

WESTERN AUSTRALIA
LEGISLATIVE COUNCIL

QUESTIONS

No. 194

Tuesday, 6 March 2012

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

Tuesday, 1 November 2011

4896. Hon Alison Xamon to the Minister for Mental Health

Wednesday, 9 November 2011

4980. Hon Linda Savage to the Minister for Energy representing the Minister for Education

4981. Hon Ljiljanna Ravlich to the Minister for Energy representing the Minister for Education

5007. Hon Adele Farina to the Minister for Finance representing the Minister for Transport

5011. Hon Adele Farina to the Minister for Finance representing the Minister for Transport

5017. Hon Adele Farina to the Leader of the House representing the Premier

Thursday, 10 November 2011

5022. Hon Helen Bullock to the Minister for Mental Health representing the Minister for Water

5023. Hon Ed Dermer to the Minister for Energy representing the Minister for Emergency Services

5024. Hon Robin Chapple to the Minister for Indigenous Affairs

Tuesday, 22 November 2011

5026. Hon Robin Chapple to the Minister for Child Protection representing the Minister for
Agriculture and Food

5027. Hon Robin Chapple to the Minister for Child Protection representing the Minister for
Agriculture and Food

5028. Hon Robin Chapple to the Minister for Indigenous Affairs

5029. Hon Robin Chapple to the Minister for Child Protection representing the Minister for
Agriculture and Food

LEGISLATIVE COUNCIL

Postponed Questions

5030. Hon Alison Xamon to the Minister for Energy representing the Minister for Education

5034. Hon Alison Xamon to the Minister for Finance representing the Minister for Corrective Services

Wednesday, 23 November 2011

5036. Hon Matt Benson-Lidholm to the Leader of the House representing the Premier

Tuesday, 29 November 2011

5038. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

5039. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

5046. Hon Ken Travers to the Minister for Finance representing the Minister for Transport

5047. Hon Alison Xamon to the Leader of the House representing the Premier

5048. Hon Alison Xamon to the Minister for Mental Health

5049. Hon Alison Xamon to the Minister for Energy representing the Minister for Education

5050. Hon Alison Xamon to the Minister for Mental Health

5051. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Health

5052. Hon Alison Xamon to the Minister for Community Services

5053. Hon Alison Xamon to the Minister for Finance representing the Minister for Corrective Services

5054. Hon Alison Xamon to the Minister for Mental Health

5055. Hon Alison Xamon to the Minister for Child Protection

5056. Hon Alison Xamon to the Minister for Mental Health

5057. Hon Alison Xamon to the Minister for Mental Health

5058. Hon Alison Xamon to the Minister for Mental Health

5059. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Health

5061. Hon Alison Xamon to the Minister for Mental Health

5062. Hon Alison Xamon to the Minister for Health

5063. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Health

5064. Hon Alison Xamon to the Minister for Energy representing the Minister for Education

5065. Hon Alison Xamon to the Minister for Mental Health

5066. Hon Alison Xamon to the Minister for Mental Health

5068. Hon Alison Xamon to the Minister for Mental Health

5069. Hon Alison Xamon to the Minister for Mental Health

5070. Hon Alison Xamon to the Minister for Energy representing the Minister for Education

5071. Hon Alison Xamon to the Minister for Child Protection

Wednesday, 30 November 2011

5074. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Water

LEGISLATIVE COUNCIL

Postponed Questions

- 5077. Hon Kate Doust to the Minister for Energy
- 5078. Hon Kate Doust to the Minister for Energy
- 5079. Hon Kate Doust to the Minister for Energy
- 5080. Hon Kate Doust to the Minister for Energy
- 5081. Hon Kate Doust to the Minister for Energy
- 5082. Hon Kate Doust to the Minister for Energy
- 5083. Hon Kate Doust to the Minister for Energy
- 5084. Hon Kate Doust to the Minister for Energy
- 5085. Hon Kate Doust to the Minister for Energy
- 5086. Hon Kate Doust to the Minister for Energy
- 5087. Hon Kate Doust to the Minister for Energy
- 5088. Hon Kate Doust to the Minister for Energy
- 5089. Hon Kate Doust to the Minister for Energy
- 5090. Hon Kate Doust to the Minister for Energy

Thursday, 1 December 2011

- 5092. Hon Lynn MacLaren to the Minister for Mental Health representing the Minister for Health
- 5093. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Water
- 5096. Hon Giz Watson to the Minister for Corrective Services
- 5097. Hon Giz Watson to the Minister for Mental Health representing the Minister for Environment
- 5098. Hon Giz Watson to the Minister for Mental Health representing the Minister for Planning
- 5099. Hon Linda Savage to the Minister for Mental Health representing the Minister for Health
- 5100. Hon Ljiljanna Ravlich to the Minister for Mental Health representing the Minister for Water
- 5101. Hon Ken Travers to the Leader of the House representing the Premier
- 5102. Hon Sally Talbot to the Minister for Mental Health representing the Minister for Environment

LEGISLATIVE COUNCIL

QUESTIONS ASKED TODAY

Notice Given *Tuesday, 6 March 2012*

5103. Hon Giz Watson to the Minister for Child Protection representing the Minister for Agriculture and Food

With regards to the Primary Producers Recovery Grant and growers in the Carnarvon district affected by floods in December 2010, I ask what assistance is available for growers from non-English speaking backgrounds to complete the application process?

5104. Hon Giz Watson to the Minister for Finance representing the Minister for Corrective Services

I refer to the response by the Department of Corrective Services to Recommendation 20 of Report 73 *Report of an Announced Inspection of Bandyup Women's Prison* of the Office of the Inspector of Custodial Services, and I ask -

- (1) Has the Department of Corrective Services reached a decision on whether to allow day stays for 'significant' children with female prisoners who are not their mothers?
- (2) If yes to (1), what was the decision?
- (3) If no to (1), when is that decision expected to be made?

5105. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

I refer to the answers provided for question on notice No. 3822, dated 12 April 2011, a newspaper article entitled, 'Property Rights taken to Parliament', which appeared in the *Narrogin Observer* on 27 October 2010, photographs taken on 21 January 2010, depicting clearing of vegetation and construction of bores undertaken with exploration equipment available for viewing at www.mp.wa.gov.au/rchapple/Kaltails, a document, dated 3 December 2009, entitled, 'KCGM Mining Proposal and Works Approval Application', a media statement, dated 1 May 2005, entitled, 'Unauthorised native vegetation clearing conviction', and another, dated 30 November 2009, entitled 'Illegal land clearers fined \$10,000 each', and I ask -

- (1) Can the Minister explain why KCGM, Barrick, Newmont have been given special dispensation and let off in not being prosecuted in 2011, given that KCGM previously cleared a large amount of land on the Fimiston 2 tailings dam in 1995 and made a written submission which basically stated 'In an effort to prevent such mistakes re-occurring, KCGM has introduced procedures to ensure all works which may require government approval being referred to the tenements and environmental departments of KCGM for advice' referred to in question on notice No. 2800 to the Minister for Mines, dated 22 September 2011?
- (2) If no to (1), why not?
- (3) Can the Minister explain, how does the answer and written submissions from KCGM provided in question on notice No. 3822, dated 12 April 2011, referring to 'that KCGM had reviewed the incident and implemented new procedures to ensure there would be no reoccurrence in the future' largely differ from the new procedures they claimed they implemented in 1995 referred to in (1) above to ensure there would be no reoccurrence in the future?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (4) If no to (3), why not?
- (5) Can the Minister explain how the Department of Environment and Conservation (DEC) can justify issuing a letter of warning in the year 2011 for illegal clearing to KCGM on the basis that they had reviewed the incident and implemented 'new procedures' given that KCGM reviewed the incident of illegal clearing in 1995 and implemented new procedures to ensure there would be no reoccurrence in the future?
- (6) If no to (5), why not?
- (7) Can the Minister explain why the DEC has deliberately targeted smaller individual farmers and other persons for illegal clearing with prosecutions and the larger companies such as KCGM, Barrick and Newmont have been let off simply by providing almost repetitious weak excuses by indicating they have reviewed the incident and implemented new procedures to ensure there would be no reoccurrence in the future?
- (8) If no to (7), why not?

5106. Hon Robin Chapple to the Parliamentary Secretary representing the Minister for Regional Development

I refer to the answers for questions on notice No. 4193, dated 26 May 2011, No. 3826, dated 12 April 2011, the proposed Lucknow, Phar lap, Milanese Open cuts, the Westralia Lode gold mineralization, the gold resources known as Sons of Gwalia, Charlotte Fault and Golden Dream located close to the Trans Australian Railway line in the vicinity of the Mt Charlotte/Cassidy mining operations owned by Barrick Gold and Newmont Mining managed by KCGM and the Goldfields Esperance Region 2010-2020 Strategic Plan produced by the Goldfields Esperance Development Commission (GEDC), and I ask -

- (1) Can the Minister explain the importance and relevance of all staff, including the staff of the GEDC, providing accurate and precise information to the Minister with respect to all ministerial correspondence and any parliamentary questions?
- (2) If no to (1), why not?
- (3) Does the Minister support staff from the GEDC providing incorrect and misleading information to the Minister and the Minister's staff in relation to the answers provided for question on No. 4193, dated 26 May 2011?
- (4) If no to (3), why not?
- (5) In relation to the answer for question on notice No. 4193, part (4), does the Chief Executive Officer (CEO) of the GEDC deny that Mr Russell Cole from KCGM visited the GEDC offices on 20 May 2011 and told a group of people that the life expectancy of the super pit was at least 2030 and can be pushed out to the year 2040 and beyond?
- (6) If yes to (5), what did Mr Russell Cole precisely tell the GEDC in relation to this matter?
- (7) What is the penalty, if any, for a CEO providing incorrect and misleading information to a Minister in answers to parliamentary questions or in ministerial correspondence or memorandums?
- (8) Does the CEO of the GEDC deny that a senior Barrick employee/staff member visited the GEDC on 7 April 2011 and explained that the gold resources of the Kalgoorlie super pit are enough to have a life expectancy of around the year 2040?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (9) If yes to (8), what did the senior Barrick person precisely advise the GEDC of the gold resources and life expectancy of the super pit mine?
- (10) Does the CEO of the GEDC deny that Mr Russell Cole told a group of people on 20 May 2011 that KCGM had discovered a new large ore body in the Mt Percy/Williamstown area located in the area of the old Mt Percy Pits, previously missed by the open cut mining and exploration in the early to mid 1990's?
- (11) If yes to (10), what did Mr Russell Cole precisely tell the GEDC in relation to this matter?
- (12) Does the CEO of the GEDC deny that Mr Russell Cole told a group of people on 20 May 2011 that KCGM was embarking on seeking the approval of the owners of the super pit, Barrick and Newmont, to agree to spend up to \$300 million on a new gold roaster to reduce sulphur dioxide and mercury emissions in the Goldfields region?
- (13) If yes to (12), what did Mr Russell Cole precisely tell the GEDC in relation to this matter?
- (14) What are the estimated costs for constructing the 'proposed intermodal freight facility' in the Kalgoorlie area?
- (15) Can the Minister indicate -
- (a) what detailed planning has been undertaken for the proposed 'new rail realignment around Kalgoorlie' and 'proposed intermodal freight facility' as part of the \$5 million allocated; and
 - (b) why no detailed consultation with the local community outside of government agencies on a broad scale has been initiated?
- (16) If no to (15)(a) and (b), why not?
- (17) Does the Minister still anticipate that the 'Port Link Proposal' costings and information will be submitted to State Cabinet for approval in the year 2012 well before the next State election?
- (18) If no to (17), why not?
- (19) If yes to (17), how far advanced are the planning costs of implementing the Port Link Proposal?
- (20) Can the Minister advise what the GEDC was precisely told by Mr Russell Cole on 20 May 2011 in relation to the proposed even time working hours roster position of KCGM, Barrick and Newmont for the employees in the super pit operations?
- (21) If no to (20), why not?
- (22) Can the Minister advise what the GEDC was precisely told by Mr Russell Cole on 20 May 2011 in relation to how he reports to both owners Barrick and Newmont when he attends any meetings on behalf of KCGM?
- (23) If no to (22), why not?

5107. Hon Robin Chapple to the Minister for Energy

I refer to VERVE Energy and Synergy having signed separate contracts with the Chevron-led Gorgon joint venture for the supply of domestic gas totalling 125 terajoules per day for 20 years from 2015, and I ask -

- (1) Will the Minister table those contracts?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (2) If no to (1), why not?
- (3) By what method will the gas be delivered to shore by the Chevron-led Gorgon joint venture?
- (4) If by pipeline, will the Minister provide -
 - (a) an outline of those development timelines;
 - (b) the proposed route;
 - (c) approvals procedures;
 - (d) cost estimates; and
 - (e) the funding base for such a pipeline?
- (5) Will the State Government provide any infrastructure or funds to facilitate VERVE Energy and Synergy accessing gas produced on Barrow Island?

5108. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

I refer to a media statement, dated 16 June 2008, from the Department of Environment and Conservation (DEC) titled, 'Hazelmere rendering company pays \$25,000 penalty for odour emission', and unreasonable odour emissions of ammonium nitrate fumes from blasts which seriously impacted upon residents which occurred on 11 and 16 February 2010, at a site managed by Kalgoorlie Consolidated Gold Mines Pty Ltd (KCGM), who is the management company for Newmont and Barrick at the Mount Charlotte gold mining operations, and ask -

- (1) Will KCGM be prosecuted under the *Environmental Protection Act 1986*, for causing unreasonable odour emissions for the incidents on 11 and 16 February 2010, in the same/similar manner as other companies referred to, in the DEC media statements above?
- (2) If no to (1), why not?
- (3) If yes to (1), when will prosecution proceedings be commenced or implemented?
- (4) Is it correct that the DEC has evidence in the form of a copy of a letter from KCGM, dated 3 February 2010, addressed to a resident which in part states 'As discussed on the phone, the odour was the result of post-firing blast fumes that were not appropriately contained by the spray system ... However, on behalf of KCGM, I would like to apologise to you and your family for the inconvenience experienced for both of these incidents regarding the failure of sprays to activate'?
- (5) If no to (4), what was specifically stated in the letter, dated 3 February 2010?
- (6) Was the letter in (4) above considered by the DEC as part of its investigation before it finalised these matters along with many statements from persons affected?
- (7) If no to (6), why not?
- (8) If yes to (6), how was the letter, dated 3 February 2010, taken into consideration?
- (9) Since the February 2010 incidents of unreasonable odour emissions -
 - (a) how many more incidents have occurred; and
 - (b) on what respective dates have these incidents been reported to the DEC?
- (10) Will the DEC take strong prosecution action which eliminates and reduces any likelihood of any ongoing unreasonable odour emissions which seriously impact on residents?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (11) If no to (10), why not?
- (12) Can the Minister explain why the DEC has not taken any action against KCGM to reduce noise levels which are generated in the evening from the ventilation fans from the Mt Charlotte KCGM operations?
- (13) If no to (12), why not?

5109. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

I refer to the following -

- (a) a newspaper article entitled, 'Property Rights taken to Parliament', which appeared in the *Narrogin Observer* on 27 October 2010;
- (b) photographs taken on 21 January 2010, depicting clearing of vegetation and construction of bores undertaken with exploration equipment available for viewing at www.mp.wa.gov.au/rchapple/Kaltails;
- (c) a document, dated 3 December 2009, entitled, 'KCGM Mining Proposal and Works Approval Application';
- (d) a media statement, dated 1 May 2005, entitled, 'Unauthorised native vegetation clearing conviction'; and
- (e) another media statement, dated 30 November 2009, entitled 'Illegal land clearers fined \$10,000 each', and I ask -
- (1) With reference to the newspaper article, dated 27 October 2010, referred to above, can the Minister explain why Department of Environment and Conservation (DEC) was prepared to spend significant resources and effort to prosecute a Munglinup farmer who cleared native vegetation on his property which resulted in him spending 90 days in jail, for breaching a court order preventing him from clearing land?
- (2) If no to (2), why not?
- (3) Can the Minister explain why the DEC is not prepared to spend significant resources in a manner consistent with that reflected by the prosecutions referred to above in the media statements, and at the very least prosecute a large corporation KCGM employees/contractors who have cleared native vegetation as part of exploration/construction activities, without obtaining a native vegetation clearing permit under the *Environmental Protection Act 1986*?
- (4) If no to (3), why not?
- (5) Can the Minister explain the rationale as to why the DEC was not prepared to send a letter of warning to the alleged offenders for illegal clearing referred to in the above media statement, dated 1 May 2005?
- (6) If no to (5), why not?
- (7) Can the Minister explain the rationale as to why the DEC was not prepared to send a letter of warning to the alleged offenders referred to in the above media statement, dated 30 November 2009?
- (8) If no to (7), why not?
- (9) Can the Minister quote the full text of the 'letter of warning' written to KCGM referred to in the answer for question on notice No. 3822 of 12 April 2011, parts (5) to (7)?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (10) If no to (9), why not?
 (11) Will the Minister table a copy of the 'letter of warning' referred to in the answer for question on notice No. 3822 of 12 April 2011, parts (5) to (7)?

5110. Hon Robin Chapple to the Minister for Indigenous Affairs

With regard to Woodside's ground breaking work at James Price Point and the risk of damage to registered Aboriginal sites, I ask -

- (1) Has the Department of Indigenous Affairs (DIA) investigated whether Woodside has undertaken drilling within the Walmadan registered site (DIA site 13076), between 21 July 2011 to 26 July 2011, or any other period?
 (2) If yes to (1), what was the outcome of the investigation?
 (3) If no to (1), will the DIA investigate this?
 (4) If no to (3), why not?
 (5) Has the DIA investigated whether Woodside has undertaken drilling or clearing work within any registered, unregistered or protected Aboriginal sites at James Price Point since 11 July 2011?
 (6) If yes to (5), what was the outcome of this investigation?
 (7) If yes to (1) or (5), under what authority did any damage to Aboriginal sites proceed?
 (8) If no to (5), why not?
 (9) Has the DIA investigated whether conditions imposed on the s16 provided for James Price Point been complied with?
 (10) If yes to (9), what is the outcome of this investigation?
 (11) If no to (9), why not?
 (12) If no to (9), will the DIA investigate whether conditions of the s16 approval have been complied with, including the condition to consult with Mr Joseph Roe?
 (13) If no to (12), why not?
 (14) What action, if any, is the DIA taking to protect registered Aboriginal sites at James Price Point?
 (15) Is the DIA responsible for investigating and prosecuting offences under the *Aboriginal Heritage Act 1972*?
 (16) If no to (15), who is the prosecuting authority?
 (17) Is it departmental policy to prosecute if there are reasonable prospects of a conviction for unauthorised destruction of a registered Aboriginal site?
 (18) Under what circumstances would the DIA prosecute?

5111. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

With regard to the Chevron Gorgon Project on Barrow Island, I ask -

- (1) What are the conditions imposed upon Chevron, and subcontractors to Chevron, with regards to turtle nesting beaches on Barrow Island?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (2) Can the Minister advise the approximate duration of the annual turtle nesting season on Barrow Island?
- (3) If no to (2), why not?
- (4) In the period 14 October 2011 to the present time, has a 24 hour pipe laying operation been ongoing on a designated turtle nesting beach on the north east shore of Barrow Island throughout turtle nesting season?
- (5) If no to (4), what are the hours of work?
- (6) If yes to (4), has Chevron breached any environmental conditions by undertaking this operation?
- (7) If no to (6), why are conditions not in place to protect nesting and hatching turtles from the impacts of the Gorgon project?
- (8) If yes to (6), what action will the Minister take to enforce compliance with these conditions?

5112. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

With regard to the Chevron Gorgon Project on Barrow Island, I ask -

- (1) What are the conditions imposed upon Chevron, and subcontractors to Chevron, with regards to turtle nesting beaches on Barrow Island?
- (2) Can the Minister advise the approximate duration of the annual turtle nesting season on Barrow Island?
- (3) If no to (2), why not?
- (4) In the period 14 October 2011 to the present time, has the Marine Vessel (MV) Carlisle anchored off the north west coast of Barrow Island?
- (5) If yes to (4), was the MV Carlisle anchored 400 metres directly adjacent to a turtle nesting beach?
- (6) If no to (5), where was the MV Carlisle anchored during this period?
- (7) If yes to (6), has the vessel been in continuous 24 hour operation for all or a part of this period?
- (8) If yes to (5), has Chevron breached any environmental conditions by maintaining the vessel in place and in continuous operation during turtle nesting season?
- (9) If no to (8), why are conditions not in place to protect nesting and hatching turtles from the impacts of the Gorgon project?
- (10) If yes to (8), what action will the Minister take to enforce compliance with these conditions?

5113. Hon Robin Chapple to the Minister for Indigenous Affairs

With reference to the functions of the Aboriginal Cultural Materials Committee (ACMC) and the specialist anthropologist, I ask -

- (1) Will the Minister table a list of all the specialist anthropologist who have served in this function on the ACMC since this Government came to power?
- (2) Will the Minister provide a list of all the service periods for the specialist anthropologist for the period outlined in answer to (1) above?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (3) Will the Minister provide the reasons given for the specialist anthropologist leaving this function on the ACMC?
- (4) On what dates and by what method were expressions of interest sought by the Department for Indigenous Affairs for specialist anthropologist to fill the vacant positions?
- (5) How many applications were made on each occasion a vacancy occurred?
- (6) Where any of those applications in (5), not successful and why?
- (7) Where specific specialist anthropologist sought from the Universities of Western Australia?
- (8) If yes to (7), how were these sought?
- (9) Will the Minister table a list of specialist anthropologist sought from the Universities of Western Australia?
- (10) If yes to (8) and (9), why did those specialist anthropologist decline the invitations?

5114. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

With regard to the proposed Toro Energy Wiluna uranium project, I ask -

- (1) Did Toro Energy conduct a community consultation forum on 19 September 2011 in Wiluna?
- (2) If yes to (1), did Toro Energy indicate that this forum was poorly attended?
- (3) Was this forum conducted during a period of mourning for a senior Indigenous elder who was a resident of Wiluna?
- (4) If yes to (3), does the Minister consider the holding of a community consultation forum during a period where community members are prevented for cultural reasons from attending such events to be appropriate conduct as part of their assessment by a mining company in Western Australia?

5115. Hon Robin Chapple to the Minister for Mines and Petroleum

With regard to the proposed Toro Energy Wiluna uranium project, I ask -

- (1) Did Toro Energy conduct a community consultation forum on 19 September 2011 in Wiluna?
- (2) If yes to (1), did Toro Energy indicate that this forum was poorly attended?
- (3) Was this forum conducted during a period of mourning for a senior Indigenous elder who was a resident of Wiluna?
- (4) If yes to (3), does the Minister consider the holding of a community consultation forum during a period where community members are prevented for cultural reasons from attending such events to be appropriate conduct by a mining company in Western Australia?

5116. Hon Giz Watson to the Minister for Energy representing the Minister for Police

- (1) For each schedule to the *Poisons Act 1964* that relates to medicine or drugs -
 - (a) how many officers/staff at the Perth Watch House are currently authorised to dispense, distribute, supply or administer medicine/drugs listed in that schedule to detainees;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (b) by what legislative authority (please identify section of Act/regulation number) or other authority is this permitted;
 - (c) is at least one officer/staff member who has the necessary authorisation to dispense, distribute, supply or administer medicine/drugs listed in that schedule on duty at the Perth Watch House at all times;
 - (d) if no to (1)(c) -
 - (i) why not;
 - (ii) what process applies when a detainee requires treatment by a medicine/drug listed in that schedule but no officer/staff member with the necessary authorisation is on duty;
 - (e) what records are completed whenever a medicine/drug listed in that schedule is dispensed, distributed, supplied or administered to a detainee at the Perth Watch House;
 - (f) how long are those records kept;
 - (g) in what circumstances is the dispensing, distribution, supply or administration of a medicine/drug under that schedule to a detainee at the Perth Watch House video recorded;
 - (h) how long are such video records retained;
 - (i) in what circumstances is the dispensing, distribution, supply or administration of a medicine/drug under that schedule to a detainee at the Perth Watch House not video recorded; and
 - (j) how often does this occur?
- (2) What coronial recommendations have been made regarding the provision of medicine/drugs to detainees at the Perth Watch House and/or otherwise in police custody?
- (3) Will you please describe in full the extent to which each of these recommendations has been implemented?
- (4) Have you discussed with the Minister for Health whether there is a need for amendment to the *Poisons Act 1964* or *Poisons Regulations 1965* to enable medicine/drugs to be provided to detainees in police custody?
- (5) If yes to (4) -
- (a) what was the nature of those discussions; and
 - (b) what was the outcome?

5117. Hon Giz Watson to the Minister for Child Protection representing the Minister for Forestry I refer to 2010-2011 Annual Report of the Forest Products Commission, and I ask -

- (1) Regarding Note 2.01 on page 50 -
 - (a) will you please table copies of the specific Australian Accounting Standards, Framework, Statements of Accounting Concepts and other authoritative pronouncements of the Australian Accounting Standards Board (the 'Standards') applicable to the determination of the fair value of natural resource assets;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (b) if the *Financial Management Act 2006* has taken precedence over the Standards applicable to the determination of the fair value of natural resource assets, will you please provide full details;
- (c) if the Standards applicable to the determination of the fair value of natural resource assets have been modified by the Treasurer's instruction, will you please -
 - (i) table or set out the full text of the Treasurer's instruction;
 - (ii) identify when the modification was made;
 - (iii) identify the source and content of any advice that led to the modification being made; and
- (d) what is the process for producing a Treasurer's instruction amending the Standards?
- (2) Regarding Note 2.17 on page 57, Note 4.02 on page 61 and Note 27.2 on page 75 -
 - (a) if 'fair value of natural resource assets is based on their present location and condition' and is 'determined based on historical volume increases and historical cash flows, adjusted for known variances', does the Minister acknowledge that this model is incapable of taking into account best available predictions as to volume increase until several years after those predictions have come to pass;
 - (b) if no to (2)(a), how did the method of determining the fair value of natural resource assets used in the 2010-2011 Annual Report take into account best available predictions regarding the impact of an ongoing (not exceptional) hotter and drier climate in the south west on volume (please provide full details and calculations);
 - (c) if yes to (2)(a) -
 - (i) what, if any steps has the Minister taken to ensure the determination of fair value of natural resource assets in future annual reports will take into account best available predictions regarding volume increase;
 - (ii) will the Minister arrange for a revaluation of the fair value of natural resource assets;
 - (d) if the answer to (2)(c)(i) and/or (ii) is no or none, what is the reason for this; and
 - (e) for the 2010-11 Annual Report, will the Minister please explain the calculation of the fair value of natural resource assets in full detail, including specifying the historical volume increases, historical cash flows, known variances, assumptions and the basis for those assumptions, that were used in the calculation?
- (3) Regarding Note 6.0, on pages 62 to 64, will the Minister please table copies of all Australian Accounting Standards (including Interpretations) applicable to the determination of the fair value of natural resource assets that have been issued or amended but were not operative until after the annual reporting period ended 30 June 2011?
- (4) What criteria are used to evaluate whether the auditing methodology is reasonable?
- (5) Does any evaluation compare predictions of past years with the actual returns for the relevant coupes?
- (6) If no to (5), why not?
- (7) If yes to (5), how did the actual financial return match the predictions?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

5118. Hon Giz Watson to the Minister for Finance representing the Minister for Corrective Services I refer to the December 2011 edition of the Department of Corrective Services' newsletter *West Kimberley Regional Prison News*, and I ask -

- (1) Regarding the statement at page 2 of the newsletter that the prison will guarantee the location of Aboriginal prisoners close to their supports of land and family, and noting also the assertions in the February 2008 'Short Term Indigenous Visitor Accommodation Feasibility Study' commissioned by the Shire of Derby West Kimberley and the Department of Indigenous Affairs that -
 - (a) 1676 people from remote Aboriginal communities utilise Derby as a service centre;
 - (b) lack of suitable and affordable short term accommodation means that most visitors stay with family and friends (placing a burden on resident families resulting in overcrowding, violent and disruptive behaviour and tenuous tenancies) or sleep rough on the marsh;
 - (c) the prison will further exacerbate the urgent need for short term Indigenous visitor accommodation in Derby, and will also increase demand for medium and long term accommodation needs; and I ask -
 - (d) how specifically (please provide full details) will the prison guarantee Aboriginal prisoners will be close to family support, particularly from family members who do not predominantly live in Derby?
- (2) Will the Minister please table the social needs analysis referred to at page 3 of the 'Short Term Indigenous Visitor Accommodation Feasibility Study'?
- (3) If no to (2), why not?
- (4) What influx of prisoners' families is expected in Derby as a result of the prison?
- (5) What arrangements are in place to avoid the problems listed at (1)(b) that were identified by the 'Short Term Indigenous Visitor Accommodation Feasibility Study'?
- (6) How specifically (please provide full details) will the prison recognise and respect traditional law and cultural obligations, and provide support to Aboriginal prisoners with maintaining and fulfilling their cultural obligations and responsibilities, as stated at page 2 of the newsletter?
- (7) How specifically (please provide full details) will the prison recognise and accept the cultural and spiritual connection of prisoners to their country, and recognise that they have custodial rights and interests, as stated at page 2 of the newsletter?
- (8) How specifically (please provide full details) will the prison recognise and accept that familial responsibilities are central to the fabric of Aboriginal society and critical to the wellbeing of the community and the individual, and that there is recognition and acceptance of customary protocols that link kinship ties with reciprocal obligations, as stated at page 2 of the newsletter?
- (9) Regarding the statement at page 2 of the newsletter, that the Aboriginal community recognises and accepts responsibility to address issues identified by Aboriginal people, and issues such as substance abuse and other anti-social behaviour and the development of skills to assist prisoners after release are necessary to promote the social and economic well-being and independence of Aboriginal people in the Kimberley -

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (a) what are the expectations of Aboriginal services to provide services and programs for prisoners at the prison -
 - (i) pre-release;
 - (ii) post-release;
- (b) what funding will be made available to deliver on those expectations;
- (c) what are the expectations of the Kimberley alcohol and other drug services sector to provide rehabilitation programs for prisoners at the prison -
 - (i) pre-release;
 - (ii) post-release; and
- (d) what funding will be made available to deliver on those expectations?
- (10) Regarding the statement at page 3 that stage one of the fill plan will commence in 2012 with a mix of male and female offenders of minimum and medium security ratings, how will these prisoners be selected?
- (11) Of the remaining 60 male prisoners and six female prisoners to be selected under stage 2 of the fill plan from early 2013 -
 - (a) how many male prisoners of maximum security rating are intended to be selected;
 - (b) how many female prisoners of maximum security rating are intended to be selected; and
 - (c) how will the prisoners be selected?
- (12) Regarding the statement at page 3 that more than 50 applications have been received from Kimberley residents interested in working as a prison officer for the prison, how many applications were received from Aboriginal people?
- (13) Regarding the article at page 4 'Self-care accommodation supports philosophy and life skills' -
 - (a) will the Minister please describe, or table details of, the seven different self-care unit housing types; and
 - (b) how many mothers with babies can be accommodated?
- (14) How many meetings of the Cultural Reference Group have been held?
- (15) How many of the recommendations from the Cultural Reference Group have been adopted or implemented so far?

5119. Hon Giz Watson to the Parliamentary Secretary representing the Minister for Regional Development

I refer to page 38 of the latest Annual Report of the South West Development Commission which says the Commission administered a grant of \$240,000 to the Koombana Bay Sailing Club Inc. for Bunbury mooring facilities, and I also refer to the answer given to my question without notice No. 728 of 7 September 2011, which was that the proposal to develop a floating jetty is no longer being pursued, and I ask -

- (1) Has the whole or any part of the \$240,000 grant monies been returned unspent?
- (2) If yes to (1), how much of the grant monies have been returned unspent?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (3) If no to (1) -
- (a) how much of the grant has been spent to date;
 - (b) on what has the grant been spent to date (please provide full details);
 - (c) has any of the grant been spent on the recently improved bar facilities at Koombana Bay Sailing Club;
 - (d) on what further activities is the remainder of the grant proposed to be spent (please provide full details); and
 - (e) will you please table copies of the parts of the grant terms that authorise the expenditure of grant monies on the activities described in the answers to (3)(b), (3)(c) if applicable, and (3)(d)?

5120. Hon Giz Watson to the Minister for Mental Health representing the Minister for Environment
I refer to the answer given to my question without notice No. 728 of 7 September 2011, which was that the proposal to develop a floating jetty is no longer being pursued, and I ask -

- (1) Is the Minister or your Department, aware of any development proposal/s for Bunbury's Koombana Bay?
- (2) If yes to (1), has the proposal/s been referred to the Environmental Protection Authority?
- (3) If yes to (2) -
 - (a) when; and
 - (b) what is the nature of the proposal/s?
- (4) If no to (2) -
 - (a) why not; and
 - (b) does the Minister concur with the statement by the previous Minister that 'It is a requirement that significant development proposals in Western Australia be assessed under the requirements of the *Environmental Protection Authority Act 1986*. This will necessarily occur if conceptual plans for KBSC are progressed to a development proposal stage'?
- (5) If no to (4)(b), why not?
- (6) I refer to the August 2011 report of the Dolphin and Estuarine Health Working Group and ask what progress has the Minister and your environment and water departments made in addressing the report's recommendations?

5121. Hon Giz Watson to the Parliamentary Secretary representing the Attorney General

- (1) For each confiscation action under the *Criminal Property Confiscation Act 2000* instituted or continued by the Office of the Director of Public Prosecutions (ODPP) since 1 January 2009, will the Attorney General please provide full details regarding -
 - (a) the nature of the confiscation offence;
 - (b) the sentence imposed on the offender for the confiscation offence;
 - (c) the ODPP assessment regarding each factor considered in deciding whether to institute or continue the confiscation action;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (d) whether the property that was the subject of the confiscation action was subject to a mortgage with an innocent third party;
 - (e) the extent of any legal or equitable interest held by a third party in the property that was the subject of the confiscation action; and
 - (f) whether the property that was the subject of the confiscation action was substituted property?
- (2) When will the Attorney General introduce a Bill that amends the anomaly he identified in his speech in the other place on 8 September 2011 when responding to a grievance brought by the Member for Southern River?

5122. Hon Giz Watson to the Minister for Energy representing the Minister for Police

For each confiscation action under the *Criminal Property Confiscation Act 2000* instituted or continued by police since 1 January 2009, will the Minister please provide full details regarding -

- (a) the nature of the confiscation offence;
- (b) the sentence imposed on the offender for the confiscation offence;
- (c) the police assessment regarding each factor considered in deciding whether to institute or continue the confiscation action;
- (d) whether the property that was the subject of the confiscation action was subject to a mortgage with an innocent third party;
- (e) the extent of any legal or equitable interest held by a third party in the property that was the subject of the confiscation action; and
- (f) whether the property that was the subject of the confiscation action was substituted property.

5123. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

I refer to two causeways into the Stockes Bay - May river system, question on notice No. 2211 asked in the Legislative Council on 17 August 2004 and photos '2012-01-04 Causeway 1.jpg', '2012-01-04 Causeway 2 Borrow Pit.jpg' and '2012-01-04 Causeway 2.jpg' located at <http://robinchapple.com/qdata>, and I ask -

- (1) Can the Minister identify if the old causeway (Causeway 1) from Latitude -17.17954 Longitude 123.731804 to Latitude -17.162893 Longitude 123.740001 was assessed by the Environmental Protection Authority (EPA) or the Department of Environment and Conservation (DEC)?
- (2) If yes to (1), on what date was this assessed?
- (3) If no to (1), why not?
- (4) If yes to (1), what was the level of assessment?
- (5) Were any conditions attached to this causeway that passed through mangal systems?
- (6) Was there any requirement for the proponent to remove the causeway, drill pad or drill mud pond and rehabilitate the area?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (7) If no to (5) or (6), why not?
- (8) If yes to (5) or (6), will the Minister table any conditions or requirements?
- (9) If no to (8), why not?
- (10) What were the types of drilling fluids used at this site?
- (11) Were the drilling fluids removed and where were they removed to?
- (12) As the pond no longer exists and if the fluids were not removed, does the Minister consider that release of these drill muds into the mangal and marine ecosystem acceptable?
- (13) Who was the proponent responsible for the environmental management of this causeway, drill pad and drill mud pond?
- (14) Will the proponent be prosecuted for environmental contamination, breach of conditions or breach of licence?
- (15) Can the Minister identify if the new causeway (Causeway 2) from Latitude -17.152303 Longitude 123.707058 to Latitude -17.162893 Longitude 123.740001 was assessed by the EPA or the DEC?
- (16) If yes to (15), on what date was this assessed?
- (17) If no to (15), why not?
- (18) If yes to (15), what was the level of assessment?
- (19) Were any conditions attached to this causeway that passed through mangal systems?
- (20) Is there any requirement for the proponent to remove the causeway, drill pad or drill mud pond and rehabilitate the area?
- (21) If no to (19) or (20), why not?
- (22) If yes to (19) or (20), will the Minister table any conditions or requirements?
- (23) If no to (22), why not?
- (24) What were the types of drilling fluids used at this site?
- (25) Were the drilling fluids and mud removed and where were they removed to?
- (26) As the drill mud pond is inundated on king tides and no longer contains any material and if the fluids were not removed, does the Minister consider that release of these drill muds and fluids into the mangal and marine ecosystem acceptable?
- (27) Who is the proponent responsible for the environmental management of this causeway, drill pad or drill mud and fluid pond?
- (28) Will the proponent be prosecuted for environmental contamination, breach of conditions or breach of licence as a result of release of drilling muds and fluids into the marine and mangal environments?
- (29) With reference to the causeway 2 borrow pit, were there any requirements to rehabilitate the area?
- (30) If no to (29), why not?
- (31) If yes to (29), when are the works anticipated to be commenced?
- (32) In establishing this borrow pit, was permission sought or granted to remove material from below the water table?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (33) If no to (32), why not?
- (34) If yes to (32), will the Minister table the conditions associated with this application?
- (35) If no to (32), what action is available to the Minister to force remediation of this situation and will the Minister take such action?
- (36) Is the Minister or his department aware of any other current or future exploration or drilling programs in the Stockes Bay - May river system or Point Torment areas?
- (37) If yes to (36), will the Minister identify the locations and proponents?
- (38) If yes to (36), will environmental conditions apply to these developments and will they be available for public comment?
- (39) If no to (36), why not?
- (40) If no to (37) or (38), why not?

5124. Hon Robin Chapple to the Leader of the House representing the Premier

With regard to the development of the Browse Basin Gas Hub at James Price Point, I ask -

- (1) Can the Premier confirm that the draft Strategic Assessment Report (SAR) prepared by the Department of State Development (DSD) for the proposed Browse LNG precinct at James Price Point includes commitments to prepare approximately 56 post-approval environmental and social impact management plans?
- (2) Following receipt of public submissions and the preparation by DSD of the supplementary SAR 'response to submissions' document, has the number of environmental and social impact management plans committed to by DSD increased, decreased, or remained the same?
- (3) Will the Premier table the supplementary SAR 'Response to Submissions' document?
- (4) If no to (3), why not?
- (5) Will the Premier table a comprehensive and up to date list of the environmental and social impact management plans committed to in the SAR?
- (6) If no to (5), why not?
- (7) Will compliance with the environmental and social impact management plans committed to by DSD in relation to the Browse LNG precinct project be legally binding on relevant parties as set out in the management plans?
- (8) If yes to (7), please outline the binding accountability mechanism?
- (9) If no to (7), why not?
- (10) For each of the environmental and social impact management plans committed to by DSD for the Browse LNG strategic assessment, who will be responsible for -
 - (a) the preparation of the plan;
 - (b) implementation of the plan; and
 - (c) compliance enforcement of the plan?
- (11) How much will the preparation, implementation and compliance enforcement of all these environmental and social impact management plans cost?
- (12) Given Auditor General's findings, reported in 'Ensuring Compliance with Conditions on Mining', that relevant departments lack the internal systems and resources for compliance

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

enforcement in relation to environmental and social conditions, how will compliance with all of the above plans be enforced and how will any non-compliance be reported to the public?

5125. Hon Robin Chapple to the Leader of the House representing the Premier

With regard to the appointments to the Environment Protection Authority Board, I ask -

- (1) Is the Premier concerned about public perception that the Government is attempting to bias the Environmental Protection Authority (EPA) in favour of approving the Browse LNG project by appointing Ms Elizabeth Carr, former Executive Director of the Browse LNG Project at the Department of State Development, to the Board of the EPA?
- (2) If no to (1), why not?
- (3) Is the Premier aware that the appointment of the former Executive Director of the Browse LNG project placed the EPA in an invidious position of having to immediately stand Ms Carr down from involvement in one of the biggest and most complex proposals being assessed by the EPA?
- (4) Does the Government now regret the position it has placed the EPA in?
- (5) Why did the Government choose not to mention Ms Carr's previous position when announcing her appointment to the EPA?
- (6) In particular, was this an attempt by the Government to try to conceal her previous role so that she could involve herself in the EPA's Browse LNG assessment?

5126. Hon Robin Chapple to the Leader of the House representing the Premier

With regard to the development of the Browse Basin Gas Hub at James Price Point, I ask -

- (1) Can the Premier confirm that Western Australian Government financial support for the Browse LNG project proposed to be sited at James Price Point is currently budgeted to cost \$487 million, comprising -
 - (a) \$111 million over five years to the Department of State Development (DSD) for the Browse LNG precinct (Budget 2010-11 at a glance);
 - (b) \$256 million Native Title settlement and regional benefits package (over 30 years); and
 - (c) \$120 million funding for James Price Point access road?
- (2) If any of the amounts in (1) are not correct, will the Premier please detail the correct amounts?
- (3) Will the Premier detail any further projected State Government expenditure on this project?
- (4) For the allocations listed at (a) to (c) in (1), will the Premier provide -
 - (a) an annual breakdown of expenditure;
 - (b) clarification of whether any of the sums within these budgets, in particular within the \$256 million Native Title settlement and regional benefits package, are funds that have been previously committed by the Government through other budgets or programs such as, for example, the government's Indigenous Affairs housing, education or training budgets;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (c) confirmation that, if none of these funds have been previously committed under other government budgets and all these funds are 'new dollars', that the allocation of these amounts will not simply be deducted from existing government programs and commitments to services in the Kimberley region or more generally; and
 - (d) clarification of how much of each of these budget allocations has been or will be reimbursed by Woodside if the project goes ahead?
- (5) How much funding has been, or will be, allocated to the Environmental Protection Authority (EPA) to ensure it has the capacity to properly assess the impacts of the proposed gas hub and associated infrastructure?
- (6) Is the Premier aware of how many staff the EPA has available to assess this project and the resources available to it to do this work?
- (7) Given the disproportionate amount of funding has been allocated by the Government to subsidise and facilitate this project relative to the funds allocated to ensure the project is subject to a full, independent, transparent and rigorous environmental and social impact assessment, what does the Premier propose to do to rectify this failure of due process?

5127. Hon Robin Chapple to the Leader of the House representing the Premier

With regard to the development of the Browse Basin Gas Hub at James Price Point, I ask -

- (1) Given Woodside is seeking to delay the Final Investment Decision until 2013 at the earliest, and the proponent does not have secure tenure at the site, will the Premier as Minister for State Development and proponent of the Browse LNG precinct, place the strategic environmental assessment process on hold?
- (2) If no to (1), why not?
- (3) Will the Premier place construction of the planned \$120 million James Price Point gas hub access road on hold?
- (4) If no to (2), why not?
- (5) How much of the projected budget of \$120 million will be paid for by public funds and how much by the Browse LNG joint venture?
- (6) If the Premier is not willing to place construction of the road on hold, why is the Premier willing to risk significant public funds on a project while the private sector proponent is not willing to make a final investment decision?
- (7) Is the Premier aware of a recent Main Roads WA announcement that AECOM Australia Pty Ltd has been selected as the preferred proponent in a joint venture with Brierty Ltd for the Browse LNG Precinct Access Road Program Alliance?
- (8) How much has AECOM been paid to date as an environmental consultancy firm for its input into -
 - (a) the strategic assessment for the proposed James Price Point gas hub; and
 - (b) the environmental assessment of the proposed access road to James Price Point?
- (9) How much does AECOM stand to earn from its contract with Main Roads for the access road to James Price Point?
- (10) Given that AECOM was engaged by both the Department of State Development and Main Roads WA as environmental consultant for flora and fauna surveys as part of the

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

environmental impact assessment process for the gas hub and access road to James Price Point, is the Premier concerned about perceptions that AECOM failed to identify key environmental factors so as to secure a lucrative road construction contract?

- (11) In particular, is the Premier concerned that AECOM's 'targeted survey' for threatened Bilbies in the vicinity of the proposed road failed to find any Bilbies while a volunteer citizen science project run by the local community found and filmed colonies of Bilbies in the vicinity of the gas hub and the proposed road?
- (12) How much was AECOM paid for the 'targeted survey' for Bilbies at James Price Point?
- (13) Is it possible that AECOM will tender for and be awarded contracts for the construction of any part of the gas hub, as it has done in relation to the access road?
- (14) Is the Premier aware of recent financial media coverage of concerns about the performance of the other 'preferred proponent' for the construction of the proposed James Price Point access road, Brierty Ltd, including *Australian Financial Review* reports on 1 June 2011 and 24 August 2011 to the effect that Brierty is in difficulty over contract disputes and management issues?
- (15) Given that, according to Main Roads WA, 'The formal award of the [James Price Point access road] contract is subject to a number of matters including legal, commercial and funding finalisation', will the Premier intervene to ensure that this \$120 million contract is only awarded to fit and proper companies?
- (16) Is the Premier confident that if Main Roads awards the construction contract to Brierty, in partnership with AECOM, that it will be able to deliver the project on time and on budget?
- (17) If the gas hub access road project ends up far more costly and taking far longer than planned, who will be held accountable and what penalties will apply?

5128. Hon Robin Chapple to the Leader of the House representing the Premier

With regard to the development of the Browse Basin Gas Hub at James Price Point, I ask -

- (1) In relation to the Premier's comments reported in the *Australian Financial Review* on 22 December 2011 which suggest that it is not feasible to pipe Browse gas to Karratha because 'higher costs would arise to develop new discoveries in the region' and that 'at some stage there is going to have to be a development on the Kimberley coastline', and I ask -
 - (a) to what new discoveries of gas is the Premier referring;
 - (b) which gas, aside from Browse gas, does the Premier foresee as being able to be processed at the James Price Point site;
 - (c) will the Premier rule out the possibility of gas from the Canning Basin being processed at James Price Point; and
 - (d) will the Premier rule out the possibility of gas from the Canning Basin being processed at James Price Point, even if Browse gas is processed elsewhere?
- (2) In relation to the Premier's further comments reported in the same article that it was 'likely that more gas would be found in the southern Carnarvon Basin, obviating the need to pipe the gas from the Browse', what current need to pipe gas from the Browse to existing facilities near Karratha is the Premier referring to?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (3) In relation to the Premier's further comments in the same article 'hinting at a potential restructuring of the Browse venture, possibly involving new partners from India or China', will the Premier detail the possible new partners from India or China?
- (4) If no to (3), why not?

5129. Hon Nick Goiran to the Minister for Mental Health representing the Minister for Health
For the calendar year from 1 January 2011 to 31 December 2011, what was the number of -

- (a) induced abortions;
- (b) induced abortions over 12 weeks' gestation;
- (c) induced abortions for women under the age of 20;
- (d) approvals given by the Ministerial Panel for abortions at 20 weeks gestation or later; and
- (e) induced abortions at 20 weeks gestation or later?

5130. Hon Giz Watson to the Minister for Mental Health representing the Minister for Environment
I refer to the recent appointment of six new members of the Conservation Commission of Western Australia, and I ask -

- (1) How many expressions of interest in appointment were received for these positions?
- (2) How many of these applicants had a professional background in a field related to -
- (a) conservation or management of biodiversity;
- (b) environmental management; and
- (c) sustainable use of natural resources?
- (3) For each new member, will the Minister please provide full details of his or her knowledge and experience, particularly in a Western Australian context, in the following areas -
- (a) conservation or management of biodiversity;
- (b) environmental management;
- (c) sustainable use of natural resources;
- (d) preservation of the natural environment;
- (e) promotion of the appreciation of flora and fauna and the natural environment; and
- (f) principles of ecologically sustainable forest management as defined in section 19(2) of the *Conservation and Land Management Act 1984*?
- (4) Has the new member Wade DeCampo retained any interest or role in his family transport company?
- (5) If yes to (4), is that transport company available to transport products from any forest or timber reserve over which the Conservation Commission performs any function?
- (6) If no to (5), what arrangements are in place to prevent this?
- (7) If yes to (5), what arrangements are in place to prevent an actual or potential conflict of interests, or a perceived bias, in the Conservation Commission's functions in respect of forests or timber reserves?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

5131. Hon Giz Watson to the Minister for Mental Health representing the Minister for Environment
I refer to the recommendations contained in the report 'Vulnerability of Forests in South-West Western Australia to Timber Harvesting Under the Influence of Climate Change' published by the Department of Environment and Conservation in 2010, and ask will the Minister please provide full details regarding the current state of implementation of each of the recommendations?

5132. Hon Giz Watson to the Minister for Child Protection representing the Minister for Forestry
Will the Minister please provide a list of all the sawmills that have contracts of sale with the Forest Products Commission for the purchase of native forest logs, including -

- (a) the contract name/sawmill;
- (b) the contract number;
- (c) the product (species and grade);
- (d) the quantity per annum;
- (e) the current expiry date, and
- (f) the final expiry date?

5133. Hon Giz Watson to the Minister for Child Protection representing the Minister for Forestry
Will the Minister please provide a list of all the contractors who have contracts of supply (to fall, extract, load and deliver) with the Forest Products Commission for the supply of logs, both native forest and plantation, including -

- (a) the contractor's name;
- (b) the contract number;
- (c) the contract description;
- (d) the log specification (species and grade only);
- (e) the quantity per annum;
- (f) the operative date, and
- (g) the expiry date?

5134. Hon Giz Watson to the Minister for Child Protection representing the Minister for Forestry

(1) Which sawmills now have Investment Security Guarantees?

(2) What amount of compensation will be payable -

- (a) to each sawmill; and
- (b) in total,

if the Forest Products Commission (FPC) reduces the log timber intake specified in their contracts with the FPC and the exceptions to payment of compensation do not apply?

(3) What are the exceptions to the payment of compensation?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

5135. Hon Giz Watson to the Minister for Child Protection representing the Minister for Forestry

- (1) Has any money been paid to log buyers under Investment Security Guarantees?
- (2) If yes to (1) -
 - (a) on what date(s);
 - (b) to which log buyer(s);
 - (c) for what reason(s); and
 - (d) in what amount(s)?

5136. Hon Sally Talbot to the Minister for Child Protection representing the Minister for Forestry

Given that sawmills are required to supply to the Forest Products Commission a six-monthly summary of log timber processing/milestones and commitments, for each of the past three years, 2008-09, 2009-10 and 2010-11, I ask -

- (1) what volume of -
 - (a) broadleaved sawnwood; and
 - (b) coniferous sawnwood,
 was produced in Western Australia?
- (2) What amount of each was sold -
 - (a) locally;
 - (b) in the eastern states; and
 - (c) overseas?
- (3) Based on figures supplied by sawmills, what was the average sawn recovery rate for -
 - (a) jarrah;
 - (b) karri; and
 - (c) marri?

5137. Hon Sue Ellery to the Minister for Child Protection

- (1) How many children were under the care of the Department of Child Protection (DCP) during the month of February 2012, by district?
- (2) How many of these were placed in non-Government group facilities, by district?
- (3) How many of these were in placements with DCP foster carers by category of relative and non-relative carer, by district?
- (4) How many of these were in placements with non-Government organisation foster carers by district?

5138. Hon Sue Ellery to the Minister for Child Protection

- (1) As at 29 February 2012, what was the total funded full time equivalent (FTE) employee allocation by directorate and district?
- (2) As at 29 February 2012 -
 - (a) what were the vacancies in the FTE terms by directorate and district;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (b) how many of those vacancies were subject to advertising by district; and
 - (c) of those not subject to advertising, why not?
- (3) As at 29 February 2012, what was the total service delivery FTE employee allocation by directorate and district?
- (4) As at 29 February 2012, what were the total vacant service delivery positions by directorate and district?
- (5) As at 29 February 2012, what was the total FTE case worker allocation by directorate and district?
- (6) As at 29 February 2012, what were the total FTE vacant case worker positions?
- (7) As at 29 February 2012, what were the FTE number of employees by directorate and district on permanent contract and on fixed term contract?
- (8) As at 29 February 2012, how many Department of Child Protection (DCP) field officers have been co-located with Western Australian Police staff from the family protection unit, in regional and rural offices as part of the strategy to combat family and domestic abuse?
- (9) What are the co-location sites where the DCP officers referred to in (8) are situated?
5139. Hon Sue Ellery to the Minister for Child Protection
- (1) As at 29 February 2012, what was the number of new Safety and Wellbeing Assessments for a Child recorded during that month by district?
 - (2) As at 29 February 2012, what was the number of new Safety and Wellbeing Assessments with a harm assessment recorded during the month by district?
 - (3) As at, 29 February 2012, what was the number of children in care for more than 20 days with no planning recorded by district?
 - (4) As at 29 February 2012, what was the number of Safety and Wellbeing Assessments open for more than 30 days but less than 90 days by district?
 - (5) As at 29 February 2012, what was the number of Safety and Wellbeing Assessment with a harm assessment open for more than 90 days by district?
 - (6) As at 29 February 2012, what were the number of open Safety and Wellbeing Assessments with a harm assessment by district?
 - (7) As at 29 February 2012, what was the number of 'monitored' or 'active holding' cases not allocated to workers caseload, by district?
5140. Hon Sue Ellery to the Minister for Child Protection
- (1) As at 29 February 2012, what was total number of applications to be a foster carer approved by category of relative and non-relative carer and by district?
 - (2) As at 29 February 2012, what was the total number of registered foster carers by category of relative carer and non-relative carer and by district?
 - (3) As at 29 February 2012, what was the total number of interim foster carers, by category of relative and non-relative carer and by district?
 - (4) As at 29 February 2012, what was the total number of registered foster carers with children placed, by category of relative and non-relative carers by district?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

(5) As at 29 February 2012, what was the total number of interim foster carers with children placed, by category of relative and non-relative carers by district?

5141. Hon Sue Ellery to the Minister for Child Protection

- (1) During the month of February 2012, what was the total number of registered carers with four or more children placed with them by category of relative and non-relative carer, by district?
- (2) During the month of February 2012, what was the total number of interim carers with four or more children placed with them by category of relative and non-relative carer, by district?
- (3) During the month of February 2012, how many carers had an interim registration for more than 90 days by category of relative and non-relative carer, by district?
- (4) During the month of February 2012, how many carers had a 'carer record screening' overdue or not recorded by category of relative and non-relative carer, by district?
- (5) During the month of February 2012, how many carers had overdue 'carer reviews' by category of relative and non-relative carer, by district?

5142. Hon Sue Ellery to the Minister for Child Protection

- (1) For the period, 1 December 2011 to 29 February 2012, what was the number of initial inquiries in relation to suspected child sexual abuse received by district and by category of mandated referrer?
- (2) For the period, 1 December 2011 to 29 February 2012, what was the number of Safety and Wellbeing Assessment with harm assessment, by district and by category of harm as follows -
 - (a) neglect;
 - (b) sexual;
 - (c) physical abuse; and
 - (d) emotional abuse?
- (3) Has Western Australia Police notified the Department of Child Protection of any charges that had been laid in respect of any of the Safety and Wellbeing Assessments recorded in the period 1 December 2011 to 29 February 2012?
- (4) If yes to (3), how many individuals were charged and what was the nature of these charges?

5143. Hon Sue Ellery to the Minister for Child Protection

- (1) For the period, 1 Dec 2011 to 29 February 2012, how many Responsible Parenting Agreements have the Department for Child Protection implemented?
- (2) How many of those Responsible Parenting Agreements listed above originated from a referral from another State government department, and how many were referred by each department?
- (3) How many parents approached to enter into a Responsible Parenting Agreement during this period, refused the agreement?
- (4) How many Responsible Parenting Agreements included an agreement for the parents to -
 - (a) take part in counselling or parenting skills training;
 - (b) take reasonable steps to ensure their child attends school;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (c) take reasonable steps to ensure their child avoids contact with particular people or places; or
 - (d) undertake other measures?
- (5) How many juveniles, whose parents agreed to a Responsible Parenting Agreement have -
- (a) improved their attendance at school; and
 - (b) re-offended since the Agreement was made?

5144. Hon Sue Ellery to the Minister for Child Protection

- (1) During the months of December 2011, January 2012 and February 2012, how many individuals did the Department for Child Protection refer to Centrelink for compulsory income management by district?
- (2) How many individuals with children have presented seeking financial assistance on two or more occasions to the department for the period 1 Dec 2011 to 29 February 2012 by district?
- (3) How many of these individuals have been assessed for the purpose of referral to the income management program by district?

5145. Hon Sue Ellery to the Minister for Child Protection

For the months of February 2012, February 2011 and February 2010, how many applicants were provided with financial assistance to pay utility bills for the following suburbs -

- (a) Leeming;
- (b) Canning Vale;
- (c) Morley;
- (d) Wanneroo;
- (e) Willagee;
- (f) Samson;
- (g) Spencer Park;
- (h) Balcatta;
- (i) Dalyellup;
- (j) High Wycombe;
- (k) Kingsley;
- (l) Clarkson;
- (m) Noranda;
- (n) Yokine;
- (o) Currambine;
- (p) Parkwood;
- (q) Innaloo;
- (r) Huntingdale;
- (s) Ellenbrook;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (t) Darch; and
- (u) Peppermint Grove?

5146. Hon Sue Ellery to the Minister for Child Protection

For each of the utilities Synergy, Horizon, Water Corporation and Alinta in regards to the Hardship Utilities Grant Scheme for October 2011 -

- (a) what was the number of approved grants;
- (b) what was the total grant amount; and
- (c) what was the average amount paid?

5147. Hon Sue Ellery to the Minister for Child Protection

For each of the utilities Synergy, Horizon, Water Corporation and Alinta in regards to the Hardship Utilities Grant Scheme for November 2011 -

- (a) what was the number of approved grants;
- (a) what was the total grant amount; and
- (b) what was the average amount paid?

5148. Hon Sue Ellery to the Minister for Child Protection

For each of the utilities Synergy, Horizon, Water Corporation and Alinta in regards to the Hardship Utilities Grant Scheme for December 2011 -

- (a) what was the number of approved grants;
- (a) what was the total grant amount; and
- (b) what was the average amount paid?

5149. Hon Sue Ellery to the Minister for Child Protection

For each of the utilities Synergy, Horizon, Water Corporation and Alinta in regards to the Hardship Utilities Grant Scheme for January 2012 -

- (a) what was the number of approved grants;
- (a) what was the total grant amount; and
- (b) what was the average amount paid?

5150. Hon Sue Ellery to the Minister for Child Protection

For each of the utilities Synergy, Horizon, Water Corporation and Alinta in regards to the Hardship Utilities Grant Scheme for February 2012 -

- (a) what was the number of approved grants;
- (a) what was the total grant amount; and
- (b) what was the average amount paid?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

5151. Hon Robin Chapple to the Minister for Mines and Petroleum

With regard to the August 2011 announcement of new tenure arrangements extending across 862,000 hectares in the Mt Manning area of the Great Western Woodlands, I ask -

- (1) Is the map released by the Ministers at the time of the announcement (and available on my website at www.robinchapple.com.au/qdata "Helena-Aurora Mt Manning Reserves map proposed tenure change DMP version") still accurate in describing the Government's intentions regarding new areas to be designated conservation reserves or areas to be excised from existing conservation reserves?
- (2) If there have been any changes, will the Minister table an updated map showing all such changes?
- (3) If no to (2), why not?
- (4) Which, if any of the announced new conservation reserves under the *Conservation and Land Management Act 1984* (CALM Act) have been gazetted?
- (5) Which, if any of the areas proposed to be vested in the Minister for Mines and Petroleum have been gazetted?
- (6) Which, if any areas proposed to be excised from the Mt Manning Nature Reserve have been excised?
- (7) Has any mining company applied for a mining lease in any of the areas designated by the Minister to become 'CALM Act, section 5(1)(h) Conservation and Mining Reserve'?
- (8) If yes to (7), which company or companies and when were the applications made?
- (9) Has any mining company submitted plans for mining projects in any of the areas designated to become 'CALM Act, section 5(1)(h) Conservation and Mining Reserve'?
- (10) If yes to (9), which company or companies and when were the plans submitted?
- (11) Which companies currently have mining tenements within the 862,000 hectare Mt Manning area, as defined by the maps produced by the Department of Environment and Conservation and the Department of Mines and Petroleum, at the time of the announcement?

5152. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

I refer to the issue of vegetation clearing for a meteorological tower at James Price Point, and ask -

- (1) Did Woodside or its contractors have a permit to clear native vegetation for a meteorological tower at James Price Point?
- (2) If yes to (1), when was this advertised and when was the permit granted?
- (3) If no to (1), did Woodside or its contractors require a permit to clear vegetation for a meteorological tower?
- (4) If no to (3), why not?
- (5) If Woodside did require a permit and they did not receive one, will the Minister instigate an investigation into this possible offence?
- (6) Have Woodside or its contractors received any penalties for illegal clearing and if yes what was the penalty?
- (7) If no to (6), why did they receive no penalty?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

(8) Will the Minister table any reports or investigations on this matter?

5153. Hon Robin Chapple to the Minister for Indigenous Affairs

I refer to the Buru Energy Limited (Buru) Canning Superbasin exploration program and their operations at Ungani, Valhalla and Yulleroo, and ask -

- (1) With respect to the above, what role does the Western Australian Department of Indigenous Affairs (DIA) take in ensuring that all processes required under the *Aboriginal Heritage Act 1972* (AHA) are complied with?
- (2) Was Buru advised that there needed to be a review of site data held by the DIA to ensure no historic Indigenous registered sites were at the locations of Ungani, Valhalla and Yulleroo?
- (3) If yes to (2), did this occur?
- (4) If no to (2), why not or is it not the role of DIA to advise proponents of their responsibilities?
- (5) Was Buru advised by the DIA that there needed to be Indigenous site clearances at the locations of Ungani, Valhalla and Yulleroo?
- (6) If yes to (5), were site clearances carried out?
- (7) If no to (5), why not or is it not the role of DIA to advise proponents of their responsibilities?
- (8) If yes to (6), when were these site clearances carried out and were applications to disturb required under the AHA?
- (9) Is the DIA aware if a review of site data held by the DIA was carried out by Buru?
- (10) If yes to (9), on what date?
- (11) Is the DIA aware if site clearances were carried out by Buru at the Ungani, Valhalla and Yulleroo drilling, laydown, accommodation and access roadway locations?
- (12) If yes to (11), when did these occur?
- (13) As Buru now enters their development stage (ASX announcement 14 December 2012) will they be required to carry out heritage surveys, of the areas of impact, under the AHA?
- (14) If no to (13), why not?

5154. Hon Robin Chapple to the Minister for Mines and Petroleum

I refer to the Buru Energy Limited Canning Superbasin exploration program and their operations at Ungani, Valhalla and Yulleroo, and ask -

- (1) What role does the Department of Mines and Petroleum (DMP) take in ensuring that all process required under the *Aboriginal Heritage Act 1972* (AHA) are complied with under the Lead Agency Working Arrangements between Western Australian Department of Mines and Petroleum and Western Australian Department of Indigenous Affairs (DIA)?
- (2) As lead agency, did the DMP advise Buru that there needed to be a review of site data held by the DIA to ensure no historic Indigenous registered sites were at the locations of Ungani, Valhalla and Yulleroo?
- (3) If yes to (2), did this occur?
- (4) If no to (2), why not or is it not the lead agencies role to advise proponents of their responsibilities?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (5) As lead agency, did the DMP advise Buru that there needed to be Indigenous site clearances at the locations of Ungani, Valhalla and Yulleroo?
- (6) If yes to (5), were site clearances carried out?
- (7) If no to (5), why not or is it not the lead agencies role to advise proponents of their responsibilities?
- (8) If yes to (6), when were these site clearances carried out and were applications to disturb required under the AHA?

5155. Hon Giz Watson to the Minister for Mental Health representing the Minister for Health

I refer to the announcement that St John of God Health Care Inc (SJGHC) is the preferred respondent to partner with the Western Australian Government in respect of the new Midland Health Campus (MHC), and also to the statements on the website of SJGHC that it is 'a wholly owned and controlled entity of St John of God Australia Ltd, a civil and canon law entity' and that its trustees' responsibilities include ensuring 'that our ministry remains faithful to its role within the Catholic Church', and I ask -

- (1) Which contraceptive and sterilisation services will the MHC offer (including but not limited to vasectomy, tubal ligation, insertion of intrauterine devices)?
- (2) What will the Minister do to ensure the range, availability and standard of contraceptive and sterilisation services delivered at MHC are at least consistent with -
 - (a) the services currently delivered at Swan Districts Hospital; and
 - (b) the services delivered by other Western Australian hospitals serving public patients?
- (3) What role will SJGHC have in management decisions concerning the range, availability and standard of contraceptive and sterilisation services offered by MHC?
- (4) What services (including full details of any counselling or advice services) will the MHC offer regarding termination of pregnancy, including but not limited to the following situations -
 - (a) where foetal death has occurred after 20 weeks and spontaneous labour has not occurred?;
 - (b) where the mother's health is severely at risk;
 - (c) where the foetus is severely deformed; and
 - (d) where the pregnancy is unwanted and the woman seeks a termination?
- (5) How will differences between Government policy and the Catholic Church's position on reproductive issues be resolved?
- (6) Will the Minister ensure that at the earliest opportunity the Department of Health public website provides a link to the MHC contract between the Government and SJGHC, as the Department of Corrective Services does in respect of the contracts relating to Acacia Prison and to the provision of court security and custody services?
- (7) If no to (6), why not?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

5156. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

With reference to four questions asked by Hon Derrick Tomlinson: 2004-03-02 number 11, 2004-03-30 number 1736, 2004-05-04 number 249, 2004-05-06 number 286, Supplementary Information No. B5 provided in the other place on Thursday, 3 June 2010 in respect of Division 67, Environment and Conservation and photos taken in 2011 at <http://www.robinchapple.com/qdata> 'Lumen Christi Science leaf photos.pdf', I ask -

- (1) Since the questions were asked in 2004 has the quarry expanded?
- (2) If yes to (1), by how much in terms of area and production tonnages?
- (3) Has the boundary of the operating quarry moved closer to the Lumen Christi Catholic College since 2004?
- (4) If yes to (3), what is the current distance between the operating quarry and the Lumen Christi Catholic College?
- (5) What was the distance between the operating quarry and the Lumen Christi Catholic College in 2004?
- (6) Can the Minister advise whether the Department of Environmental Protection or the Environmental Protection Authority has formed opinions that dust from the CSR Ltd quarry in Gosnells represents environmental nuisances, environmental hazards or health hazards to residents in adjoining land?
- (7) How many times in 2004, 2005, 2006, 2007, 2008, 2009, 2010 and 2011 did the quarry breach a national environmental protection measure (NEPM) for fine dust?
- (8) Who are the current owners and operators of the quarry?
- (9) When was the local air quality monitoring program initiated?
- (10) How many monitors are there and what are their locations?
- (11) Why is the Gosnells monitoring station not operational for the entire year?
- (12) What percentage of the time does the Gosnells monitoring station operate?
- (13) On what dates did the Gosnells monitoring station not operate over the last five years?
- (14) The 2002 report titled 'Buffer and Odour Assessment - Proposed West Martin Residential Project' commissioned by the City of Gosnells from environmental consultants Sinclair Knight Merz, identified a number of potential breaches. Are these breaches still occurring?
- (15) The above report indicated that a portion of Lumen Christi College and some residents are in a zone which could expect four to six exceedences of the PM10 (10 µm) standard per year from quarry activities. Are these expectations still current?
- (16) Is the Lumen Christi College and some residential housing in a zone which could expect exceedences of the PM2.5 (particles less than 2.5µm in diameter) standard per year from quarry activities?
- (17) If yes to (16), how many exceedences are recorded or could be expected to occur?
- (18) Does a notional buffer zone or buffer zone exist for the quarry and when was it introduced?
- (19) If yes to (18), what is the distance of the buffer zone from the edge of the quarry workings and will the Minister table a map of any buffer area?
- (20) How far outside the buffer zone is the Lumen Christi College?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (21) If the Lumen Christi College is not outside the buffer zone, what is being done to mitigate the impact of fugitive respiratable particulates?
- (22) Are the Lumen Christi College students and staff continually advised that dust from the quarry has potential health risks?
- (23) If no to (22), why not?
- (24) If yes to (22), is this information made available to the students, parents and staff?
- (25) If no to (24), why not?
- (26) Has the Minister's department staff visited the Lumen Christi College in respect of the impacts of wind blow dust?
- (27) If yes to (26), when was the last visit and what was the purpose of that visit?
- (28) Has the department been advised of the significant dust impact at the Lumen Christi Catholic College as a result of fugitive emissions from the adjacent quarry (see photos at www.robinchapple.com/qdata 'Lumen Christi science leaf photos')?
- (29) If no to (28), will the department investigate the impacts of nuisance dust and respiratable particulates at the Lumen Christi Catholic College?

5157. Hon Ljiljana Ravlich to the Minister for Mental Health

I refer to the 100 Homes and Personalised Planning and Support, and I ask -

- (1) How many people have been identified for this program to this date?
- (2) How many accommodation units have been spot purchased to this date, and at what cost?
- (3) How many accommodation units have been tagged to be built to this date, and at what cost?
- (4) Is this program to be capped at 100?
- (5) If yes to (4), for how long?
- (6) If no to (4); when will it be reviewed?

5158. Hon Ljiljana Ravlich to the Minister for Mental Health

For the following Regional Health Services -

- (a) Kimberley Health;
- (b) Pilbara Health;
- (c) Midwest Health;
- (d) Goldfields Health;
- (e) Wheatbelt Health;
- (f) South West Health;
- (g) Great Southern Health; and
- (h) Southern Inland Initiative -
 - (i) how many non-government organisations (NGO) operate in these areas;
 - (ii) where are the NGO situated; and
 - (iii) how much funding have these NGO received for the years 2008-2009, 2009-2010, 2010-2011 and 2011-2012?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

5159. Hon Ljiljanna Ravlich to the Minister for Mental Health

I refer to the Chief Psychiatrists' review into the deaths at Kalgoorlie Hospital, and I ask -

- (1) What is the current status of the review?
- (2) If finished, will the Minister table the recommendations in Parliament?
- (3) If no to (2), why not?

5160. Hon Ljiljanna Ravlich to the Minister for Mental Health

- (1) How many children are waiting for appointments to Child and Adolescent Mental Health Services?
- (2) What is the average length of waiting time for children in -
 - (a) North Metropolitan;
 - (b) South Metropolitan; and
 - (c) Regional Mental Health Services?

5161. Hon Ljiljanna Ravlich to the Minister for Mental Health

For the following Regional Health Services -

- (a) Kimberley Health;
- (b) Pilbara Health;
- (c) Midwest Health;
- (d) Goldfields Health;
- (e) Wheatbelt Health;
- (f) South West Health;
- (g) Great Southern Health; and
- (h) Southern Inland Initiative -
 - (i) what older adult services are available;
 - (ii) how many beds are available for older adults; and
 - (iii) where are these beds situated?

5162. Hon Ljiljanna Ravlich to the Minister for Mental Health

I refer to the Consumers of Mental Health Western Australia (COMHWA) an independent consumer peak body, and I ask -

- (1) Is the Minister aware that COMHWA has gone to Lotterywest for funding?
- (2) Has the Minister looked into funding COMHWA?
- (3) If no to (2); why not?

5163. Hon Ljiljanna Ravlich to the Minister for Mental Health

- (1) What specialist comprehensive assessment and treatment services are available to Aboriginal people in areas covered by the following Regional Health Services -

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (a) Kimberley Health;
 - (b) Pilbara Health;
 - (c) Midwest Health;
 - (d) Goldfields Health;
 - (e) Wheatbelt Health;
 - (f) South West Health;
 - (g) Great Southern Health; and
 - (h) Southern Inland Initiative,
- (2) How many full time equivalents (FTEs) are required for full staffing of all Mental Health services in the following categories -
- (a) psychiatrists;
 - (b) child psychiatrists;
 - (c) psychologists;
 - (d) child psychologists;
 - (e) mental health nurses; and
 - (f) occupational therapists?
- (3) How many FTEs are currently employed in the above categories for the Statewide Specialist Aboriginal Mental Health Service?
5164. Hon Ljiljana Ravlich to the Minister for Mental Health
Can the Minister please provide the vacancy rates for -
- (a) mental health nurses;
 - (b) psychiatrists;
 - (c) psychologists; and
 - (d) occupational therapists,
- in all the health services for the last two financial years?
5165. Hon Ljiljana Ravlich to the Minister for Mental Health
I refer to non-government organisations (NGOs) that provide long term accommodation for adults with a mental illness, and I ask -
- (1) How many NGOs supply long term accommodation for adults with a mental illness?
 - (2) Who are these organisations?
 - (3) How many received funding for the years –
- (a) 2008-2009;
 - (b) 2009-2010;
 - (c) 2010-2011; and
 - (d) 2011-2012?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (4) How many of these organisations are consulted with as a part of the discharge protocol when a consumer is released from hospital?

5166. Hon Ljiljanna Ravlich to the Minister for Mental Health

I refer to Mental Health services and accommodation in the Esperance region, and I ask -

- (1) Why has the undertaking by former Minister, Dr Graham Jacobs MLA to reopen the town's short stay mental health acute unit been ignored by the current Minister?
 (2) What is the Minister doing about accommodation services for the mentally ill?

5167. Hon Ljiljanna Ravlich to the Minister for Mental Health

By hospital, over the past 12 months, how many people with a mental health diagnosis have been patients in the emergency department, or the observation ward in the emergency department, for the following length of time -

- (a) one to two days;
 (b) two to three days;
 (c) three to four days;
 (d) four to five days;
 (e) five to six days;
 (f) six to seven days;
 (g) seven to eight days;
 (h) eight to nine days;
 (i) nine to ten days; and
 (j) more than ten days?

5168. Hon Ljiljanna Ravlich to the Minister for Mental Health

I refer to the new *Mental Health Act*, and I ask -

- (1) What is the current status of the proposed Act?
 (2) What is the forecast for the Act to be released for debate in the Parliament?

5169. Hon Ljiljanna Ravlich to the Minister for Mental Health

I refer to Mental Health and the Prison system, and I ask -

- (1) What provisions is the Minister proposing for offenders in the prison system to receive mental health treatment?
 (2) How many full time equivalents are there for mental health consumers in the prison system in the following areas -
 (a) psychiatrists;
 (b) psychologists;
 (c) mental health nurses; and
 (d) occupational therapists?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (3) How many beds are available in the Frankland Centre?
- (4) What are the occupancy rates of those beds?
- (5) Is there a waiting list for the beds at the Frankland Centre?
- (6) If yes to (5), how many are on that list?
- (7) Where are consumers on that waiting list housed?

5170. Hon Ljiljanna Ravlich to the Minister for Mental Health

I refer to the service reviews into funded supported accommodation services and telephone support services being undertaken by the Mental Health Commission, and I ask -

- (1) Have the reviews commenced?
- (2) For each review, when did these reviews commence and when are they likely to be finished?
- (3) At what cost were these reviews carried out?
- (4) How many full time equivalents were assigned to each review?
- (5) Will the Minister table the results of these reviews?

5171. Hon Ljiljanna Ravlich to the Minister for Mental Health

I refer to the mental health sector mapping project which has been funded by the Mental Health Commission and carried out by the Western Australian Association for Mental Health, and I ask -

- (1) Has the mapping project commenced?
- (2) What is the cost of the mapping project?
- (3) How long is the mapping project expected to take?
- (4) When will the directory of non-Government organisation mental services be publicly available?
- (5) Who will manage the directory?
- (6) How many full time equivalents will be needed for the management of the directory?

5172. Hon Ljiljanna Ravlich to the Minister for Mental Health

I refer to non-government organisations (NGOs) utilised by the Mental Health Commission, and I ask -

- (1) How many NGOs have been commissioned?
- (2) How many consumer's do these NGOs cover?
- (3) Will there be any more NGOs commissioned in 2012?
- (4) If yes to (3), how many?
- (5) How many full time equivalents are required to manage the NGOs at the Government level?

5173. Hon Ljiljanna Ravlich to the Minister for Mental Health

I refer to the early intervention school initiatives for young people's understanding and awareness of mental health, and I ask -

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (1) What initiatives have been put in place in schools for the promotion of this initiative?
- (2) In which schools in the metro area have these initiatives been implemented?
- (3) In which schools in the regional areas have these initiatives been implemented?
- (4) Will the Minister be working with the Minister for Education to place more full time equivalent psychologists in schools for easier access by children?
- (5) If no to (4), why not?

5174. Hon Ljiljana Ravlich to the Minister for Mental Health

I refer to answers you provided in the Estimates Committee Agency Annual Report hearing for the Mental Health Commission - upon asking the Minister about the purchases of services from the Health Department and the Minister's comment '...the extent to which the organisation that provides the service requires a certain number of staff or a certain mix of staff or how they go about delivering the service is their business.' I ask the following -

- (1) Why is the Minister leaving the decisions of staffing levels and needs for the Mental Health Sector in the hands of the Department of Health?
- (2) Is the Minister and her department the Mental Health Commission not aware of the staffing needs for the Mental Health sector?
- (3) Is it not the responsibility of the Minister and Mental Health Commission to see that the staffing levels, mix of staffing and the delivery of those services meets the requirements of the Mental Health sector?
- (4) Can the Minister please explain why the Mental Health Ministry and the Commission was formed if the crucial decisions about staffing and service delivery to the Mental Health sector are going to be left in the hands of the Department of Health?

5175. Hon Ljiljana Ravlich to the Minister for Mental Health

How many patients with a mental health diagnosis have returned to Graylands Hospital within 72 hours after discharge for 2011?

5176. Hon Ljiljana Ravlich to the Minister for Mental Health

- (1) At each of the following hospitals, how many patients with a mental health diagnosis have returned to hospital within 28 days of discharge over the last year -
 - (a) Royal Perth Hospital;
 - (b) Sir Charles Gardiner Hospital;
 - (c) Armadale Health Service;
 - (d) Swan Health Service;
 - (e) Joondalup Health Campus;
 - (f) Fremantle Hospital;
 - (g) Kalgoorlie Regional hospital;
 - (h) Geraldton Regional Hospital;
 - (i) Derby Regional Hospital;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (j) Broome Regional Hospital;
 - (k) Bunbury Regional Hospital;
 - (l) Albany Regional Hospital;
 - (m) Port Hedland Regional Hospital;
 - (n) Northam Regional Hospital; and
 - (o) Graylands Hospital?
- (2) What percentage of discharges of people with a mental health diagnosis do these figures represent for each of these hospitals for the last year -
- (a) Royal Perth Hospital;
 - (b) Sir Charles Gardiner Hospital;
 - (c) Armadale Health Service;
 - (d) Swan Health Service;
 - (e) Joondalup Health Campus;
 - (f) Fremantle Hospital;
 - (g) Kalgoorlie Regional hospital;
 - (h) Geraldton Regional Hospital;
 - (i) Derby Regional Hospital;
 - (j) Broome Regional Hospital;
 - (k) Bunbury Regional Hospital;
 - (l) Albany Regional Hospital;
 - (m) Port Hedland Regional Hospital;
 - (n) Northam Regional Hospital; and
 - (o) Graylands Hospital?
5177. Hon Ljiljanna Ravlich to the Minister for Mental Health
- (1) I refer to the culturally and linguistically diverse (CALD) population in Western Australia and the services available to them, and I ask what specialist comprehensive assessment and treatment services are available to the CALD population in the following areas -
- (a) Child and Adolescent Health Service;
 - (b) North Metropolitan Health Service;
 - (c) South Metropolitan Health Service; and
 - (d) Western Australia Country Health Service?
- (2) How many full time equivalents (FTEs) are required for full staffing for a service for the CALD population in the following categories -
- (a) psychiatrists;
 - (b) psychologists;
 - (c) mental health nurses; and
 - (d) occupational therapists?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

(3) How many FTEs are currently employed in the above categories for the CALD population?

5178. Hon Ljiljanna Ravlich to the Minister for Mental Health

I refer to the Mental Health Strategic Plan, and I ask -

- (1) What is the status of the plan?
- (2) What is the likely release date of the plan?

5179. Hon Ljiljanna Ravlich to the Minister for Mental Health

I refer to the escort and transport of involuntary mentally ill patients that is now done by police officers, and I ask -

- (1) Has the Commissioner of Police approached the Minister or her office requesting a third party provider to be written into the new *Mental Health Act*?
- (2) If yes to (1), when?
- (3) Will a third party provider be written into the Act?
- (4) If yes to (3), will it be for the escort or transport function, or both?
- (5) At what cost is the third party provider for the escort and transport function?
- (6) Who are the front-running organisations being looked at for the escort and transfer functions?
- (7) Can the Minister give an assurance that security guards will not be used in the escort or transport of involuntary mental health patients?
- (8) If no to (7), why not?

5180. Hon Ljiljanna Ravlich to the Minister for Mental Health

(1) For the following Regional Health Services -

- (a) Kimberley Health;
- (b) Pilbara Health;
- (c) Midwest Health;
- (d) Goldfields Health;
- (e) Wheatbelt Health;
- (f) South West Health
- (g) Great Southern Health; and
- (h) Southern Inland Initiative,

how many full time equivalents (FTEs) are required for full staffing of all Mental Health services in the following categories -

- (i) psychiatrists;
- (ii) child psychiatrists;
- (iii) psychologists;
- (iv) child psychologists;
- (v) mental health nurses; and

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (vi) occupational therapists?
- (2) How many FTEs are currently employed in the above categories?
5181. Hon Ljiljanna Ravlich to the Minister for Mental Health
Please provide the number of actual full time equivalent (FTE) and established FTE of psychiatrists and mental health nurses for 2008-09; 2009-10 and 2010-11 by each Area Health Services listed below -
- (a) Child and Adolescent Health Service;
 - (b) North Metropolitan Health Service;
 - (c) South Metropolitan Health Service; and
 - (d) Western Australia Country Health Service?
5182. Hon Ljiljanna Ravlich to the Minister for Mental Health
- (1) Is the Clarkson Adult Mental Health Service slated for closure shortly?
 - (2) How are those clients being accommodated with Joondalup case mix given that there is a wait list?
 - (3) If Clarkson Adult Mental Health Services is slated for closure, does that include the Clarkson Child and Adolescent Mental Health Service?
 - (4) If yes to (3), where are those clients being redirected to?
 - (5) Is the Minister aware that Medicare Locals are not running in those catchments areas yet and therefore there is a supply and demand problem?
 - (6) Is the Minister aware that General Practitioners (GP) in Joondalup area are not taking new mental health clients on their books?
 - (7) Can the Minister please explain how closures such as Morley Adult Mental Health in 2009 and now Clarkson Adult Mental Health proceed when services and/or GP supports have not been significantly increased to cater for the needs of these people?
5183. Hon Ljiljanna Ravlich to the Minister for Mental Health
- (1) Does the Mental Health Commission or the Health Department (as contracted mental health services), plan to close, merge/divert Subiaco Adult Mental Health clients to Osborne Park Adult Mental Health in the future?
 - (2) If yes to (1), when is this due to occur?
5184. Hon Ljiljanna Ravlich to the Minister for Mental Health
- (1) Does the Mental Health Commission or the Health Department (as contracted mental health services), plan to close, merge/divert Inner City with Mirrabooka, closing two further sites?
 - (2) If yes to (1), when is this due to occur?
5185. Hon Ljiljanna Ravlich to the Minister for Mental Health
- (1) How many Mental health deaths have been recorded by hospital in the following years -

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (a) 2009-2010;
 - (b) 2010-2011; and
 - (c) 2011-2012 to date;
- (2) For each death by hospital please provide the suspected cause of death?
- (3) Which of the cases by death and hospital were investigated by the Chief Psychiatrist?
- (4) By hospital and patient death, please indicate which were the subject of a Root Cause Analysis, Sentinel Event Review or other?
- (5) For each death by hospital, can the Minister provide the hospital report to the Chief Psychiatrist?
- (6) If no to (5), why not?
5186. Hon Ljiljana Ravlich to the Minister for Mental Health
- (1) Can the Minister please provide a schedule of -
- (a) Hospitals;
 - (b) licensed psychiatric hostels;
 - (c) group homes;
 - (d) community supported residential units; and
 - (e) community option homes,
- that have authorised beds and how many beds are in each of them?
- (2) Can the Minister please provide a schedule of –
- (a) Hospitals;
 - (b) licensed psychiatric hostels;
 - (c) group homes;
 - (d) community supported residential units; and
 - (e) community option homes,
- that do not have authorised beds and how many beds are in each of them?
5187. Hon Ljiljana Ravlich to the Minister for Mental Health
- (1) How many mental health deaths have been reported for the years 2009-2010 and 2010-2011 for the following hospitals -
- (a) Albany Regional Hospital, Mental Health Unit;
 - (b) Armadale Health Service, Leschen Unit;
 - (c) Child and Adolescent Health Service, Bentley Adolescent Unit;
 - (d) Bunbury Regional Hospital, Acute Psychiatric Unit and Psychiatric Intensive Care Unit;
 - (e) Bentley Hospital and Health Service, Mill Street Centre;
 - (f) Fremantle Hospital and Health Service, The Alma Street Centre;
 - (g) Frankland Centre, State Forensic Mental Health Service;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (h) Graylands Hospital, Adult Mental Health Services;
 - (i) Joondalup Health Campus, Mental Health Unit;
 - (j) Kalgoorlie Regional Hospital, Mental Health Inpatient Service;
 - (k) King Edward Memorial Hospital, Mother and Baby Unit;
 - (l) Mercy Hospital, Ursula Frayne Unit;
 - (m) Selby Older Adult Mental Health Service; and
 - (n) Swan Health Service, Swan Valley Centre and Boronia Inpatient Unit?
- (2) How many mental health deaths have been reported for the years 2009-2010 and 2010-2011 for the following licensed psychiatric hostels, group homes, community supported residential units (CSRUs) and community options homes -
- (a) Albany CSRU;
 - (b) Burswood Psychiatric Hospital;
 - (c) Casson Homes Inc;
 - (d) Devenish Lodge;
 - (e) Franciscan House;
 - (f) Ngatti, Fremantle Supported Accommodation for Homeless Youth;
 - (g) Ngurra Nganhungu Barndiyigu;
 - (h) St Judes Hostel;
 - (i) East St Lodge;
 - (j) Romily House;
 - (k) Rosedale Lodge;
 - (l) Richmond Fellowship East Fremantle Service;
 - (m) Bunbury CSRU;
 - (n) Busselton CSRU;
 - (o) Mann Way;
 - (p) Ngulla Mia;
 - (q) Richmond Fellowship Queens Park Service;
 - (r) Honeybrook Lodge;
 - (s) BP Luxury Care;
 - (t) Salisbury Home;
 - (u) SCC Bentley House;
 - (v) SCC Mount Claremont House;
 - (w) SCC Stirling House;
 - (x) St Bartholomew's Arnott House;
 - (y) St Bartholomew's Bentley Villas;
 - (z) St Bartholomew's Swan Villas;
 - (aa) Vincentcare Bayswater House;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (bb) Vincentcare Coolbellup House;
 - (cc) Vincentcare Duncraig House;
 - (dd) Vincentcare South Lakes House;
 - (ee) Vincentcare Swan View House;
 - (ff) Vincentcare Vincentian Village; and
 - (gg) Vincentcare Warwick House?
- (3) In each of the following categories how many incidents have been reported to the Chief Psychiatrist from each of the hospitals, licensed psychiatric hostels, group homes, community supported residential units and community options homes listed above -
- (a) serious assaults on or by staff, other patients or visitors;
 - (b) alleged sexual assault on or by staff, other patients or visitors;
 - (c) serious medication error which may require review;
 - (d) absconding of any forensic patient;
 - (e) absconding of any detained involuntary patient at serious risk of self-harm or harm to others;
 - (f) serious misuse or mistake of a function performed under the Act;
 - (g) involvement of any government or non-government organisation which is contrary to functions under the Act;
 - (h) criminal activity reported at a mental health facility; and
 - (i) any incident which by its nature or persons involved may receive attention by the media or the wider community.

5188. Hon Ljiljana Ravlich to the Minister for Mental Health

How many instances has the Chief Psychiatrist had to review any decision of a psychiatrist as to treatments and vary or rescind or substitute the decision of the psychiatrist for the years 2009-2010 and 2010-2011?

5189. Hon Ljiljana Ravlich to the Minister for Mental Health

How many consumer and/or family/carers complaints (no duplicates) has the Mental Health Commission, the Minister for Mental Health, Health Consumers' Council and the Office of Health Review received for the years 2009-2010 and 2010-2011?

5190. Hon Ljiljana Ravlich to the Minister for Mental Health

Could the Minister please list how many matters and what those matters were that have been reported to the Director General of Health or the Mental Health Review Board from the Chief Psychiatrist for the years 2009-2010 and 2010-2011?

5191. Hon Ljiljana Ravlich to the Minister for Mental Health

- (1) For each of the following hospitals -
 - (b) Albany Regional Hospital, Mental Health Unit;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (c) Armadale Health Service, Leschen Unit;
 - (d) Child and Adolescent Health Service, Bentley Adolescent Unit;
 - (e) Bunbury Regional Hospital, Acute Psychiatric Unit and Psychiatric Intensive Care Unit;
 - (f) Bentley Hospital and Health Service, Mill Street Centre;
 - (g) Fremantle Hospital and Health Service, The Alma Street Centre;
 - (h) Frankland Centre, State Forensic Mental Health Service;
 - (i) Graylands Hospital, Adult Mental Health Services;
 - (j) Joondalup Health Campus, Mental Health Unit;
 - (k) Kalgoorlie Regional Hospital, Mental Health Inpatient Service;
 - (l) King Edward Memorial Hospital, Mother and Baby Unit;
 - (m) Mercy Hospital, Ursula Frayne Unit;
 - (n) Selby Older Adult Mental Health Service; and
 - (o) Swan Health Service, Swan Valley Centre and Boronia Inpatient Unit,
 - (i) how many suspected suicides were there for the years 2009-2010 and 2010-2011 within 24 hours of being discharged from each of the facilities; and
 - (ii) how many suspected suicides were there for the years 2009-2010 and 2010-2011 within 72 hours of being discharged from each of the facilities?
- (2) For the following licensed psychiatric hostels, group homes, community supported residential units (CSRUs) and community options homes -
- (p) Albany CSRU;
 - (q) Burswood Psychiatric Hospital;
 - (r) Casson Homes Inc;
 - (s) Devenish Lodge;
 - (t) Franciscan House;
 - (u) Ngatti, Fremantle Supported Accommodation for Homeless Youth;
 - (v) Ngurra Nganhungu Barndiyigu;
 - (w) St Judes Hostel;
 - (x) East St Lodge;
 - (y) Romily House;
 - (z) Rosedale Lodge;
 - (aa) Richmond Fellowship East Fremantle Service;
 - (bb) Bunbury CSRU;
 - (cc) Busselton CSRU;
 - (dd) Mann Way;
 - (ee) Ngulla Mia;
 - (ff) Richmond Fellowship Queens Park Service;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (gg) Honeybrook Lodge;
- (hh) BP Luxury Care;
- (ii) Salisbury Home;
- (jj) SCC Bentley House;
- (kk) SCC Mount Claremont House;
- (ll) SCC Stirling House;
- (mm) St Bartholomew's Arnott House;
- (nn) St Bartholomew's Bentley Villas;
- (oo) St Bartholomew's Swan Villas;
- (pp) Vincentcare Bayswater House;
- (qq) Vincentcare Coolbellup House;
- (rr) Vincentcare Duncraig House;
- (ss) Vincentcare South Lakes House;
- (tt) Vincentcare Swan View House;
- (uu) Vincentcare Vincentian Village; and
- (a) Vincentcare Warwick House -
 - (i) how many suspected suicides were there for the years 2009-2010 and 2010-2011 within 24 hours of being discharged from each of the facilities; and
 - (ii) how many suspected suicides were there for the years 2009-2010 and 2010-2011 within 72 hours of being discharged from each of the facilities?

5192. Hon Ljiljana Ravlich to the Minister for Mental Health

How many suspected suicides were there for the State listed in coronial jurisdictions for the years 2009-2010 and 2010-2011?

5193. Hon Ljiljana Ravlich to the Minister for Mental Health

I refer to hospitals and licensed psychiatric hostels that carry out electroconvulsive therapy (ECT), and I ask -

- (1) How many people have had ECT in the years 2009-2010 and 2010-2011?
- (2) What are the processes by which information regarding procedures of ECT are recorded by each of the nine ECT licensed facilities in Western Australia and provided to the Department of Health?
- (3) Has a report been compiled on how these processes can be improved?
- (4) If yes to (3), can it be tabled in Parliament?
- (5) If no to (4), why not?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

5194. Hon Ljiljana Ravlich to the Minister for Mental Health

I refer to electroconvulsive therapy (ECT) as a treatment used primarily for patients with severe depression and other types of mental and physical illnesses, and ask can the Minister advise for the years 2009-2010 and 2010-2011 -

- (1) How many ECT courses were administered in Western Australia?
- (2) How many ECT treatments were administered in Western Australia?
- (3) Given that consent can be given for a number of treatments in one course, what is the maximum number of treatments that can make up one course?

5195. Hon Ljiljana Ravlich to the Minister for Mental Health

In terms of the Inquiry announced for the Fremantle Hospital to be done by the Chief Psychiatrist -

- (1) What are the terms of reference for the inquiry?
- (2) How long do you expect the inquiry to take?
- (3) Will the Minister be tabling the results in Parliament?
- (4) If no to (3), why not?

5196. Hon Ljiljana Ravlich to the Minister for Mental Health

How many unconfirmed suicides have been reported from Kalgoorlie Hospital for this financial year to date?

5197. Hon Ljiljana Ravlich to the Minister for Mental Health

How many Clinical Governance Reviews (CGR) have been conducted since September 2008 in the following Mental Health Regions -

- (a) North Metropolitan MHS;
- (b) South Metropolitan MHS; and
- (c) Western Australia Country Health Service?

5198. Hon Ljiljana Ravlich to the Minister for Mental Health

I refer to the role of the MHORC Coroner's Recommendations Advisory Subcommittee (CRAS) which has been established to oversee the implementation of recommendations made by the Coroner following each inquest, and ask -

- (1) How many inquests into the mental health deaths were conducted in the following years -
 - (a) 2008-2009;
 - (b) 2009-2010; and
 - (c) 2010-2011?
- (2) For each of the above, how many mental health recommendations were made?
- (3) What is the status of the implementation of those mental health recommendations?
- (4) For each of the financial years above, can the Minister provide the committee with the report to the Office of Safety and Quality in regard to the implementation of the Coroner's recommendation?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

5199. Hon Ljiljanna Ravlich to the Minister for Mental Health

- (1) Does the Office of the Chief Psychiatrist formally monitor the use of Tasers by Western Australian Police (WAPOL) on people with mental health illness?
- (2) Will the Office of the Chief Psychiatrist work with WAPOL to develop a state-wide protocol for the apprehension of mental health persons by police?
- (3) Can the Minister please provide to the Parliament a progress report on the Mental Health Operational Review Committee's recommendations that Mental Health -
 - (a) develop an agreed protocol with WAPOL to ensure information about the use of Taser on an apprehended person is always made available to the receiving Mental Health Service;
 - (b) includes in a training package for medical and nursing staff the higher duty of care owed persons entering the Mental Health Service who have been Tasered by police;
 - (c) develop and promulgate clear guidelines for medical and nursing staff on the importance of a thorough physical and medical examination at point of entry to the Mental Health Service; and
 - (d) undertakes further research to ascertain if there is any evidence of a particular risk to persons who are taking atypical anti-psychotic medications that may compromise their cardiac health by the use of a Taser?

5200. Hon Ljiljanna Ravlich to the Minister for Mental Health

How many complaints were made to the Chief Psychiatrist in -

- (a) 2008-2009;
- (b) 2009-2010; and
- (c) 2010-2011,

about the quality of mental health in accordance with the right of patients under the *Mental Health Act 1996* by the -

- (i) patient;
- (ii) relative;
- (iii) carer;
- (iv) advocate; or
- (v) provider with the permission of the patient?

5201. Hon Ljiljanna Ravlich to the Minister for Mental Health

- (1) What specialist comprehensive assessment and treatment services are available to Aboriginal people in the areas covered by the following Regional Health Services -
 - (a) Kimberley Health;
 - (b) Pilbara Health;
 - (c) Midwest Health;
 - (d) Goldfields Health;
 - (e) Wheatbelt Health;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (f) South West Health;
 - (g) Great Southern Health; and
 - (h) Southern Inland Initiative?
- (2) How many full time equivalents (FTEs) are required for full staffing of the Statewide Specialist Aboriginal Mental Health Service in the following categories -
- (a) psychiatrists;
 - (b) child psychiatrists;
 - (c) psychologists;
 - (d) child psychologists;
 - (e) mental health nurses; and
 - (f) occupational therapists?
- (3) How many FTEs are currently employed in the above categories for the Statewide Specialist Aboriginal Mental Health Service?

5202. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment

With regard to Interim Independent Expert Scientific Committee appointed by the Federal Environment Minister to advise on coal seam gas and large coal mining proposals and their impact on water, and the subsequent federal funding for water resource assessment, particularly in areas of community concern, sensitive ecosystems and multiple projects with potential cumulative impacts, I ask -

- (1) Given that the Fitzroy River and its catchment area are subject to several coal development proposals (coal mining, coal gasification, unconventional gas), and that there is significant community concern about the potential impacts of these projects on the groundwater and that the Fitzroy River hosts significant ecosystems and important water resources, will the Minister refer the Fitzroy River and its catchment area to the interim committee for assessment?
- (2) If no to (1), why not?
- (3) What measures are in place to ensure that the cumulative impacts of multiple proposed projects in the Fitzroy River region will be assessed, rather than assessing each project on a case-by-case basis?
- (4) What measures are in place to independently peer review any scientific evidence which models the likely cumulative impacts on the Fitzroy River and its catchment area?
- (5) Are the measures described in (3) and (4) as cost effective to the State as allowing the Federal Government to pay for the assessment of the Fitzroy River and its catchment?
- (6) What progress has been made in the negotiations for a National Partnership Agreement through COAG for States to take into account the Committee's advice?
- (7) Is the Minister progressing arrangements for Western Australia to elect to utilise the advice of the Independent Committee before a national partnership agreement is in place?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

5203. Hon Sue Ellery to the Minister for Child Protection

For all Hardship Utility Grant Scheme applicants processed by the Department of Child Protection from February 2011 to February 2012 (months inclusive) can the Department please detail how many applicants were from the -

- (a) Great Southern Region;
- (b) South West Region;
- (c) Goldfields Region;
- (d) Murchison-Gascoyne Region;
- (e) Wheatbelt Region;
- (f) East Kimberley Region;
- (g) West Kimberley Region;
- (h) Pilbara Region; and
- (i) (i) Peel Region?

5204. Hon Giz Watson to the Minister for Mental Health representing the Minister for Environment I refer to the 2008 Forest Black Cockatoo (Baudin's Cockatoo *Calyptorhynchus baudinii* and Forest Red-Tailed Black Cockatoo *Calyptorhynchus banksii naso*) Recovery Plan, and I ask -

- (1) Regarding the statement at page v of the Recovery Plan that 'The habitat critical to survival and important populations of Forest Black Cockatoos comprises all [my emphasis] Marri *Corymbia calophylla*, Karri *Eucalyptus diversicolour* and Jarrah *Eucalyptus marginata* forests, woodlands and remnants in the south-west of Western Australia receiving more than 600 mm of annual average rainfall' -
 - (a) does this mean all clearing should cease;
 - (b) if no to (1)(a), why not (Please provide full details of evidence relied on); and
 - (c) what role do paddock trees play in habitat for Forest Black Cockatoos?
- (2) Regarding the recovery actions listed at page vi of the Recovery Plan -
 - (a) as to Recovery Action 14.1, has the funding required to implement future recovery actions been sought;
 - (b) if yes to (2)(a), how much funding was granted;
 - (c) if no to (2)(a), why not;
 - (d) as to Recovery Action 14.2, have non-lethal means of mitigating fruit damage by Baudin's Cockatoo in orchards been determined and promoted;
 - (e) if yes to (2)(d), will the Minister please provide full details, including the cost;
 - (f) if no to (2)(d), why not;
 - (g) as to Recovery Action 14.3, has illegal shooting been eliminated;
 - (h) if yes to (2)(g) -
 - (i) how;
 - (ii) what was the cost; and
 - (iii) how is this being monitored to ensure illegal shooting does not recommence;

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (i) if no to (2)(g), why not;
 - (j) as to Recovery Action 14.4, have strategies to allow for the use of noise emitting devices in orchards been developed and implemented;
 - (k) if yes to (2)(j), will the Minister please provide full details, including the cost;
 - (l) if no to (2)(j), why not;
 - (m) as to Recovery Action 14.5, have ways to remove feral honeybees from nesting hollows been developed and implemented;
 - (n) if yes to (2)(m), will the Minister please provide full details, including the cost;
 - (o) if no to (2)(m), why not;
 - (p) as to Recovery Action 14.6, have factors affecting the number of breeding attempts and breeding success been identified and nest hollows been managed to increase recruitment;
 - (q) if yes to (2)(p), will the Minister please provide full details, including the cost;
 - (r) if no to (2)(p), why not;
 - (s) as to Recovery Action 14.7, have ways to minimise the effects of mining and urban development on habitat loss been determined and implemented;
 - (t) if yes to (2)(s), will the Minister please provide full details, including the cost; and
 - (u) if no to (2)(s), why not?
- (3) As to Recovery Action 14.8 at page 25 of the Recovery Plan, have ways to manage forests for the conservation of Forest Black Cockatoos been determined and implemented?
- (4) If yes to (3), will the Minister please provide full details, including the cost?
- (5) If no to (3), why not?
- (6) As to Recovery Action 14.9 at page 26 of the Recovery Plan, have important Forest Black Cockatoo sites been identified and managed and protected from threatening processes?
- (7) If yes to (6), will the Minister please provide full details, including where, how, and the cost?
- (8) If no to (6), why not?
- (9) As to Recovery Action 14.10 at page 27 of the Recovery Plan, have feeding and breeding habitat critical to Forest Black Cockatoo survival and important populations of Forest Black Cockatoos been mapped, and management guidelines for these habitats been prepared?
- (10) If yes to (9), will the Minister please provide the maps and the management guidelines?
- (11) If no to (9), why not?
- (12) As to Recovery Action 14.11 at page 27 of the Recovery Plan, have Forest Black Cockatoo population numbers and distribution been monitored?
- (13) If yes to (12) -
- (a) when;
 - (b) how; and
 - (c) will the Minister please table the results?
- (14) If no to (12), why not?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given Tuesday, 6 March 2012

- (15) As to Recovery Action 14.12 at page 28 of the Recovery Plan, have the patterns and significance of movement of Black Forest Cockatoos been determined?
- (16) If yes to (15) -
- (a) when;
 - (b) how; and
 - (c) will the Minister please table the results?
- (17) If no to (15), why not?
- (18) As to Recovery Action 14.13 at page 29 of the Recovery Plan, has the Cockatoo Care program been maintained and other opportunities been used to promote the recovery of Forest Black Cockatoos?
- (19) If yes to (18) -
- (a) how much funding has the Cockatoo Care program received since the Recovery Plan was issued;
 - (b) what has been achieved by the program during that time;
 - (c) will the Minister please provide full details including cost of any other opportunities to promote the recovery of Forest Black Cockatoos that have been used since the Recovery Plan was issued; and
 - (d) what has been achieved by those methods?
- (20) If no to (18), why not?

5205. Hon Giz Watson to the Minister for Mental Health representing the Minister for Health

I refer to fluoridation of drinking water in Western Australia, and I ask -

- (1) What type or form of fluoride is used (for example: silicofluoride)?
- (2) What is its source?
- (3) What quality standard is required to be met for use in our drinking water and how is this assessed?
- (4) What quantity is added to our drinking water?
- (5) How is this quantity calculated and how does the calculation take into account fluoride obtained through other products (for example: food, beverages and dental products)?
- (6) Will you please provide figures on tooth decay for areas in Western Australia with and without fluoridated drinking water that enable a comparison to be made?

5206. Hon Giz Watson to the Minister for Child Protection representing the Minister for Forestry

I refer to section 10 of the *Forest Products Act 2000* which gives the Forest Products Commission a mandate to develop the forest industry in Western Australia, and to Australian Standard AS3959-2009 'Construction of buildings in bushfire-prone areas' especially the listing in Appendix H 'Bushfire-resisting species' of spotted gum *Corymbia (eucalyptus) maculata* which is not indigenous to Western Australia, and I ask -

- (1) Is the Minister aware that in order to comply with AS3959 in respect of properties assessed as having Bushfire Attack Level 29 (high fire risk), the decking, stair treads, verandas,

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

balustrades, handrails, fasciae and any external timber cladding or joinery of buildings on the property must be constructed with a bushfire resisting timber that is listed in Appendix H of the Standard?

- (2) Is the Minister aware that for these functions, local builders often use merbau *Intsia bijuga*, an imported rainforest species listed as vulnerable by the International Union for Conservation of Nature?
- (3) Is the Minister aware that since the introduction of AS3959 builders and designers have been increasing their use of spotted gum *Corymbia (eucalyptus) maculata*, an Eastern States native species that can be grown in plantations?
- (4) Will the Forest Products Commission take steps to promote and encourage the development of plantations in Western Australia of spotted gum *Corymbia (eucalyptus) maculata*?
- (5) If no to (4), why not?

5207. Hon Giz Watson to the Minister for Child Protection representing the Minister for Forestry

- (1) Is it correct that contracts between the Forest Products Commission and timber mills have value adding requirements for mills to comply with when selling to manufacturers?
- (2) If yes to (1) -
 - (a) what is the exact wording of these contract provisions, and also of the contract provisions that apply if this requirement is breached;
 - (b) will the Minister please provide full details of how compliance with this requirement is monitored;
 - (c) is the Minister, your Department or the Forest Products Commission aware of any breaches of this requirement to date;
 - (d) if yes to (2)(c), will the Minister please provide full details of what action has been taken in response to this;
 - (e) if the answer to (2)(d) is none -
 - (i) why has no action been taken; and
 - (ii) what action will you take to ensure this contract requirement is monitored and enforceable in the future; and
 - (f) if no to (2)(c), or if the answer to (2)(d) is none, is the Minister or your representative willing to meet with the Western Australia Furniture Manufacturers Association to hear the concerns local furniture manufacturers have in this regard?

5208. Hon Giz Watson to the Minister for Mental Health representing the Minister for Environment
In relation to Shannon National Park and D'Entrecasteaux National Park, I ask -

- (1) What is the area of each park?
- (2) Since September 2010 to date, how many hectares have been burnt in -
 - (a) prescribed burns;
 - (b) escapes from prescribed burns;
 - (c) other wildfires; and

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

(d) in total?

(Please provide separate figures for each park).

5209. Hon Giz Watson to the Minister for Mental Health representing the Minister for Environment I refer to the statement made in Parliament on 22 September 2009, by the then Minister for Environment, the Hon Donna Faragher regarding the Department of Environment and Conservation's strategic review of the habitat of the Western Ringtail Possum: 'The strategic review needs to take into account both State and Commonwealth interests and development assessments, and comprises (1) field survey and literature review; (2) collation of information on habitat, development interests and land tenure; (3) the identification of potential management strategies; (4) consultation with stakeholders; and (5) production of a final report. Phases 1 and 2 of the strategic review were completed in 2007 and 2008. Phase 3 will commence in October 2009. While early completion of the review is desirable, the review needs to be comprehensive and address the significant development pressures in the area. The Department of Environment and Conservation (DEC) plans to complete phase 3 in the first quarter of 2010, and phases 4 and 5 in the third quarter of 2010.' and ask -

- (1) Has the strategic review been completed?
- (2) If no to (1), why not?
- (3) If no to (1), when is the completion of the strategic review expected?
- (4) Will the final report be tabled by the Minister?
- (5) If no to (4), why not?
- (6) Will the final report be made available to the public?
- (7) If no to (6), why not?
- (8) Has an analysis of the integrity and condition of remnant vegetation been incorporated in the strategic review?
- (9) If yes to (8), what are the outcomes and key recommendations arising from the strategic review?
- (10) Have key habitats been identified?
- (11) If no to (10), why not?
- (12) If yes to (10), will their protection be incorporated into planning and development decisions?
- (13) If no to (12), why not?
- (14) As the current Interim Recovery Plan No.17 (1997-1999) is still the only available document regarding the Western Ringtail Possum recovery actions, is updating and reviewing of the Interim Recovery Plan still in progress?
- (15) If yes to (14), when is the final recovery plan expected?
- (16) If no to (14), why not?

I further refer to the *Background Paper to EPBC Act Policy Statement 3.10 - Nationally Threatened Species and Ecological Communities Significant impact guidelines for the vulnerable western ringtail possum (Pseudocheirus occidentalis) in the southern Swan Coastal Plain, Western Australia*, Department of the Environment, Water, Heritage and the Arts – 2009, which states

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

on Page 7: 'A National Recovery Plan for the western ringtail possum is currently being prepared by the Western Australian Department of Environment and Conservation', and ask -

- (1) Is the final recovery plan the same as the National Recovery Plan as outlined in the Background Paper to EPBC Act Policy Statement 3.10?

5210. Hon Giz Watson to the Minister for Mental Health representing the Minister for Environment Referring to the *Statement of Planning Policy No. 4.1 - State Industrial Buffer Policy* and the *Guidance for the Assessment of Environmental Factors Western Australia (in accordance with the Environmental Protection Act 1986)* of June 2005, I ask -

- (1) With regard to the current power generating facility at the Alcoa Wagerup Refinery, what buffer zone is considered to be consistent with the above mentioned policies?
- (2) Currently, what is the closest distance between residential housing and the Wagerup power generating facility?
- (3) Is that distance compliant with these policies?
- (4) If yes to (3), how does the Minister explain the demand from nearby residents for a buffer zone?
- (5) If no to (3), what strategies does the Minister have to address this non-compliance?
- (6) When was the *Guidance for the Assessment of Environmental Factors Western Australia (in accordance with the Environmental Protection Act 1986)* last reviewed?
- (7) What was the outcome of the review?
- (8) Has the Department contributed to any review of the *Statement of Planning Policy No. 4.1 - State Industrial Buffer Policy*?
- (9) If yes to (8), what was this contribution?
- (10) If such review has not been undertaken or completed, does the Minister consider the current *State Industrial Buffer Policy* as adequate?

5211. Hon Giz Watson to the Minister for Mental Health representing the Minister for Planning Referring to the *Statement of Planning Policy No. 4.1 - State Industrial Buffer Policy of 1997* and the *Guidance for the Assessment of Environmental Factors Western Australia (in accordance with the Environmental Protection Act 1986)* of June 2005, I ask -

- (1) With regard to the current power generating facility at the Alcoa Wagerup Refinery, what buffer zone is considered to be consistent with the above mentioned policies?
- (2) Currently, what is the closest distance between residential housing and the Wagerup power generating facility?
- (3) Is that distance compliant with these policies?
- (4) If yes to (3), how does the Minister explain the demand from nearly residents for a buffer zone?
- (5) If no to (3), what strategies does the Minister have to address this non-compliance?
- (6) When was the *Statement of Planning Policy No. 4.1 - State Industrial Buffer Policy* last reviewed?
- (7) What was the outcome of the review?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (8) If such review has not been undertaken or completed, does the Minister consider the current *State Industrial Buffer Policy* as adequate?

5212. Hon Giz Watson to the Parliamentary Secretary representing the Minister for Lands

Referring to recent land transactions by Alcoa or its subsidiaries outside the Supplementary Property Purchase Program (SPPP) area in the Shires of Harvey and Waroona, I ask -

- (1) When did the SPPP officially end?
- (2) How many land transactions have been recorded since the finalisation of the SPPP program inside the SPPP area?
- (3) How many land transactions have been recorded since the finalisation of the SPPP program outside the SPPP area?
- (4) How many hectares are covered by the transactions under (3)?
- (5) What was their average price per hectare and year?
- (6) What was the highest price per hectare and year?
- (7) What was the lowest price per hectare and year?

5213. Hon Giz Watson to the Minister for Fisheries

On the Western Rock Lobster Industry, I ask

- (1) What is the current size of the Western Rock Lobster population biomass compared to the unfished or virgin biomass?
- (2) What is the biomass (as a percentage of unfished or virgin biomass) of Western Rock Lobster below which there is an unacceptable risk to the ecological sustainability of the Western Rock Lobster population?
- (3) What was the annual rock lobster catch in the past five years?
- (4) What was the annual average catch over the past 10 years?
- (5) With catches of Western Rock Lobster falling back to less than 6,000 tonnes (levels last recorded in the 1950s), when does the Western Australia Fisheries Department anticipate catches will be restored to the long term average levels of about 11,000 tonnes?
- (6) Has the Minister had any requests, formally or informally from any part of the Western Rock Lobster Industry in the past 12 months for the Department of Fisheries to collect any new levies on fishers?
- (7) If yes to (6) -
 - (a) who made the request(s) and were they granted;
 - (b) what is/was the intended purpose of any levy;
 - (c) what is/was the value of any levy, both per unit entitlement and in anticipated annual revenue;
 - (d) who have the funds from the levy been provided to or who will the funds from the levy be provided to;
 - (e) what activities would any levy fund; and
 - (f) if any new levy has been agreed to, how much has been collected to-date.

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (8) How much have Western Rock Lobster populations in sanctuary zones around Rottnest Island increased compared to fished areas since these sanctuary zones were established?
- (9) How much have Western Rock Lobster numbers recovered since the Big Bank was closed to fishing in 2008?
- (10) Are Western Rock Lobster in areas closed to fishing included in estimates of breeding stock for the fishery?
- (11) What is the total number of unit entitlements in each of Zone A, Zone B and Zone C in the Western Rock Lobster Fishery?
- (12) How many fishing boats were active in the Western Rock Lobster Fishery each year for the past five years?
- (13) How many pots were active in the Western Rock Lobster Fishery each year for the past five years?

5214. Hon Giz Watson to the Minister for Mines and Petroleum

- (1) Since the inception of the *Mining Act 1978*, has any company or individual been prosecuted for illegal mining activities?
- (2) Does the mining of mineral sands, outside a State Agreement area, require a mining lease under the *Mining Act 1978*?
- (3) If yes to (2), has the mining of mineral sands always required a mining lease under the *Mining Act 1978*?
- (4) If no to (3) -
 - (a) when did the interpretation or application of the *Mining Act 1978* change; and
 - (b) what was the reason for this change?
- (5) Did the Mines Department allow Cable Sands (W.A.) Pty. Ltd. and/or Westralian Sands Limited to mine mineral sands in an area near Busselton, outside a mining lease, between 1994 and 1999?
- (6) If yes to (5), why?
- (7) Did the Minister or any former Minister receive any legal advice on this issue?
- (8) If yes to (7), will the Minister table such advice?
- (9) If no to (7), why not?
- (10) Currently, is the scope of an exploration licence restricted in any way regarding exploration for mineral sands?
- (11) If yes to (10), what is/are the restriction(s)?
- (12) If no to (10), why not?
- (13) In 1994 were exploration licences for mineral sands restricted in any way?
- (14) If yes to (13), please provide details regarding the relevant restriction and year of application of such restriction?
- (15) Did the Department investigate any claims of illegal sand mining between 1994 and 1999 by Cable Sands (W.A.) Pty. Ltd. and/or Westralian Sands Limited near Busselton outside a mining lease area in an area under application for an exploration license?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (16) If yes to (15), what was the outcome or such investigation?
- (17) If no to (15), did the Department receive complaints alleging illegal mining activities near Busselton by these companies?
- (18) If yes to (17) -
 - (a) what are the dates of the complaints; and
 - (b) why were these complaints not followed up?
- (19) Under what section of the *Mining Act 1978* and under what circumstances would a company ever be prosecuted for illegal mining?
- (20) How is the Department currently monitoring to ensure that the extraction of mineral sands remains within the boundaries of mining tenements?
- (21) When was the monitoring put in place?
- (22) Is the Minister confident that no mining activities occur outside mineral sands mining leases?

5215. Hon Giz Watson to the Minister for Fisheries

- (1) How many people were directly employed in the Western Australian fishing industry each year for the past 10 years?
- (2) What was the total annual catch in tonnes of the Western Australian fishing industry each year for the past 10 years?
- (3) What was the financial value of the total annual catch of the Western Australian fishing industry each year for the past 10 years?
- (4) How many fishing boats were active in fisheries off Western Australian's coast each year for the past five years?

5216. Hon Giz Watson to the Minister for Fisheries

Regarding the shark fisheries in operation off Western Australia's coast, I ask -

- (1) What was the financial value of each of these fisheries each year for the past 10 years?
- (2) What percentage of the financial value of each of these fisheries is from domestic sales and what percentage is from export sales each year for the past 10 years?
- (3) What percentage of the value of each of these fisheries from export sales is in shark fins each year for the past ten years?
- (4) What was the weight of shark fins caught for export sale and what was the weight of shark fins caught for domestic sale each year for the past 10 years?
- (5) What was the value of shark fins caught for export sale and what was the value of shark fins caught for domestic sale each year for the past 10 years?
- (6) What was the total annual catch in tonnes of each of the Western Australian shark fisheries for the past 10 years per annum?
- (7) What percentage of this catch each year was shark?
- (8) Is the fisheries practice of fining sharks at sea still permitted in Western Australia?
- (9) If yes to (8), why?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

5217. Hon Giz Watson to the Minister for Mental Health representing the Minister for Health
- (1) What is the definition of eligibility for support by the Home and Community Care (HACC) Program?
 - (2) Does this definition include infants and very young children?
 - (3) If no to (2), what is the definition of eligibility for infants and very young children?
 - (4) Are you aware that babies who breathe through a tracheostomy and require suctioning of their airways are assessed as ineligible to receive support by the HACC Program?
 - (5) Is the Minister aware that Princess Margaret Hospital (PMH) is drafting a report on care and respite solutions for babies who breathe through a tracheostomy and require suctioning of their airways?
 - (6) When is the next review of eligibility criteria for support by the HACC Program?
 - (7) Will you consider the PMH report when reviewing eligibility criteria for support by the HACC Program?
 - (8) What other care and respite support is available for people, especially new born babies in this case, to be assessed for?
 - (9) What assistance is provided to people, especially new born babies in this case, for finding alternative care and respite support?
5218. Hon Lynn MacLaren to the Minister for Child Protection representing the Minister for Tourism
- (1) How much is spent annually on printed marketing materials?
 - (2) How much wastage occurs as promotional and marketing brochures become out-dated and have to be thrown out or recycled?
 - (3) Has a cost benefit analysis been carried out to compare paper based with electronic promotions and marketing?
 - (4) If no to (3), why not?
 - (5) If yes to (3), what were the results of the analysis?
 - (6) Has the Minister received and given consideration to using a mini CD entitled 'Cities on a CD: An Interactive Tourist CD for Western Australia'?
 - (7) If yes to (6), what was the Minister's assessment of the possibilities of using such a medium to promote and market Western Australia as a tourist destination for travellers worldwide?
5219. Hon Lynn MacLaren to the Minister for Child Protection representing the Minister for Agriculture and Food
- (1) Will the Minister oppose 'free range' being used to describe stocking densities of anywhere between 750 - 20,000 birds per hectare?
 - (2) If yes to (1), what would be an acceptable range?
 - (3) What research has been done regarding what consumers understand by the term 'free range'?
 - (4) Can the Minister provide references to that research?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

(5) What action does the Minister propose to take to ensure truth in labelling (including accurate stocking densities) for the protection of the free range egg industry in Western Australia?

5220. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Water

(1) Will the Minister please provide a complete list of the agricultural and veterinary (agvet) chemicals that are tested for in Western Australian drinking water -

(a) before the water has been treated and made ready for human consumption; and

(b) after the water has been treated and made ready for human consumption?

(2) For each agvet chemical listed at (1), what limits apply to the detection process that is used for testing?

(3) Will the Minister please provide a complete list of which water sources are tested for agvet chemicals?

(4) For each water source listed at (3), how frequently does the testing take place?

(5) For each water source listed at (3), when the last time testing took place -

(a) what was the date;

(b) which agvet chemicals were tested for (please provide a complete list) -

(i) before the water was treated and made ready for human consumption; and

(ii) after the water was treated and made ready for human consumption;

(c) at each of those two stages, and for each agvet chemical tested for, what levels were detected;

(d) was there a report(s) made of the outcome of testing;

(e) if yes to (5)(d), will the Minister please table the report(s); and

(f) if no to (5)(e), why not?

5221. Hon Alison Xamon to the Minister for Child Protection

I refer to the Kath French Secure Care Centre, and I ask -

(1) How many children have been held at the Centre since it began operating in 2011?

(2) Please provide the ages of each of the children in (1).

(3) How long has each child from (1) been held at the Centre?

(4) How many full time equivalents are currently appointed to the Centre?

(5) What are the job roles of each of the staff referred to in (4)?

(6) How many external assessors have been appointed to the Centre since it began operating?

(7) On how many occasions has the centre been visited by an external assessor?

5222. Hon Alison Xamon to the Minister for Mental Health

I refer to children bereaved by the suicide of a parent, and I ask -

(1) What specialty programs are available in Western Australia specifically for children bereaved by the suicide of a parent?

(2) Which agency or organisation delivers each of the programs in (1)?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

- (3) Please provide a brief description of any programs identified in (1)?
- (4) How much State Government funding has been directed towards each of the programs from (1) in -
 - (a) 2008-09;
 - (b) 2009-10;
 - (c) 2010-11; and
 - (d) 2011-12?
- (5) What is the referral process for each of the programs referred to in (1)?
- (6) Does the Minister intend to investigate the possible establishment or funding of any new specialist programs for children bereaved by the suicide of a parent?

5223. Hon Alison Xamon to the Minister for Child Protection representing the Minister for Agriculture and Food

I refer to the severe infestation of biting stable flies this summer across Bullsbrook, Gingin, and Woodridge, and the serious impact this has had on livestock, lifestyle, health and amenity in these areas, and I ask -

- (1) What strategies does the Minister intend to put into place to effectively combat fly breeding next season and into the future?
- (2) Does the Minister intend to amend the *Biosecurity and Agriculture Management Act 2007*, to provide more effective provisions and penalties?
- (3) If no to (2), which other legislative option(s) does the Minister intend to utilise?
- (4) If the Minister has yet to make a decision regarding new provisions, when does the Minister expect to do so?
- (5) When does the Minister expect any proposed new legislative provisions to come into force?

5224. Hon Alison Xamon to the Minister for Mines and Petroleum

I refer to the Employee's Inspectors of Mines positions created under section 19 of the *Mines Safety and Inspection Act 1994*, and to the Mines Safety and Inspection Levy created by the *Mines Safety and Inspection Amendment Act 2010*, and I ask -

- (1) Has the remuneration package for the Employee's Inspectors of Mines been increased since the Mines Safety and Inspection Levy was created?
- (2) If yes to (1), by how much?
- (3) Since the last election for the position of Employee's Inspector of Mines for the Pilbarra region in November 2009, when no nominations were received -
 - (a) has the position been readvertised; and
 - (b) has the Department for Mines and Petroleum received any nominations for the position?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

5225. Hon Alison Xamon to the Minister for Training and Workforce Development

I refer to Diploma of Applied Language courses at the Central Institute of Technology (CIT), and I ask -

- (1) How many students enrolled in a CIT Diploma of Applied Language course in -
 - (a) 2008;
 - (b) 2009;
 - (c) 2010;
 - (d) 2011; and
 - (e) 2012?
- (2) How many students were eligible for concession fees for units undertaken as part of a Diploma of Applied Language in -
 - (a) 2008;
 - (b) 2009;
 - (c) 2010;
 - (d) 2011; and
 - (e) 2012?
- (3) What was the average fee per unit for units undertaken as part of a Diploma of Applied Language in -
 - (a) 2008;
 - (b) 2009;
 - (c) 2010; and
 - (d) 2011?

5226. Hon Alison Xamon to the Minister for Training and Workforce Development

I refer to the Central Institute of Technology (CIT), and I ask -

- (1) Please provide a list of the CIT courses that have changed from a full or partial subsidised fee structure to full cost recovery in 2011-2012?
- (2) What is the average increase in cost to students per unit for the courses listed in (1)?
- (3) How many students were undertaking each of the courses listed in (1) in 2011?
- (4) How many students have enrolled in these courses in 2012?

5227. Hon Alison Xamon to the Minister for Finance representing the Minister for Corrective Services

I refer to education and training undertaken by juveniles within the juvenile justice system, and I ask -

- (1) Do the academic records or certificates of achievement received by these students contain any information which indicates that the education or training was undertaken in a juvenile justice facility?
- (2) If yes to (1), does the Minister acknowledge that this represents a breach of the fundamental right to the protection of privacy for juvenile offenders?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (3) If yes to (1), does the Minister intend to act to provide these students with academic records which do not identify their study as having been undertaken in a juvenile justice facility?

5228. Hon Alison Xamon to the Minister for Energy representing the Minister for Police

I refer to children under the age of 13 who are charged with offences in Western Australia, and I ask -

- (1) How many children under the age of 13 were charged with offences in Western Australia in 2010-11?
- (2) Is it Government policy to give these children health checks to ascertain if they have any health problems which may contribute to their offending?
- (3) If no to (2), why not?
- (4) If yes to (2), how many were given health checks?
- (5) If yes to (2), do the health checks include screening for -
- (a) auditory processing disorder;
 - (b) foetal alcohol spectrum disorders; and
 - (c) other mental or development problems (please list)?
- (6) If yes to (5), how many children were found to have -
- (a) auditory processing disorder;
 - (b) one of the foetal alcohol spectrum disorders; and
 - (c) other mental or development problems (please list)?

5229. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Water

I refer to Page 10 of the First-in First-served policy review discussion paper published September 2011 that says 'The department has also reserved water where required to meet the State's obligations under State Agreement Acts'. I also refer to the answer to my question on notice No. 4766 regarding the volume of water reserved for State Agreements being nil, and I ask -

- (1) Will the Minister please clarify this apparent contradiction?
- (2) If water has indeed been reserved for State Agreements as identified in the discussion paper, will the Minister please specify -
- (a) for which State Agreements water has been reserved; and
 - (b) how much water has been reserved and from which water allocation area and sub-area this water has been reserved?
- (3) Has any water been allocated (licenced) under any State Agreements?
- (4) If yes to (3), how much?
- (5) If yes to (4), has the department been restricted in any way as to what conditions it may apply to any such licence and if so, how?
- (6) Is the department involved in negotiating State Agreements where those Agreements touch on matters of relevance to the department, such as water allocation?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

5230. Hon Alison Xamon to the Minister for Mines and Petroleum

I refer to Environmental Management Plans (EMPs) developed by onshore petroleum operators to use hydraulic fracturing techniques, and I ask -

- (1) What criteria does the Department of Mines and Petroleum use to assess these EMPs?
- (2) Can the Minister table these criteria?
- (3) If no to (2), why not?

5231. Hon Alison Xamon to the Minister for Mines and Petroleum

I refer to the recent submission period regarding the draft environmental regulations under the *Petroleum and Geothermal Energy Resources Act 1967*, and I ask -

- (1) How many submissions were received in response to this public consultation period?
- (2) Will the Minister be making the names of the submitters publicly available?
- (3) Will the Minister please table the names of the submitters?
- (4) If no to (3), why not?

5232. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Water

I refer to the recent consultation period for draft environmental regulations under the *Petroleum and Geothermal Energy Resources Act 1967*, and I ask -

- (1) Did the Department of Water make a submission to this process?
- (2) If yes to (1), will the Minister please table that submission?
- (3) If no to (1), why not?

5233. Hon Alison Xamon to the Minister for Energy

I refer to Western Power's contract with Active Tree Services, a contractor employed to assess and lop trees that may impact on power lines, and I ask -

- (1) Who decides which trees are to be lopped?
- (2) What is the notification period for residents that trees on private property will be lopped?
- (3) What is the notification period for nearby residents that trees on public property will be lopped?
- (4) What is the process for residents to appeal against any decisions made by Active Tree Services?
- (5) How many complaints have been made about decisions to lop private trees since the commencement of Western Power's contract with Active Tree Service? Please provide year by year figures.
- (6) How many appeals have been received against decisions to lop private trees since the commencement of Western Power's contract with Active Tree Service? Please provide year by year figures.

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given **Tuesday, 6 March 2012**

5234. Hon Alison Xamon to the Minister for Energy

I refer to the Memorandum of Understanding between the Department of Mines and Petroleum and the Office of the Environmental Protection Agency, and I ask -

- (1) What is the formal process for ensuring that all environmental staff in the Department of Mines and Petroleum are operating with the same understanding of 'significant environmental impact'?
- (2) Do the departments engage in cross-agency training?

5235. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Water

I refer to the Memorandum of Understanding between the Department of Mines and Petroleum and the Office of the Environmental Protection Agency, and I ask -

- (1) What is the formal process for ensuring that all environmental staff in the Department of Mines and Petroleum are operating with the same understanding of 'significant environmental impact'?
- (2) Do the departments engage in cross-agency training?

5236. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Water

I refer to water licences on the Gngangara Mound, and I ask for each groundwater sub-area, please advise how many licences are currently authorised to extract 500,000kL or more?

5237. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Water

I refer to non-licenced users on the Gngangara Mound, and I ask -

- (1) How many unlicensed bores are estimated to tap into the Gngangara Mound?
- (2) Would the Minister please provide estimates of the volume of water cumulatively consumed through unlicensed means on the Gngangara Mound?
- (3) Could the Minister please advise the methods by which the answer to (1) has been determined?

5238. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Water

I refer to the comprehensive metering implementation plan referred to in *Statewide Policy 5.03 Metering the Taking of water*, and I ask -

- (1) Will the Minister please table this metering implementation plan?
- (2) If no to (1), why not?
- (3) When was this plan developed?
- (4) Please advise if any revisions have been made to the plan, what they were and when they occurred?

5239. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Water

I refer to the Compliance and Enforcement Unit of the Department of Water, and I ask -

- (1) How many full time equivalents are assigned to this unit?

LEGISLATIVE COUNCIL

Questions Asked Today

Notice Given *Tuesday, 6 March 2012*

- (2) What was the dollar value of fines issued through compliance and enforcement measures in 2010-11?
- (3) Was all of the money referred to in (2) received by the department?
- (4) If no to (3), please advise how much money was received by the department as payment of fines?
- (5) Is the money received by the department as payment for compliance and enforcement measures utilised for special purposes, taken into general revenue or used for some other purpose?
- (6) How much of the anticipated increase in income from regulatory fees and fines in the 2013-14 financial year is expected to be from -
 - (a) fines; and
 - (b) from fees?

5240. Hon Alison Xamon to the Minister for Mines and Petroleum

I refer to intended review of Department of Mines and Petroleum staff succession planning expected to be completed by the end of 2011, as per the department's response to the Hunter review of regulations governing shale, tight and coal seam gas, and I ask -

- (1) Has this review of succession planning been completed?
- (2) Were any major concerns identified as a result of this review?
- (3) If yes to (2), what were they?
- (4) Have or will any changes to the department's practices been made as a result of this review?

5241. Hon Alison Xamon to the Minister for Mines and Petroleum

I refer to the review of penalties for breaches of the petroleum regulations intended for early 2012, and I ask -

- (a) when will this review start;
- (b) how long will it run for; and
- (c) will the review include a period of public comment?

5242. Hon Alison Xamon to the Parliamentary Secretary representing the Attorney General

- (1) What is the Mentally Impaired Accused Review Board's (MIARB) annual Budget for 2011-12?
- (2) What was the MIARB annual budget for 2010-11?
- (3) To whom does the MIARB report their annual expenditure?
- (4) Are the reports referred to in (3) publicly available?
- (5) If no to (4), why not?

MALCOLM PEACOCK

Clerk of the Legislative Council