

MAYLANDS BOATYARD PTY LTD, LEASE

187. Hon. C.L. Edwardes to the Minister for Planning and Infrastructure

I refer the Minister to the lease between the Western Australian Planning Commission and the Maylands Boatyard Pty Ltd dated July 1987, and ask: -

- (a) does the above lease require compliance with the Jetties Act 1926;
- (b) has an inspection been carried out at the Maylands Boatyard to ensure that the jetties comply with the Jetties Act 1926;
- (c) if not, why not;
- (d) have complaints been received from the Maylands Armature Boat Owners Association Inc. (MABOA), in respect to the non-compliance to the Jetties Act 1926 of the lessee;
- (e) did Mr P Kane, of the Department of Planning and Infrastructure, meet with the MABOA Inc committee on Sunday, 8 July 2001, on-site;
- (f) did Mr P Kane assure the committee that he would obtain an engineer's report on the jetties, boat cradle and dredging the boat pens;
- (g) was this report sought, from whom and on what date;
- (h) has this report been received;
- (i) if not, when is it expected to be received;
- (j) will the Minister table a copy of this report;
- (k) if not, why not;
- (l) if the report was not sought, why not and who made the decision not to seek this report; and
- (m) in the event of an accident on or with the boat cradle, jetties or boat pens, would the Western Australian Planning Commission, as the lessor, be liable for damage?

Ms A.J. MacTIERNAN replied:

- (a) Yes
- (b)-(c) Yes
- (d) Yes
- (e) Yes
- (f) Assurance was given that engineer's advice would be obtained in relation to jetties and the boat cradle. No assurances were given in relation to the dredging of the boat pens (see answer to PQ 184(c) I)
- (g)-(l) A report was sought from Searle Consulting in August 2002. The report was submitted on 13 September 2002. A copy of this report was tabled in response to Parliamentary Question 184.
- (m) The WAPC is indemnified against any such claims by the lessee under clause 2(Y)(aa) of the lease.