

**Division 21: Justice — Services 7 and 8, Corrective Services, \$980 761 000 —**

Mr S.J. Price, Chair.

Mr F.M. Logan, Minister for Corrective Services.

Dr A. Tomison, Director General, Department of Justice.

Mr A. Hassall, Acting Commissioner.

Mr A.D. Kerr, Director, Financial Management, Department of Justice.

Mr G.J. Italiano, Acting Executive Director, Corporate Services, Department of Justice.

Mr B. Winmar, Principal Policy Adviser.

Mr T. Palmer, Chief of Staff.

Ms R. Marton, Senior Policy Adviser.

[Witnesses introduced.]

**The CHAIR:** This estimates committee will be reported by Hansard. The daily proof *Hansard* will be available the following day.

It is the intention of the Chair to ensure that as many questions as possible are asked and answered and that both questions and answers are short and to the point. The estimates committee's consideration of the estimates will be restricted to discussion of those items for which a vote of money is proposed in the consolidated account. Questions must be clearly related to a page number, item, program or amount in the current division. Members should give these details in preface to their question. If a division or service is the responsibility of more than one minister, a minister shall only be examined in relation to their portfolio responsibilities.

The minister may agree to provide supplementary information to the committee rather than asking that the question be put on notice for the next sitting week. I ask the minister to clearly indicate what supplementary information he agrees to provide and I will then allocate a reference number.

If supplementary information is to be provided, I seek the minister's cooperation in ensuring that it is delivered to the principal clerk by Friday, 29 September 2017. I caution members that if a minister asks that a matter be put on notice, it is up to the member to lodge the question on notice through the online questions system.

I give the call to the member for Hillarys.

[3.40 pm]

**Mr P.A. KATSAMBANIS:** I have some questions about the third dot point on page 351 of budget paper No 2, which states —

The high growth in the adult prisoner population has led to increased pressure on the custodial estate's existing assets and infrastructure.

What is the current number of adult prisoners, and does the minister have a breakdown of that by each custodial facility?

**Mr F.M. LOGAN:** Yes. I thank member for Hillarys.

**Mr P.A. KATSAMBANIS:** That is for adults.

**Mr F.M. LOGAN:** As of today, 6 702 prisoners are in the system. Of those, 6 017 are men and 685 are women. Even though the member did not ask the question, I will give the following information because it relates to significant issues impacting the agency. Of those, 1 906 are on remand. In terms of the prisons themselves, at Acacia are 1 460 —

**Mr P.A. KATSAMBANIS:** Does the minister have a document that he can table in relation to those?

**The CHAIR:** We cannot table anything. The minister can provide information informally, but we cannot table anything during committee.

**Mr F.M. LOGAN:** I can provide this to the member informally.

**The CHAIR:** If you would like to do that, we can certainly facilitate that.

**Mr P.A. KATSAMBANIS:** That might just speed up the process.

**Mr F.M. LOGAN:** Yes.

**Extract from Hansard**

[ASSEMBLY ESTIMATES COMMITTEE A — Wednesday, 20 September 2017]

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**Mr P.A. KATSAMBANIS:** What is the current total modified capacity for the state's prison estate for adults? Again, does the minister have that breakdown by facility?

**Mr F.M. LOGAN:** I certainly do not have it by facility.

**Mr P.A. KATSAMBANIS:** It is in the information that the minister has informally provided me.

**Mr F.M. LOGAN:** In terms of the capacity, there is a population of 6 705 and for males there are 6 360 general purpose beds and a latent capacity of 285 further beds. For females, there is a population of 670 and there are 928 general purpose beds with a latent capacity of 285. This was as of 31 August; it has come down since then. On 31 August there was a population of 6 745 and 7 288 general purpose beds. That would remain the same under the figures that the member has.

**Mr P.A. KATSAMBANIS:** Do we have figures for the population of juveniles or children?

**Mr F.M. LOGAN:** Yes, of juveniles. As of today—the member can take these down—there are 132 male juveniles and eight females.

**Mr P.A. KATSAMBANIS:** Are they all in one facility?

**Mr F.M. LOGAN:** As the member knows, they are all in one facility. They were put there.

**Mr P.A. KATSAMBANIS:** What is the current capacity in that facility?

**Mr F.M. LOGAN:** I am advised that the current capacity at Banksia is 216.

**Ms J.J. SHAW:** I refer to the second item on the “Spending Changes” table on page 350 of the budget papers with respect to Wandoo and the “Methamphetamine Action Plan”. I am very excited to hear about this. It was a fantastic decision for the state government to take back control over a privately operated facility. I welcome the decision to bring it back into public control. Can the minister please provide us with a bit of an update on how that is going?

**Mr F.M. LOGAN:** I will. But I am sure the member for Hillarys will follow it up with a supplementary question as soon as I finish this one. It is a good story and it is an area that the previous government was struggling with.

**Ms J.J. SHAW:** Definitely.

**Mr F.M. LOGAN:** We know that, in the methylamphetamine action plan —

**Mr P.A. KATSAMBANIS:** This is a ministerial statement.

**Mr F.M. LOGAN:** No, it is not. It is the facts.

**Ms J.J. SHAW:** It is an important issue. I am sorry that the member finds it so confronting that we are having a discussion about it.

Several members interjected.

**The CHAIR:** Members, the minister has the call.

**Mr F.M. LOGAN:** Yes, and I will answer the question as I want to answer the question, not how you want me to answer the question, sonny!

**Ms J.J. SHAW:** Thank you, minister.

**Mr Z.R.F. KIRKUP** interjected.

**The CHAIR:** Member for Dawesville!

**Mr F.M. LOGAN:** Just sit and listen. The previous government, as the member knows, was struggling with the whole issue of methylamphetamine. It was out of control. It knew it was out of control and it put various actions in place to try to deal with it through both the police and working with the commonwealth, but as the member knows, it did not go to the very heart of the problems with methylamphetamine—that is, the addiction process itself. That is the point the member for Dawesville does not like me going to, but it is the truth that the previous government did not go to the heart of the problem, which is the demand and the health issues to do with methylamphetamine. We did not come up with this idea in government; we came up with the idea of the methylamphetamine action plan learning from what the previous government did not do to things that we possibly could do in government. Part of the methylamphetamine strategy and the plan is to deal with those people who have been sentenced, who are about to be sentenced or who are in the system and are addicted to methylamphetamine, any form of drug, or are impacted by mental illness as a result of their addiction. One of the strategies of the two-point strategy is to change two of the prisons that we have ownership over but at this point in time do not run. They are operationally run by the private sector, one being the Wandoo Reintegration Facility, which is run by Serco, and the other one is Melaleuca Remand

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and Reintegration Facility, which is run by Sodexo. We will turn those prisons into female and male drug rehabilitation centres; they will be the first of their kind in Australia.

**Ms J.J. SHAW:** Excellent.

**Mr F.M. LOGAN:** There are prisons that do drug rehabilitation in other states, but there are no dedicated prisons that are standalone for the purposes of drug rehabilitation. As part of the methylamphetamine action plan we are spending, so far, \$9.6 million on the establishment of the drug prison at Wandoo. We have indicated to Serco that we will extend its services until the end of April next year and it will then come back in-house for the purposes of the state running the prison itself. An amount of \$2.4 million will be spent to establish the prisoner triage unit within the court structure to identify those who are appropriate for that facility, who ultimately will end up in prison, and whether that be at this stage on a remand basis or a sentence basis to go direct from court into that prison. In addition, \$1.9 million will be spent on drug testing capabilities at Wandoo Reintegration Facility. Obviously, if we have a drug rehabilitation prison, one of the most important things to do is a continuous process of drug testing to ensure that we are getting the outcomes that we are spending the money on. The point of difference I want to make between our government and the previous government is that these are practical, sound medical intervention strategies that hopefully will result in the diminution of the demand for methylamphetamine from those who come in and out of the prison system, and that certainly was not on the radar of the previous government.

[3.50 pm]

**Mr P.A. KATSAMBANIS:** I refer to dot point four on page 351. The minister said that the contract for Wandoo had been extended. When was it expiring and when has it been extended to?

**Mr F.M. LOGAN:** I will turn to Mr Hassall on my left for confirmation of this: my understanding is that the contract was finished at the end of September this year.

**Mr A. Hassall:** We had to give them notice by September, and it was November, and then we extended it to April.

**Mr F.M. LOGAN:** The contract finishes in November. We had to give them notice before the end of September, which is currently being done, and the six-month contract will continue to the end of April.

**Mr P.A. KATSAMBANIS:** The end of April or May?

**Mr F.M. LOGAN:** The beginning of May.

**Mr P.A. KATSAMBANIS:** What is the expected opening date of the repurposed prison that, as the minister explains, will be run by the government, essentially on a therapeutic model, to try to get people off the drug cycle, which is something we all support?

**Mr F.M. LOGAN:** The objective is to have that facility up and running by July next year. There are a number of complications to that. This has been raised with me by both the director general and the Commissioner of Corrective Services, who is probably appalled by my time frame, but I want to get the thing done. I want to push on with it and get the facility up and running. I have asked the department to have it up and running by July next year. Rather than put a specific date on that—the member is asking whether we have a specific date—the advice I received from the director general is July next year as a target date to have it up and running, bearing in mind that we will have prisoners in there. We have to do structural modifications to that prison to change it around for the purposes of it going from effectively a youth detention centre —

**Mr P.A. KATSAMBANIS:** Younger offenders.

**Mr F.M. LOGAN:** Yes, younger offenders; it was originally youth. We need to change a younger offenders' facility into a semi-clinical facility with a prison, with the associated security facilities that will be needed, particularly for drugs and any attempts to bring drugs into that prison.

**Mr P.A. KATSAMBANIS:** What are the costs of the modifications that the minister speaks of, and where are they provided for in this budget?

**Mr F.M. LOGAN:** They are in the budget papers: \$9.6 million for the establishment of the drug rehabilitation prison and \$1.9 million, as I indicated earlier, in additional appropriation for the drug testing capabilities. They are all in here as line items. I will draw the member's attention to them if he wants me to.

**Mr Z.R.F. KIRKUP:** On page 361 of budget paper No 2, under "New Works", \$600 000 is set aside for the line item "Election Commitment—Methamphetamine Action Plan—Wandoo Facility—Drug Testing". There is no funding in the out years. Is that to assume that there are no further plans for testing in the out years?

**Mr F.M. LOGAN:** As I indicated, it is \$1.6 million for drug testing for that facility. The area the member is looking at is capital.

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**Mr Z.R.F. KIRKUP:** Just to clarify, that is infrastructure for the drug testing facility?

**Mr F.M. LOGAN:** Yes, it is the capital works: it is all the equipment and machinery that would be needed for drug testing.

**Mr P.A. KATSAMBANIS:** Continuing on this methamphetamine action plan, for want of a better word, was a business case prepared to inform the decision to repurpose Wandoo? If there is, is the minister prepared to provide it as supplementary information? If he needs to, he can redact any commercial-in-confidence information that exists within that business case.

**Mr F.M. LOGAN:** No. I think the member might have asked this in the house as well. There was not a business case for that because it was an election commitment.

**Mr P.A. KATSAMBANIS:** So there was no business case?

**Mr F.M. LOGAN:** No, it was an election commitment that we have honoured. As the member knows, that election commitment was put together by my predecessor in this area, Paul Papalia, who was the shadow Minister for Corrective Services, and that was part of the strategy.

**Mr P.A. KATSAMBANIS:** Given that there is no business case, how do you know how much this is really going to cost?

**Mr F.M. LOGAN:** The \$9.61 million was the estimation that was put together, not under a business case: here is an election commitment to turn Wandoo into a drug rehab prison. How much are we actually asking for? That was done through work by the department and Treasury itself.

**Mr P.A. KATSAMBANIS:** What is the expected average daily cost per prisoner of the new facility?

**Mr F.M. LOGAN:** I am pretty sure the member got to this in his question without notice in the house as well. As I indicated to him, this is the first of its kind in Australia. This is a new model of prison that has not been done before. I am sure the member will raise questions with me very shortly about Melaleuca, but the reason we are not doing Wandoo and Melaleuca is that we want to work with Wandoo first to see how it goes. At the moment, the department is working on what model of intervention and drug rehabilitation and therapeutic care we will use at the facility; it is currently being worked on. That model, along with the impact of the capital equipment, will then go to the overall costings that the member is talking about, and that has not been done yet because we are in the process of developing a new prison, using a different method of treatment of prisoners that has never been done in Australia before, and there is no way that we could possibly give the member an idea of the cost per prisoner, per day on what will be a completely new facility.

**Mr P.A. KATSAMBANIS:** Do we have any indication of what the annual cost or budget for operating this prison will be?

**Mr F.M. LOGAN:** I will be advised by the department, but I indicate to the member at this point in time, no. That is the sort of thing that we will be able to provide, probably in next year's budget estimates as opposed to this year's, or even the year after on the basis that it is up and running and this is how much it is costing.

**Mr A. Hassall:** The funding envelope is currently what we spend on the contract. At the moment we are working out a therapeutic model, and we are working up the costs of the clinical interventions—nurses, psychologists, all of those—and we will put those up to government.

[4.00 pm]

**Mr P.A. KATSAMBANIS:** There is no additional funding in the forward estimates over and above what it currently costs to house prisoners across the prison estate, including at Wandoo, and the prisoners who may be shifted to Wandoo under the new model, and at the moment there is an expectation that all this new therapeutic model will be able to be put together under existing recurrent funding into the forward estimate period—the following three years. Is that a fair assessment?

[Ms L.L. Baker took the chair.]

**Mr F.M. LOGAN:** I will get the commissioner to provide more detail, but, as the member has seen, in these line items we have capital funding for the changes that need to be made to that facility, the drug testing that would be applied in that facility, the equipment for the drug testing and the trials of that equipment. The staffing of that facility will done from within the department itself. Because this is a whole-of-government approach to the methamphetamine action plan, we will be working closely with the Department of Health on the types of specialists we would need, and the advice we would need from people within the Department of Health, who would also be located at the prison. All those costs, and the impact of those costs, will be worked out at a later date. Basically,

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as I indicated earlier, this has not been done before. It is an intervention program unique in Australia, and we will have to see exactly how it will work in the future. Bearing in mind that it will not be opened until July next year, and we are using existing staff, and there will be existing prisoners— taken from, for example, Bandyup, which would probably be an obvious location that most of the prisoners will come from, although some will come from Melaleuca, I would assume, and some would come from the courts—that would actually reduce numbers in those two prisons, and therefore the staffing arrangements will be allocated from the existing numbers across the department.

**Mr P.A. KATSAMBANIS:** I am still continuing on this issue. What is the anticipated total capacity of this facility when it is repurposed?

**Mr F.M. LOGAN:** Currently, there are 80 beds at Wandoo. On whether all 80 beds would be used as the drug rehabilitation prison, I would take advice from the commissioner, who is working on this at the moment.

**Mr A. Hassall:** The minister is correct; there are 80 beds at the moment. We envisage that about 10 of those will be for workers who would help service the prison—prisoner labour, such as cleaners, cooks and people who work in the kitchen—so there will be 70 beds for drug rehabilitation purposes.

**Mr P.A. KATSAMBANIS:** At the moment, the prison is due to open on 1 July, which is not that far away—it is only nine months away—and it will continue to be used as a male prison until the start of May. It requires capital works. It has no business case. We do not know how much it will cost to run. We figure it will have around 70 female prisoners. The other important factor, from what the minister told me, is that the programs that will be run in this prison, to make it a therapeutic model to assist in getting prisoners off their drug habits, have still not been created, and the government has not been able to find one off the shelf. This seems to me to be an idea on a wing and a prayer. What sort of confidence can we have that this will actually be up and running in July next year?

**Mr F.M. LOGAN:** You really have your knickers in a knot about our fantastic innovation! You are just upset that your government did not think of it. That is what it is all about.

**Mr P.A. KATSAMBANIS:** This is a joke. Answer the question.

**Mr F.M. LOGAN:** We are doing something that will actually reduce the impact of a drug scourge, which you guys did not do in eight years. That is what you are really bitter about.

**Mr P.A. KATSAMBANIS:** How is the government going to get this opened?

**Mr F.M. LOGAN:** Going to the point of the member's question, I think he answered it himself. I think this is the fourth occasion on which I have pointed this out to him. This is the first time that this has been done in Australia.

**Mr P.A. KATSAMBANIS:** The minister has pointed out all these things he is going to put into place.

**Mr F.M. LOGAN:** Yes, that is right—of course that is right. It has not been done anywhere else. For crying out loud! The member said, “What about the type of model we're using?” There are a number of models around the place that are being used for drug rehabilitation. We are analysing those programs now, and whether they are appropriate for the type of prison we are going to be running. Of course, it may well be taken off the shelf, or it may be a modification of the one in Victoria or the one in New South Wales. We have already analysed those programs, and we may or may not use them, or we may modify them. The member said that I want it open by July. Does he know why I want it open by July? It is an election commitment, and I want the thing up and running, and I am putting pressure on the department to deliver it. That is why I want it open by July.

**Mr Z.R.F. KIRKUP:** It is a blank cheque.

**Mr F.M. LOGAN:** If we want to talk about cheques, we can talk about the disaster that the former government created with that bridge to the stadium. If we want to look at projects that were cocked up, we will look at those projects. This is a project that the opposition is spewing about because it is innovative, it is funded and it is new. Sure, everything is not pinned down, but we would not expect it to be pinned down, given that it is a new project.

**Mr P.A. KATSAMBANIS:** I am actually thoroughly confused now.

**Mr F.M. LOGAN:** It is easy for you to be confused; I can understand that.

**Mr P.A. KATSAMBANIS:** It is innovative, and it has never been done in Australia before, and yet we are going to look at the programs being run in Victoria and New South Wales. The minister can have one or the other: either it has never been done before, or there are programs running somewhere else. It adds to the confusion. The minister mentioned earlier the triage unit that has been funded in this budget under the methamphetamine action plan that we are talking about. Can the minister confirm that that triage unit that has been funded will actually assist in determining which prisoners or people appearing in courts are appropriate to be triaged to this repurposed prison facility? It is not the sort of triage unit the minister was talking about a few months ago in working out who in the

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prison estate could be let back out onto our streets, because it seems to be conflating two different topics. I think we need to know.

**Mr F.M. LOGAN:** Let us deal with your confusion, because you get confused a lot in this house.

**Mr P.A. KATSAMBANIS:** Really?

**Mr F.M. LOGAN:** Yes, you do.

**Mr P.A. KATSAMBANIS:** You are running the show, and you have no idea what is going on.

**Mr F.M. LOGAN:** I am trying to deal with your confusion. Do you want me to answer the question and deal with your confusion?

**Mr P.A. KATSAMBANIS:** Please do, but do not talk about bridges, because you are not building any bridges at the moment, the last I looked.

**Mr F.M. LOGAN:** You are confused a lot. I will just deal with your confusion and help. Perhaps you would like a little trip to Wandoo when it gets opened. That might help you, too.

**Mr P.A. KATSAMBANIS:** I am not addicted to drugs.

**Mr F.M. LOGAN:** Do you want the answer or not?

**Mr P.A. KATSAMBANIS:** Go ahead—actually answer rather than playing ducks and drakes. What is the answer?

**Mr F.M. LOGAN:** I do not want to interrupt your discussion with the “boy wonder” next to you.

**Mr P.A. KATSAMBANIS:** Go ahead and answer it.

**Mr F.M. LOGAN:** Dealing with your confusion —

**The CHAIR:** Members, we are going to stop this line of questioning for the moment. We can come back to it later. I would like to move the debate on. Member and minister, I am moving the debate on. Member for Kalamunda, do you have a question?

**Mr Z.R.F. KIRKUP:** Back to the dorothy dixers.

**Ms J.J. SHAW:** He has every right to ask a question.

**Mr Z.R.F. KIRKUP:** I did not say he did not.

**Mr F.M. LOGAN:** Well, then, shut up.

**Ms J.J. SHAW:** He has every right. We are interested in this topic, and have every right to ask questions, whether the member likes it or not.

**The CHAIR:** Member for Swan Hills, you actually do not have the floor at the moment.

**Ms J.J. SHAW:** Apologies, Madam Chair.

**The CHAIR:** Member for Kalamunda, would you like to ask a question?

[4.10 pm]

**Mr M. HUGHES:** I would love to ask a question; I have been listening to questions all afternoon.

**The CHAIR:** Please do, quickly.

**Mr M. HUGHES:** I return the minister to spending changes. Perhaps without inflaming the opposition, look at another initiative. The item I am referring to is the justice pipeline model with a budget allocation of \$850 000 on page 350. I am interested in the minister further explaining what this is and how it will impact on the delivery of justice services.

**Mr F.M. LOGAN:** Thank you very much indeed, and we will get back to some more sensible discussions about the justice disaster bequeathed me by the previous government. As the member for Kalamunda knows, the previous government quite often introduced laws such as mandatory sentencing laws without any acknowledgement of the impact of those laws not only economically, but also on the prison population. If, for example, a mandatory sentencing change is introduced, it will ultimately lead to more prisoners in the system. More prisoners in the system creates a major problem both economically in a cost to the taxpayer and from an infrastructure perspective and the number of beds and the types of prisons. It also has an impact from a safety point of view due to the number of prisoners crammed into the system, not only concerning safety between each other but also between the prisoners and the staff running the prison. Due to the significant increase in the number of prisoners as a result of these types of modifications, a number of other impacts occur further up the justice system. We end up with

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prisoners who are unable to get access to programs, for example, and cannot get out the other end. They cannot do the programs and they cannot apply for parole so they cannot get out. More prisoners come in the pipeline at one end and fewer prisoners come out of the pipeline at the other end. The system has not broken down yet but it is certainly posing a significant problem at the moment given the number of prisoners in the system only two years ago. At the end of the day, it is okay for governments and people in this chamber to run around hairy chested, beating their chests saying they are tough on crime, look at the number of people we lock up, but they fail to tell taxpayers how much it costs. A huge amount is added to the budget of what is now the justice agency.

The justice pipeline model is a proposition from the Department of Treasury that looks at the total impact of the cost of changes to the justice system, from the method of policing through to the courts, the prisons, access to parole, post-release and care in the community. It looks at all of those as one model. It is an econometric model that will be developed, hence the reason for the costs in front of the member. It has been developed by Treasury to allow us to test. If we add another 500 police officers to the system, it will show the impact that will have all the way down through the pipeline. More policemen will mean more arrests, more court time, more prisoners, an overcrowded prison system, less access to parole and fewer people coming out the other end. It is a pipeline by which we can tweak it as an econometric model pipeline. We can do whatever we want to do. If we want to change the way the parole system works, we will see how many prisoners will or will not be released based on the changes to the parole system. If we want to change the number of programs, the access to them or the relationship between the programs and the parole system, it will tell us exactly how many prisoners will come out and how it will relieve the rest of the system and the savings we will make. It is long overdue. The goal we are attempting to achieve is government working across agencies rather than in individual silos because the agencies are connected. The work they do impacts on other agencies. The work the police do has an impact on justice and justice has an impact on many other agencies that look after the general community. An impact on one will impact on others. This type of model for measuring what governments do and finding out the cost of those changes is long overdue and I am looking forward to this justice pipeline model getting up and running.

**Mr Z.R.F. KIRKUP:** I refer to the asset investment program on page 360, where it indicates that the government seeks to invest \$61.4 million in a range of projects. We discussed earlier that some of them were part of the government's election commitments and some circa \$51 million was spent last year on the asset investment program. I am keen to understand more about that expenditure from both last financial year and forward if we can. I will start at the very beginning: does Corrective Services comply with the Department of Finance's tender policy guidelines?

**Mr F.M. LOGAN:** I hope it does, but I will pass that over to Mr Kerr to concur.

**Mr A.D. Kerr:** Yes. We work closely with the Department of Finance on any procurement that is over \$250 000 and work through Building Management and Works, which holds the sort of legislative power to construct on behalf of government.

**Mr Z.R.F. KIRKUP:** Just to confirm that, is any amount over \$250 000 dealt with under an open tender process as per the Department of Finance's procurement policy guidelines?

**Mr A.D. Kerr:** As I was saying, we work through BMW, which runs the tenders, basically, on behalf of government agencies. I understand the Department of Housing and BMW are the only two that have the legislative powers to do so in government, and agencies are required to work through those two agencies.

**Mr Z.R.F. KIRKUP:** As part of that, I guess over the last financial year, I wonder what members of the corporate executive have in part of a procurement process sub-\$250 000 and what members of the corporate executive are part of the procurement process for tenders over \$250 000?

**Mr F.M. LOGAN:** Can the member ask that question again? What exactly is he asking for?

**Mr Z.R.F. KIRKUP:** I am trying to understand who in the corporate executive of Corrective Services —

**Mr F.M. LOGAN:** Has the authorisation —

**Mr Z.R.F. KIRKUP:** That is right.

**Mr F.M. LOGAN:** Has the authorisation to spend up to \$250 000?

**Mr Z.R.F. KIRKUP:** Correct. Subsequent to that, who, as part of the executive, was a participant in the last financial year and currently on a tender process?

**Mr F.M. LOGAN:** Each and every one?

**Mr Z.R.F. KIRKUP:** Is there a dedicated individual? That is what I am trying to understand.

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**Mr F.M. LOGAN:** Let us walk our way through this. In terms of persons authorised to expend up to \$250 000—Mr Kerr?

**Mr A.D. Kerr:** Previously under the Department of Corrective Services—I believe we are talking about previous years—that delegation sat with the commissioner, so he would have authorised those procurement activities. In terms of who sat on the panels, I do not have that level of information with me. There was no standard established in the department for who sits on panels. It would have been on a case-by-case basis.

**Mr Z.R.F. KIRKUP:** Is it possible to provide via supplementary information who in the corporate executive of the Department of Corrective Services previously sat on tender panels?

**Mr F.M. LOGAN:** If the member for Dawesville puts that question on notice, we can probably answer that.

**Mr Z.R.F. KIRKUP:** Not through supplementary—as a question on notice?

**Mr F.M. LOGAN:** No; put it through as a question on notice.

**Mr Z.R.F. KIRKUP:** Sure. In relation to amounts under \$250 000.

**Mr F.M. LOGAN:** On the previous question, what years is the member looking for?

**Mr Z.R.F. KIRKUP:** The last financial year.

**Mr F.M. LOGAN:** Sure.

**Mr Z.R.F. KIRKUP:** In relation to the last financial year and going forward, under the delegated powers that the commissioner had, at any time were those powers delegated to somebody else to have oversight, or in every instance was the commissioner absolutely the only person in charge of signing off on procurement under \$250 000? [4.20 pm]

**Mr F.M. LOGAN:** I could not answer that question because it was obviously before my time. Mr Kerr or commissioner, do you have any idea?

**Mr A. Hassall:** Under the previous system, the then commissioner would have to sign off.

**Mr Z.R.F. KIRKUP:** Excellent; thank you. In relation to tender processes generally speaking, has there been any recent reviews into the way the Department of Corrective Services administered its tender processes?

**Mr F.M. LOGAN:** Greg may be able to answer that. There certainly have been changes under the new processes that we have introduced. I will ask Mr Italiano to respond.

**Mr G.J. Italiano:** The most recent review of procurement processes in the department occurred as part of the Office of the Auditor General’s audit of our financials for this year. I am pleased to report that for the first time in some years, our procurement qualification was lifted and we did not receive any qualification for our procurement activities in the last financial year.

**Mr Z.R.F. KIRKUP:** Was the most recent review held before the OAG review? Has there been one?

**Mr G.J. Italiano:** Sorry, member, I cannot think of the one that preceded the OAG. I cannot give an answer at this point.

**Mr Z.R.F. KIRKUP:** That is to say at this point in time there have not been any significant issues identified with the tender processes that have been undertaken by the department in the last financial year.

**Mr F.M. LOGAN:** Say that again.

**Mr Z.R.F. KIRKUP:** Can the minister confirm that no significant issues were identified with the tender processes undertaken by the Department of Corrective Services in the last financial year?

**Mr F.M. LOGAN:** Not as a result of the Auditor General’s review, as the member has just been told by Mr —

**Mr Z.R.F. KIRKUP:** I am just confirming that that is the case.

**Mr F.M. LOGAN:** The member can go back to the Auditor General’s report himself and read it.

**Mr P.J. RUNDLE:** I refer to “Regional Youth Justice Services Strategy — Kimberley and Pilbara” on page 350. I note that beyond 2017–18 there is no more additional funding. Can the minister confirm that funding for the Derby youth service will cease from December 2017?

**Mr F.M. LOGAN:** I thank the member for that question. No, that is basically a reprioritisation of the funding. That particular service will be passed over to the Department of Communities. That has not occurred yet. That type of work is basically in Youth Justice. Youth Justice Services has been split as part of machinery-of-government stage 1. Banksia Hill Detention Centre remains with me as the Minister for Corrective Services, and Youth Justice Services

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will go with the Department of Communities. This is part of that program. It is a reprioritisation of money. The funding the member refers to is for this financial year as it relates to the Department of Justice's budget papers. The member will find that that funding in future years, as the process of the separation of the two departments occurs, will be in the Department of Communities' budget papers.

**Mr P.J. RUNDLE:** I am taking that as a yes. Will this service be like for like? Has the department considered the impact of this cut on other agencies and funders such as the shire and the police?

**Mr F.M. LOGAN:** It is not a cut, member, as I indicated. There is no cut involved. It is simply a transfer of funding from one department to another. The reason it is not in the out years for this division is that it will not be under my portfolio; it will be under the portfolio of the Department of Communities. It is not a cut; it is just the separation of the funding from the Department of Justice to the Department of Communities.

**Mr P.J. RUNDLE:** Is the minister confident that the government will continue, under the Department of Communities, to support youth at risk and provide youth development activities that align with suicide prevention in areas that are high risk, namely in the Pilbara and the Kimberley, and that they will continue to work with the likes of the shire and the police?

**Mr F.M. LOGAN:** I cannot speak on behalf of the Minister for Community Services, but if the member goes to our Kimberley action plan and our election commitments to the Kimberley, there will be significant increases to those types of programs and services. They will be applied by the Department of Communities in the Kimberley as a result of our election commitments. I am not speaking on behalf of the Minister for Community Services, but I do not think the member will see any diminution in those programs; in fact, he will probably see an expansion.

**Mr P.J. RUNDLE:** Would the minister expect a similar appropriation to that mentioned in the estimates here —

**Mr F.M. LOGAN:** I would expect so.

**Mr P.J. RUNDLE:** — that is \$5.5 million to flow on to the Department of Communities to cover this?

**Mr F.M. LOGAN:** I cannot speak on behalf of the Minister for Community Services, but I expect so. At the end of the day it is up to the minister to determine her own budget papers, not me. I would expect so but, as I indicated, if the member goes to our election commitments for the Kimberley, he will see that there is a significant increase in spending on programs of this nature. That will be in the out years as well, so it should be good.

**The CHAIR:** We will do a quick assessment. I have listed as waiting on questions the members for Swan Hills and Hillarys. The minister indicated he wanted to change over in five minutes. It is my guess that we will not fit both questions in. Does the minister want to continue a little longer?

**Mr F.M. LOGAN:** Yes, we will continue because the member for Hillarys has a question.

**The CHAIR:** We will go to Swan Hills and then Hillarys.

**Ms J.J. SHAW:** The minister referred to Banksia Hill Detention Centre during a previous set of answers. The last dot point under "Significant Issues Impacting the Agency" refers to Banksia Hill.

**The CHAIR:** That is on page 351.

**Ms J.J. SHAW:** Could the minister explain his plans for that facility and its impact on improving safety for Western Australians?

**The CHAIR:** It is at page 351.

**Ms J.J. SHAW:** Yes, page 351; I apologise.

**Mr F.M. LOGAN:** Thanks for that question, member. I know this is an important issue for the member because people who live in her electorate work in Banksia Hill Detention Centre. I know that is the same for the member for Kalamunda—people from his electorate also work there.

**Mr P.A. KATSAMBANIS:** People from my electorate do too.

**Mr F.M. LOGAN:** It is a long way to go from the member's electorate.

**Mr P.A. KATSAMBANIS:** But there are people who do go there.

**Mr F.M. LOGAN:** I am sure they do. If the member for Hillarys has spoken to them, he will know that over the years those people have been terrified by what they have faced at work. In 2011, within three months of closing what was then Rangeview Remand Centre, now Wandoo Reintegration Facility, and putting those young offenders—remand, and female offenders—into Banksia Hill, there was a riot. I stood in the house in 2011 and said, "This is a dumb decision. It will lead to a catastrophe; it will lead to a riot; it will endanger the work undertaken by the people who work at Banksia Hill." Three months later that is exactly what happened, and it continued—a significant number of riots and incidents took place. Not only were the lives of the staff at

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Banksia Hill put at risk, but also they were put into hospital! In 2012, when I was the shadow Minister for Corrective Services, I stood out the front of Parliament House with a staff member who had just come out of hospital. His jaw and part of his cheekbone had been smashed by a young offender in Banksia Hill. He had only just come out of hospital; he had not yet gone back to work. He was putting a case to the then Minister for Corrective Services, Terry Redman, about what happens every day when he goes to work. We could see the state of him. When I say people were terrified, they were. They were terrified because they could end up in hospital. This guy was not a small chap. He was a fairly large individual who one would think would be able to take care of himself. That is the impact of the changes the previous government made to Banksia Hill.

As the member for Swan Hills knows, after the last riot in May this year I indicated that was the end of it—we were not having those programs out there anymore. That allowed inmates to do whatever they liked. Staff were put at risk. They are the ones who basically end up getting into trouble if they intervene in a situation. That was the end of it. We will have proper order put in place for the protection of both the inmates themselves and the staff. That has been done with big thanks to Andy Hughes, who has come over from Hakea Prison, as the commanding officer at Banksia Hill. I give a big shout-out to Andy Hughes, because he deserves to be recognised for the work he has done in not just stabilising the facility, but bringing it back on track to what it should be, which is a detention centre for therapeutic care of damaged individuals. Those young people in that facility not only have broken the law—they deserve to be in there—but also are very, very damaged individuals who have horrendous backgrounds and they sometimes cannot compute some things they do because of their faculties and their ability to make decisions. They need special care and attention. I think under the leadership of Andy Hughes and the rest of the team, we are starting to achieve that with the system we have in place now. We are starting to see a really good turnaround in the behaviour of the young people in Banksia Hill and we are starting to see therapeutic care work, with improvement in both the educational and skill levels of those young people.

[4.30 pm]

**Mr P.A. KATSAMBANIS:** I go back to the asset investment program listed on pages 360 and 361, because new works are just important as all the rest. Is any of that planned infrastructure upgrading intended to increase the capacity of the prison estate across the board?

**Mr F.M. LOGAN:** There will be some further expenditure on the prison estate itself. That is not in the budget as a line item, but I can let the member know that there will be, because of the way in which we have been able to find funding from other facilities that we will be able to expend on places such as Broome Regional Prison, Casuarina Prison, Bunbury Regional Prison, Hakea Prison and Wooroloo Prison Farm, which does not go to the extent of the funding promises made by the previous government, which I am still looking for, and maybe the member can help me. Maybe the investigative member for Dawesville could help me go back into those previous budget papers and show me where the \$650 million promised for a new prison is, because I simply cannot find it. Maybe the member could help there. Because that money is not there, and it will not be there because of the fiscal situation the previous government left us in, we are doing as much as we possibly can in the prison estate. I am just telling the member this because it is not in the budget, but we have funding that will be able to help out.

**Mr P.A. KATSAMBANIS:** Where is that funding?

**Mr F.M. LOGAN:** That is funding left over from Eastern Goldfields Regional Prison, which came in slightly under budget. It is the funding that we begged the Department of Treasury to allow us to maintain and then spend on those areas where we could use the funding most effectively to provide further bedding for an increase in prisoner numbers, which we are still expecting, and to address issues of maintenance and facilities that always arise when a prison population is expanded in an estate that was probably never built for that number of people in the first place.

**Mr P.A. KATSAMBANIS:** By what number is the minister looking to expand the capacity and over what time frame?

**Mr F.M. LOGAN:** Over the next 12 months we hope to increase the prison estate capacity by 212.

**Mr P.A. KATSAMBANIS:** Is the minister able to provide through supplementary information the details about where that is likely to occur or is it still in the planning stages?

**Mr F.M. LOGAN:** I cannot do that by supplementary information, because it does not relate to this line item. I am telling the member for Hillarys out of the goodness of my heart.

**Mr P.A. KATSAMBANIS:** Geez!

**Mr F.M. LOGAN:** I am, because it does not relate to a line item. The member should be grateful.

**Mr P.A. KATSAMBANIS:** It does; it relates to new works. That is what the minister is telling me.

**Mr F.M. LOGAN:** As I pointed out to the member, I do not have to tell him this information because it is not in the budget. I am telling him because he is the shadow Minister for Corrective Services and I am helping him out.

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I can provide the information by way of an answer to a question on notice because it does not relate to this line item. The member can ask it and I will give it to him.

**Mr P.A. KATSAMBANIS:** Does the minister have any plans to upgrade the infrastructure at Banksia Hill or any plans to build a new youth custodial facility?

**Mr F.M. LOGAN:** I am on the record as saying, and I think I have said it in this place as well, what I would like to see from Banksia Hill, and very shortly the Inspector of Custodial Services, who has made quite a few comments about Banksia Hill, will be here and the member may want to ask him that question. In light of the inspector's report, I hope to see whether those cohorts within Banksia Hill can be separated in the way they had been separated before, but which was overturned by the former government in 2011—that is, to remove the young women. I have told the member the figures; there are only a handful of young women there. The idea is to remove them from the facility and place them at another nearby facility if possible. I would like some of the young men who are off country, particularly from the Pilbara and the Kimberley, to be relocated back on country. I have to work with the Attorney General to see whether that is possible and to find the right programs in the right areas to ensure that security is built to protect the community with the relocation of those individuals. If there is a possibility that we can deal with some of the young people on remand in a different way, it would be great, but at this stage I think it will be very difficult. The reason for that is that we were left with no options.

**Mr P.A. KATSAMBANIS:** I have a further question on this, because the minister keeps giving me this information.

**Mr F.M. LOGAN:** That is fine; it is good. It is no more than I have told the media.

**Mr P.A. KATSAMBANIS:** Is the intention of moving some young people back onto country that they would be in a custody placement or a community placement back on country?

**Mr F.M. LOGAN:** The reason I indicated to the member that I would have to work with the Attorney General is that I think it will ultimately be the Children's Court that ends up making the call on whether that is an appropriate place. There is a provision in the Young Offenders Act that allows Aboriginal communities, for example, to be used as places to put young people under supervision orders. That may well be appropriate. I think section 44 of the Young Offenders Act allows that to occur. That has been in place for many years, so the use of that part of the act would allow us to put them on a cattle station, for example, which I think is one of the things I talked about to the media. The issue is whether it is appropriate and approval has been given, possibly by the Children's Court, to put those young people on cattle stations so they can learn skills and gain qualifications in a setting that is back on country.

**Mr P.J. RUNDLE:** I refer to the line item for "Adult Corrective Services" in the service summary on page 352 of budget paper No 2. I refer to the Warburton Work Camp. What is the government's position on this facility? Will the facility change in purpose? Has any funding been allocated and how much?

**Mr F.M. LOGAN:** I thank the member for Roe for that question. The Warburton facility, if the member knows, was closed by the previous government two years ago. I do not know why.

**Mr Z.R.F. KIRKUP:** It was the cost per prisoner.

**Mr F.M. LOGAN:** No, I do not think it was that at all.

**Mr Z.R.F. KIRKUP:** The minister just said that he did not know why.

**Mr F.M. LOGAN:** I do not know why and I do not think the member for Dawesville knows why.

[4.40 pm]

**Mr Z.R.F. KIRKUP:** I was the former policy adviser for the Minister for Corrective Services.

**Mr F.M. LOGAN:** Can the member tell us the reason?

**Mr Z.R.F. KIRKUP:** I thought it was the cost per prisoner.

**Mr F.M. LOGAN:** I do not think it was.

**Mr Z.R.F. KIRKUP:** The minister just said that he did not know.

**Mr F.M. LOGAN:** I think it was about keeping people in the new prison or in the existing prison, or that the government did not want to put prisoners there. The previous government did not tell the people of Warburton what it was doing or explain why it did what it did and they were very upset. If the reason was the cost per prisoner, I would find that quite strange. The cost per prisoner could be put out there, but the total value of the project was over \$30 million worth of infrastructure. It was left sitting idle. Come on, no matter which way the economics are done, it is far better to have it full than not full if the government will get a return on its asset. Of course it is. It

**Extract from Hansard**

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was left empty for two years. When I went to Warburton and spoke to the people there they were beside themselves because they could not understand why the government did what it did. We had been left with empty work camps such as Warburton and Wyndham worth tens of millions of dollars while we had overcrowded prisons. There was no way that I was going to let that happen so I asked the department to fill it up. That is what we have done. Warburton is a nearly full camp and Wyndham is full. I went back to Warburton to see the response from the people out there. They are over the moon because the prisoners are doing all the work around the town. If the member for Roe goes to Warburton—I think it is in or near his electorate —

**Mr P.J. RUNDLE:** Not quite. It is in the member for North West Central's electorate.

**Mr F.M. LOGAN:** If the member were to go to Warburton now, he would see that it is a tidy place and that everything is looked after because the prisoners are out there cleaning it up and looking after the place.

Sorry; the value was \$17 million. It was \$35 million for the two work camps. It was \$17 million for Warburton and for Wyndham as well because it is virtually an identical facility. That is why I had \$35 million in my head.

The good news is that Warburton is open. The best news is that it is functional, full, and is contributing to the community.

**Mr P.J. RUNDLE:** Will that be funded into the out years?

**Mr F.M. LOGAN:** Yes. I want it full. I do not want \$17 million of assets sitting empty when we have prisons bursting at the seams.

**The appropriation was recommended.**