

WESTERN AUSTRALIA  
**LEGISLATIVE COUNCIL**

**QUESTIONS**

**No. 67**

**Thursday, 28 June 2018**

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, 8 May 2018***

1197. Hon Martin Aldridge to the Minister for Environment representing the Minister for Police  
(SO108(2) response – 27 June 2018)
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***Notice Given***                      ***Tuesday, 15 May 2018***

1306. Hon Alison Xamon to the Minister for Environment representing the Minister for Transport  
1307. Hon Alison Xamon to the Minister for Environment representing the Minister for Transport  
1308. Hon Alison Xamon to the Minister for Environment representing the Minister for Corrective Services  
1309. Hon Alison Xamon to the Parliamentary Secretary representing the Minister for Health  
1310. Hon Alison Xamon to the Parliamentary Secretary representing the Minister for Health  
1311. Hon Alison Xamon to the Leader of the House representing the Minister for Sport and Recreation  
1312. Hon Dr Steve Thomas to the Minister for Environment  
1313. Hon Colin Holt to the Minister for Agriculture and Food  
1314. Hon Aaron Stonehouse to the Minister for Environment  
1315. Hon Aaron Stonehouse to the Leader of the House representing the Attorney General

***Notice Given***                      ***Wednesday, 16 May 2018***

1317. Hon Nick Goiran to the Leader of the House representing the Premier  
1318. Hon Nick Goiran to the Leader of the House representing the Premier  
1319. Hon Peter Collier to the Minister for Environment representing the Minister for Energy

***Notice Given***                      ***Thursday, 17 May 2018***

1320. Hon Martin Aldridge to the Parliamentary Secretary representing the Minister for Health  
1321. Hon Alison Xamon to the Minister for Environment representing the Minister for Corrective Services

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**Postponed Questions**

1322. Hon Alison Xamon to the Minister for Environment representing the Minister for Corrective Services

1323. Hon Martin Aldridge to the Parliamentary Secretary representing the Minister for Health

**Notice Given** **Tuesday, 12 June 2018**

1324. Hon Alison Xamon to the Leader of the House representing the Attorney General

1325. Hon Alison Xamon to the Minister for Environment

1326. Hon Alison Xamon to the Minister for Environment

1327. Hon Alison Xamon to the Minister for Education and Training

1328. Hon Tjorn Sibma to the Leader of the House representing the Minister for Local Government

1329. Hon Alison Xamon to the Leader of the House representing the Attorney General

1330. Hon Alison Xamon to the Leader of the House representing the Minister for Child Protection

1333. Hon Alison Xamon to the Minister for Environment representing the Minister for Corrective Services

1334. Hon Robin Chapple to the Minister for Regional Development representing the Minister for Mines and Petroleum

1335. Hon Robin Chapple to the Minister for Environment

1336. Hon Robin Chapple to the Minister Assisting the Minister for State Development, Jobs and Trade

1337. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Science

1338. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Innovation and ICT

1339. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Forestry

1340. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Fisheries

1341. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Water

1342. Hon Alison Xamon to the Leader of the House representing the Minister for Community Services

1343. Hon Alison Xamon to the Minister for Environment representing the Minister for Veterans Issues

1344. Hon Alison Xamon to the Minister for Environment representing the Minister for Housing

1345. Hon Alison Xamon to the Minister for Environment representing the Minister for Lands

1346. Hon Alison Xamon to the Minister for Environment representing the Minister for Planning

1347. Hon Alison Xamon to the Minister for Environment representing the Minister for Transport

1348. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Electoral Affairs

1349. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Commerce and Industrial Relations

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**Postponed Questions**

- 1350. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Mines and Petroleum
- 1351. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Citizenship and Multicultural Interests
- 1352. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Racing and Gaming
- 1353. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Tourism
- 1354. Hon Alison Xamon to the Minister for Environment representing the Minister for Energy
- 1355. Hon Alison Xamon to the Minister for Environment representing the Minister for Finance
- 1356. Hon Alison Xamon to the Minister for Environment representing the Treasurer
- 1357. Hon Alison Xamon to the Leader of the House representing the Minister for Sport and Recreation
- 1358. Hon Alison Xamon to the Leader of the House representing the Attorney General
- 1359. Hon Alison Xamon to the Leader of the House representing the Minister for Culture and the Arts
- 1360. Hon Alison Xamon to the Leader of the House representing the Minister for Heritage
- 1361. Hon Alison Xamon to the Leader of the House representing the Minister for Local Government
- 1362. Hon Alison Xamon to the Minister for Environment representing the Minister for Corrective Services
- 1363. Hon Alison Xamon to the Minister for Environment representing the Minister for Emergency Services
- 1364. Hon Alison Xamon to the Minister for Environment representing the Minister for Police
- 1365. Hon Alison Xamon to the Parliamentary Secretary representing the Minister for Mental Health
- 1366. Hon Alison Xamon to the Parliamentary Secretary representing the Minister for Health
- 1367. Hon Alison Xamon to the Minister for Regional Development representing the Minister for State Development, Jobs and Trade
- 1368. Hon Alison Xamon to the Leader of the House representing the Minister for Public Sector Management
- 1369. Hon Alison Xamon to the Leader of the House representing the Premier
- 1370. Hon Alison Xamon to the Minister for Agriculture and Food
- 1371. Hon Alison Xamon to the Minister for Regional Development
- 1372. Hon Alison Xamon to the Minister for Disability Services
- 1373. Hon Alison Xamon to the Minister for Environment
- 1374. Hon Alison Xamon to the Minister for Education and Training
- 1375. Hon Alison Xamon to the Leader of the House representing the Minister for Culture and the Arts
- 1376. Hon Alison Xamon to the Minister for Environment representing the Minister for Planning

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**Postponed Questions**

- 1377. Hon Alison Xamon to the Minister for Environment
- 1378. Hon Alison Xamon to the Minister for Environment representing the Minister for Planning
- 1379. Hon Alison Xamon to the Minister for Environment representing the Minister for Planning
- 1380. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Fisheries
- 1381. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Fisheries
- 1382. Hon Alison Xamon to the Minister for Regional Development representing the Minister for Fisheries
- 1383. Hon Alison Xamon to the Minister for Environment
- 1384. Hon Alison Xamon to the Minister for Environment
- 1385. Hon Alison Xamon to the Minister for Education and Training
- 1386. Hon Alison Xamon to the Minister for Education and Training
- 1387. Hon Alison Xamon to the Leader of the House representing the Premier
- 1388. Hon Alison Xamon to the Minister for Education and Training
- 1389. Hon Diane Evers to the Minister for Regional Development representing the Minister for Water
- 1390. Hon Robin Chapple to the Minister for Regional Development representing the Minister for Water
- 1391. Hon Robin Chapple to the Minister for Regional Development representing the Minister for Water
- 1392. Hon Martin Aldridge to the Minister for Environment representing the Minister for Police
- 1393. Hon Martin Aldridge to the Minister for Environment representing the Minister for Road Safety
- 1394. Hon Robin Chapple to the Minister for Environment representing the Minister for Transport
- 1395. Hon Nick Goiran to the Leader of the House representing the Minister for Sport and Recreation
- 1396. Hon Robin Chapple to the Minister for Environment representing the Minister for Lands
- 1397. Hon Robin Chapple to the Minister for Environment
- 1398. Hon Robin Chapple to the Minister for Environment representing the Minister for Aboriginal Affairs
- 1399. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Health

**Notice Given                      Wednesday, 13 June 2018**

- 1400. Hon Rick Mazza to the Leader of the House representing the Premier
- 1401. Hon Martin Aldridge to the Minister for Environment representing the Minister for Police
- 1402. Hon Martin Aldridge to the Parliamentary Secretary representing the Minister for Health
- 1403. Hon Martin Aldridge to the Minister for Regional Development
- 1405. Hon Martin Aldridge to the Minister for Regional Development representing the Minister for Water

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**Postponed Questions**

- 1406. Hon Martin Aldridge to the Minister for Regional Development
- 1407. Hon Martin Aldridge to the Minister for Regional Development
- 1408. Hon Martin Aldridge to the Minister for Regional Development
- 1409. Hon Martin Aldridge to the Leader of the House representing the Premier
- 1410. Hon Martin Aldridge to the Minister for Education and Training
- 1411. Hon Diane Evers to the Parliamentary Secretary representing the Minister for Health

**Notice Given**                      **Thursday, 14 June 2018**

- 1412. Hon Martin Aldridge to the Minister for Environment representing the Minister for Planning
- 1413. Hon Martin Aldridge to the Minister for Environment representing the Treasurer
- 1414. Hon Martin Aldridge to the Minister for Regional Development
- 1415. Hon Martin Aldridge to the Minister for Education and Training
- 1416. Hon Martin Aldridge to the Minister for Education and Training

**Notice Given**                      **Tuesday, 26 June 2018**

- 1417. Hon Robin Chapple to the Minister for Regional Development representing the Minister for Mines and Petroleum
- 1418. Hon Robin Chapple to the Minister for Regional Development representing the Minister for Mines and Petroleum
- 1419. Hon Robin Chapple to the Minister for Regional Development representing the Minister for Mines and Petroleum
- 1420. Hon Robin Chapple to the Minister Assisting the Minister for State Development, Jobs and Trade
- 1421. Hon Rick Mazza to the Minister for Agriculture and Food
- 1422. Hon Nick Goiran to the Leader of the House representing the Minister for Seniors and Ageing
- 1423. Hon Diane Evers to the Minister for Regional Development representing the Minister for Forestry
- 1424. Hon Robin Chapple to the Minister for Regional Development representing the Minister for State Development, Jobs and Trade
- 1425. Hon Nick Goiran to the Leader of the House representing the Minister for Seniors and Ageing
- 1426. Hon Robin Chapple to the Minister for Regional Development representing the Minister for Mines and Petroleum
- 1427. Hon Robin Chapple to the Minister for Regional Development representing the Minister for Mines and Petroleum
- 1428. Hon Robin Chapple to the Minister for Environment representing the Minister for Energy
- 1429. Hon Robin Chapple to the Minister for Environment representing the Minister for Energy
- 1430. Hon Robin Chapple to the Minister for Environment representing the Minister for Energy
- 1431. Hon Robin Chapple to the Minister for Regional Development representing the Minister for Mines and Petroleum
- 1432. Hon Martin Aldridge to the Leader of the House representing the Minister for Local Government

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**Postponed Questions**

1433. Hon Martin Aldridge to the Leader of the House representing the Premier

1434. Hon Robin Chapple to the Minister for Environment representing the Minister for Aboriginal Affairs

***Notice Given***                      ***Wednesday, 27 June 2018***

1435. Hon Robin Chapple to the Minister for Environment

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 QUESTIONS ASKED TODAY
 

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Notice Given

Thursday, 28 June 2018

**1436. Hon Robin Scott to the Minister for Regional Development representing the Minister for Mines and Petroleum:**

- (1) In reference to Department of Mines, Industry Regulation and Safety (DMIRS) approval of large scale blasting activities on Pinjin Station, and in the light of a DMIRS assertion that the proposed blasting activities could be undertaken in accordance with the required safety standards, including to provide adequate protection of the community, employees and the environment, can the Minister explain how the department was able to satisfy itself that 'adequate protection' was afforded to substantial occupied buildings including people on Pinjin Station located within 200 metres of the proposed large scale blasting?
- (2) If no to (1), why not?
- (3) Will the Minister table a copy of the blast guarding procedure dated 25 April 2018 lodged with the mining proposal dated 4 April 2018?
- (4) If no to (3), why not?
- (5) In seeking approval with DMIRS did Hawthorn Resources advise the department that people living and residing in occupied buildings located within 200 metres of proposed large scale blasting would not be required to be evacuated?
- (6) If no to (5), what specifically did Hawthorn Resources advise in relation to this?
- (7) If yes to (5), what specifically did they state in relation to this matter?
- (8) Did DMIRS recognise that substantial risks and dangers existed to occupied buildings and people living on the station for large scale blasting proposed in the Hawthorn Resources mining proposal dated April 2018?
- (9) If yes to (8), how did the department satisfy itself before giving approval that those risks and dangers were eliminated for people residing and living within occupied buildings?
- (10) Can the Minister quote the specific text of what is contained in the blast guarding procedure dated 4 April 2018 lodged with DMIRS that provides more than adequate protection to eliminate the risks and dangers for people living and residing in occupied buildings with 200 metres of the proposed blasting?

**1437. Hon Martin Aldridge to the Leader of the House representing the Premier:**

I refer to Legislative Council question on notice No. 576, in relation to the *Freedom of Information Act 1992*, the information I seek is not entirely available in the Information Commissioner's Annual Report and nevertheless that report will not be available for several months, and I ask again:

- (a) from 11 March 2017 to date please provide the following for each department or agency under the Premier's control including the Department of the Premier and Cabinet and each subsequent ministerial office:
  - (i) the total number of applications received per month;
  - (ii) how many of those identified in (i), were completed within the 45 day statutory timeframe;

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- (iii) of those identified in (i), how many applicants were charged a fee beyond the \$30 application fee;
- (iv) of those identified in (iii), how many applications ceased as a result of the fee requested; and
- (v) what is the total cost of additional fees charged by agency, department of ministers office?

**1438. Hon Martin Aldridge to the Parliamentary Secretary representing the Minister for Health:**

I refer to Legislative Council question on notice No. 1189, in relation to the Geraldton Regional Hospital, and the Minister's decision to refuse access to the business case relating to the redevelopment of the hospital, and I ask, when does the Minister intend to satisfy his obligations under Section 82 of the *Financial Management Act 2006*?

**1439. Hon Martin Aldridge to the Parliamentary Secretary representing the Minister for Health:**

I refer to Legislative Council question on notice No. 1188, in relation to private patients admitted to public hospitals, and I ask:

- (a) are there any outstanding claims prior to 2014-15 and please detail those by year and health service; and
- (b) given health insurance claims are only pursued within two years of the invoice date, what is the amount of health insurance claims abandoned in each financial year from 2014-15?

**1440. Hon Martin Aldridge to the Minister for Environment representing the Minister for Police:**

I refer to Legislative Council questions on notice Nos 735 and 1404, and the Minister's refusal to answer specific questions asked by me and the Minister's now breach of Section 82 of the *Financial Management Act 2006*, and I ask for the third time in relation to Protective Service Officers (PSO) employed by the Western Australia Police:

- (a) as of 1 January 2018, how many PSO are engaged by Western Australia Police;
- (b) in the 2017-18 budget, how much FTE is allocated to the employment of PSO; and
- (c) I refer to an article published on 3 March 2018, *WA Police Union claims protective service officers victims of cost cutting*, and I ask:
  - (i) how many PSO will be re-deployed or offered the opportunity to become full police officer's;
  - (ii) based upon the 'fresh assessment', how many PSO does Western Australia Police require; and
  - (iii) does the Minister support the reduction in PSO FTE and what role did she have in instigating such a change?



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**1441. Hon Martin Aldridge to the Minister for Environment representing the Minister for Transport:**

I refer to Legislative Council question on notice No. 1181, in relation to advertising material distributed by the Department of Transport, and I ask:

- (a) in response to (1)(a), please identify the other advertising services offered by the Department of Transport;
- (b) the Minister's answer to (1)(d) is not complete, I asked for the name of each organisation or individual and relevant costs incurred by them in relation to this advertising service for 2015-16, 2016-17 and 2017-18; and
- (c) if the Minister refuses to provide the information that I seek, when does the Minister intend to satisfy the Minister's responsibility under Section 82 of the *Financial Management Act 2006*?

**1442. Hon Martin Aldridge to the Minister for Environment representing the Minister for Lands:**

I refer to Legislative Council question on notice No. 1190, in relation to the sale of State land, and I ask:

- (a) please provide the standard conditions for the sale of crown land;
- (b) what was the sale price of the land to the Shire of Chapman Valley and any conditions applied to the sale;
- (c) why were adjoining land owners not offered the land on the same terms as the Shire of Chapman Valley i.e. sale by private treaty pursuant to section 86 of the *Land Administration Act 1997*;
- (d) why was the sale of the land not subjected to an open and competitive process that ensured all interested parties were treated fairly and the State received the greatest benefit for the disposal of the asset;
- (e) I refer to Section 3.58 of the *Local Government Act 1995* in relation to disposal of property, is the State's approach to the disposal of property inconsistent with which it expects of Local Government by allowing for private negotiation and little transparency; and
- (f) are you aware the land in question has no road frontage or road access, what are the arrangements that would be necessary to provide access to the lot given negotiation or communication has not occurred in this respect with adjoining land owners?

**1443. Hon Alison Xamon to the Leader of the House representing the Premier:**

I refer to the Senate Legal and Constitutional Affairs References Committee's report into the adequacy of existing offences in the Commonwealth Criminal Code and of State and Territory criminal laws to capture cyberbullying released in March 2018, and I ask:

- (a) does the McGowan Government support:
  - (i) recommendation 2 "that Australian governments consider how they can further improve the quality and reach of preventative and early intervention measures, including education initiatives, both by government and non-government organisations, to reduce the incidence of cyberbullying among children and adults"; and

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- (ii) recommendation 4, that Australian governments ensure that:
  - (A) the general public has a clear awareness and understanding of how existing criminal offences can be applied to cyberbullying behaviours;
  - (B) law enforcement authorities appropriately investigate and prosecute serious cyberbullying complaints under either State or Commonwealth legislation, coordinate their investigations across jurisdictions where appropriate, and make the process clear for victims of cyberbullying, and; and
  - (C) consistency exists between State, Territory and Federal laws in relation to cyberbullying;
- (b) if yes to any part of (a), please advise what work, if any, is proposed to address these recommendations and any timeframes for this work to be undertaken; and
- (c) if not to any part of (a), why not?

**1444. Hon Martin Aldridge to the Minister for Regional Development:**

I refer to the Minister's answer to the Standing Committee on Estimates and Financial Operations 2017-2018 budget estimates hearings inquiry, question 1 (answers to additional questions), and I ask:

- (a) the answer to 1(a) suggests that you are seeking further advice before providing an answer, given the answer was provided by you on 7 November 2017, have you received that advice;
- (b) what was the advice you have received;
- (c) have you provided an answer to the Standing Committee on Estimates and Financial Operations;
- (d) will you now provide an answer to 1(a) requesting the name of the 'specialist local procurement officer' in each region; and
- (e) if no to (d), when will you fulfil your obligation under Section 82 of the *Financial Management Act 2006*?

**NIGEL PRATT**

Clerk of the Legislative Council