

WESTERN AUSTRALIA

# LEGISLATIVE COUNCIL

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## QUESTIONS

No. 6

Thursday, August 22 2002

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

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### POSTPONED QUESTIONS

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*Notice Given*                      *Tuesday, August 13 2002*

1. Hon Derrick Tomlinson to the Parliamentary Secretary representing the Minister for Health
2. Hon Giz Watson to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
3. Hon Norman Moore to the Minister for Government Enterprises
4. Hon John Fischer to the Minister for Housing and Works representing the Deputy Premier
5. Hon Christine Sharp to the Minister for Government Enterprises
6. Hon Dee Margetts to the Minister for Housing and Works representing the Minister for the Environment and Heritage
7. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
8. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
9. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
10. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
11. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage

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**Postponed Questions**

12. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
13. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage

**Notice Given**                      **Wednesday, August 14 2002**

14. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
15. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
16. Hon Norman Moore to the Minister for Racing and Gaming representing the Minister for Police and Emergency Services
17. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Health
18. Hon Norman Moore to the Minister for Racing and Gaming representing the Minister for Police and Emergency Services
19. Hon Norman Moore to the Minister for Local Government and Regional Development
20. Hon Norman Moore to the Minister for Racing and Gaming representing the Treasurer
21. Hon Norman Moore to the Parliamentary Secretary representing the Minister for State Development
22. Hon Norman Moore to the Minister for Racing and Gaming representing the Treasurer
23. Hon Norman Moore to the Minister for Racing and Gaming representing the Minister for Police and Emergency Services
24. Hon Norman Moore to the Minister for Racing and Gaming representing the Minister for Police and Emergency Services
25. Hon Norman Moore to the Minister for Racing and Gaming representing the Minister for Police and Emergency Services
26. Hon Norman Moore to the Leader of the House representing the Minister for Public Sector Management
27. Hon Christine Sharp to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
28. Hon Christine Sharp to the Parliamentary Secretary representing the Minister for Education
29. Hon Christine Sharp to the Minister for Racing and Gaming representing the Attorney General
30. Hon Christine Sharp to the Minister for Racing and Gaming representing the Minister for Training
31. Hon Christine Sharp to the Minister for Racing and Gaming representing the Minister for Training
32. Hon Norman Moore to the Parliamentary Secretary representing the Minister for Community Development

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**Postponed Questions**

33. Hon Giz Watson to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
34. Hon Giz Watson to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
35. Hon Giz Watson to the Minister for Housing and Works representing the Minister for the Environment and Heritage
36. Hon Giz Watson to the Minister for Housing and Works

***Notice Given***                      ***Thursday, August 15 2002***

37. Hon Dee Margetts to the Minister for Agriculture
38. Hon Robyn McSweeney to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
39. Hon Jim Scott to the Minister for Local Government and Regional Development
40. Hon Jim Scott to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
41. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
42. Hon Jim Scott to the Parliamentary Secretary representing the Minister for Planning and Infrastructure

***Notice Given***                      ***Tuesday, August 20 2002***

43. Hon Christine Sharp to the Minister for Agriculture
44. Hon Barbara Scott to the Parliamentary Secretary representing the Minister for Education
45. Hon Norman Moore to the Minister for Agriculture
46. Hon Giz Watson to the Minister for Racing and Gaming representing the Minister for Police and Emergency Services
47. Hon George Cash to the Minister for Racing and Gaming representing the Minister for Police and Emergency Services
48. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
49. Hon George Cash to the Parliamentary Secretary representing the Minister for Tourism
50. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
51. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
52. Hon George Cash to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
53. Hon George Cash to the Minister for Housing and Works

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**Postponed Questions**

*Notice Given*                      *Wednesday, August 21 2002*

54. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
55. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
56. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
57. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
58. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development
59. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
60. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
61. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
62. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development
63. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Planning and Infrastructure
64. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
65. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
66. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development
67. Hon Robin Chapple to the Minister for Local Government and Regional Development
68. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
69. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development
70. Hon Robin Chapple to the Minister for Housing and Works representing the Minister for the Environment and Heritage
71. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development
72. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development

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**Postponed Questions**

73. Hon Robin Chapple to the Leader of the House representing the Minister for Public Sector Management
74. Hon Norman Moore to the Minister for Housing and Works representing the Deputy Premier
75. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage
76. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage

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*Notice given*                      *Thursday, August 22 2002*

77. Hon Christine Sharp to the Minister for Agriculture, Forestry and Fisheries

With respect to logging operations -

- (1) What area of forest was logged in the year to June 30 2002 and by what methods for each of -
  - (a) jarrah;
  - (b) karri; and
  - (c) wandoo?
- (2) What volume of the following categories of logs were produced in the year to June 30 2002 -
  - (a) jarrah first and second grade sawlogs;
  - (b) jarrah charlogs;
  - (c) other jarrah logs;
  - (d) karri first and second grade sawlogs;
  - (e) karri chiplogs;
  - (f) other karri logs;
  - (g) marri sawlogs; and
  - (h) marri chiplogs?
- (3) What area and volume of logs in each of the above categories are planned to be logged in the current financial year 2002-2003?

78. Hon Christine Sharp to the Minister for Agriculture, Forestry and Fisheries

With respect to the jarrah, karri and wandoo production forest -

- (1) What is the estimated standing stock for each of -
  - (a) jarrah;
  - (b) karri; and
  - (c) wandoo?
- (2) What is the estimated standing stock for each age class used to calculate sustained yield for each of -
  - (a) jarrah;
  - (b) karri; and
  - (c) wandoo?

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- (3) What is the estimated annual increment for each of -
- (a) jarrah;
  - (b) karri; and
  - (c) wandoo?
- (4) What is the estimated annual increment for each age class used to calculate sustained yield for each of -
- (a) jarrah;
  - (b) karri; and
  - (c) wandoo?
79. Hon Christine Sharp to the Minister for Agriculture, Forestry and Fisheries
- With respect to the jarrah, karri and wandoo production forest -
- (1) What is the area of production forest for each of -
- (a) jarrah;
  - (b) karri; and
  - (c) wandoo?
- (2) Does this area include, and how much and for each of jarrah, karri and wandoo -
- (a) roads and tracks;
  - (b) unrehabilitated mines;
  - (c) unrehabilitated gravel pits;
  - (d) unrehabilitated log landings;
  - (e) plots of exotic species;
  - (f) forest dominated by marri; and
  - (g) poor or failed regeneration?
- (3) What is the net area available for wood production for each of -
- (a) jarrah;
  - (b) karri; and
  - (c) wandoo?
- (4) What area is excluded from the calculation for sustained yield (ie. one-off logging) for each of -
- (a) jarrah;
  - (b) karri; and

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(c) wandoo?

(5) What are the proposed logging cycle and logging rotation for each of -

(a) jarrah;

(b) karri; and

(c) wandoo?

80. Hon Giz Watson to the Parliamentary Secretary representing the Minister for State Development

With regards to Government's proposed *Nuclear Activities (Prohibition) Bill*, I ask -

(1) How many mining leases exist that were granted before June 23 2002 and are leases over land with known uranium deposits?

(2) Will you identify these mining leases?

(3) Will the proposed Bill prevent the mining of uranium from these leases?

(4) If yes to (3), how?

81. Hon Norman Moore to the Leader of the House representing the Premier

(1) What Government positions does Dr Barry Wilson hold?

(2) Has the Premier or the Premier's office been involved in discussions with the Australian Wildlife Conservancy and/or Dr Barry Wilson regarding a proposed development at Ningaloo station?

(3) If yes, what discussions have taken place?

(4) Is the Premier aware that the Australian Wildlife Conservancy is a member of the Save Ningaloo campaign opposed to the Mauds Landing development proposal?

(5) As Dr Wilson has made a submission to the Environmental Protection Authority on behalf of the Marine Parks and Reserves Authority opposing the Mauds Landing development why has he been allowed to retain his position of the Marine Parks and Reserves Authority when he has a clear conflict of interest in respect to the Mauds Landing development?

82. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage

Regarding the City of Stirling/Atlas waste facility -

(1) How do the operators calculate the weight of water applied to the waste in the organics that are weighed and then sent to Calingiri?

(2) Do the Resource Recovery Rebate Scheme payments made to Stirling City Council include the weight of the water applied during the processing?

(3) Are the organics further sorted at Calingiri to remove extra contaminants?



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- (4) If yes, what is the average monthly weight of the contaminants removed at Calingiri?
- (5) What happens to the extra contaminants removed at Calingiri?
- (6) Has the City of Stirling/Atlas waste operation ever been audited?
- (7) If yes, has the Auditor ever found any discrepancies?
- (8) If so, will the Minister table those discrepancies?

83. Hon Jim Scott to the Minister for Housing and Works representing the Minister for the Environment and Heritage

In the August 2002, Volume 7 edition of the Cleaner Times, a newsletter from the Motor Trades Association, an article reports that waste truck tyres are ground and used for other purposes -

- (1) Is the Minister aware that one claim of reuse is for top-dressing for lawns?
- (2) Has this use been licensed in Western Australia?
- (3) If yes, what are the tyres that are ground made of?
- (4) What risks of soil or groundwater contamination are there from using this product as lawn top-dressing?
- (5) Will the Minister table any assessments done on the proposal to use ground tyres as lawn top-dressing?

84. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development

I refer to question on notice No. 549 of April 9 2002, answers provided and a letter dated Friday, February 15 2002 from Mr Brian Hounslow addressed to the Minister for State Development concerning alleged breaches of the *Mining Act* by Kalgoorlie Consolidated Gold Mines Pty Ltd -

- (1) Given the Minister has previously stated that he will provide a written answer to myself when the Department's investigation is complete will the Minister now provide written answers to all the questions outlined in question on notice No. 549 of April 9 2002?
- (2) If not, why not?
- (3) Can the Minister explain why as of August 21 2002 well over six months since Mr Hounslow's letter dated February 15 2002 was sent to the Minister that Mr Hounslow has not received a detailed response addressing all the questions, issues and concerns raised in the letter of complaint?
- (4) If not, why not?

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85. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Planning and Infrastructure

With regard to the Graduated Driver Training and Licensing System -

- (1) What process will be available to remote and distant communities to enable participation in the Hazard Perception Test (HPT) when -
  - (a) computers are not available;
  - (b) internet is not available; and
  - (c) download times in remote areas are lengthy?
- (2) What process is or will be available to remote and distant communities to facilitate provision of supervised driving experience?
- (3) Can the Minister identify those people deemed as being suitable to provide supervision of the 25 hours of supervised driving experience?

86. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development

I refer to a file memorandum dated March 5 1999 signed by J M Torlach, State Mining Engineer to the Acting Director, Mining Operations Division and various news (2002) reports and articles that Kalgoorlie Consolidated Gold Mines Pty Ltd Super Pit operations are to get longer, wider and deeper -

- (1) Is it correct that part of the memorandum states 'Although this is simply part of an existing (approved) operation, the company has drawn to our attention the fact that maintaining the standard SEZ creates a minor intrusion beyond the SEZ boundary established as a town planning line seven years ago'?
- (2) If not, will the Minister table the memorandum dated March 5 1999?
- (3) If yes to (1), will the Minister table a scaled map showing the intrusion beyond the SEZ boundary established as a town planning line seven years ago?
- (4) Can the Minister explain what was the reasons and purpose as to why the Safety Exclusion Zone boundary was established by the Department of Minerals and Energy and others to be a town planning line seven years prior this memorandum being prepared?
- (5) If not, why not?
- (6) Can the Minister state how many properties were affected and why the City of Kalgoorlie-Boulder and the wider general public was not alerted or advised by your Department of this change to the Safety Exclusion Zone?
- (7) Can the Minister table a detailed scaled plan showing business' and residents in relation to open pit mining operations where the final Safety Exclusion Zone boundary will be for large expansion of the Super Pit which is to get longer, wider and deeper?
- (8) If not, why not?

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87. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development

I refer to the consultation draft report of the Review of the *Mines Safety and Inspection Act 1994* made by Mr Robert Laing, a media statement dated June 11 2002 by the Minister for State Development titled 'Government Review to Assess Mining Impacts on Kalgoorlie Residents', and a letter dated August 15 reference 14212 signed by Clive Brown, Minister for State Development addressed to Mr John Baker, JP -

- (1) Can the Minister explain why residents and businesses in Kalgoorlie-Boulder should participate while going to the effort and trouble of putting in a detailed submission to the Cooke Review concerning the mining operations of Kalgoorlie Consolidated Gold Mines in Kalgoorlie-Boulder, not just Williamstown simply to have them only noted without actually having their concerns thoroughly and properly addressed as part of the review?
- (2) If not, why not?

88. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for State Development

I refer to the consultation draft report of the Review of the *Mines Safety and Inspection Act 1994* made by Mr Robert Laing, a media statement dated June 11 2002 by the Minister for State Development titled 'Government Review to Assess Mining Impacts on Kalgoorlie Residents', and a letter dated August 15 reference 14212 signed by Clive Brown, Minister for State Development addressed to Mr John Baker, JP -

- (1) Has the Minister read and understood pages 118 through to 128 concerning Departmental Performance and 5.2.21 Kalgoorlie Residents and Mining Operations of the Laing consultation draft report?
- (2) If not, why not?
- (3) If yes to (1), can the Minister identify that there were submissions and many concerns submitted to Mr Robert Laing concerning the Super Pit mining operations conducted in Kalgoorlie-Boulder and not just Williamstown?
- (4) If not, why not?
- (5) Given that Mr Tony Cooke has made it clear at public meetings and in the newspaper that he will be investigating and reviewing submissions from people concerning mining in Boulder from the Super Pit and not just Williamstown, will the Minister confirm that Super Pit mining operations and practices in Kalgoorlie-Boulder will clearly be thoroughly investigated and not simply just noted by Mr Cooke in his review?
- (6) If not, why not?
- (7) Can the Minister state what specific broad planning and impact assessment work has already been done in numerous planning studies for the Kalgoorlie-Boulder Super Pit mining operations and the specific dates in which each was reviewed/assessed and completed?
- (8) Can the Minister state what was the size of the operation in terms of the amount of tonnes per annum of ore mined and milled when the broad planning and impact assessment work was

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done in numerous planning studies and then state the current size of the operation in terms of the amount of tonnes per annum of ore mined and milled compared with the increase in noise, trucks, dust, blasting concerns and further plans to expand the Super Pit operations closer to residential and business areas in Kalgoorlie-Boulder?

(9) If not, why not?

89. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Planning and Infrastructure

I refer to a newspaper advertisement titled 'Cancel Notice of Intention' on page 67, August 7 2002 in *The West Australian* newspaper for the Department of Land Administration -

(1) Can the Minister table all three plans or diagrams referred to as 194089, 194090 and 194091?

(2) If not, why not?

(3) Can the Minister explain for what purpose there was an original intention to resume land and how this was brought about?

(4) If not, why not?

(5) Is the Department of Land Administration still going to peruse acquiring or resuming land for a pipeline or some other purpose?

(6) If not, why not?

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

I refer to a letter which I understand is dated June 2 1995, reference 104/87/3:CRN73480 from the Department of Environmental Protection addressed to Mr J Baker of Boulder titled 'Noise from KCGM Operations, Kalgoorlie' -

(1) Is it correct that part of the letter states 'Review of the results obtained in the first few weeks of monitoring, before the calibration induced errors had any significant effect, suggests that it is possible that breaches of these requirements may have occurred. However, information capable of confirming breaches to a standard admissible to a court is not available from the monitoring data collected by KCGM or by the DEP officers. It is also possible that breaches of the Noise Abatement (Neighbourhood Annoyance) Regulations may have occurred prior to the introduction of the noise level standards. Again, however no monitoring data capable of confirming this at a standard appropriate for prosecution is available'?

(2) If not, will the Minister table the letter referred to above?

(3) Can the Minister explain why the Department and Minister set Ministerial noise conditions on Kalgoorlie Consolidated Gold Mines Pty Ltd (KCGM) Super Pit mining operations when clearly any information capable of confirming breaches to a standard admissible to a court was not available from the monitoring data collected by KCGM under Ministerial Licence conditions or by DEP officers?

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- (4) Are the Ministerial Noise conditions for KCGM's Super Pit mining operations presently in August 2002 the same as the Ministerial Noise conditions in 1994 and 1995?
- (5) If yes, will the Minister table a copy of the Ministerial Noise Conditions?
- (6) If no to (4), will the Minister table a copy of the current 2002 Ministerial Noise Conditions and the Ministerial Noise Conditions, which were applicable in the years of 1994 and 1995?

**L B MARQUET**

Clerk of the Legislative Council