

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 198

FIRST SESSION OF THE THIRTY-SEVENTH PARLIAMENT

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WEDNESDAY, 14 MAY 2008

### 1. Meeting of Assembly

The Assembly met at 12 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

### 2. Paper

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

By the Clerk –

Treasury Corporation, Western Australian – Quarterly Report for the quarter ended 31 March 2008 (3883).

### 3. Notices of Motion

### 4. Brief Ministerial Statements

The following Brief Ministerial Statements were made by -

The Minister representing the Minister for Communities on the 2007 Compliance Report of the Carers Advisory Council.

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#### *Paper*

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

By the Minister representing the Minister for Communities -

Carers Advisory Council – Carer Recognition – Building Tomorrow's Partnerships Today: Report of the Carers Advisory Council to the Minister for Seniors on Compliance with the *Carers Recognition Act 2004* for the year ending 30 June 2007, March 2008 (3885).

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The Minister for Education and Training on the new industry training advisory arrangements to address skills shortages.

## **5. Revenue Laws Amendment Bill 2008**

The Treasurer, pursuant to notice, moved,

That a bill for “An Act to amend the following Acts –

- *Duties Act 2008*;
- *Duties Legislation Amendment Act 2008*;
- *Revenue Laws Amendment (Taxation) Act 2007*;
- *Stamp Act 1921*;
- *Land Tax Act 2002*;
- *Land Tax Assessment Act 2002*;
- *Metropolitan Region Improvement Tax Act 1959*;
- *Rates and Charges (Rebates and Deferments) Act 1992.*” be introduced and read a first time.

Question put and passed.

The Treasurer presented an explanatory memorandum and bill read a first time.

The Treasurer moved, That the bill be now read a second time.

Dr S.C. Thomas moved, That the debate be adjourned.

Question put and passed.

## **6. Revenue Laws Amendment Bill (No. 2) 2008**

The Treasurer, pursuant to notice, moved,

That a bill for “An Act to amend the following Acts –

- *Taxation Administration Act 2003*;
- *Mining Act 1978*;
- *Duties Act 2008*;
- *First Home Owner Grant Act 2000*;
- *Petroleum and Geothermal Energy Resources Act 1967*;
- *Rates and Charges (Rebates and Deferments) Act 1992.*” be introduced and read a first time.

Question put and passed.

The Treasurer presented an explanatory memorandum and bill read a first time.

The Treasurer moved, That the bill be now read a second time.

Dr S.C. Thomas moved, That the debate be adjourned.

Question put and passed.

## **7. Pay-roll Tax Assessment Amendment Bill 2008**

The Treasurer, pursuant to notice, moved,

That a bill for “An Act to amend the *Pay-roll Tax Assessment Act 2002* and the *Pay-roll Tax Assessment Regulations 2003.*” be introduced and read a first time.

Question put and passed.

The Treasurer presented an explanatory memorandum and bill read a first time.

The Treasurer moved, That the bill be now read a second time.

Dr S.C. Thomas moved, That the debate be adjourned.

Question put and passed.

### **8. Major Events (Aerial Advertising) Bill 2008**

The Minister for Sport and Recreation, pursuant to notice, moved,

That a bill for “An Act to provide for the control of aerial advertising at major events, and for related purposes.” be introduced and read a first time.

Question put and passed.

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

The Minister for Sport and Recreation moved, That the bill be now read a second time.

Dr S.C. Thomas moved, That the debate be adjourned.

Question put and passed.

### **9. Electoral Amendment Bill (No. 2) 2008**

The Minister for Electoral Affairs, pursuant to notice, moved,

That a bill for “An Act to amend the *Electoral Act 1907* and the *Electoral (Political Finance) Regulations 1996*.” be introduced and read a first time.

Question put and passed.

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

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

Dr S.C. Thomas moved, That the debate be adjourned.

Question put and passed.

### **10. Electoral Amendment Bill 2008**

The Minister for Electoral Affairs, pursuant to notice, moved,

That a bill for “An Act to amend the *Electoral Act 1907*.” be introduced and read a first time.

Question put and passed.

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

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

Dr S.C. Thomas moved, That the debate be adjourned.

Question put and passed.

### **11. Public Transport Authority Amendment Bill 2008**

The Minister for Planning and Infrastructure, pursuant to notice, moved,

That a bill for “An Act to amend the *Public Transport Authority Act 2003*.” be introduced and read a first time.

Question put and passed.

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

The Minister for Planning and Infrastructure moved, That the bill be now read a second time.

Dr S.C. Thomas moved, That the debate be adjourned.

Question put and passed.

## **12. Acts Amendment (Western Australia Day) Bill 2008**

Mr R.F. Johnson, on behalf of Mr C.J. Barnett, pursuant to notice, moved,

That a bill for “An Act to amend the *Public and Bank Holidays Act 1972* and the *Minimum Conditions of Employment Act 1993*.” be introduced and read a first time.

Question put and passed.

Mr R.F. Johnson, on behalf of Mr C.J. Barnett presented an explanatory memorandum and bill read a first time.

Ordered, That the second reading of the bill be made an Order of the Day for a later stage of the sitting.

## **13. Appropriation (Consolidated Account) Bill (No. 1) 2008**

### **Appropriation (Consolidated Account) Bill (No. 2) 2008**

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 (Dr S.C. Thomas speaking) and adjourned until a later stage of the sitting.

## **14. Questions**

Questions without notice were taken.

Questions on notice Nos 3365 to 3376 were asked.

Question on notice No. 3157 were answered.

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Paper tabled by the Minister for Housing and Works -

Question on Notice No. 3157 – Properties and land owned by the Department of Housing and Works for the period 2005 to 2007 (3884).

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## **15. Medical Practitioners Bill 2006**

Message No. 207 dated 13 May 2008 from the Legislative Council was reported as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Medical Practitioners Bill 2006* 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 Medical Practitioners Bill 2006*

### **No. 1**

Clause 66, page 48, line 5 — To insert after “visiting” –

“ force ”.

**No. 2**

Clause 78, page 55, line 17 — To delete “a” and insert instead –  
“ any other ”.

**No. 3**

Schedule 3, page 142, lines 8 to 18 – To delete the lines.

**No. 4**

Schedule 3, page 153, lines 18 to 23 – To delete the lines.

**No. 5**

Schedule 3, page 154, lines 19 to 26 – To delete the lines.

**No. 6**

Schedule 3, page 155, lines 7 to 14 – To delete the lines.

**No. 7**

Schedule 3, page 156, lines 1 to 8 – To delete the lines.

**No. 8**

Schedule 3, page 156, line 21 to page 157, line 3 – To delete the lines.

Ordered, That consideration in detail of Legislative Council message No. 207 be made an Order of the Day for the next sitting of the Assembly.

**16. Mining Legislation Amendment and Validation Bill 2007**

Message No. 208 dated 13 May 2008 from the Legislative Council was reported agreeing to the bill without amendment.

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

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

**18. Appropriation (Consolidated Account) Bill (No. 1) 2008****Appropriation (Consolidated Account) Bill (No. 2) 2008**

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 (Dr S.C. Thomas speaking) and adjourned until a later stage of the sitting.

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

Ordered, That Private Members' Business Order of the Day for the second reading of the Acts Amendment (Western Australia Day) Bill 2008 and Private Members' Business Notices of Motion Nos 28 and 27 be next considered.

**20. Acts Amendment (Western Australia Day) Bill 2008**

The Order of the Day for the second reading of the bill was read.

Mr C.J. Barnett moved, That the bill be now read a second time.

Mr R.F. Johnson moved, That the debate be adjourned.

Question put and passed.

## **21. Removal of “The Cliffe” from the Register of Heritage Places**

Mr C.J. Barnett, pursuant to notice, moved,

That this House resolves pursuant to Section 54(7) of the *Heritage of Western Australia Act 1990* that the property known as “The Cliffe” which was permanently entered into the register of Heritage Places on 19 July 2005 (notice of which appears in the *Government Gazette*, 29 July 2005 at page 3365) should be removed from the Register of Heritage Places.

Debate ensued.

Question put and passed.

Mr C.J. Barnett moved, That the Legislative Council be acquainted and invited to pass a similar resolution.

Question put and passed.

## **22. Deterioration in Essential Services in Regional Western Australia**

Mr G.A. Woodhams, pursuant to notice, moved,

That this State Government be condemned for the serious deterioration in essential services in regional Western Australia.

Debate ensued.

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

## **23. Variation to the Order of Business**

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

## **24. Appropriation (Consolidated Account) Bill (No. 1) 2008**

### **Appropriation (Consolidated Account) Bill (No. 2) 2008**

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

Debate resumed.

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

Question put and passed.

## **25. Estimates Management Committee Report**

The Leader of the House presented the Report of the Management Committee for the Estimates Committees 2008.

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### *Paper*

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

By the Leader of the House -

Estimates Committees 2008 - Report of the Management Committee for the Estimates Committee 2008 (3886).

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Debate ensued.

Question proposed, That the report be adopted.

Question put and passed.

**26. Fatal Accidents Amendment Bill 2008**

Message No. 209 dated 14 May 2008 from the Legislative Council was reported agreeing to the bill without amendment.

**27. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly, at 11.58 p.m. until Thursday, 15 May 2008 at 9.00 a.m.

*Members present during any part of the day's proceedings - All the members except Mr J.R. Quigley.*

**PETER J. McHUGH**

Clerk of the Legislative Assembly

**HON. FRED RIEBELING**

Speaker of the Legislative Assembly