

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

QUESTIONS

No. 12

Thursday, 12 March 2009

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, 25 November 2008***

- 24. Hon Giz Watson to the Minister for Energy
- 25. Hon Giz Watson to the Minister for Regional Development
- 29. Hon Kim Chance to the Minister for Energy
- 30. Hon Kim Chance to the Minister for Energy
- 31. Hon Kim Chance to the Minister for Energy
- 32. Hon Kim Chance to the Minister for Energy
- 33. Hon Kim Chance to the Minister for Energy
- 34. Hon Kim Chance to the Minister for Energy
- 35. Hon Kim Chance to the Minister for Energy
- 36. Hon Kim Chance to the Minister for Energy
- 37. Hon Kim Chance to the Minister for Energy
- 38. Hon Kim Chance to the Minister for Energy
- 39. Hon Kim Chance to the Minister for Energy representing the Minister for Education
- 73. Hon Giz Watson to the Minister for Energy representing the Minister for Police

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Postponed Questions

Notice Given ***Wednesday, 26 November 2008***

74. Hon Anthony Fels to the Minister for Child Protection representing the Minister for Agriculture and Food
76. Hon Jon Ford to the Parliamentary Secretary representing the Minister for Commerce
79. Hon Paul Llewellyn to the Minister for Child Protection representing the Minister for Agriculture and Food
80. Hon Sally Talbot to the Minister for Mines and Petroleum
81. Hon Sally Talbot to the Minister for Fisheries
82. Hon Sally Talbot to the Minister for Electoral Affairs
83. Hon Sally Talbot to the Minister for Transport
84. Hon Sally Talbot to the Minister for Disability Services
85. Hon Sally Talbot to the Minister for Energy
86. Hon Sally Talbot to the Minister for Training
87. Hon Sally Talbot to the Minister for Child Protection
88. Hon Sally Talbot to the Minister for Community Services
89. Hon Sally Talbot to the Minister for Seniors and Volunteering
90. Hon Sally Talbot to the Minister for Environment
91. Hon Sally Talbot to the Minister for Youth
92. Hon Sally Talbot to the Leader of the House representing the Premier
93. Hon Sally Talbot to the Leader of the House representing the Minister for State Development
101. Hon Sally Talbot to the Minister for Energy representing the Minister for Education
102. Hon Sally Talbot to the Minister for Environment representing the Minister for Tourism
103. Hon Sally Talbot to the Minister for Environment representing the Minister for Women's Interests
104. Hon Sally Talbot to the Parliamentary Secretary representing the Treasurer
105. Hon Sally Talbot to the Parliamentary Secretary representing the Minister for Commerce
106. Hon Sally Talbot to the Parliamentary Secretary representing the Minister for Science and Innovation
107. Hon Sally Talbot to the Parliamentary Secretary representing the Minister for Housing and Works
111. Hon Sally Talbot to the Leader of the House representing the Minister for Sport and Recreation
112. Hon Sally Talbot to the Leader of the House representing the Minister for Racing and Gaming

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- 113. Hon Sally Talbot to the Minister for Transport representing the Minister Assisting the Minister for Health
- 116. Hon Sally Talbot to the Minister for Transport representing the Attorney General
- 117. Hon Sally Talbot to the Minister for Transport representing the Minister for Corrective Services
- 118. Hon Sally Talbot to the Parliamentary Secretary representing the Minister for Water
- 119. Hon Sally Talbot to the Parliamentary Secretary representing the Minister for Mental Health
- 120. Hon Sally Talbot to the Minister for Energy representing the Minister for Local Government
- 121. Hon Sally Talbot to the Minister for Energy representing the Minister for Heritage
- 122. Hon Sally Talbot to the Minister for Energy representing the Minister for Citizenship and Multicultural Interests
- 123. Hon Sally Talbot to the Minister for Child Protection representing the Minister for Agriculture and Food
- 124. Hon Sally Talbot to the Minister for Child Protection representing the Minister for Forestry
- 125. Hon Sally Talbot to the Minister for Energy representing the Minister Assisting the Minister for Education
- 131. Hon Sally Talbot to the Minister for Energy
- 132. Hon Sally Talbot to the Minister for Training
- 138. Hon Sally Talbot to the Leader of the House representing the Premier
- 139. Hon Sally Talbot to the Leader of the House representing the Minister for State Development
- 147. Hon Sally Talbot to the Minister for Energy representing the Minister for Education
- 148. Hon Sally Talbot to the Minister for Environment representing the Minister for Tourism
- 149. Hon Sally Talbot to the Minister for Environment representing the Minister for Women's Interests
- 150. Hon Sally Talbot to the Parliamentary Secretary representing the Treasurer
- 151. Hon Sally Talbot to the Parliamentary Secretary representing the Minister for Commerce
- 152. Hon Sally Talbot to the Parliamentary Secretary representing the Minister for Science and Innovation
- 153. Hon Sally Talbot to the Parliamentary Secretary representing the Minister for Housing and Works
- 154. Hon Sally Talbot to the Minister for Energy representing the Minister for Police
- 155. Hon Sally Talbot to the Minister for Energy representing the Minister for Emergency Services
- 156. Hon Sally Talbot to the Minister for Energy representing the Minister for Road Safety
- 162. Hon Sally Talbot to the Minister for Transport representing the Attorney General

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- 163. Hon Sally Talbot to the Minister for Transport representing the Minister for Corrective Services
- 169. Hon Sally Talbot to the Minister for Child Protection representing the Minister for Agriculture and Food
- 170. Hon Sally Talbot to the Minister for Child Protection representing the Minister for Forestry
- 171. Hon Sally Talbot to the Minister for Energy representing the Minister Assisting the Minister for Education
- 172. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Lands
- 173. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Lands

Notice Given **Thursday, 27 November 2008**

- 178. Hon Shelley Archer to the Minister for Transport representing the Minister for Corrective Services
- 179. Hon Adele Farina to the Minister for Energy representing the Minister for Police

Notice Given **Tuesday, 2 December 2008**

- 185. Hon Giz Watson to the Minister for Energy representing the Minister for Education
- 186. Hon Kim Chance to the Minister for Child Protection representing the Minister for Agriculture and Food
- 189. Hon Giz Watson to the Minister for Transport representing the Attorney General
- 190. Hon Paul Llewellyn to the Minister for Energy

Notice Given **Wednesday, 3 December 2008**

- 193. Hon Ed Dermer to the Parliamentary Secretary representing the Treasurer
- 194. Hon Sue Ellery to the Leader of the House representing the Premier
- 195. Hon Adele Farina to the Parliamentary Secretary representing the Treasurer
- 196. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development
- 197. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development
- 198. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Lands
- 199. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development
- 200. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development
- 201. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development
- 202. Hon Adele Farina to the Parliamentary Secretary representing the Treasurer

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- 203. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development
- 204. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development
- 205. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development

Notice Given ***Tuesday, 9 December 2008***

- 210. Hon Ken Travers to the Parliamentary Secretary representing the Minister for Lands
- 219. Hon Ken Travers to the Leader of the House representing the Minister for Sport and Recreation
- 222. Hon Ken Travers to the Minister for Transport
- 224. Hon Ken Travers to the Minister for Environment representing the Minister for Tourism
- 227. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development
- 228. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Lands
- 229. Hon Adele Farina to the Minister for Energy representing the Minister for Police

Notice Given ***Tuesday, 10 March 2009***

- 230. Hon Ed Dermer to the Parliamentary Secretary representing the Treasurer
- 231. Hon Carolyn Burton to the Parliamentary Secretary representing the Treasurer
- 232. Hon Giz Watson to the Minister for Energy representing the Minister for Police
- 233. Hon Giz Watson to the Leader of the House representing the Premier
- 234. Hon Giz Watson to the Minister for Energy representing the Minister for Citizenship and Multicultural Interests
- 235. Hon Kate Doust to the Minister for Energy
- 236. Hon Ray Halligan to the Minister for Environment representing the Minister for Tourism
- 237. Hon Ray Halligan to the Minister for Disability Services
- 238. Hon Ray Halligan to the Minister for Local Government
- 239. Hon Ray Halligan to the Minister for Local Government
- 240. Hon Ray Halligan to the Minister for Energy representing the Minister for Education
- 241. Hon Ray Halligan to the Minister for Transport
- 242. Hon Ljiljanna Ravlich to the Minister for Environment representing the Minister for Tourism
- 243. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Commerce
- 244. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Housing and Works

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- 245. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Mental Health
- 246. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Police
- 247. Hon Ljiljanna Ravlich to the Minister for Mines and Petroleum
- 248. Hon Ljiljanna Ravlich to the Minister for Training
- 249. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Regional Development
- 250. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Regional Development
- 251. Hon Ljiljanna Ravlich to the Minister for Mines and Petroleum
- 252. Hon Ljiljanna Ravlich to the Minister for Fisheries
- 253. Hon Ljiljanna Ravlich to the Minister for Electoral Affairs
- 254. Hon Ljiljanna Ravlich to the Minister for Transport
- 255. Hon Ljiljanna Ravlich to the Minister for Disability Services
- 256. Hon Ljiljanna Ravlich to the Minister for Energy
- 257. Hon Ljiljanna Ravlich to the Minister for Training
- 258. Hon Ljiljanna Ravlich to the Minister for Child Protection
- 259. Hon Ljiljanna Ravlich to the Minister for Community Services
- 260. Hon Ljiljanna Ravlich to the Minister for Seniors and Volunteering
- 261. Hon Ljiljanna Ravlich to the Minister for Women's Interests
- 262. Hon Ljiljanna Ravlich to the Minister for Environment
- 263. Hon Ljiljanna Ravlich to the Minister for Youth
- 264. Hon Ljiljanna Ravlich to the Leader of the House representing the Premier
- 265. Hon Ljiljanna Ravlich to the Leader of the House representing the Minister for State Development
- 266. Hon Ljiljanna Ravlich to the Minister for Transport representing the Deputy Premier
- 267. Hon Ljiljanna Ravlich to the Minister for Transport representing the Minister for Health
- 268. Hon Ljiljanna Ravlich to the Minister for Transport representing the Minister for Indigenous Affairs
- 269. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Regional Development
- 270. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Lands
- 271. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister Assisting the Minister for State Development

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- 272. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister Assisting the Minister for Transport
- 273. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Education
- 274. Hon Ljiljanna Ravlich to the Minister for Environment representing the Minister for Tourism
- 275. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Treasurer
- 276. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Commerce
- 277. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Science and Innovation
- 278. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Housing and Works
- 279. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Police
- 280. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Emergency Services
- 281. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Road Safety
- 282. Hon Ljiljanna Ravlich to the Leader of the House representing the Minister for Sport and Recreation
- 283. Hon Ljiljanna Ravlich to the Leader of the House representing the Minister for Racing and Gaming
- 284. Hon Ljiljanna Ravlich to the Minister for Transport representing the Minister Assisting the Minister for Health
- 285. Hon Ljiljanna Ravlich to the Minister for Child Protection representing the Minister for Planning
- 286. Hon Ljiljanna Ravlich to the Minister for Child Protection representing the Minister for Culture and the Arts
- 287. Hon Ljiljanna Ravlich to the Minister for Transport representing the Attorney General
- 288. Hon Ljiljanna Ravlich to the Minister for Transport representing the Minister for Corrective Services
- 289. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Water
- 290. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Mental Health
- 291. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Local Government
- 292. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Heritage
- 293. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Citizenship and Multicultural Interests
- 294. Hon Ljiljanna Ravlich to the Minister for Child Protection representing the Minister for Agriculture and Food

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- 295. Hon Ljiljanna Ravlich to the Minister for Child Protection representing the Minister for Forestry
- 296. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister Assisting the Minister for Education
- 297. Hon Ljiljanna Ravlich to the Minister for Mines and Petroleum
- 298. Hon Ljiljanna Ravlich to the Minister for Fisheries
- 299. Hon Ljiljanna Ravlich to the Minister for Electoral Affairs
- 300. Hon Ljiljanna Ravlich to the Minister for Transport
- 301. Hon Ljiljanna Ravlich to the Minister for Disability Services
- 302. Hon Ljiljanna Ravlich to the Minister for Energy
- 303. Hon Ljiljanna Ravlich to the Minister for Training
- 304. Hon Ljiljanna Ravlich to the Minister for Child Protection
- 305. Hon Ljiljanna Ravlich to the Minister for Community Services
- 306. Hon Ljiljanna Ravlich to the Minister for Seniors and Volunteering
- 307. Hon Ljiljanna Ravlich to the Minister for Women's Interests
- 308. Hon Ljiljanna Ravlich to the Minister for Environment
- 309. Hon Ljiljanna Ravlich to the Minister for Youth
- 310. Hon Ljiljanna Ravlich to the Leader of the House representing the Premier
- 311. Hon Ljiljanna Ravlich to the Leader of the House representing the Minister for State Development
- 312. Hon Ljiljanna Ravlich to the Minister for Transport representing the Deputy Premier
- 313. Hon Ljiljanna Ravlich to the Minister for Transport representing the Minister for Health
- 314. Hon Ljiljanna Ravlich to the Minister for Transport representing the Minister for Indigenous Affairs
- 315. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Regional Development
- 316. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Lands
- 317. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister Assisting the Minister for State Development
- 318. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister Assisting the Minister for Transport
- 319. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Education
- 320. Hon Ljiljanna Ravlich to the Minister for Environment representing the Minister for Tourism
- 321. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Treasurer

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- 322. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Commerce
- 323. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Science and Innovation
- 324. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Housing and Works
- 325. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Police
- 326. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Emergency Services
- 327. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Road Safety
- 328. Hon Ljiljanna Ravlich to the Leader of the House representing the Minister for Sport and Recreation
- 329. Hon Ljiljanna Ravlich to the Leader of the House representing the Minister for Racing and Gaming
- 330. Hon Ljiljanna Ravlich to the Minister for Transport representing the Minister Assisting the Minister for Health
- 331. Hon Ljiljanna Ravlich to the Minister for Child Protection representing the Minister for Planning
- 332. Hon Ljiljanna Ravlich to the Minister for Child Protection representing the Minister for Culture and the Arts
- 333. Hon Ljiljanna Ravlich to the Minister for Transport representing the Attorney General
- 334. Hon Ljiljanna Ravlich to the Minister for Transport representing the Minister for Corrective Services
- 335. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Water
- 336. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Minister for Mental Health
- 337. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Local Government
- 338. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Heritage
- 339. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Citizenship and Multicultural Interests
- 340. Hon Ljiljanna Ravlich to the Minister for Child Protection representing the Minister for Agriculture and Food
- 341. Hon Ljiljanna Ravlich to the Minister for Child Protection representing the Minister for Forestry
- 342. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister Assisting the Minister for Education
- 343. Hon Giz Watson to the Minister for Transport representing the Attorney General

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- 344. Hon Giz Watson to the Minister for Transport representing the Minister for Health
- 345. Hon Giz Watson to the Minister for Environment representing the Minister for Tourism
- 346. Hon Giz Watson to the Minister for Child Protection representing the Minister for Agriculture and Food
- 347. Hon Giz Watson to the Minister for Environment
- 348. Hon Giz Watson to the Minister for Transport
- 349. Hon Giz Watson to the Minister for Energy representing the Minister for Police
- 350. Hon Giz Watson to the Minister for Transport representing the Attorney General
- 351. Hon Giz Watson to the Minister for Energy representing the Minister for Police
- 352. Hon Giz Watson to the Minister for Transport representing the Minister for Corrective Services
- 353. Hon Ken Travers to the Minister for Transport
- 354. Hon Ken Travers to the Minister for Transport
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- 369. Hon Ken Travers to the Minister for Transport
- 370. Hon Ken Travers to the Leader of the House representing the Minister for Sport and Recreation
- 371. Hon Ken Travers to the Leader of the House representing the Minister for Sport and Recreation
- 372. Hon Ken Travers to the Minister for Transport

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- 373. Hon Ken Travers to the Minister for Transport
- 374. Hon Ken Travers to the Minister for Transport
- 375. Hon Ken Travers to the Leader of the House representing the Minister for Sport and Recreation
- 376. Hon Ljiljanna Ravlich to the Minister for Training
- 377. Hon Carolyn Burton to the Minister for Transport
- 378. Hon Kate Doust to the Minister for Energy

Notice Given ***Wednesday, 11 March 2009***

- 379. Hon Sue Ellery to the Minister for Seniors and Volunteering
- 380. Hon Jon Ford to the Minister for Energy representing the Minister for Police

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QUESTIONS ASKED TODAY

*Notice given**Thursday, 12 March 2009*

381. Hon Matt Benson-Lidholm to the Minister for Child Protection representing the Minister for Agriculture and Food
- (1) Is the Minister aware of a report by the Department of Agriculture and Food Western Australia (DAFWA) entitled 'Small Hive Beetle Surveillance Report Kununurra - October 2008' ('The Report')?
 - (2) If yes to (1), is the Minister aware that on the sixth page of the report the author has stated that the source of the infestation of Small Hive Beetle (SHB) is 'highly likely' to have been the former premises of a particular beekeeper (Named in the report but referred to in this question as 'BK3')?
 - (3) Is it correct that BK3 had brought back beekeeping equipment from Queensland where SHB is endemic?
 - (4) If yes to (3), was that an action approved by DAFWA?
 - (5) If it was not approved by DAFWA, what action has been taken by DAFWA in relation to what appears to be an illegal movement of infested material?
 - (6) What action has DAFWA taken to eradicate the SHB infestation in the area identified in the report as the 'epi-centre' since it was identified on those premises in October 2008?
 - (7) Was SHB also found to be present in hives that are some distance from the 'epi-centre' premises?
 - (8) If yes to (7), was SHB infestation identified at sites shown on a DAFWA map as BK3 Carlton Springs, BK3 Frank Wise Institute, BK3 Woollerregerleng, BK3 Cockatoo Springs, BK3 Packsaddle, and BK3 Valentine Springs?
 - (9) Is it the case that all of these hives came from the site that has been identified in the report as the 'epi-centre' of SHB activity?
 - (10) Was BK3 entitled to have hives in all of those locations that were enumerated in (8) of this question?
 - (11) If no to (10), what action has been taken by DAFWA in relation to BK3's activities that may have led to the spread of SHB in the East Kimberley?
 - (12) Have DAFWA quarantined the beekeeping equipment that was used by BK3?
 - (13) Has the infestation been destroyed?
 - (14) Has SHB infestation from the identified epi-centre caused infestation of the hives of beekeepers other than BK3?
 - (15) If yes to (14), what has DAFWA and BK3 done to assist other beekeepers who were infested through no fault of their own?

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Questions Asked Today*Notice given**Thursday, 12 March 2009*

- (16) Have other beekeepers suffered economic loss as a result of the actions which led to the importation of SHB?
- (17) If yes to (16), what is the extent of that loss?
- (18) Can beekeepers who were innocent victims of the illegal importation of SHB be fully compensated for their losses?
- (19) Does DAFWA admit liability for failing to prevent the interstate transportation of infested material from Queensland?

382. Hon Kim Chance to the Minister for Environment

I refer to your answer to question number 179, asked on 10 March 2009, regarding decision making powers under the *Environmental Protection Authority Act*, and ask -

- (1) Which project proponents or their representatives have requested a meeting with you since you became Minister and been refused an appointment with you?
- (2) Which project proponents or their representatives have you met with?

383. Hon Giz Watson to the Minister for Transport representing the Minister for Indigenous Affairs
With regard to the Wamba Nilgee Burru Ngardu Derby Men's Service, I ask -

- (1) Is the Minister aware that research carried out by the Australian National University on behalf of the Kimberley Land Council shows the most disadvantaged regions for Aboriginal people in Australia are the Derby, Broome and Kununurra areas in the Kimberley?
- (2) Did the Office of Aboriginal Health and the Department of Indigenous Affairs receive an application for funding from the Wamba Nilgee Burru Ngardu Derby Men's Service last year?
- (3) If yes to (2), was funding granted?
- (4) If yes to (3), how much funding was granted for what period?
- (5) If no to (3), why not?
- (6) Did the Minister recently receive a letter, from the Wamba Nilgee Burru Ngardu Derby Men's Service outlining a series of concerns about their ongoing funding base?
- (7) Can the Minister outline the content of that letter?
- (8) Will the Minister table the letter?
- (9) Has the Minister responded to the letter?
- (10) If yes to (9), Will the Minister table his response?
- (11) Does the Minister support the provision of services by the Wamba Nilgee Burru Ngardu Derby Men's Service?

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Questions Asked Today*Notice given**Thursday, 12 March 2009*

384. Hon Anthony Fels to the Minister for Energy representing the Minister for Police

My questions refer to the requirement (or not) for listing and/or other description in the Government Gazette of the specific apparatus to be used by the Police for the purpose of checking the speed of motorists before the Police can then legally issue any consequential speeding infringement notices, and I ask -

- (1) Is it true that certain specific particulars of each apparatus used for the abovementioned purpose must be listed in the Government Gazette?
- (2) What classes and/or items of any apparatus to be used for the abovementioned purpose must be listed and/or otherwise described in the Government Gazette and what particulars and/or other description must be included in that listing?
- (3) What classes and/or items of apparatus used for the abovementioned purpose do not have to be listed and/or otherwise described in the Government Gazette?
- (4) What are the details of any apparatus that is currently used for the abovementioned purpose where that apparatus is not required to be listed in the Gazette?
- (5) Regarding the classes of apparatus described in question (2) above, is it true (as reported in the *West Australian* on 21 and 28 February 2009), in the case of certain handheld apparatus that until recently the required Gazette listing had not been updated since 1992?
- (6) If yes to (5), please provide the details of each such apparatus, the date and Gazette number when (if ever) it was listed and/or otherwise described in the Gazette and the date when each such apparatus was first used for the abovementioned purpose?
- (7) Regarding the classes of apparatus described in (2), please provide the details of each non-handheld apparatus used for the abovementioned purpose, the date and Gazette number when (if ever) the apparatus was listed and/or otherwise described in the Gazette, its mode of operation (dashboard mount, door mount, verge/roadside or other like operating mode) and the date when each such apparatus was first used for the abovementioned purpose?
- (8) Since the 1992 Gazette, are there any other classes and/or items of such apparatus that have been used by the Police for the abovementioned purpose prior to the required Gazette?
- (9) If yes to (8), please provide a breakdown by each item of such apparatus as to its mode of operation (as described in question 5 above) and the date when the apparatus was first used for the abovementioned purpose versus the date and Gazette number when (if ever) it was listed and/or otherwise described in the Gazette?
- (10) In the case of the use of the 'LTI 20-20 Utralyte' handheld speed gun -
 - (a) how many infringement notices were issued prior to its required Gazette; and
 - (b) how many of such wrongful infringement notices remain yet to be paid and/or otherwise are not finalised by the claimed offender including (but not limited to) any such wrongful infringements that are currently held and/or otherwise are being processed by respectively, the Fines Enforcement Registry/INREP (FER/INREP) or the Police?

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- (11) In the case of the use of the 'LTI 20-20 Utralyte' handheld speed gun, how many of such wrongful infringement notices that remain yet to be paid and/or otherwise are not finalised by the claimed offender -
- (a) are currently held and/or otherwise are being processed by FER/INREP;
 - (b) are currently held and/or otherwise are being processed by the Police;
 - (c) have been withdrawn or otherwise not proceeded with by respectively, the Police and/or FER/INREP; and
 - (d) are currently held and/or otherwise are being processed by any agency, department, or court and/or the like (hereinafter collectively referred to as a 'Government body' other than the Police and FER/INREP?
- (12) Please provide the details of each such Government body, the number of such wrongful infringement notices being dealt with by each such Government body and the number of such wrongful infringement notices that have been withdrawn or otherwise not proceeded with by that Government body?
- (13) Regarding any such wrongful infringement notices as referred to (11), and that have not been withdrawn and/or otherwise are being processed -
- (a) why have they not been withdrawn or otherwise not proceeded with by respectively, the Police, FER/INREP and/or each of the Government bodies mentioned in answer to (11)(d);
 - (b) when will they be withdrawn or otherwise not proceeded with by respectively, the Police, FER/INREP and/or each of the Government bodies mentioned in answer to (11)(d);
 - (c) will the persons issued with any such wrongful infringement notices be notified that they were wrongfully issued with such infringement notice;
 - (d) if no to (c), why not;
 - (e) how many of the persons issued with such wrongful infringement notices and that remain yet to be paid and/or otherwise are not finalised by the claimed offender have been notified that they were wrongfully issued with an infringement notice; and
 - (f) if none, when will they be notified?
- (14) How many persons have been imprisoned and/or served a work and/or development order due only to non-payment of any fines (whether or not for speeding) where that non-payment included (but was not limited to) such wrongful (as described in the above questions) infringement notices?
- (15) If any, how many have been notified of their potentially wrongful (in whole or part) imprisonment and/or potentially wrongful (in whole or part) work and/or development order?
- (16) If none have been notified, when will they be notified or if they are not going to be notified, why not?
- (17) In the cases only where such wrongful (as described in the above questions) infringement notices remain yet to be paid and/or otherwise are not finalised by the claimed offender -

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Questions Asked Today*Notice given**Thursday, 12 March 2009*

- (a) how many such persons have had their driving licence suspended and/or cancelled due only to non-payment of any fines (whether or not for speeding) where that non-payment included (but was not limited to) such wrongful (as described in the above questions) infringement notice and/or notices;
 - (b) how many have been notified that the suspension and/or cancellation of their driving licence was (at least in part if not whole) because of such wrongful (as described in the above questions) infringement notice and/or notices;
 - (c) if none have been notified, when will they be notified; and
 - (d) if they are not going to be notified, why not?
- (18) How many persons have had their driving licence suspended and/or cancelled due to excessive demerit points incurred for infringements (whether or not for speeding) where this included (but was not limited to) demerit points incurred for such wrongful (as described in the above questions) infringement notice and/or notices?
- (19) If any, how many have been notified that the suspension and/or cancellation of their driving licence was (at least in part if not whole) because of such wrongful (as described in the above questions) infringement notice and/or notices?
- (20) If none have been notified, when will they be notified?
- (21) If they are not going to be notified, why not?
- (22) What is the total of each of the following -
- (a) the amount collected from payment of such wrongful (as described in the above questions) infringement notices;
 - (b) the amount collected from payment of such wrongful (as described in the above questions) infringement notices issued in each of 2007, 2008 and the first five days of 2009; and
 - (c) the amount that was claimed to be outstanding for the payment of such wrongful (as described in the above questions) infringement notices that were yet to be paid and/or otherwise finalised by the claimed offender prior to the Gazette mentioned in answer to (5)?

385. Hon Anthony Fels to the Minister for Transport representing the Attorney General

My questions refer to the Attorney General's investigation into the number of persons during the period of the previous Carpenter Labor Government that were unlawfully imprisoned, wrongfully imprisoned (i.e. in the latter case, were in the words of the Attorney General, 'over-imprisoned') where in each such case there was a wrongful period of additional time of imprisonment as well as to similar circumstances of wrongful additional time served under a work and/or development order, and I ask -

- (1) Has a determination been made of the total number of abovementioned affected persons?
- (2) If yes to (1), what is the total number and what is the breakdown by -
 - (a) those unlawfully imprisoned for an additional time;

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- (b) those 'over-imprisoned';
- (c) those wrongfully serving a work and/or development order for an additional time; and
- (d) in each of the above three categories by -
 - (i) adult males;
 - (ii) adult females;
 - (iii) juvenile males; and
 - (iv) juvenile females?
- (3) If the answer to (1) is no, when will the Attorney General be able to provide the me with the data requested in (2)?
- (4) Since the commencement of the Barnett Liberal Government have any of the abovementioned affected persons been notified that due to Departmental bungling or otherwise they wrongfully served additional time?
- (5) If yes to (4), when was this done and how many have been notified?
- (6) If no to (4), when will this be done?
- (7) If it is not going to be done, why not?
- (8) Has the Government determined the actual daily rate of compensation in (dollars per day of additional time wrongfully served) to be offered to such persons who were -
 - (a) unlawfully imprisoned for an additional time;
 - (b) 'over-imprisoned'; and
 - (c) wrongfully served additional time under a work and/or development order?
- (9) If yes to (8), what is the actual dollar per day amount for such persons in each of the abovementioned categories and for any periods of differing daily compensation rates?
- (10) If the actual daily rate (in dollars per day) has not yet been determined for each category and for any applicable periods of differing daily compensation rates, when will the Attorney General be able to provide these amounts?
- (11) What is the current estimate of the total compensation liability and what is the current breakdown of the estimated compensation liability by the categories set out above in (1)?
- (12) If these amounts in (11) have not yet been determined, when will the Attorney General be able to provide the House with them?
- (13) Given that in the *Sunday Times* of the 5 October 2008 , the Attorney General described this as a 'terrible' and a 'shocking situation' and one that the previous Carpenter Labor Government had already neglected to properly attend to for over two years, whereas in the Attorney General's reported view good governance required the matter to be attended to as quickly as possible, and given that therefore, late last year, the Attorney General introduced a Bill for relevant legislation to this Parliament. What procedures have already been implemented to prevent a recurrence of this 'terrible' and 'shocking situation' that was otherwise allowed to persist under the previous Carpenter Labor Government?

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- (14) Given the time delay in compensating the abovementioned affected persons under both the previous Labor Government and under this Barnett Liberal Government, will such persons also be offered interest on their compensation principal to cover the period from commencement of when they wrongfully served any additional time until when the compensation is paid?
- (15) If yes to (14), what will be that rate of interest?
- (16) If the abovementioned affected persons are not to be paid any interest component, why not?

386. Hon Ljiljanna Ravlich to the Minister for Environment representing the Minister for Tourism

I refer to page three of the report titled, 'Hopetoun-Ravensthorpe Tourism Assessment February 2009 Industry Development', which identifies a number issues as high priorities, including 'an extension of the Breakwater at Hopetoun Jetty including safe moorings and an additional boat ramp', and I ask -

- (1) Have you consulted with the Premier in respect of this matter, and what was the outcome of those consultations?
- (2) Have you consulted BHP in respect to this proposal, and what was the outcome of the consultations?
- (3) Have you sought an appropriation for this high priority, and if so, for how much?
- (4) If no to (3), why not?

387. Hon Ljiljanna Ravlich to the Minister for Environment representing the Minister for Tourism

I refer to page three of the report titled, 'Hopetoun-Ravensthorpe Tourism Assessment February 2009 Industry Development', which identifies a number of issues as high priorities, including the conversion of Hopetoun's 'Wavecrest Village' to mid range tourist accommodation, and I ask -

- (1) Have you consulted with the Premier in respect of this matter and what was the outcome of those consultations?
- (2) Have you consulted BHP in respect to this proposal and what was the outcome of the consultations?
- (3) Have you sought an appropriation for this high priority, and if so, for how much?
- (4) If no to (3), why not?

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388. Hon Ljiljanna Ravlich to the Minister for Environment representing the Minister for Tourism

I refer to page three of the report titled, 'Hopetoun-Ravensthorpe Tourism Assessment February 2009 Industry Development', which identifies a number of issues as high priorities including a small Visitors Centre/Kiosk collocated with an existing business or the Telecentre in Hopetoun, and I ask -

- (1) Have you consulted with the Premier in respect of this matter and what was the outcome of those consultations?
- (2) Have you consulted BHP in respect to this proposal and what was the outcome of the consultations?
- (3) Have you sought an appropriation for this high priority, and if so, for how much?
- (4) If no to (3), why not?

389. Hon Ljiljanna Ravlich to the Minister for Environment representing the Minister for Tourism

I refer to page three of the report titled, 'Hopetoun-Ravensthorpe Tourism Assessment February 2009 Industry Development', which identifies a number of issues as high priorities including maintenance of empty buildings, screening off unused infrastructure and diversion of traffic from empty suburban streets to manage any sense of emptiness, and I ask -

- (1) Have you consulted with the Premier in respect of this matter and what was the outcome of those consultations?
- (2) Have you consulted BHP in respect to this proposal and what was the outcome of the consultations?
- (3) Have you sought an appropriation for this high priority, and if so, for how much?
- (4) If no to (3), why not?

MALCOLM PEACOCK

Clerk of the Legislative Council