

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

NOTICES AND ORDERS OF THE DAY

No. 48

WEDNESDAY, 16 SEPTEMBER 2009, 12 noon

Prayers *

Petitions

Papers

Giving Notices of Motion

Brief Ministerial Statements *

Questions Without Notice *

Matter of Public Interest

Private Members' Business

Grievances

Private Members' Statements

–	approximately 2.00 p.m each day
–	one per week on any day
–	4.00 p.m. to 7.00 p.m. Wednesdays
–	approximately 9.00 a.m. Thursdays
–	12.50 p.m. Thursdays

**Note: On days when the Assembly meets at 2.00 p.m. Brief Ministerial Statements and Questions Without Notice will follow immediately after Prayers.*

Memorandum: *An electronic version of the Assembly's Questions on Notice booklet is available on the Parliament's Internet site at www.parliament.wa.gov.au.*

BILLS - NOTICES OF MOTION

1. Bush Fires Amendment Bill 2009 (Notice given – 15/9/09)

The Minister for Emergency Services: To move –

That a Bill for “An Act to amend the *Bush Fires Act 1954* and, in consequence, to amend the *Environmental Protection Act 1986*.” be introduced and read a first time.

2. Police Amendment Bill 2009 (Notice given – 15/9/09)

The Minister for Police: To move –

That a Bill for “An Act to amend the *Police Act 1892* and to consequentially amend various other Acts.” be introduced and read a first time

GOVERNMENT BUSINESS - NOTICES OF MOTION

1. **Suspension of Standing Orders – Bill to Proceed Without Delay** (Notice given – 15/9/09)

The Leader of the House: To move –

That so much of Standing Orders be suspended as is necessary to enable the Waste Avoidance and Resource Recovery Amendment Bill 2009 to proceed through all remaining stages without delay between the stages.

GOVERNMENT BUSINESS – ORDERS OF THE DAY

1. ***Waste Avoidance and Resource Recovery Amendment Bill 2009** (Minister for Water) (No. 065, 2r. – 18/6/09)

Further consideration in detail – Clause 7, as amended.

2. **Occupational Safety and Health Legislation Amendment Bill 2009** (Minister for Commerce) (LC No. 027, 2r. – 7/5/09)

Second reading. Adjourned debate (Mr J.C. Kobelke).

3. ***Royalties for Regions Bill 2009** (Minister for Regional Development) (No. 050, 2r. – 17/6/09)

Second reading. Adjourned debate (Leader of the House).

4. **Valuation of Land Amendment (Assessed Value) Bill 2009** (Minister for Lands) (No. 052, 2r. – 19/8/09)

Second reading. Adjourned debate (Mr D.A. Templeman).

5. **Busselton Water Board (Supply of Water to Dunsborough) Bill 2009** (Minister for Water) (No. 060, 2r. – 17/6/09)

Second reading. Adjourned debate (Mr D.A. Templeman).

6. **Retail Trading Hours Amendment Bill 2009** (Premier) (No. 061, 2r. – 17/6/09)

Second reading. Adjourned debate (Leader of the House).

7. ***Royal Perth Hospital Protection Bill 2008** (Minister for Health) (No. 008, 2r. – 11/11/08)

Further consideration in detail – Clause 1.

8. **Interpretation and Reprints Amendment Bill 2008** (Premier) (No. 003, 2r. – 3/12/08)

Second reading. Adjourned debate (Leader of the House).

9. **Premier's Statement**

Adjourned debate (Leader of the House) on the question, That the statement be noted.

10. **Health and Disability Services Legislation Amendment Bill 2009** (Minister for Health) (No. 064, 2r. – 19/8/09)

Second reading. Adjourned debate (Mr D.A. Templeman).

11. **Land Administration Amendment Bill 2009** (Minister for Lands) (No. 062, 2r. – 19/8/09)

Second reading. Adjourned debate (Mr D.A. Templeman).

12. **National Environment Protection Council (Western Australia) Amendment Bill 2009** (Minister for Water) (LC No. 038)

To be read a first time.

13. ***Co-operatives Bill 2009** (Minister for Commerce) (No. 024, 2r. – 18/3/09)

Consideration in detail of Legislative Council Message No. 37.

PRIVATE MEMBERS' BUSINESS – NOTICES OF MOTION

1. **Burmese Constitution and Planned 2010 Elections** (Notice given – 11/11/08, renewed – 9/6/09)

Mr J.N. Hyde: To move –

That this House rejects the Burmese junta's newly adopted Constitution and planned 2010 elections and notes:

- (1) The Constitution was designed to institutionalise military rule; was drafted by the junta's hand-picked delegates rather than elected representatives; and was approved by coercion in a sham referendum held in the midst of devastation caused by Cyclone Nargis in May 2008.
- (2) The 2010 elections will be held only in accordance with the catastrophically flawed 2008 Constitution; will go ahead with the strict intention to nullify the 1990 democratic general elections, which Suu Kyi's party won by a landslide; and will guarantee a military-dominated parliament and military-controlled government.

2. **Education and Health Standing Committee – Inquiry into Nickel Loading** (Notice given – 2/12/08, renewed – 11/8/09)

Ms A.J.G. MacTiernan: To move –

- (1) That the House direct the Education and Health Standing Committee to enquire into and report on:
 - (a) the health effects of nickel exposure resulting from nickel loading operations at the Esperance Port Authority;
 - (b) the capacity of nickel exposure to be kept within recognised safe limits during bulk operations; and
 - (c) any other matter relating to safety of nickel loading operations.
- (2) That the Committee report by 30 April 2009.

3. **Liberal Party Law and Order Election Promises** (Notice given – 2/12/08, renewed – 11/8/09)

Ms M.M. Quirk: To move –

That this House condemns the Premier for his failure to deliver on key law and order promises outlined in the *Liberal Plan for the First 100 Days of Government* which include:

- (a) the passing of laws for mandatory sentences for thugs who assault police and public officers;
- (b) the introduction of additional powers for the Courts to impose restrictions on anti-social behaviour;
- (c) the re-establishment of the Graffiti Taskforce and increased penalties for graffiti vandals and those who sell spray cans to minors;
- (d) an increase in penalties for hoons – including the confiscation of the vehicles of repeat offenders;
- (e) legislation for tougher penalties for cannabis and other drug possession, cultivation, the sale of drugs to children, and the sale of drug paraphernalia;
- (f) the commencement of work on a new juvenile prison facility for 18–22 year old offenders in the metropolitan area;
- (g) commencement of work on the installation of CCTV at locations across the state in cooperation with local communities as part of a \$6 million Community Crime Prevention Program; and

- (h) the repeal of Labor's prostitution legislation to stop the spread of brothels in our suburbs and towns.

4. Liberal Party Health Promises and Plan for Better Health Services (Notice given – 2/12/08, renewed – 11/8/09)

Mr R.H. Cook: To move –

That this House condemns the Minister for Health for his failure to act on issues as detailed in the *Liberal Plan for the First 100 Days of Government* and the Government's policy on health, *Liberal Plan for Better Health Services*.

5. Western Australian Jobs and Economic and Financial Management (Notice given – 31/3/09)

Mr M. McGowan: To move –

That this House condemns the Barnett Government for its failure to protect Western Australian jobs and its poor economic and financial management.

6. Employment-generating Iconic Capital Works Projects (Notice given – 31/3/09)

Mr M. McGowan: To move –

That this House condemns the Barnett Government for its lack of vision in the development of employment-generating, iconic capital works projects.

7. State Underground Power Program (Notice given – 1/4/09)

Mr J.N. Hyde: To move –

That this House condemns the Minister for Energy for stalling the State Underground Power Program (SUPP) and failing to fund any new underground power projects in Western Australia.

8. Ellenbrook Rail Line (Notice given – 5/5/09)

Ms R. Saffioti: To move –

That this House condemns the Barnett Liberal Government for abandoning its election commitment to start building a rail line to Ellenbrook in 2012.

9. Demolition of the Merredin Railway Institute Hall (Notice given – 6/5/09)

Mr J.N. Hyde: To move –

That this House demands the Minister for Heritage support a stop work order on demolition of the Merredin Railway Institute Hall, built in 1930 and the only timber Railway Institute Hall remaining in Western Australia.

10. Education and Health Standing Committee – Inquiry into the Fresh Start Illicit Drug Program and Naltrexone Implants (Notice given – 12/5/09)

Mr R.H. Cook: To move –

- (1) That the Legislative Assembly supports the Education and Health Standing Committee establishing an inquiry into the Fresh Start Illicit Drug Program and the use of Naltrexone implants in the treatment of opiate and alcohol dependent patients with the following terms of reference:
 - (a) to examine the merits of the program and progress towards the registration of Naltrexone implants with the Therapeutic Goods Administration and other trials of Naltrexone implants in Australia and overseas;
 - (b) the efficacy and safety of the program;
 - (c) the appropriate level and type of government support that should be provided to the program; and
 - (d) the Fresh Start Clinic and its practices.

- (2) That the Committee make recommendations and report to the Legislative Assembly no later than 13 August 2009.

11. Australian Abruzzo Earthquake Appeal (Notice given – 12/5/09)

Mr J.N. Hyde: To move –

That this Parliament calls on the Western Australian Government to donate \$100,000 to the Western Australian-based Australian Abruzzo Earthquake Appeal, in line with the South Australian Government's \$100,000 to the South Australian-based appeal.

12. Retention of Fremantle Inner Harbour as a Working Port (Notice given – 9/6/09)

Ms A.J.G. MacTiernan: To move –

That this House calls on the Government to recognise the strategic need to retain Fremantle Inner Harbour as a working port to ensure adequate well-placed container capacity for Western Australia.

13. Funding of the Arts in Fremantle (Notice given – 9/6/09)

Mr J.N. Hyde: To move –

That this House condemns the Barnett Government for its defunding and denuding of the arts in Fremantle, through the closure of the Fremantle History Museum, the Fremantle Light and Sound Discovery Centre and the World of Energy Museum, Western Australia's premier energy and environmental education centre.

14. Sitting Hours of the Legislative Assembly (Notice given – 9/6/09)

Dr J.M. Woollard: To move –

- (1) That the following term of reference be referred to the Procedure and Privileges Committee for its investigation and report to the House:
 - (a) that the sitting hours of the House be reviewed to ensure the House sits more appropriate business hours; and
 - (b) that recommendations be made to amend the Standing Order for the days and times of the meeting of the Assembly.
- (2) That the Committee report to the Legislative Assembly by 13 August 2009.

15. Genetically Modified Crops Free Areas Exemption Order (No. 3) 2009 (Notice given – 17/6/09)

Mr M.P. Murray: To move –

That the *Genetically Modified Crops Free Areas Exemption Order (No. 3) 2009* under the *Genetically Modified Crops Free Areas Act 2003*, a copy of which was laid upon the Table of the House on 9 June 2009, is hereby disallowed.

16. "The Shops" at Ellenbrook (Notice given – 11/8/09)

Mr M. McGowan: To move –

That the House condemn the Premier and the member for Swan Hills for breaking their election promise to remove the restrictive covenant over "The Shops" at Ellenbrook.

17. Sixtieth Anniversary of the Geneva Conventions (Notice given – 12/8/09)

Mr J.N. Hyde: To move –

That the House:

- (a) notes the sixtieth anniversary of the Four Geneva Conventions of 1949;
- (b) congratulates the International Red Cross and Red Crescent Movement on its continuous fostering of the principles of international humanitarian law to limit human suffering in times of armed conflict and to prevent atrocities, especially against civilian populations, the wounded, and prisoners of war;

- (c) recalls Australia's ratification of the Conventions and of the two Additional Protocols of 1977;
- (d) affirms all parliamentary measures taken in support of such ratification at the national level with cross-party support;
- (e) encourages the fullest implementation of the Conventions and Additional Protocols by the military forces and civilian organisations of all nations;
- (f) acknowledges that many of the obligations found in the Geneva Conventions require implementation at a State (Territory) level;
- (g) encourages ratification by all nations of the Conventions and Additional Protocols;
- (h) notes that Red Cross was formed in Australia in 1914 and that Australia Red Cross is represented on the Governing Board of the International Federation of Red Cross and Red Crescent Societies; and
- (i) recognises the extraordinary contribution made by many individual Australians, including Australian Red Cross members, volunteers and staff, in the State of Western Australia to the practical carrying into effect of the humanitarian ideals and legal principles expressed in the Conventions and Additional Protocols.

18. The Impact of Alcohol-Fuelled Violence in Western Australia (Notice given – 18/8/09)

Ms M.M. Quirk: To move –

- (1) That the following matter be referred to the Standing Committee on Community Development and Justice to inquire and report to the Legislative Assembly by 30 April 2010 on –
 - (a) the impact of alcohol-fuelled violence in Western Australia;
 - (b) focusing on community safety and preventative measures to reduce levels of alcohol-related violence, including its ramifications;
 - (c) consideration of –
 - (i) best practice harm minimisation measures in other Australian and international jurisdictions, including specific measures such as restrictions on the use of glass;
 - (ii) the impact of late opening hours on incidences of alcohol-related violence;
 - (iii) any contributing or multiplier effect on alcohol-fuelled violence caused by illicit drugs;
 - (iv) the flow-on issues for emergency service workers, police and front-line health workers of alcohol-related violence;
 - (v) education campaigns and their role in cultivating effective social change in terms of community attitudes to alcohol consumption;
 - (vi) the role of parents in influencing the attitudes of young Western Australians towards alcohol consumption;
 - (vii) the economic cost of alcohol-related violence; and
 - (viii) any other related matters.
- (2) Further, the committee should take public submissions and consult with community leaders, educators, law enforcement, medical professionals and the liquor industry.

PRIVATE MEMBERS' BUSINESS – ORDERS OF THE DAY

1. **Implementation of Government's Hundred Day Plan** (Moved – 3/12/08)

Adjourned debate (Mr J.M. Francis – continuation of remarks) on the motion moved by Mr M. McGowan –

That the House condemns the Barnett Government for its failure to implement the election promises contained within its first 100-day plan document.

2. **Perth Theatre Trust Amendment Bill 2009** (Mr J.N. Hyde) (No. 035, 1r. – 11/3/09)

To be read a second time.

3. **Local Government Amalgamation Policy** (Moved – 1/4/09)

Adjourned debate (Premier – continuation of remarks) on the motion moved by Mr P. Papalia –

That this House condemns the Premier and the Minister for Local Government for their confusing, destructive and non-consultative local government amalgamation policy.

4. **Independent Mental Health and Wellbeing Commissioner** (Moved – 8/4/09)

Adjourned debate (Ms L.L. Baker – continuation of remarks) on the motion moved by Mr R.H. Cook –

That this House condemns the Minister for Mental Health for his failure to act on issues as detailed in the *Liberal Plan for the First 100 Days of Government* which says the Government will appoint an independent Mental Health and Wellbeing Commissioner.

5. **Weapons (Supply to Minors and Enhanced Police Powers) Amendment Bill 2008** (Ms M.M. Quirk) (No. 022, 2r. – 3/12/08)

Second reading. Adjourned debate (Mr A.P. O’Gorman – continuation of remarks).

6. **Regional Projects and Programmes** (Moved – 20/5/09)

Adjourned debate (Minister for Regional Development – continuation of remarks) on the motion moved by Ms A.J.G. MacTiernan –

That this House condemns the Minister for Regional Development for axing and deferring significant projects and programmes across regional Western Australia in defiance of his promise that Royalties for Regions funding would be over and above existing budget commitments.

7. **Criminal Code (Identity Theft) Amendment Bill 2009** (Mr J.R. Quigley) (No. 045, 2r. – 6/5/09)

Second reading. Adjourned debate (Attorney General – continuation of remarks).

8. **“Towards Zero” Road Safety Strategy** (Moved – 17/6/09)

Adjourned debate (Mr D.A. Templeman – continuation of remarks) on the motion moved by Ms M.M. Quirk –

That this House condemns the Minister for Road Safety for his failure to take any measures to stem the tide of fatalities and serious critical injuries on Western Australian roads and to implement and fund the “Towards Zero” road safety strategy targeted specifically at reducing the levels of road trauma suffered by Western Australians.

9. **Butane Products Control Bill 2009** (Mr R.H. Cook) (No. 041, 1r. – 19/8/09)

To be read a second time.

10. Recreational Fishing Fees (Moved – 12/8/09)

Adjourned debate (Leader of the House) on the motion moved by Mr E.S Ripper –

That the House condemns the Barnett Government's unjustified attack on recreational fishing and calls upon the Government to withdraw the huge fees it is imposing on ordinary West Australian families.

11. Renewable Energy in Western Australia (Moved – 19/8/09)

Adjourned debate (Dr M.D. Nahan – continuation of remarks) on the motion moved by Ms A.J.G. MacTiernan –

That the House condemns the Barnett Government for its lack of leadership in driving forward renewable energy in Western Australia.

12. *Acts Amendment (Safety and Human Rights of Persons in Custody) Bill 2009

(Mr E.S. Ripper) (No. 072, 1r. – 9/9/09)

To be read a second time.

13. Equal Opportunity Amendment Bill 2009 (Mrs M.H. Roberts) (No. 046, 2r. – 13/5/09)

Second reading. Adjourned debate (Mr J.E. McGrath).

14. Job Losses and Cuts to Core Services (Moved – 9/9/09)

Adjourned debate (Dr M.D. Nahan – continuation of remarks) on the motion moved by Ms R. Saffioti –

That the House condemns the Barnett Government for budget cuts that are leading to job losses and cuts to core services.

15. *Tobacco Products Control Amendment Bill 2008 (Dr J.M. Woollard) (No. 017, 2r. – 26/11/08)

Consideration in detail of Legislative Council Message No. 34.

COMMITTEES TO REPORT

Public Accounts Committee:

Inquiry into the Distribution of Grant Funds from the Confiscation Proceeds Account

– 17 September 2009

Economics and Industry Standing Committee:

Inquiry into the Provision, Use and Regulation of Caravan Parks (and Camping Grounds) in Western Australia

– 15 October 2009

Community Development and Justice Standing Committee:

Inquiry into the 'Inside Australia' Project at Lake Ballard

– 19 November 2009

Education and Health Standing Committee:

Review of Western Australia's Current and Future Hospital and Community Health Services

– 19 November 2009

Joint Standing Committee on the Corruption and Crime Commission
 Inquiry into How the Corruption and Crime Commission Can Best
 Work Together with the Western Australian Police Force to Combat
 Organised Crime

– 28 February 2010

Education and Health Standing Committee:

Inquiry into the Adequacy and Appropriateness of
 Prevention and Treatment Services for Alcohol and Illicit
 Drug Problems in Western Australia

– 30 March 2010

Procedure and Privileges Committee:

Inquiry into Allegations Regarding the Removal of
 “The Cliffe” from the Heritage Register

– 12 August 2010

GOVERNMENT RESPONSE TO COMMITTEE RECOMMENDATIONS

<i>Committee</i>	<i>Ministers to Respond</i>	<i>Date Due</i>
Joint Standing Committee on the Commissioner for Children and Young People: Report on the Review of the 2007–2008 Annual Report of the Commissioner for Children and Young People	Attorney General	14 August 2009 [non-compliance reported 19 August 2009]
Community Development and Justice Standing Committee: Inquiry into the Adequacy of Services to Meet the Developmental Needs of Western Australia’s Children	Premier Parliamentary Secretary to the Minister for Community Services Minister for Education Minister for Health Minister for Housing and Works	13 November 2009

-
- * Denotes amendments appear in the Notices and Amendments section of the Notice Paper.
 - † Denotes time allocated for Bill appears in the Notices and Amendments section of the Notice Paper.
 - ‡ Denotes second reading debate on the Bill was undertaken cognately with a principal Bill, and no further second reading debate will occur.
-

NOTICES AND AMENDMENTS

Acts Amendment (Safety and Human Rights of Persons in Custody) Bill 2009 (No. 072—1)

Clause 12.

Mr E.S. Ripper: To move –

Page 8, line 13 — To delete “prisoner’s imprisonment” and substitute:

“ person in custody ”.

Clause 15.

Mr E.S. Ripper: To move –

Page 9, line 21 — To delete “held in custody or”.

Co-operatives Bill 2009 (No. 024—1)

Message No. 37

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Co-operatives Bill 2009* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

Schedule indicating the amendments made by the Legislative Council in the Co-operatives Bill 2009

No. 1

Page 2, line 13 — To delete “paragraph (a);” and insert —

paragraph (b);

No. 2

Page 23, after line 28 — To insert —

- (4) Despite subsection (3), if a transferred co-operative would be registered with rules that give effect to a conversion from being a non-distributing co-operative to a distributing co-operative, or vice versa, the requirement to pass a special resolution is not satisfied unless the resolution is passed in accordance with the requirements in section 177(1)(c).

No. 3

Page 289, line 17 — To delete “this Act” and insert —

this section

Royal Perth Hospital Protection Bill 2008 (No. 008—1)

Clause 1.

Mr R.H. Cook: To move —

Page 2, line 2 — To insert after “the”:

“ *Tertiary* ”.

Mr R.H. Cook: To move —

Page 2, line 2 — To delete “*Protection*” and substitute:

“ *Health Services* ”.

Clause 3.

Mr R.H. Cook: To move —

Page 2, after line 9 — To insert alphabetically:

“

continued operation means to remain in existence and provide ongoing health services at the current level at Royal Perth Hospital, other health institutions, hospitals and health services in Western Australia;

for the time being means at the time of the Act coming into operation;

Protection means the safeguarding of existing health services provided by Royal Perth Hospital and other health institutions, hospitals and health services in Western Australia;

tertiary means tertiary health care which may include but is not limited to, services provided by state-designated trauma centres, a burn centre, trauma surgery neurosurgery, cardiothoracic surgery, organ transplant, paediatric surgery, magnetic resonance imaging and positron emissions tomography, and include secondary, primary and emergency care;

the entity means the Board of a public hospital;

”.

Mr R.H. Cook: To move —

Page 2, line 11 — To insert after “being”:

“ any of the following ”.

Mr R.H. Cook: To move —

Page 2, line 15 — To insert after “whole”:

“ or part ”.

Clause 6.

Mr R.H. Cook: To move –

Page 2, line 26 – To insert before “tertiary”:

“ 400 bed ”.

Mr W.J. Johnston: To move –

Page 3, after line 2 – To insert:

“

- (2) For the purpose of maintaining Royal Perth Hospital, future annual appropriations shall not be reduced to levels below the allocation to the hospital as at 6 September 2008.

”.

Clause 7.

Mr R.H. Cook: To move –

Page 3, after line 8 – To insert:

“

- (2) No development is to take place at Royal Perth Hospital to the extent that development will impact on proposed services, resources and scope of services at the Fiona Stanley Hospital.

”.

Mr A.P. O’Gorman: To move –

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on services, resources and scope of services at the Joondalup Health Campus.

”.

Mr W.J. Johnston: To move –

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on services, resources and scope of services at the Armadale-Kelmscott Hospital.

”.

Mr P. Papalia: To move –

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on services, resources and scope of services at the Rockingham General Hospital.

”.

Mrs M.H. Roberts: To move –

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on services, resources and scope of services at the new Midland Health Campus.

”.

Mr D.A. Templeman: To move –

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on services, resources and scope of services at the Peel Health Campus.

”.

Mr M.P. Murray: To move –

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on services, resources and scope of services at the South West Regional Health Campus and Associated South West Hospitals.

”.

Mrs C.A. Martin: To move –

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on services, resources and scope of services at the Broome Regional Health Campus.

”.

Mr T.G. Stephens: To move –

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not negatively impact on the services, resources and scope of services at the Hedland Hospital (Hedland’s Regional Resource Centre), Newman Hospital, Tom Price Hospital, and Paraburdoo Hospital.

”.

Mr J.C. Kobelke: To move –

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on services, resources and scope of services at the Osborne Park Hospital.

”.

Ms J.M. Freeman: To move –

Page 3, after line 8 – To insert:

“

- (2) Development that takes place at Royal Perth Hospital will not impact on the development of planned or anticipated health services in the Mirrabooka area.

”.

Mr R.H. Cook: To move –

Page 3, lines 9 to 11 – To delete the lines and substitute:

“

- (2) **Development** means improving and advancing the health facilities at Royal Perth Hospital in a manner which ensures its continued operation as a tertiary hospital without undue interruption to service.

”.

Clause 9.

Ms J.M. Freeman: To move –

Page 3, lines 17 to 20 – To delete all words after “prescribing” and substitute:

“ medical and support services for the purpose of Section 6 ”.

Long title.

Mr R.H. Cook: To move –

Page 1, line 10 – To insert after “**Hospital**”:

“ **and other associated Western Australian hospitals** ”.

Royalties for Regions Bill 2009 (No. 050-1)

Clause 5.

Ms A.J.G. MacTiernan: To move –

Page 4, after line 9 — To insert:

“

- (2) The sums to be allocated to each of the subsidiary funds nominated in subsection (1), including allocations under paragraph (d), are to be specified in the Budget for that year.

”.

New Clause.

Mr P.B. Watson: To move –

Page 4, after line 13 — To insert:

“

6. Country Local Government Fund

- (1) Each local authority wishing to apply for funding under the Country Local Government Fund must each year set out a strategic plan for the next four years for the provision of infrastructure and services by that authority. The format of the strategic plan will be established by regulation.
- (2) The strategic funds can only be allocated under the Country Local Government Fund to projects identified as part of a local authority’s strategic plan.

- (3) Priority will be given to funding where a local authority can demonstrate that it has worked with other local governments within their region to develop a coordinated plan for the provision of infrastructure or services for which funding is sought.
- (4) Any funding formula used for the fund must not discourage local authorities from engaging in a rationalization of boundaries or services.
- (5) The Minister for Local Government is to be provided with the opportunity to comment on all proposed allocations under this fund before they are made.

”.

Clause 9.

Ms A.J.G. MacTiernan: To move –

Page 5, after line 22 — To insert:

“

- (d) to ensure regions which generate royalties income are provided with infrastructure and services which enable them to sustain long-term diverse populations.

”.

New Clause.

Ms A.J.G. MacTiernan: To move –

Page 6, after line 2 — To insert:

“

10. Report Prepared by Accountable Authority of Department

Without limiting the application of the *Financial Management Act 2006*, every six months a report is to be prepared by the accountable authority of the Department and is to be tabled in the Parliament, setting out in respect to the Fund and each of its subsidiary accounts, all expenditure that has been approved and all monies expended in the preceding six months.

”.

Clause 12.

Ms A.J.G. MacTiernan: To move –

Page 7, after line 10 — To insert:

“

- (b) to provide advice and make recommendations on prioritization of proposals for expenditure under the subsidiary accounts specified in section 5(1); and

”.

Clause 13.

Ms A.J.G. MacTiernan: To move –

Page 7, lines 17 and 18 — To delete the lines and insert:

“

- (a) the chairperson of a regional development commission of a region that has been a significant generator of the State's royalty income over the preceding three years; and

”.

Ms A.J.G. MacTiernan: To move –

Page 7, lines 24 and 25 — To delete the lines and insert:

“

- (3) The Minister must consult with the Leader of the Opposition on an appointment made under subsection 1(b).

”.

Tobacco Products Control Amendment Bill 2009 (No. 017-1)

Message No. 34

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Tobacco Products Control Amendment Bill 2008* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

Schedule indicating the amendments made by the Legislative Council in the Tobacco Products Control Amendment Bill 2008

No. 1

Page 4, after line 25 — To insert —

- (4) A responsible person in relation to licensed premises may allocate as a smoking zone for the premises one or more places in one or more outdoor eating areas to which a restaurant licence does not apply, but the total area of all the smoking zones for the premises must not exceed 50% of the total area of all the outdoor eating areas to which a restaurant licence does not apply.

No. 2

Page 9, line 19 — To delete “that — ” and insert —

allocated under section 107B(4);

No. 3

Page 9, lines 20 to 25 — To delete the lines.

No. 4

Page 3, after line 10 — To insert —

6A. Section 24 amended

In section 24(1) after “products” insert:

or smoking implements

No. 5

Page 3, after line 10 — To insert —

6B. Section 32 amended

In section 32(1):

(a) in paragraph (d) after “tobacco products” insert:

or smoking implements

(b) in paragraph (d) after “those products” insert:

or implements

(c) in paragraph (f) after “product” insert:

or smoking implement

Waste Avoidance and Resource Recovery Amendment Bill 2009 (No. 065-1)

Clause 8.

Ms A.S. Carles: To move –

Page 5, after line 14 — To insert:

“

- (a) to implement a comprehensive Container Deposit Scheme for Western Australia; and

”

Mr C.J. Tallentire: To move –

Page 5, after line 33 — To insert:

“

- (f) funds from the WARR Account must not be used to research, investigate or trial nuclear waste sites in Western Australia.

”

PETER J. MCHUGH

Clerk of the Legislative Assembly