

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

QUESTIONS

No. 45

Thursday, March 13 2003

Questions appear according to the date on which notice was delivered.
When a question has been answered it is removed from the postponed list.

POSTPONED QUESTIONS

Notice Given *Tuesday, August 13 2002*

4. Hon John Fischer to the Minister for Housing and Works representing the Deputy Premier

Notice Given *Tuesday, March 4 2003*

375. Hon Derrick Tomlinson to the Parliamentary Secretary representing the Minister for Indigenous Affairs
376. Hon Jim Scott to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
377. Hon Jim Scott to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
379. Hon Jim Scott to the Minister for Racing and Gaming representing the Minister for Police and Emergency Services
380. Hon Jim Scott to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
381. Hon Jim Scott to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
382. Hon Jim Scott to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
383. Hon Norman Moore to the Minister for Government Enterprises
384. Hon Norman Moore to the Minister for Government Enterprises

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Postponed Questions

- 385. Hon Norman Moore to the Minister for Government Enterprises
- 386. Hon Norman Moore to the Minister for Government Enterprises
- 387. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 388. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
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- 393. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 395. Hon Robin Chapple to the Minister for Racing and Gaming representing the Minister for Consumer and Employment Protection
- 396. Hon Robin Chapple to the Minister for Racing and Gaming representing the Minister for Consumer and Employment Protection
- 398. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 399. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 400. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 401. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage

Notice Given Wednesday, March 5 2003

- 402. Hon Peter Foss to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
- 403. Hon Peter Foss to the Minister for Racing and Gaming representing the Attorney General
- 404. Hon Peter Foss to the Minister for Racing and Gaming representing the Attorney General
- 405. Hon Peter Foss to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
- 406. Hon Simon O'Brien to the Parliamentary Secretary representing the Minister for Disability Services

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Postponed Questions

- 407. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 408. Hon John Fischer to the Minister for Housing and Works representing the Minister for Energy
- 410. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 411. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 412. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 413. Hon George Cash to the Minister for Agriculture, Forestry and Fisheries
- 414. Hon George Cash to the Minister for the Midwest, Wheatbelt and Great Southern
- 415. Hon George Cash to the Minister for Housing and Works
- 416. Hon George Cash to the Minister for Local Government and Regional Development
- 417. Hon George Cash to the Minister for the Kimberley, Pilbara and Gascoyne
- 418. Hon George Cash to the Minister for Racing and Gaming
- 419. Hon George Cash to the Minister for Government Enterprises
- 420. Hon George Cash to the Minister for Goldfields-Esperance
- 421. Hon George Cash to the Leader of the House representing the Premier
- 422. Hon George Cash to the Leader of the House representing the Minister for Citizenship and Multicultural Interests
- 423. Hon George Cash to the Leader of the House representing the Minister for Federal Affairs
- 424. Hon George Cash to the Leader of the House representing the Minister for Peel and the South West
- 425. Hon George Cash to the Leader of the House representing the Minister for Public Sector Management
- 426. Hon George Cash to the Leader of the House representing the Minister for Science
- 427. Hon George Cash to the Minister for Housing and Works representing the Deputy Premier
- 428. Hon George Cash to the Minister for Housing and Works representing the Minister for Energy
- 429. Hon George Cash to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 430. Hon George Cash to the Minister for Racing and Gaming representing the Treasurer
- 431. Hon George Cash to the Minister for Racing and Gaming representing the Attorney General
- 432. Hon George Cash to the Minister for Racing and Gaming representing the Minister for Consumer and Employment Protection

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- 433. Hon George Cash to the Minister for Racing and Gaming representing the Minister for Electoral Affairs
- 434. Hon George Cash to the Minister for Racing and Gaming representing the Minister for Justice and Legal Affairs
- 435. Hon George Cash to the Minister for Racing and Gaming representing the Minister for Police and Emergency Services
- 436. Hon George Cash to the Parliamentary Secretary representing the Minister for Education and Training
- 437. Hon George Cash to the Parliamentary Secretary representing the Minister for Indigenous Affairs
- 438. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
- 439. Hon George Cash to the Parliamentary Secretary representing the Minister for Sport and Recreation
- 440. Hon George Cash to the Parliamentary Secretary representing the Minister for Small Business
- 441. Hon George Cash to the Parliamentary Secretary representing the Minister for State Development
- 442. Hon George Cash to the Parliamentary Secretary representing the Minister for Tourism
- 443. Hon George Cash to the Parliamentary Secretary representing the Minister for Community Development, Women's Interests, Seniors and Youth
- 444. Hon George Cash to the Parliamentary Secretary representing the Minister for Culture and the Arts
- 445. Hon George Cash to the Parliamentary Secretary representing the Minister for Disability Services
- 446. Hon George Cash to the Parliamentary Secretary representing the Minister for Health

Notice Given Thursday, March 6 2003

- 447. Hon Giz Watson to the Parliamentary Secretary representing the Minister for Education and Training
- 448. Hon Norman Moore to the Minister for Agriculture, Forestry and Fisheries
- 449. Hon Norman Moore to the Minister for the Midwest, Wheatbelt and Great Southern
- 450. Hon Norman Moore to the Minister for Housing and Works
- 451. Hon Norman Moore to the Minister for Local Government and Regional Development
- 452. Hon Norman Moore to the Minister for the Kimberley, Pilbara and Gascoyne
- 453. Hon Norman Moore to the Minister for Racing and Gaming
- 454. Hon Norman Moore to the Minister for Government Enterprises
- 455. Hon Norman Moore to the Minister for Goldfields-Esperance

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- 456. Hon Norman Moore to the Leader of the House representing the Premier
- 457. Hon Norman Moore to the Leader of the House representing the Minister for Citizenship and Multicultural Interests
- 458. Hon Norman Moore to the Leader of the House representing the Minister for Federal Affairs
- 459. Hon Norman Moore to the Leader of the House representing the Minister for Peel and the South West
- 460. Hon Norman Moore to the Leader of the House representing the Minister for Public Sector Management
- 461. Hon Norman Moore to the Leader of the House representing the Minister for Science
- 462. Hon Norman Moore to the Minister for Housing and Works representing the Deputy Premier
- 463. Hon Norman Moore to the Minister for Housing and Works representing the Minister for Energy
- 464. Hon Norman Moore to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 465. Hon Norman Moore to the Minister for Racing and Gaming representing the Treasurer
- 466. Hon Norman Moore to the Minister for Racing and Gaming representing the Attorney General
- 467. Hon Norman Moore to the Minister for Racing and Gaming representing the Minister for Consumer and Employment Protection
- 468. Hon Norman Moore to the Minister for Racing and Gaming representing the Minister for Electoral Affairs
- 469. Hon Norman Moore to the Minister for Racing and Gaming representing the Minister for Justice and Legal Affairs
- 470. Hon Norman Moore to the Minister for Racing and Gaming representing the Minister for Police and Emergency Services
- 471. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Education and Training
- 472. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Indigenous Affairs
- 473. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
- 474. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Sport and Recreation
- 475. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Small Business
- 476. Hon Norman Moore to the Parliamentary Secretary representing the Minister for State Development
- 477. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Tourism

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- 478. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Community Development, Women's Interests, Seniors and Youth
- 479. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Culture and the Arts
- 480. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Disability Services
- 481. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Health

Notice Given Tuesday, March 11 2003

- 482. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
- 483. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development
- 484. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development
- 485. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development
- 486. Hon Robin Chapple to the Minister for Agriculture, Forestry and Fisheries
- 487. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Education and Training
- 488. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Education and Training
- 489. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 490. Hon Robin Chapple to the Leader of the House representing the Premier
- 491. Hon Robin Chapple to the Minister for Racing and Gaming representing the Treasurer
- 492. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
- 493. Hon Robin Chapple to the Leader of the House representing the Premier
- 494. Hon George Cash to the Minister for Agriculture, Forestry and Fisheries
- 495. Hon George Cash to the Minister for the Midwest, Wheatbelt and Great Southern
- 496. Hon George Cash to the Minister for Housing and Works
- 497. Hon George Cash to the Minister for Local Government and Regional Development
- 498. Hon George Cash to the Minister for the Kimberley, Pilbara and Gascoyne
- 499. Hon George Cash to the Minister for Racing and Gaming
- 500. Hon George Cash to the Minister for Goldfields-Esperance
- 501. Hon George Cash to the Leader of the House representing the Premier

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Postponed Questions

- 502. Hon George Cash to the Leader of the House representing the Minister for Citizenship and Multicultural Interests
- 503. Hon George Cash to the Leader of the House representing the Minister for Federal Affairs
- 504. Hon George Cash to the Leader of the House representing the Minister for Peel and the South West
- 505. Hon George Cash to the Leader of the House representing the Minister for Public Sector Management
- 506. Hon George Cash to the Leader of the House representing the Minister for Science
- 507. Hon George Cash to the Minister for Housing and Works representing the Deputy Premier
- 508. Hon George Cash to the Minister for Housing and Works representing the Minister for Energy
- 509. Hon George Cash to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 510. Hon George Cash to the Minister for Racing and Gaming representing the Treasurer
- 511. Hon George Cash to the Minister for Racing and Gaming representing the Attorney General
- 512. Hon George Cash to the Minister for Racing and Gaming representing the Minister for Consumer and Employment Protection
- 513. Hon George Cash to the Minister for Racing and Gaming representing the Minister for Electoral Affairs
- 514. Hon George Cash to the Minister for Racing and Gaming representing the Minister for Justice and Legal Affairs
- 515. Hon George Cash to the Minister for Racing and Gaming representing the Minister for Police and Emergency Services
- 516. Hon George Cash to the Parliamentary Secretary representing the Minister for Education and Training
- 517. Hon George Cash to the Parliamentary Secretary representing the Minister for Indigenous Affairs
- 518. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
- 519. Hon George Cash to the Parliamentary Secretary representing the Minister for Sport and Recreation
- 520. Hon George Cash to the Parliamentary Secretary representing the Minister for Small Business
- 521. Hon George Cash to the Parliamentary Secretary representing the Minister for State Development
- 522. Hon George Cash to the Parliamentary Secretary representing the Minister for Tourism
- 523. Hon George Cash to the Parliamentary Secretary representing the Minister for Community Development, Women's Interests, Seniors and Youth

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Postponed Questions

- 524. Hon George Cash to the Parliamentary Secretary representing the Minister for Culture and the Arts
- 525. Hon George Cash to the Parliamentary Secretary representing the Minister for Disability Services
- 526. Hon George Cash to the Parliamentary Secretary representing the Minister for Health
- 527. Hon Jim Scott to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
- 528. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 529. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 530. Hon Christine Sharp to the Minister for Agriculture, Forestry and Fisheries
- 531. Hon Christine Sharp to the Parliamentary Secretary representing the Minister for the Environment and Heritage
- 532. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage

Notice Given ***Wednesday, March 12 2003***

- 533. Hon Jim Scott to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
- 534. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 535. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 536. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
- 537. Hon Barry House to the Minister for Racing and Gaming
- 538. Hon Barry House to the Minister for Racing and Gaming
- 539. Hon Barry House to the Minister for Racing and Gaming

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QUESTIONS ASKED TODAY

*Notice given**Thursday, March 13 2003*

540. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure

Which persons comprise the negotiating teams which are required to consider and make recommendations to the Minister on proposals from pastoralists whose leases are subject to excisions?

541. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure

I refer to the 97 pastoral leases which the Minister has advised may be subject to an excision, and ask -
Which pastoral lessees have -

- (a) agreed to the proposed excisions; and
- (b) advised they wish to enter into negotiations on the outcome of the proposed excisions?

542. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure

- (1) What is that history and circumstances surrounding the proposal to excise 2990ha from the Bulka pastoral lease?
- (2) What area of land, if any, did the lessee agree could be excised for an Aboriginal Living Area?

543. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure

- (1) What is the policy of the Government in respect to the establishment of Aboriginal Living Areas on pastoral leases?
- (2) What are the consultative process guidelines required to be observed in negotiations with pastoral lessees or other parties before an Aboriginal Living Area is recommended to be established on a pastoral lease?

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Questions Asked Today*Notice given**Thursday, March 13 2003*

544. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure

Will the Minister outline the appeal process available to a pastoral lessee who is unable to reach agreement on the excision of certain areas of land from a pastoral lease?

545. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure

Will the Minister agree to allowing a Pastoralists and Graziers Association representative attend meetings of the various pastoral working groups dealing with tenure of lease issues, proposals to excise land from certain pastoral leases and other pastoral lease issues?

546. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure

Will the Minister table information comprising adequate reasons and justification for each of the individual areas of land which the Government has indicated it requires to be excised from the previously published 97 pastoral leases in Western Australia?

547. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure

- (1) Who are the individual members of the various working groups which the Minister referred to at the Carnarvon Muster that have been established to deal with tenure issues, excision issues and other issues affecting pastoral leases in Western Australia?
- (2) On how many occasions have each of these working groups convened since their establishment and how regularly do they meet?

548. Hon George Cash to the Leader of the House representing the Premier

I refer to the article in *The West Australian* of February 15 2003, entitled 'Gallop's golden gags cost us \$8m', and ask -

- (1) Of the 59 public servants who were in receipt of a management initiated redundancy or retirement package, on what date was each contract entered into?
- (2) What was the duration of the each contract entered into?
- (3) On what date was each contract due to be completed?
- (4) In respect to each of those who received a management initiated redundancy or retirement package will the Premier provide an explanation as to the reason?
- (5) If not, why not?
- (6) Of the 59 public servants in receipt of a management initiated redundancy or retirement package, have any of these former public servants entered into an employment contract with the State Government or been appointed as a consultant, or appointed to any board,

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committee, task force or in any other capacity received any further remuneration, from the Government, its agencies or its statutory authorities?

- (7) If so, will the Premier provide the names of these former public servants, and in what capacity they have been paid or being paid and how much?

549. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Indigenous Affairs

With regard to the proposed WMC Nickel project at Yakabindie, and the ACMC's recommendations against WMC's applications to disturb sacred sites, I ask -

- (1) Will the Minister table the ACMC's advice to the Minister in this matter?
- (2) If no to (1), why not?
- (3) Will the Minister state his reasons for overriding the recommendations of the ACMC in this case?
- (4) Will the Minister table any documentary evidence in support of his answer to (3)?
- (5) Does the Minister consider that his actions have undermined the credibility and effectiveness of the ACMC?
- (6) If no to (5), why not?

550. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Indigenous Affairs

I refer to the Aboriginal Cultural Materials Committee (ACMC), and ask -

- (1) Will the Minister explain why he failed to make appointments to the ACMC at an appropriate time before December 2002, which rendered it unable to meet as scheduled in early 2003?
- (2) Will the Minister table a list of all those who have fulfilled the role of Registrar of the ACMC since January 1 2002, the dates of their departure, and their stated reasons for leaving the office?
- (3) Can the Minister explain why such a high turnover of Registrars is occurring, and what the Minister is doing to promote a degree of stability within the Committee?

551. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Indigenous Affairs

With regard to the proposed WMC Nickel project at Yakabindie, I ask

- (1) Does the Minister acknowledge the Ngalia people as the Traditional custodians of the land on which the Yakabindie mineral deposit is situated?
- (2) If yes to (1), does the Minister recognise the Ngalia Heritage Research Council as the legitimate representative body of the Ngalia people?
- (3) If no to (1), on what basis does the Minister refute this claim?

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Questions Asked Today*Notice given**Thursday, March 13 2003*

552. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage

I refer to the Portman Mining Koolyanobbing expansion, and ask -

- (1) Is the Minister aware that Australian Interaction Consultants (AIC) conducted three Indigenous heritage surveys for Portman Mining prior to Philip Clark being engaged by the company, and is the Minister in possession of these documents?
- (2) Is the Minister aware that these documents contain information about heritage sites within the project area which were omitted from the final reports provided to the Department by Portman and Clark?
- (3) Will the Minister withhold a decision on this project until such time as the Aboriginal Cultural Materials Committee has had time to determine whether or not Portman has accurately accounted for its commitments under the *Aboriginal Heritage Act 1972*?
- (4) Will the Minister ensure that the Department inquires into whether or not Portman has accurately reported on its Aboriginal heritage commitments to the EPA?

L B MARQUET

Clerk of the Legislative Council