arrogant government for maintaining a sneaky agenda on electoral reform, cutting regional representation, and failing to take this critical issue to the 2021 State Election.

Debate ensued.

The Attorney General moved, To delete all words after House and insert –

“

thanks Malcolm McCusker and the independent Ministerial Expert Committee on its report on electoral reform and endorses reforms that ensure the Legislative Council is fair, democratic and equal for all Western Australians.

”.

On the question, That the words to be deleted, be deleted,

Question put.

The Assembly divided.

Ayes (43)

Mr S.N. Aubrey  
Mr G. Baker  
Ms H.M. Beazley  
Dr A.D. Buti  
Mr J.N. Carey  
Mrs R.M.J. Clarke  
Ms C.M. Collins  
Mr R.H. Cook  
Ms D.G. D’Anna  
Mr M.J. Folkard  
Ms K.E. Giddens  
Ms E.L. Hamilton  
Ms M.J. Hammat  
Mr T.J. Healy  
Mr M. Hughes

Mr W.J. Johnston  
Mr D.J. Kelly  
Ms E.J. Kelsbie  
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  
Ms L.A. Munday  
Mrs L.M. O’Malley  
Mr S.J. Price  
Mr D.T. Punch  
Mr J.R. Quigley

Ms M.M. Quirk  
Ms A. Sanderson  
Mr D.A.E. Scaife  
Ms J.J. Shaw  
Ms R.S. Stephens  
Mrs J.M.C. Stojkovski  
Dr K. Stratton  
Mr C.J. Tallentire  
Mr P.C. Tinley  
Ms C.M. Tonkin  
Mr R.R. Whitby  
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 P.J. Rundle (*Teller*)

Question thus passed.

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

## 10. Variation to the Order of Business

Ordered, That Private Members’ Business Notice of Motion No. 10 be next considered.

## 11. Local Communities – Health, Housing and Skills

Mr R.S. Love on behalf of Ms M.J. Davies pursuant to notice, moved,

That this House condemns the Treasurer and the Labor government for delivering a budget which abandons our local communities while failing to rectify the ongoing health, housing and skills challenges plaguing our State.

Debate ensued.

Debate interrupted by the Chair (Mrs J.M.C. Stojkovski speaking) and adjourned until a later stage of the sitting.

## 12. Variation to the Order of Business

Ordered, That consideration of the Order of the Day for the votes to be concluded on the Matter of Public Interest be resumed.

## 13. Matter of Public Interest – Electoral Reform

The Order of the Day having been read for the resumption of the vote on the amendment moved by the Attorney General, to the motion moved by Ms M.J. Davies (see paragraph 9).

On the question, That the words to be inserted, be inserted,

Question put.

The Assembly divided.

### Ayes (36)

Mr G. Baker  
Ms H.M. Beazley  
Dr A.D. Buti  
Mrs R.M.J. Clarke  
Ms C.M. Collins  
Ms D.G. D'Anna  
Mr M.J. Folkard  
Ms E.L. Hamilton  
Ms M.J. Hammat  
Mr T.J. Healy  
Mr W.J. Johnston  
Mr D.J. Kelly

Ms E.J. Kelsbie  
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  
Ms L.A. Munday  
Mrs L.M. O'Malley  
Mr S.J. Price  
Mr D.T. Punch

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

### Noes (4)

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

Ms L. Mettam  
Mr P.J. Rundle (*Teller*)

Question thus passed.

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

Question put.

The Assembly divided.

### Ayes (36)

Mr G. Baker  
Ms H.M. Beazley  
Dr A.D. Buti  
Mrs R.M.J. Clarke  
Ms C.M. Collins  
Ms D.G. D'Anna  
Mr M.J. Folkard  
Ms E.L. Hamilton  
Ms M.J. Hammat  
Mr T.J. Healy  
Mr W.J. Johnston  
Mr D.J. Kelly

Ms E.J. Kelsbie  
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  
Ms L.A. Munday  
Mrs L.M. O'Malley  
Mr S.J. Price  
Mr D.T. Punch

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

Noes (4)

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

Ms L. Mettam  
Mr P.J. Rundle (*Teller*)

Question thus passed.

The motion, as amended and agreed to –

That this House thanks Malcolm McCusker and the independent Ministerial Expert Committee on its report on electoral reform and endorses reforms that ensure the Legislative Council is fair, democratic and equal for all Western Australians.

**14. Joint Standing Committee on the Commissioner for Children and Young People**

The Speaker advised members that the Joint Standing Committee on the Commissioner for Children and Young People had resolved to review the merits of appointing an Aboriginal Commissioner for Children and Young People in Western Australia. The Committee will report by 18 November 2021.

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

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

**16. Appropriation (Recurrent 2021–22) Bill 2021**

**Appropriation (Capital 2021–22) Bill 2021**

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

Debate resumed.

Mr D.R. Michael moved, That the debate be adjourned.

**17. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 9.15 pm until Thursday, 16 September 2021 at 9.00 am.

*Members present during any part of the day's proceedings* – All the members except Ms L.L. Baker, Mr V.A. Catania, Ms L. Dalton, Ms J.L. Hanns, Ms A.E. Kent, Mr H.T. Jones, Mr P. Papalia and Mr D.A. Templeman.

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

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