WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

NOTICES AND ORDERS OF THE DAY

No. 153

THURSDAY, 19 SEPTEMBER 2019, 9.00 am

Acknowledgement of Country		
Prayers ★		
Petitions		
Papers		
Giving Notices of Motion		
Brief Ministerial Statements ★		
Questions Without Notice ★	–	**approximately 2.00 pm each day**
Matter of Public Interest	–	**one per week on any day**
Private Members' Business	–	**4.00 pm to 7.00 pm Wednesday**
Grievances	–	**approximately 9.00 am Thursday**
Private Members' Statements	–	**12.50 pm Thursday**

★ *Note:* *When the Assembly meets at 2.00 pm Brief Ministerial Statements and Questions Without Notice will follow Prayers.*

Memorandum: *The Assembly's Questions on Notice booklet is available at www.parliament.wa.gov.au*

GOVERNMENT BUSINESS – ORDERS OF THE DAY

1. ***Voluntary Assisted Dying Bill 2019** (Minister for Health) (No. 139, 2r. – 7/8/19)

Further consideration in detail – Clause 115.

2. **Civil Procedure (Representative Proceedings) Bill 2019** (Attorney General) (No. 134, 2r. – 26/6/19)

Second reading. Adjourned debate (Ms L. Mettam).

3. **Transfer of Land Amendment Bill 2018** (Minister for Lands) (No. 111, 2r. – 21/11/18)

Second reading. Adjourned debate (Mr P.A. Katsambanis).

4. **Petroleum Products Pricing Amendment Bill 2019** (Minister for Commerce) (No. 136, 2r. – 26/6/19)

Second reading. Adjourned debate (Ms L. Mettam).

5. ***Criminal Law Amendment (Uncertain Dates) Bill 2019** (Attorney General) (No. 135, 2r. – 20/6/19)

Second reading. Adjourned debate (Mr P.A. Katsambanis).

6. **Fair Trading Amendment Bill 2018** (Minister for Commerce) (LC No. 75, 2r. – 2/4/19)

Second reading. Adjourned debate (Ms L. Mettam).

7. **Appropriation (Recurrent 2017-18) Supplementary Bill 2018** (Treasurer) (No. 104, 2r. – 31/10/18)

Second reading. Adjourned debate (Ms L. Mettam).

8. **Appropriation (Capital 2017-18) Supplementary Bill 2018** (Treasurer) (No. 105, 2r. – 31/10/18)

Second reading. Adjourned debate (Ms L. Mettam).

9. Premier's Statement

Adjourned debate (Leader of the House) on the question, That the Premier's Statement be noted.

10. Mining Amendment (Procedures and Validation) Bill 2018
(Minister for Mines and Petroleum) (No. 83, 2r. – 28/11/18)

Second reading. Adjourned debate (Ms L. Mettam).

PRIVATE MEMBERS' BUSINESS – NOTICES OF MOTION

1. Federal Liberal-National Government GST (Notice given – 7/5/19)

Dr M.D. Nahan: To move –

> That the House congratulates the Federal Liberal-National Government for delivering the GST fix and record infrastructure funding, which has guaranteed WA more funding over future years, notwithstanding the record Iron Ore royalties, increased infrastructure spending and more jobs.

2. Federal Liberal-National Government (Notice given – 7/5/19)

Mr S.K. L'Estrange: To move –

That this House:

(1) Congratulates the Federal Liberal-National Government for:

(a) increasing GP bulk billing rates from 82% under Labor to 86% now;

(b) ending Labor's Medicare freeze;

(c) increasing spending on health under a new five-year public hospital agreement with the states and territories delivering $31 billion more funding for hospitals; and

(d) adding more than 2,000 medicine listings worth over $10.6 billion to the Pharmaceutical Benefits Scheme; and

(2) Condemns the McGowan Government for undermining these improvements by cutting $200 million from the WA Health budget.

3. State Budget Interests (Notice given – 14/5/19)

Ms M.J. Davies: To move –

> That this House condemns the McGowan Government for once again putting the interests of metropolitan Perth ahead of regional Western Australia in its latest State Budget.

4. Corrections Portfolio (Notice given – 27/11/18, renewed – 18/6/19)

Mr Z.R.F. Kirkup: To move –

> That this House condemns the Minister for Corrective Services for his failures in the Corrections portfolio.

5. Government Transparency (Notice given – 27/11/18, renewed – 18/6/19)

Mr Z.R.F. Kirkup: To move –

That this House notes:

(1) The Premier's commitment to gold standard transparency in Government; and

(2) The failure of Ministers in the McGowan Government to meet the Premier's standard of gold standard transparency.

6. Tourism Industry Delivery (Notice given – 27/11/18, renewed – 18/6/19)

Ms L. Mettam: To move –

> That this House notes the poor performance of the McGowan Government for its failure to deliver for the tourism industry, evidenced by a decline in international visitor numbers, a reduction in international students and its failure to deliver additional direct flights to Western Australia.

7. Western Australia's Livestock Industry (Notice given – 19/2/19, renewed – 6/8/19)

Mr I.C. Blayney: To move –

That this House:

(1) Expresses its unequivocal support for Western Australia's livestock industry and the other industries associated with and reliant on a successful and vibrant livestock industry.

(2) Condemns the actions of activists interfering with and interrupting businesses going about their legitimate business activities, contributing to the economy, creating jobs and supporting their local communities.

8. Tourism Industry Policies (Notice given – 19/2/19, renewed – 6/8/19)

Ms L. Mettam: To move –

That this House condemns the McGowan Government, and in particular the Minister for Tourism, for overseeing a collapse in the tourism sector which has been a direct consequence of the Government's failed policies.

9. Collie Coal Industry (Notice given – 19/2/19, renewed – 6/8/19)

Mr D.C. Nalder: To move –

That this House condemns the Minister for Energy for abandoning the people of Collie by closing down the coal industry.

10. Privatisation of Public Assets (Notice given – 19/2/19, renewed – 6/8/19)

Mr D.C. Nalder: To move –

That this House condemns the McGowan Government for its dishonesty prior to the State election by saying it opposed privatisation of public assets, and then subsequently selling a range of public assets following the election.

11. Major Transport Projects (Notice given – 19/2/19, renewed – 6/8/19)

Mrs L.M. Harvey: To move –

That this House condemns the Minister for Transport for her bungling of major projects, including Metronet and the Huawei Radio Replacement Contract.

12. Federal Labor Opposition Policies (Notice given – 20/3/19, renewed – 28/8/19)

Mr D.C. Nalder: To move –

That this House:

(a) expresses it deep concern at the McGowan Government's support for the policies of the Federal Labor Opposition including their policies on negative gearing, franking credits, capital gains tax, a 50% renewable energy target and industrial relations; and

(b) calls on the McGowan Government to explain the potential impact of these policies for Western Australians at a time of subdued housing, retail and employment sectors.

13. Mortgage Stress and Negative Equity (Notice given – 20/3/19, renewed – 28/8/19)

Mr D.C. Nalder: To move –

That this House condemns the McGowan Government for its poor judgement and the impact their decisions are having on Western Australian households, including their decisions to remove the First Home Owners Grant Boost, their introduction of a Foreign Buyers Surcharge and their increases to the cost of living, all of which have contributed to mortgage stress and negative equity.

PRIVATE MEMBERS' BUSINESS – ORDERS OF THE DAY

1. Major Events (Ticket Scalping) Bill 2018 (Mr J.E. McGrath) (No. 97, 2r. – 19/9/18)

Second reading. Adjourned debate (Ms L. Mettam).

2. Frontline Services and Critical Service Delivery (Moved – 19/9/18)

Adjourned debate (Minister for Tourism – continuation of remarks) on the motion moved by Dr M.D. Nahan –

> That this House condemns the McGowan Government's budget cuts to frontline services and the associated impact on critical service delivery to the people of Western Australia.

3. Health Portfolio (Moved – 10/10/18)

Adjourned debate (Ms L. Mettam – continuation of remarks) on the motion moved by Mr S.K. L'Estrange –

> That this House condemns the Health Minister's handling of the health portfolio, placing our health system on a trajectory of cost cutting that is stripping away frontline health and mental health services in a similar manner to that which led to the chaos experienced under the last State Labor Government.

4. Fly-in Fly-out Work Practices (Moved – 17/10/18)

Adjourned debate (Mr R.S. Love – continuation of remarks) on the motion moved by Ms M.J. Davies –

> That this House recognises that fly in fly out work practices can be detrimental to regional communities through the reduction of economic and social opportunities for development and calls on the McGowan Government to:
>
> (1) acknowledge the positive impact the Liberal-National Government made in improving the liveability of the Pilbara through Royalties for Regions investment;
>
> (2) ensure that all fly-in fly-out work arrangements are limited to genuinely remote and temporary operations and that workers are provided with genuine choice over where they live; and
>
> (3) ensure that key stakeholders, including Local Government, are engaged where the project will be located to address social and community infrastructure requirements.

5. Parliamentary Budget Officer Bill 2018 (Dr M.D. Nahan) (No. 106, 2r. – 31/10/18)

Second reading. Adjourned debate (Mr D.R. Michael).

6. Trust in the McGowan Government (Moved – 31/10/18)

Adjourned debate (Mr T.J. Healy – continuation of remarks) on the motion moved by Dr M.D. Nahan –

> That this House confirms the McGowan Government cannot be trusted because of its lack of accountability, broken promises, new taxes and failure to deliver on gold standard transparency.

7. McGowan Government's Decision-Making (Moved – 7/11/18)

Adjourned debate (Mr R.S. Love – continuation of remarks) on the motion moved by Mr V.A. Catania –

> That this House condemns the Ministers of the McGowan Government whose inconsistent, mean-spirited, reactionary and politically-fuelled decision-making has undermined the trust and goodwill of Western Australians.

8. Housing Industry in Western Australia (Moved – 21/11/18)

Adjourned debate (Mr S. L'Estrange – continuation of remarks) on the motion moved by Mr D.C. Nalder –

> That this House condemns the McGowan Government for its attack on the housing industry, home values and construction jobs, including reducing demand by introducing the foreign investment tax and cuts to the first home owner grant boost.

9. McGowan Government's First Two Parliamentary Years (Moved – 28/11/18)

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

> That this House condemns the McGowan Government for its failures in delivering on its election promises, cuts to frontline services, cost of living increases and failure to be open and accountable to the people of Western Australia in its first two parliamentary years.

10. Frontline Services and the Western Australia Community (Moved – 20/2/19)

Adjourned debate (Mr K.M. O'Donnell – continuation of remarks) on the motion moved by Mr S. L'Estrange –

> That this House condemns the McGowan Government for its cuts to frontline services, resulting in the WA community and frontline staff being put at risk.

11. Decision Making Processes of the McGowan Government (Moved – 13/3/19)

Adjourned debate (Ms M.J. Davies – continuation of remarks) on the motion moved by Ms M.J. Davies –

> That this House condemns the McGowan Government for its disdain and neglect of regional Western Australia during its first two years in power through its metro-centric attitude and mean-spirited decision making processes.

12. Impact of a Federal Labor Government on Western Australia (Moved – 20/3/19)

Adjourned debate (Dr D.J. Honey – continuation of remarks) on the motion moved by Dr M.D. Nahan –

> That this House notes the damage that a Federal Labor Government will have on Western Australia, including increases to the cost of living, reduced income for seniors and damage to the housing and construction sector.

13. Federal Labor's Policies and Western Australia (Moved – 3/4/19)

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

> That this House condemns the McGowan Government for its failure to stand up to Bill Shorten and Federal Labor who are advocating policies that will have a detrimental impact on Western Australia.

14. Royalties for Regions (Moved – 10/4/19)

Adjourned debate (Mr V.A. Catania – continuation of remarks) on the motion moved by Mr V.A. Catania –

> That this House calls on the McGowan Government to restore the integrity of Royalties for Regions and to bring down a budget next month that will meet the real needs of people in regional Western Australia.

15. Management of the Economy (Moved – 8/5/19)

Adjourned debate (Minister for Mines and Petroleum – continuation of remarks) on the motion moved by Mr D.C. Nalder –

> That this House condemns the McGowan Government's handling of the economy and its economy destroying policies that have seen a domestic economy in decline, a record number of Western Australians without jobs, record levels of mortgage stress, falling house prices, record levels of negative equity experienced by home owners, record levels of utility disconnections, a collapse in building approvals and falling retail trade.

16. Live Sheep Export Industry (Moved – 15/5/19)

Adjourned debate (Minister for Local Government – continuation of remarks) on the motion moved by Ms M.J. Davies –

> That this House condemns Bill Shorten and the Federal Labor Party for its destructive plan to shut down WA's live sheep export industry and calls on the McGowan Government to stand up and fight to save an industry which generates hundreds of jobs in Western Australia.

17. Election of the Morrison Government (Moved – 12/6/19)

Adjourned debate (Mr W.R. Marmion – continuation of remarks) on the motion moved by Dr M.D. Nahan –

> That this House notes the critical role the Premier had in the election of the Morrison Government, in particular, his failure to deliver jobs, his mean-spirited increases to cost of living, the small business crisis and falling house prices.

18. Western Australia's Agricultural Sector (Moved – 19/6/19)

Adjourned debate (Minister for Local Government – continuation of remarks) on the motion moved by Mr R.S. Love –

> That this House condemns the McGowan Government for deliberately deceiving Western Australia's agricultural sector by claiming it is delivering $131.5 million of new money into agricultural capability within the Department of Primary Industries and Regional Development.

19. Government Fees and Expenditure (Moved – 26/6/19)

Adjourned debate (Dr A.D. Buti – continuation of remarks) on the motion moved by Mr W.R. Marmion –

> That this House condemns the McGowan Labor Government for increases of $850 per year to electricity prices, water prices, and car registration while taxpayers' money is being wasted on travel rorts, ministerial double-dipping, cosy union deals, talkfests and other ill-conceived government expenditure.

20. Western Australia Country Medical Services (Moved – 7/8/19)

Adjourned debate (Mr D.T. Punch – continuation of remarks) on the motion moved by Ms M.J. Davies –

> That this House expresses its grave concern about the medical crisis in country Western Australia and the lack of resources and priority for country health.

21. McGowan Government Law and Order (Moved – 14/8/19)

Adjourned debate (Mrs L.M. Harvey – continuation of remarks) on the motion moved by Mr P.A. Katsambanis –

> That this House condemns the McGowan Government for its soft approach to law and order.

22. McGowan Government Policies (Moved – 28/8/19)

Adjourned debate (Mr A. Krsticevic – continuation of remarks) on the motion moved by Mr D.C. Nalder –

> That this House condemns the divided McGowan Labor Government for failing to deliver on its jobs bonanza and for implementing policy decisions that have damaged the economy and inflicted financial pain on Western Australia's struggling households.

23. Safety of the Western Australian Community (Moved – 4/9/19)

Adjourned debate (Mr A. Krsticevic – continuation or remarks) on the motion moved by Mr P.A. Katsambanis –

> That this House condemns the McGowan Labor Government for failing to protect the community of Western Australia.

24. Western Australia's Health System (Moved – 18/9/19)

Adjourned debate (Minister for Health – continuation of remarks) on the motion moved by Mr Z.R.F. Kirkup –

> That this House condemns the McGowan Labor Government for being asleep at the wheel when it comes to managing Western Australia's struggling health system.

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* Denotes amendments appearing in the Notices and Amendments section of the Notice Paper.

‡ Denotes second reading debate on the Bill is being undertaken cognately with a principal Bill, and no further second reading debate will occur.

COMMITTEES TO REPORT

Committee	Date Due
Economics and Industry Standing Committee: Inquiry into short-stay accommodation in Western Australia.	26 September 2019
Economics and Industry Standing Committee: Inquiry into the emergence and impact of electricity microgrids and associated technologies in Western Australia.	26 September 2019
Education and Health Standing Committee: Inquiry into digital innovation in secondary education.	28 November 2019
Public Accounts Committee: Inquiry into public sector contract management practices.	28 November 2019
Joint Standing Committee on the Corruption and Crime Commission: Inquiry into public sector procurement of goods and services and its vulnerability to corrupt practice.	28 November 2019
Community Development and Justice Standing Committee: Inquiry into the Magistrates Court of Western Australia's management of matters involving family and domestic violence.	30 April 2020
Joint Standing Committee on the Commissioner for Children and Young People: Inquiry into the monitoring and enforcing of Child Safe Standards.	30 June 2020
Economics and Industry Standing Committee: Inquiry into Western Australia's economic relationship with the Republic of India.	27 August 2020

GOVERNMENT RESPONSES TO COMMITTEE RECOMMENDATIONS

Committee	Ministers to Respond	Date Due
Education and Health Standing Committee: Report No. 6: The Food Fix. The role of diet in type 2 diabetes prevention and management	Premier; Treasurer; Minister for Health; Minister for Housing	11 July 2019 [non-compliance reported 7/8/19]
Community Development and Justice Standing Committee: Report No. 6: Test and Re-Test: The Driver's License Roundabout	Minister for Road Safety	27 September 2019

NOTICES AND AMENDMENTS

Criminal Law Amendment (Uncertain Dates) Bill 2019 (No. 135 – 1)

New Parts 4 and 5.
The Attorney General: To move –
Page 8, after line 4 – To insert:

“

Part 4 — *Evidence Act 1906* amended

8. Act amended

This Part amends the *Evidence Act 1906*.

9. Section 106A amended

In section 106A in the definition of ***child*** delete paragraph (c) and insert:

(c) in any proceeding in the Children’s Court, a person dealt with under the *Children’s Court of Western Australia Act 1988* section 19(2), (2AA) or (2AB);

Part 5 — *Magistrates Court Act 2004* amended

10. Act amended

This Part amends the *Magistrates Court Act 2004*.

11. Section 11 amended

In section 11(3)(c) delete “Part 3 where the accused, at the time of the alleged offence, was under 18 years of age;” and insert:

Part 3;

”.

Long title.
The Attorney General: To move –
Page 1 – To delete “**uncertain.**” and substitute:

“

uncertain and to make consequential amendments to the *Evidence Act 1906* and the *Magistrates Court Act 2004*.

”.

Voluntary Assisted Dying Bill 2019 (No. 139 – 1)

New Clause 117A.
Ms M.M. Quirk: To move –
Page 77, after line 18 – To insert:

“

117A. Notice of no objection

(1) This section applies if a patient makes an administration decision.

(2) The coordinating practitioner for the patient must apply within two days to the Board for a notice (a ***notice of no objection***) under this section for the administration decision.

(3) The Board must give the coordinating practitioner a notice of no objection unless the Board considers there is a problem with what has occurred, including, for example —

(a) the patient has not acted voluntarily and without coercion; or

(b) the patient has been subject to abuse; or

(c) the patient has not been given adequate support in coming to the decision to access voluntary assisted dying; or

(d) a provision of this Act has not been complied with.

(4) If the Board refuses to give the coordinating practitioner a notice of no objection under subsection (3), the Board must give the coordinating practitioner a notice stating its refusal.

”.

Clause 149.
Ms M.M. Quirk: To move –
Page 86, after line 21 – To insert:

“

(1A) A person must comply with a request under subsection (1) within the time, and in the manner, required by the Board.

Penalty for this subsection: a fine of $10 000.

”.

Ms M.M. Quirk: To move –
Page 86, line 22 – To delete “may” and substitute:
“ must ”.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly