

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

---

---

## VOTES AND PROCEEDINGS

No. 221

FIRST SESSION OF THE FORTIETH PARLIAMENT

---

---

THURSDAY, 24 SEPTEMBER 2020

### 1. Meeting of Assembly

The Assembly met at 9.00 am pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

### 2. Death of Hon James George Clarko AM – a former Speaker of the Legislative Assembly

The Premier, without notice, moved,

That the House records its sincere regret at the death of Hon James George Clarko AM and tenders its deep sympathy to his family.

The motion was supported by Mrs L.M. Harvey, Mr R.S. Love, Mr W.R. Marmion, Mr A. Krsticevic and the Speaker.

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

### 3. Petition

Odour Emissions from Ingham's Enterprises and Steggles Factory Outlet in Osborne Park – Mr D.R. Michael presented a petition from 15 people asking the Legislative Assembly to consider having the relevant Government Departments investigate and encourage the landowners to move to a more appropriate location away from residential properties (P. 192).

### 4. Papers

The following papers were presented and ordered to lie upon the Table of the House –

By the Clerk –

Auditor General, Office of the – Transparency Report: Current Status of WA Health's COVID-19 Response Preparedness, Report No. 5, September 2020 (3734).

Australian Criminal Intelligence Commission, Board of – Annual Report 2018–2019 (3735).

Biodiversity, Conservation and Attractions, Department of – Annual Report 2019–2020 (3736).

Botanic Gardens and Parks Authority – Annual Report 2019–2020 (3737).

Chief Psychiatrist – Annual Report 2019–2020 (3738).

Child and Adolescent Health Service – Annual Report 2019–2020 (3739).

Commissioner for Children and Young People – Annual Report 2019–2020 (3740).  
Corruption and Crime Commission – Annual Report 2019–2020 (3741).  
Director of Equal Opportunity in Public Employment – Annual Report 2019–2020 (3742).  
Director of Public Prosecutions, Office of the – Annual Report 2019–2020 (3743).  
Disability Services Commission – Annual Report 2019–2020 (3744).  
Equal Opportunity Commission – Annual Report 2019–2020 (3745).  
Financial Management Act 2006 – Notice given under section 82 of the Act by the Minister for Racing and Gaming in relation to an answer for part (2) of Legislative Council Question Without Notice 899 from the Hon. Colin Holt (3746).  
Financial Management Act 2006 – Section 65 notice from the Governor’s Establishment informing the House of a late tabling of the 2019–2020 Annual Report for the Governor’s Establishment (3747).  
Gascoyne Development Commission – Annual Report 2019–2020 (3748).  
Gender Reassignment Board – Annual Report 2019–2020 (3749).  
Gold Corporation – Annual Report 2019–2020 (3750).  
Health and Disability Services Complaints Office – Annual Report 2019–2020 (3751).  
Healthway – Annual Report 2019–2020 (3752).  
Infrastructure Western Australia – Annual Report 2019–2020 (3753).  
Keep Australia Beautiful Council – Annual Report 2019–2020 (3754).  
Land Administration Act 1997 – Proposal: Submission No. 16/2020 under the Act for the proposed excision from Class A Reserve 17391 for road dedication and lease development of the former Tawarri Reception Centre site (3755).  
Legal Aid Commission – Annual Report 2019–2020 (3756).  
Local Health Authorities Analytical Committee – Annual Report 2019–2020 (3757).  
Main Roads – Annual Report 2019–2020 (3758).  
Mental Health Tribunal – Annual Report 2019–2020 (3759).  
Mid West Development Commission – Annual Report 2019–2020 (3760).  
Mines, Industry Regulation and Safety, Department of – Annual Report 2019–2020 (3761).  
North Metropolitan Health Service – Annual Report 2019–2020 (3762).  
Parliamentary Commissioner for Administrative Investigations [Ombudsman] – Preventing suicide by children and young people 2020 Volume 1 (3763).  
Parliamentary Commissioner for Administrative Investigations [Ombudsman] – Preventing suicide by children and young people 2020 Volume 2 (3764).  
Parliamentary Commissioner for Administrative Investigations [Ombudsman] – Preventing suicide by children and young people 2020 Volume 3 (3765).  
Peel Development Commission – Annual Report 2019–2020 (3766).  
Postgraduate Medical Council of Western Australia – Annual Report 2019–2020 (3767).  
Premier and Cabinet, Department of the – Annual Report 2019–2020 (3768).  
Public Sector Commission – Annual Report 2019–2020 (3769).  
Public Trustee – Annual Report 2019–2020 (3770).  
Quadriplegic Centre – Annual Report 2019–2020 (3771).  
Queen Elizabeth II Medical Centre Trust – Annual Report 2019–2020 (3772).  
Rottnest Island Authority – Annual Report 2019–2020 (3773).  
Rural Business Development Corporation – Annual Report 2019–2020 (3774).  
School Curriculum and Standards Authority – Annual Report 2019–2020 (3775).  
Swan River Trust – Annual Report 2019–2020 (3776).  
Transport, Department of – Annual Report 2019–2020 (3777).  
Venues West – Annual Report 2019–2020 (3778).  
Western Australia Police Force – Annual Report 2019–2020 (3779).

Western Australian Reproductive Technology Council – Annual Report 2019–2020 (3780).  
 Zoological Parks Authority – Annual Report 2019–2020 (3781).

## 5. Notices of Motion

### 6. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Health on COVID-19 research funded under the Future Health Research and Innovation Fund.

The Minister for Emergency Services on the delivery of automated external defibrillators to bush fire brigades and State Emergency Services units.

The Minister for Corrective Services on the management of Aboriginal prisoners and offenders by a Participation, Promotion of Culture and Partnership framework.

The Minister for Citizenship and Multicultural Interests on the provision of COVID-19 information for culturally and linguistically diverse communities.

The Minister for Transport on the Tier 3 Rail Engineering Review Report.

The Minister for Fisheries on financial support for Fishability, an organisation promoting fishing for people with disabilities.

The Minister for Community Services on the Government's Homelessness Strategy.

### 7. Grievances

The Acting Speaker called for grievances which were then made.

### 8. Joint Standing Committee on the Corruption and Crime Commission

Ms M.M. Quirk, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Corruption and Crime Commission, Joint Standing Committee on the – If not the CCC... then where? An examination of the Corruption and Crime Commission's oversight of excessive use of force allegations against members of the WA Police Force, Report No. 15 (3782).

Corruption and Crime Commission, Joint Standing Committee on the – If not the CCC... then where? An examination of the Corruption and Crime Commission's oversight of excessive use of force allegations against members of the WA Police Force, Report No. 15 – Submissions (3783).

Mr M. Hughes spoke on the report.

### 9. Education and Health Standing Committee

Ms J.M. Freeman, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Education and Health Standing Committee – Lessons from Remote Learning: COVID-19 follow-up to the Inquiry into Digital Innovation in Secondary Education, Report No. 11 (3784).

Mr Z.R.F. Kirkup spoke on the report.

### 10. Economics and Industry Standing Committee

Ms J.J. Shaw, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Economics and Industry Standing Committee – Annual Report 2019–2020, Report No. 9 (3785).

Mr D.T. Redman spoke on the report.

### **11. Budget Day Order of Business**

Mr D.R. Michael, on behalf of the Leader of the House, pursuant to notice, moved,

That so much of the Standing Orders be suspended as is necessary to enable only the following business to be called on in the House on Thursday, 8 October 2020 and to proceed in the following order:

1. Acknowledgement of Country and Prayers;
2. Brief Ministerial Statements;
3. Questions without Notice;
4. Petitions;
5. Papers;
6. Giving Notices of Motion;
7. Bills – Notices of Motion Nos 1 and 2; and
8. Adjournment of the House.

Debate ensued.

Question put and passed.

### **12. Conservation and Land Management Amendment Bill 2020**

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 R.S. Love speaking) and adjourned until a later stage of the sitting.

### **13. Members' Statements**

The Acting Speaker called for members' statements which were then made.

### **14. Questions**

Questions without Notice were taken.

---

#### *Papers*

The following papers were presented and ordered to lie upon the Table of the House –

By the Minister for Local Government –

Local Government, Minister for – WA Police Media Release, Fraudulent Claims – Dog Sales Update (3801).

Local Government, Minister for – WA Today News article, Puppy Farm Sting (3802).

---

Questions on Notice Nos 6430 to 6433 were asked.

### **15. Papers**

The following papers were presented and ordered to lie upon the Table of the House –

By the Speaker –

Information Commissioner, Office of the – Annual Report 2019–2020 (3786).

Legislative Assembly, Department of – Annual Report 2019–2020 (3787).

Legislative Council, Department of – Annual Report 2019–2020 (3788).

Parliamentary Services Department – Annual Report 2019–2020 (3789).

By the Clerk –

Auditor General, Office of the – Annual Report 2019–2020 (3790).

Fire and Emergency Services Superannuation Board – Annual Report 2019–2020 (3791).  
 Fire and Emergency Services, Department of – Annual Report 2019–2020 (3792).  
 Jobs, Tourism, Science and Innovation, Department of – Annual Report 2019–2020 (3793).  
 Justice, Department of – Annual Report 2019–2020 (3794).  
 Legal Costs Committee – Annual Report 2019–2020 (3795).  
 Local Government, Sport and Cultural Industries, Department of – Annual Report 2019–2020 (3796).  
 Planning, Lands and Heritage, Department of; Western Australian Planning Commission; Aboriginal Affairs Planning Authority; Heritage Council of Western Australia – Annual Report 2019–2020 (3797).  
 Public Transport Authority – Annual Report 2019–2020 (3798).  
 State Emergency Management Committee – Annual Report 2019–2020 (3799).  
 Western Australian Coastal Shipping Commission – Annual Report 2019–2020 (3800).

## 16. Suspension of Standing Orders

Mr D.T. Redman, without notice, moved, That so much of the Standing Orders be suspended as is necessary to enable the following motion to be moved forthwith –

That this House condemns the Minister for Emergency Services for once again seeking to gag emergency service volunteers, this time, extending his control to local government Bush Fire Brigades.

The Leader of the House moved, To add to the motion –

“

, subject to the debate being limited to 10 minutes for government members and 10 minutes for non-government members.

”.

Amendment put and passed.

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

Question put.

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

## 17. Emergency Services Volunteers

Mr D.T. Redman, pursuant to the foregoing motion, moved,

That this House condemns the Minister for Emergency Services for once again seeking to gag emergency service volunteers, this time, extending his control to local government Bush Fire Brigades.

Debate ensued.

Question put.

The Assembly divided.

Ayes (15)

Mr I.C. Blayney  
 Mrs L.M. Harvey  
 Mrs A.K. Hayden  
 Dr D.J. Honey  
 Mr P.A. Katsambanis

Mr S.K. L'Estrange  
 Mr R.S. Love  
 Mr J.E. McGrath  
 Ms L. Mettam  
 Dr M.D. Nahan

Mr D.C. Nalder  
 Mr K.M. O'Donnell  
 Mr D.T. Redman  
 Mr P.J. Rundle  
 Mr A. Krsticevic (*Teller*)

## Noes (31)

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

Mr M. McGowan  
 Ms S.F. McGurk  
 Mr K.J.J. Michel  
 Mr S.A. Millman  
 Mr Y. Mubarakai  
 Mr P. Papalia  
 Mr S.J. Price  
 Mr J.R. Quigley  
 Ms M.M. Quirk  
 Mrs M.H. Roberts  
 Ms C.M. Rowe

Ms R. Saffioti  
 Ms A. Sanderson  
 Ms J.J. Shaw  
 Mr C.J. Tallentire  
 Mr D.A. Templeman  
 Mr P.C. Tinley  
 Mr R.R. Whitby  
 Mr B.S. Wyatt  
 Mr D.R. Michael (*Teller*)

Question thus negatived.

### 18. Variation to the Order of Business

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

### 19. Conservation and Land Management Amendment Bill 2020

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

The Leader of the House moved, That the debate be adjourned.

Question put and passed.

### 20. Special Adjournment

The Leader of the House moved, That the House at its rising adjourn until Thursday, 8 October 2020 at 1.00 pm.

Question put and passed.

### 21. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 4.12 pm until Thursday, 8 October 2020 at 1.00 pm.

*Members present during any part of the day's proceedings* – All the members except Mr V.A. Catania, Ms M.J. Davies and Ms J. Farrer.

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

**HON. PETER WATSON**  
 Speaker of the Legislative Assembly