WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

QUESTIONS

No. 28

Tuesday, 19 May 2009

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

POSTPONED QUESTIONS

Notice Given ***Thursday, 9 April 2009***

683. Hon Giz Watson to the Leader of the House representing the Minister for State Development

Notice Given ***Tuesday, 5 May 2009***

684. Hon Paul Llewellyn to the Parliamentary Secretary representing the Minister for Housing and Works

685. Hon Paul Llewellyn to the Minister for Transport

686. Hon Anthony Fels to the Leader of the House representing the Premier

687. Hon Ken Travers to the Minister for Energy representing the Minister for Education

688. Hon Jon Ford to the Minister for Mines and Petroleum

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

691. Hon Giz Watson to the Minister for Environment

692. Hon Nigel Hallett to the Minister for Environment

693. Hon Ljiljanna Ravlich to the Minister for Training

694. Hon Ljiljanna Ravlich to the Minister for Training

695. Hon Ken Travers to the Minister for Child Protection representing the Minister for Planning

699. Hon Ken Travers to the Minister for Transport

700. Hon Ken Travers to the Minister for Transport

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Postponed Questions

701. Hon Ken Travers to the Minister for Transport

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706. Hon Ken Travers to the Minister for Transport

707. Hon Ken Travers to the Minister for Transport

708. Hon Ken Travers to the Minister for Transport

Notice Given Wednesday, 6 May 2009

710. Hon Ken Travers to the Minister for Transport

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

712. Hon Adele Farina to the Minister for Child Protection representing the Minister for Planning

713. Hon Adele Farina to the Minister for Transport

714. Hon Adele Farina to the Minister for Transport representing the Minister for Health

715. Hon Adele Farina to the Minister for Transport representing the Minister for Health

716. Hon Adele Farina to the Minister for Transport

717. Hon Adele Farina to the Minister for Child Protection representing the Minister for Planning

718. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development

719. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development

720. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development

721. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development

722. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development

723. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development

724. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development

725. Hon Adele Farina to the Minister for Transport representing the Minister for Health

726. Hon Adele Farina to the Minister for Energy representing the Minister for Education

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Postponed Questions

Notice Given ***Thursday, 7 May 2009***

727. Hon Adele Farina to the Minister for Energy representing the Minister for Local Government

728. Hon Adele Farina to the Parliamentary Secretary representing the Treasurer

729. Hon Adele Farina to the Parliamentary Secretary representing the Minister for Regional Development

730. Hon Adele Farina to the Minister for Environment

731. Hon Giz Watson to the Parliamentary Secretary representing the Treasurer

732. Hon Giz Watson to the Minister for Transport representing the Minister for Indigenous Affairs

733. Hon Giz Watson to the Leader of the House representing the Premier

734. Hon Giz Watson to the Leader of the House representing the Premier

735. Hon Giz Watson to the Minister for Child Protection representing the Minister for Planning

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

737. Hon Giz Watson to the Minister for Environment

Notice Given ***Tuesday, 12 May 2009***

738. Hon Giz Watson to the Minister for Environment

739. Hon Jon Ford to the Minister for Mines and Petroleum

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QUESTIONS ASKED TODAY

Notice given ***Tuesday, 19 May 2009***

740. Hon Sally Talbot to the Minister for Environment

(1) On how many occasions has the Minister met with Ms Cheryl Edwardes since the State election?

(2) Is Ms Edwardes providing advice to the Minister on the performance of her ministerial or political duties?

(3) Did Ms Edwardes recommend or suggest the appointment of the Minister's Principal Policy Officer, Simon Taylor?

(4) Is the Minister aware that Ms Edwardes is an environmental lawyer with Minter Ellison handling environmental approval matters for her client?

(5) Does the Minister see an actual or perceived conflict of interest in her dealing with Ms Edwardes given her role as environmental lawyer for Minter Ellison?

741. Hon Giz Watson to the Minister for Transport representing the Minister for Health

I refer to closure of and 'empty chairs' at school and adult public dental clinics, and ask -

(1) Which locations in Western Australia are currently not consistently served by a fully staffed school dental clinic?

(2) Which locations in Western Australia are currently not consistently served by a fully staffed public dental clinic for adults?

(3) Which of the locations referred to in (1) and (2), do not have access to a public source of fluoridated water?

(4) Please list all steps the Government is currently taking to improve consistent access by children and adults to public dental clinics?

(5) In relation to (4), what is the time frame for each of these steps?

742. Hon Giz Watson to the Leader of the House representing the Premier

I refer to the Premier's statements that the James Price Point site proposed for a LNG hub is, 'not the spectacular part of the Kimberley coast', that the public cares about, and that the Premier, 'will do all [he] can to ensure the Kimberley is protected - totally protected', (Walmadany music concert, Broome, 27 March 2009), and I ask -

(1) How will the Government totally protect the Kimberley including its coastline?

(2) Will the Kimberley Science and Conservation Strategy announced by the Government be the mechanism by which the Kimberley including its coastline is totally protected?

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(3) If yes to (2), how will the map released by the Minister for Environment (that identifies only four small marine areas and no terrestrial areas as possible new conservation areas in the Kimberley) advance the total protection of the Kimberley including its coastline?

(4) Is the Premier aware of the many longstanding scientifically based recommendations for additional marine and terrestrial conservation reserves in the Kimberley, for example the recommendations of Conservation and Land Management (CALM) (as it then was) and the Marine Parks and Reserves Authority in the early 1990s?

(5) If yes to (4) -

(a) what is the Government's position on those recommendations; and

(b) how does the Government reconcile those recommendations with the proposals made by the Minister for Environment?

743. Hon Carolyn Burton to the Minister for Environment

I refer to question No's 179 and 382, in which advice was requested as to which project proponents have requested meetings with you and have been declined an appointment, and your response that because requests may be formal or informal, it is not possible to provide an answer, and ask -

(1) Which project proponents or their representatives have made formal requests to your office for a meeting since 23 September 2008 and have not had an appointment?

(2) Which project proponents or their representatives have received an appointment?

744. Hon Sally Talbot to the Parliamentary Secretary representing the Treasurer

Can the Treasurer provide details of how much was budgeted in recurrent and capital expenditure for the following regions for 2008 - 09 (i.e. Budget Estimates), -

(a) Goldfields-Esperance;

(b) South West;

(c) Great Southern;

(d) Peel;

(e) Mid West;

(f) Gascoyne;

(g) Wheatbelt;

(h) Pilbara; and

(i) Kimberley?

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Questions Asked Today

Notice given ***Tuesday, 19 May 2009***

745. Hon Paul Llewellyn to the Minister for Child Protection representing the Minister for Planning

I refer to the rights of aggrieved third parties under the *Planning and Development Act 2005,* -

(1) Is the Minister aware that, -

(a) following the State Administrative Tribunal (SAT) judgement in Nicholls and City of Mandurah [2008] WASAT 141 of 24 June 2008, s.211 of the *Planning and Development Act 2005* cannot be used to overturn an existing approval by a local Government on the basis of third party representations;

(b) local communities in Western Australia are now left with no practical avenue of appeal under the *Planning and Development Act 2005* against local planning decisions in their region that have failed to effectively observe a local planning scheme and/or State planning policies; and

(c) Western Australia is now the only Australian jurisdiction where an aggrieved third party has no appeal rights in State planning law?

(2) Is the Minister planning a review of the *Planning and Development Act 2005*?

(3) If yes to (2), -

(a) when will this review be carried out; and

(b) will the Minister ensure that third party appeal rights are considered as part of that review?

(4) If no to (2), -

(a) why not; and

(b) will the Minister consider bringing amendments to the *Planning and Development Act 2005* to allow appeals by third parties?

(5) If no to (6), why not?

(6) If yes to (6), when will those amendments be introduced?

MALCOLM PEACOCK
Clerk of the Legislative Council