

WESTERN AUSTRALIA  
**LEGISLATIVE COUNCIL**

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**QUESTIONS**

**No. 166**

**Wednesday, 2 December 2015**

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Questions appear according to the date on which notice was delivered.  
When a question has been answered it is removed from the postponed list.

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**POSTPONED QUESTIONS**

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*Notice Given*                      *Tuesday, 20 October 2015*

3501. Hon Robin Chapple to the Minister for Agriculture and Food representing the Minister for Water
3550. Hon Adele Farina to the Minister for Child Protection
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*Notice Given*                      *Wednesday, 21 October 2015*

3611. Hon Lynn MacLaren to the Minister for Child Protection
3612. Hon Lynn MacLaren to the Minister for Disability Services
3613. Hon Lynn MacLaren to the Minister for Mental Health
3657. Hon Lynn MacLaren to the Minister for Child Protection
3658. Hon Lynn MacLaren to the Minister for Disability Services
3659. Hon Lynn MacLaren to the Minister for Mental Health
3703. Hon Lynn MacLaren to the Minister for Child Protection
3704. Hon Lynn MacLaren to the Minister for Disability Services
3705. Hon Lynn MacLaren to the Minister for Mental Health
3712. Hon Stephen Dawson to the Minister for Mental Health
3713. Hon Stephen Dawson to the Minister for Child Protection
3714. Hon Stephen Dawson to the Minister for Child Protection
3720. Hon Stephen Dawson to the Minister for Child Protection
3723. Hon Adele Farina to the Minister for Disability Services

*Notice Given*                      *Thursday, 22 October 2015*

3730. Hon Sue Ellery to the Minister for Education
3732. Hon Darren West to the Parliamentary Secretary representing the Minister for Transport
3733. Hon Stephen Dawson to the Minister for Child Protection

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**Postponed Questions**

3734. Hon Stephen Dawson to the Minister for Child Protection  
 3735. Hon Stephen Dawson to the Attorney General representing the Minister for Corrective Services  
 3738. Hon Stephen Dawson to the Minister for Child Protection  
 3739. Hon Stephen Dawson to the Minister for Disability Services  
 3740. Hon Martin Pritchard to the Leader of the House representing the Premier  
 3742. Hon Stephen Dawson to the Minister for Child Protection  
 3744. Hon Stephen Dawson to the Minister for Child Protection  
 3745. Hon Stephen Dawson to the Minister for Child Protection

**Notice Given** *Tuesday, 17 November 2015*

3746. Hon Robin Chapple to the Leader of the House representing the Minister for State Development  
 3747. Hon Robin Chapple to the Minister for Agriculture and Food representing the Minister for Mines and Petroleum  
 3748. Hon Robin Chapple to the Minister for Agriculture and Food representing the Minister for Mines and Petroleum  
 3749. Hon Sally Talbot to the Leader of the House representing the Minister for Training and Workforce Development  
 3750. Hon Adele Farina to the Minister for Fisheries

**Notice Given** *Wednesday, 18 November 2015*

3751. Hon Robin Chapple to the Attorney General representing the Minister for Corrective Services

**Notice Given** *Thursday, 19 November 2015*

3752. Hon Robin Chapple to the Minister for Agriculture and Food representing the Minister for Mines and Petroleum  
 3753. Hon Martin Pritchard to the Minister for Mental Health representing the Minister for Environment  
 3754. Hon Robin Chapple to the Attorney General representing the Minister for Emergency Services  
 3755. Hon Robin Chapple to the Leader of the House representing the Minister for Energy  
 3756. Hon Robin Chapple to the Attorney General representing the Minister for Police

**Notice Given** *Tuesday, 24 November 2015*

3757. Hon Stephen Dawson to the Leader of the House representing the Minister for Energy  
 3758. Hon Kate Doust to the Minister for Commerce

**Notice Given** *Wednesday, 25 November 2015*

3759. Hon Samantha Rowe to the Attorney General representing the Minister for Corrective Services  
 3760. Hon Ken Travers to the Parliamentary Secretary representing the Minister for Transport

## LEGISLATIVE COUNCIL

**Postponed Questions**

3761. Hon Robin Chapple to the Minister for Agriculture and Food representing the Minister for Forestry

*Notice Given Thursday, 26 November 2015*

3762. Hon Lynn MacLaren to the Minister for Commerce

3763. Hon Lynn MacLaren to the Minister for Commerce

3764. Hon Lynn MacLaren to the Minister for Agriculture and Food representing the Minister for Forestry

3765. Hon Sally Talbot to the Attorney General representing the Minister for Emergency Services

3766. Hon Lynn MacLaren to the Leader of the House representing the Minister for Training and Workforce Development

3767. Hon Lynn MacLaren to the Leader of the House representing the Minister for Training and Workforce Development

*Notice Given Tuesday, 1 December 2015*

3768. Hon Robin Chapple to the Minister for Agriculture and Food representing the Minister for Water

3769. Hon Lynn MacLaren to the Minister for Mental Health representing the Minister for Environment

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## QUESTIONS ASKED TODAY

*Notice Given*                      *Wednesday, 2 December 2015*

**3770. Hon Sue Ellery to the Minister for Agriculture and Food:**

I refer to the announcement that the Board of the Perth Market Authority has been replaced by an interim board, and any discussions or correspondence between the Minister, the Minister's office, the Department of Agriculture and Food or the Perth Market Authority with members of the outgoing Board about their tenure before the change was announced on 27 November 2015, and I ask:

- (a) who had the discussions or correspondence and when;
- (b) what was the nature of that communication; and
- (c) will the Minister table records of that communication and, if not, why not?

**3771. Hon Martin Pritchard to the Attorney General representing the Minister for Emergency Services:**

I refer to the answer to question without notice No. 1147, asked on 14 October 2015, and I ask:

- (a) will the Minister list the Culturally and Linguistically Diverse community leaders consulted;
- (b) how, and in what form, did that consultation take place;
- (c) who conducted the consultation; and
- (d) is there a formal report of the consultation and, if so, what is its title?

**3772. Hon Robin Chapple to the Minister for Agriculture and Food representing the Minister for Water:**

I refer to the Minister's joint media announcement of 21 August 2015, "Land tenure boost for irrigated agriculture", and subsequent coverage in *The West Australian* entitled "Land Tenure Deal to Drive Investment", and the statement that "proponents can seek conversion to freehold from Cabinet and then satisfy all requirements and development conditions to gain the freehold", and I ask:

- (a) has the Minister received advice on the potential for this freeholding of public land to be in contravention of National Competition Policy;
- (b) if no to (a), why not;
- (c) if yes to (a), will the Minister release that advice; and
- (d) if no to (c), why not?

**3773. Hon Robin Chapple to the Minister for Agriculture and Food representing the Minister for Mines and Petroleum:**

I refer to the Key Petroleum Canning Basin Exploration Strategy ASX announcement of 10 September 2015, and question on notice No. 5123 answered on 1 May 2012 referencing three photos dated 1 April 2012, and ask:

- (a) have the proposals referred to in the Key Petroleum Canning Basin Exploration Strategy ASX announcement been referred to the Environmental Protection Authority;
- (b) if no to (a), why not;

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- (c) were any conditions attached to the causeways (identified in the photos) that passed through mangal systems;
- (d) was there any requirement for the proponent to remove the original causeway, drill pad or drill mud pond and rehabilitate the area;
- (e) if no to (c) or (d), why not;
- (f) if yes to (c) or (d), will the Minister table any conditions or requirements;
- (g) if no to (f), why not;
- (h) what were the types of drilling fluids used at this site;
- (i) were the drilling fluids removed and where were they removed to;
- (j) 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;
- (k) who was the proponent responsible for the environmental management of this causeway, drill pad and drill mud pond;
- (l) will the proponent be prosecuted for environmental contamination, breach of conditions or breach of licence; and
- (m) if no to (l), why not?

**3774. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment:**

I refer to the Key Petroleum Canning Basin Exploration Strategy ASX announcement of 10 September 2015, question on notice No. 2211 answered on 21 September 2014 and question on notice No. 5123 answered on 1 May 2012 referencing three photos, dated 1 April 2012, and ask:

- (a) have the proposals referred to in the Key Petroleum Canning Basin Exploration Strategy ASX announcement been referred to the Environmental Protection Authority (EPA);
- (b) if yes to (a), by whom, and on what date;
- (c) if yes to (a), will the proposals be assessed by the EPA and at what level;
- (d) if no to (c), why not;
- (e) if no to (a), why not; and
- (f) if no to (a), will the EPA call the proposals in?

**3775. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Environment:**

I refer to the Marine Parks and Reserves Authority (MPRA) and the proposed Yawuru Nagulagun/Roebuck Bay Marine Park, and I ask:

- (a) is the Minister aware that a MPRA member appeared on ABC Kimberley radio on the morning of Friday, 19 June 2015 at 10.00am to speak about the content of the *Proposed Yawuru Nagulagun/Roebuck Bay Marine Park indicative joint management plan 2015*;
- (b) is the Minister aware the MPRA member conducted this interview representing the MPRA;

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- (c) is the Minister aware that this interview was conducted prior to the release of the *Proposed Yawuru Nagulagun/Roebuck Bay Marine Park indicative joint management plan 2015* and the Minister's media announcement of the marine park draft plan on the afternoon of the 19 June 2015;
- (d) is it normal for MPRA members to speak in the media on behalf of the MPRA and the Government;
- (e) if no to (d), was permission given for an MPRA member to speak on behalf of the MPRA;
- (f) if yes to (e), why;
- (g) is the Minister aware that this MPRA member is a former president of the Broome Fishing Club and was made a life member of the club in April 2015, and at the time they were described by the current President as 'a very strong ongoing advocate of the Broome Fishing Club';
- (h) is the Minister also aware that the Broome Fishing Club has been vocally opposed to a marine sanctuary zone in Roebuck Bay, including comment from the current club President in the same ABC radio piece on the morning of the 19 June 2015 in which the MPRA member also spoke against the need for a marine sanctuary zone in Roebuck Bay, speaking on behalf of the MPRA; and
- (i) can the Minister please advise how the MPRA manage potential conflicts of interest when its members have direct personal or business interests in the advice given by the MPRA?

**PAUL GRANT**

Acting Clerk of the Legislative Council