

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

QUESTIONS

No. 193

Thursday, 1 December 2011

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

POSTPONED QUESTIONS

Notice Given *Tuesday, 18 October 2011*

4831. Hon Alison Xamon to the Minister for Mental Health (*SO 138(d) response - November 23 2011*)

Notice Given *Tuesday, 1 November 2011*

4896. Hon Alison Xamon to the Minister for Mental Health (*SO 138(d) response - November 30 2011*)

Notice Given *Wednesday, 2 November 2011*

4963. Hon Adele Farina to the Minister for Mental Health

Notice Given *Tuesday, 8 November 2011*

4964. Hon Ken Travers to the Minister for Finance representing the Minister for Transport

4965. Hon Ken Travers to the Minister for Finance representing the Minister for Transport

4966. Hon Ken Travers to the Minister for Finance representing the Minister for Transport

4967. Hon Ken Travers to the Minister for Finance representing the Minister for Transport

4968. Hon Ken Travers to the Minister for Finance representing the Minister for Transport

4969. Hon Sue Ellery to the Minister for Energy

4970. Hon Sue Ellery to the Minister for Mental Health representing the Minister for Water

4971. Hon Ken Travers to the Minister for Mental Health representing the Minister for Planning

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4972. Hon Ken Travers to the Minister for Mental Health representing the Minister for Planning
4973. Hon Ken Travers to the Minister for Finance representing the Minister for Transport
4974. Hon Ken Travers to the Minister for Finance representing the Minister for Transport
4975. Hon Kate Doust to the Minister for Science and Innovation
4976. Hon Giz Watson to the Minister for Mental Health representing the Minister for Health
4977. Hon Giz Watson to the Minister for Energy representing the Minister for Education
4978. Hon Giz Watson to the Minister for Child Protection representing the Minister for Local Government

Notice Given **Wednesday, 9 November 2011**

4979. Hon Adele Farina to the Minister for Mental Health
4980. Hon Linda Savage to the Minister for Energy representing the Minister for Education
4981. Hon Ljiljana Ravlich to the Minister for Energy representing the Minister for Education
4982. Hon Adele Farina to the Minister for Finance representing the Minister for Transport
4983. Hon Adele Farina to the Minister for Mental Health representing the Minister for Health
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4991. Hon Adele Farina to the Minister for Mental Health representing the Minister for Health
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5002. Hon Adele Farina to the Minister for Mental Health representing the Minister for Health
5003. Hon Adele Farina to the Minister for Mental Health representing the Minister for Health
5004. Hon Adele Farina to the Minister for Mental Health representing the Minister for Health
5005. Hon Adele Farina to the Minister for Mental Health representing the Minister for Health
5006. Hon Adele Farina to the Minister for Finance representing the Minister for Transport
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5016. 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
5018. Hon Adele Farina to the Minister for Mental Health representing the Minister for Water
5019. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development
5021. Hon Linda Savage to the Minister for Child Protection

Notice Given 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
5025. Hon Linda Savage to the Minister for Commerce

Notice Given 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

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5030. Hon Alison Xamon to the Minister for Energy representing the Minister for Education
5031. Hon Giz Watson to the Minister for Fisheries
5032. Hon Giz Watson to the Parliamentary Secretary representing the Attorney General
5033. Hon Lynn MacLaren to the Minister for Finance representing the Minister for Housing
5034. Hon Alison Xamon to the Minister for Finance representing the Minister for Corrective Services
5035. Hon Alison Xamon to the Parliamentary Secretary representing the Attorney General

Notice Given *Wednesday, 23 November 2011*

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

Notice Given *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
5040. Hon Ken Travers to the Minister for Finance representing the Minister for Transport
5041. Hon Ken Travers to the Minister for Finance representing the Minister for Transport
5042. Hon Ken Travers to the Minister for Finance representing the Minister for Transport
5043. Hon Ken Travers to the Minister for Finance representing the Minister for Transport
5044. Hon Ken Travers to the Minister for Electoral Affairs
5045. Hon Ken Travers to the Minister for Finance
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

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5058. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Health
5059. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Health
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5061. Hon Alison Xamon to the Minister for Mental Health
5062. Hon Alison Xamon to the Minister for Child Protection representing the Minister for Citizenship and Multicultural Interests
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
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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

Notice Given ***Wednesday, 30 November 2011***

5072. Hon Linda Savage to the Parliamentary Secretary representing the Attorney General
5073. Hon Linda Savage to the Minister for Energy representing the Minister for Police
5074. Hon Alison Xamon to the Minister for Mental Health representing the Minister for Water
5075. Hon Ljiljana Ravlich to the Minister for Commerce
5076. Hon Kate Doust to the Minister for Mental Health representing the Minister for Science and Innovation
5077. Hon Kate Doust to the Minister for Energy
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- 5088. Hon Kate Doust to the Minister for Energy
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- 5090. Hon Kate Doust to the Minister for Energy
- 5091. Hon Robin Chapple to the Minister for Mental Health representing the Minister for Planning

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5092. Hon Lynn MacLaren to the Minister for Mental Health representing the Minister for Health

I refer to the media statement entitled *Minister sets direction for future delivery of cardiothoracic surgery* released by the Minister for Health on 6 May 2011, and ask -

- (1) Will the Minister honour his commitment to appoint a new director to be based at Fiona Stanley Hospital, to co-ordinate and manage the cardiothoracic services provided at Fiona Stanley Hospital, Royal Perth Hospital and Sir Charles Gairdner Hospital?
- (2) If no to (1), why does the Minister no longer strongly believe, having considered all options, that 'this is the best possible outcome for the people of Western Australia'?
- (3) Will the Minister honour his commitment that cardiothoracic surgery presently delivered from Fremantle Hospital will be moved to Fiona Stanley Hospital once construction is complete?
- (4) Does the Minister still consider that making an early decision regarding the future delivery of cardiothoracic surgery provides 'certainty to staff working in this field about their future employment and the location of their services'?
- (5) Does the Minister agree that changing that decision -
 - (a) will cause uncertainty to staff about their future employment and location of their services; and
 - (b) will cause uncertainty and disappointment for approximately half a million people living in the South Metropolitan Region who have been led to believe that Fiona Stanley Hospital will provide a comprehensive cardiothoracic surgery service?

5093. 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. 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 (licensed) under any State Agreements?
- (4) If yes to (3), how much?

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- (5) If yes to (3), has the department been restricted in any way as to what conditions it may apply to any such licence?
- (6) If yes to (5), how?
- (7) Is the department involved in negotiating State Agreements where those Agreements touch on matters of relevance to the department, such as water allocation?

5094. Hon Max Trenorden to the Minister for Finance representing the Minister for Transport

I refer to the sale of Westrail to the consortium of Wesfarmers and Genesee-Wyoming by the State Government, and ask -

- (1) Was the undertaking given by Wesfarmers and Genesee-Wyoming to spend \$400 million on rolling stock and infrastructure in the sale contract?
- (2) Was the undertaking official or unofficial?
- (3) What protocols and criteria were put in place to ensure the undertaking to spend \$400 million was met?
- (4) Which agency undertook the audit to ensure the \$400 million was spent?
- (5) If the undertaking to spend \$400 million was not met by the consortium by 2006 when it on sold the above infrastructure and business to Queensland Rail and below ground business and infrastructure to Babcock and Brown, what protocols were put in place by the Government to ensure the balance of the undertaking was spent?
- (6) Was the Government a party to the outsourced maintenance agreement between Westnet Rail and John Holland?

5095. Hon Giz Watson to the Minister for Mental Health representing the Minister for Health

I refer to the Western Australian Department of Health's website address <http://www.health.wa.gov.au/havingababy/during/lifestyle.cfm> which provides information about lifestyle factors (healthy eating, exercise, smoking, medications and other drugs, and alcohol) to achieve the best health outcomes for women and their babies during pregnancy, and I ask -

- (1) Will the Minister take steps to ensure that information is included on that website and/or in similar departmental publications about use of or exposure to pesticides, herbicides or fungicides during pregnancy?
- (2) If no to (1), why not?

5096. Hon Giz Watson to the Parliamentary Secretary representing the Attorney General

I refer to the Attorney General's answer on 2 November 2011 to question without notice No. 734 in the other place regarding referrals to juvenile justice teams, and I ask -

- (1) What percentage increase or decrease has there been in police referrals to juvenile justice teams (JJT) in regional and remote areas over the last three years?

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- (2) How have the following issues in regional and remote areas that negatively impact on JJT referrals, including both police referrals and referrals made in the context of court proceedings, been addressed -
- (a) insufficient staff to respond within a reasonable time to JJT referrals; and
 - (b) staff being required to travel long distances?

5097. Hon Giz Watson to the Minister for Mental Health representing the Minister for Environment
Regarding the Wagerup Refinery Unit Three Expansion, I ask -

- (1) Is the Minister for Environment considering an application by Alcoa to extend the implementation time limit for the approved expansion of the Alcoa Wagerup Refinery which was approved under Ministerial Statement 728?
- (2) If yes to (1), will the Minister make the application by Alcoa and supporting material publicly available prior to deciding the application?
- (3) If yes to (1), will the Minister invite public submissions on the application prior to deciding the application?
- (4) If yes to (1), does the Minister follow the procedures under section 46 of the *Environmental Protection Act 1986* for modifying the conditions of Ministerial Statement 728 to extend the implementation time limit?
- (5) If no to (4), does the Minister intend to rely on section 46C of the Act for the purpose of making changes to the implementation conditions without requesting an inquiry by the Environmental Protection Authority (EPA)?
- (6) If yes to (4), will the proposal be publicly exhibited and public submission invited prior to the EPA making its report to the Minister under section 46(6) of the Act?

5098. Hon Giz Watson to the Minister for Mental Health representing the Minister for Planning

I refer to the *State Planning Policy 2.4 - Basic Raw Materials* that contains the Resource Protection Working Plans, which includes the *Environmental and Conservation Reference Chart* that assists in identifying possible environmental and conservation constraints to the extraction of basic raw materials from an area identified on the maps, and I ask -

- (1) Are the following areas contained within the Environmental and Conservation Reference Chart -
 - (a) Lake Nowergup Fauna Sanctuary;
 - (b) Neerabup National; and
 - (c) Bush Forever Site 383?
- (2) If no to (1), why not?
- (3) When was the last time the maps were updated?

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- (4) Which agency, or authority or department has the responsibility for updating the *Environmental and Conservation Reference Chart*?
- (5) When will the *Environmental and Conservation Reference Chart* be updated to include the areas of -
 - (a) Lake Nowergup Fauna Sanctuary;
 - (b) Neerabup National; and
 - (c) Bush Forever Site 383?
- (6) Is the current *State Planning Policy 2.4* used by the Western Australian Planning Commission and local government authorities to determine the permissibility of development applications?
- (7) Please outline how the Western Australian Planning Commission and the local government authorities fully and properly consider the effect on significant environmental areas such as Lake Nowergup Fauna Sanctuary, Neerabup National Park and Bush Forever Site 383, if they are not included in the *Environmental and Conservation Reference Chart* contained in the current *State Planning Policy 2.4* which is used to determine current development applications?

5099. Hon Linda Savage to the Minister for Mental Health representing the Minister for Health

I refer to the 'enhanced home visiting service' delivered by the Health Department specifically to pregnant women, newborn infants and children up to age two, and ask -

- (1) How many families are currently enrolled in or engaged with the service -
 - (a) in the Perth metropolitan area; and
 - (b) in Western Australian country areas?
- (2) How many full-time equivalent nurses are involved with or provide the service?
- (3) How many full-time equivalent other employees are involved with or provide the service?
- (4) Does the program involve structured home visiting during a client's pregnancy, and thereafter?
- (5) How, and by whom, is a client referred to the Health Department's enhanced home visiting service specifically for pregnant women, newborn infants and children up to age two?

5100. Hon Ljiljana Ravlich to the Minister for Mental Health representing the Minister for Water

I refer to the Contracts Procurement Branch of the Water Corporation, and ask -

- (1) Has the Minister been made aware of a number of bullying complaints in this branch of the agency?
- (2) If yes to (1), what actions has the Minister taken to address this?
- (3) Is it true that as a result of the extensive bullying, more than 10 staff members have resigned?
- (4) How many people have been sacked from the branch since 1 January 2011?

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- (5) How many investigations have been undertaken since 1 January 2011 into work practices of the branch, following grievances or allegations by staff of bullying?
- (6) Of those investigations undertaken in (5), how many of the grievances were upheld?
- (7) Will the Minister request a further, independent investigation whereby all affected staff are given the opportunity to raise any concerns without fear of backlash?
- (8) If no to (7), why not?

5101. Hon Ken Travers to the Leader of the House representing the Premier

I refer to question on notice No. 4383, and I ask -

- (1) Who requested the vehicles for those people who are not a Minister, the Leader of the Opposition or a member of the Diplomatic Corps?
- (2) If the vehicle was requested by a Minister's office, which Minister requested the vehicle and what was the event that the person was attending on behalf of the Minister?

5102. Hon Sally Talbot to the Minister for Mental Health representing the Minister for Environment

I refer to the Minister's responses dated 2 August 2011 and 20 October 2011 to Mr Stephen Wyndham, President of the West Australian Herpetological Society (WAHS), the *Wildlife Conservation Act 1950* and the *Wildlife Conservation (Reptiles and Amphibians) Regulation 2002*, and I ask -

- (1) Why does the Department of Environment and Conservation (DEC) continue to raise non-compliance as an issue of concern with regard to the expansion of the keeping list when documents 11 and 12 obtained under freedom of information application FOI 2011/6251 clearly state a very low level of non-compliance with only 36 cautions and one conviction in four years?
- (2) Has this misplaced concern influenced the DEC's decision to assess only six additional species to be added to the keeping list?
- (3) When will DEC assess the full list of species as submitted as part of the WAHS submission and revised at DEC's request in 2009?
- (4) Why does DEC continue to be involved in the export of rough scaled pythons to persons and organisations interstate that are actively involved in the pet trade, while at the same time denying Western Australian keepers the opportunity to keep this species under license?

MALCOLM PEACOCK

Clerk of the Legislative Council