

DRUG TRAFFICKER DECLARATIONS

81. Hon Dr BRIAN WALKER to the parliamentary secretary representing the Attorney General:

I refer the Attorney General to the report by Hon Wayne Martin, QC, on the Criminal Property Confiscation Act 2000, submitted to him in May 2019.

- (1) How many drug trafficker declarations have been —
 - (a) sought by the Director of Public Prosecutions; and
 - (b) granted by the courts since the Martin report was tabled here in Parliament?
- (2) How much revenue has been generated for the government and/or any of its agencies by way of this mechanism over the same time period? Which departments or agencies benefited, and by what amount in each case?

Hon KYLE MCGINN replied:

I thank the member for some notice of the question. I answer on behalf of the parliamentary secretary. The following answer has been provided by the Attorney General.

- (1)
 - (a) The Office of the Director of Public Prosecutions does not keep statistics on the number of drug trafficker declarations that are sought. However, as it is rare for a declaration not to be made when sought, it is likely that the number of declarations made reflects the number sought.
 - (b) For the period 1 June 2019 to 31 January 2022, 488 drug trafficker declarations were granted by the courts.
- (2) Figures for the last two completed calendar months have not yet been entered into the recording system, but for the period 1 June 2019 to 1 December 2021, \$12 045 716.92 was paid into the confiscation proceeds account due to the realisation of assets that were the subject of declarations of confiscation against the property or persons who had been declared drug traffickers. Funds stemming from the drug trafficker declarations is just one source of proceeds from confiscated property paid into the CPA, which also receives funds stemming from, for example, unexplained wealth declarations during the period from 1 June 2019 to 1 December 2021. CPA funds were dispersed to agencies comprising the Office of the Director of Public Prosecutions, Western Australia Police Force and Legal Aid Western Australia, as well as grants to over 40 non-government organisations. It is not possible to say how much of each dispersal was made up from funds stemming from the drug trafficker declarations because the Department of Justice does not account for the revenue into the CPA by each individual mechanism.