

LEGISLATIVE COUNCIL

1160

**QUESTION WITHOUT NOTICE
(Of which some notice has been given)**

Wednesday, 28 September 2011

Hon Sally Talbot to the Minister for Indigenous Affairs.

I refer to the *Aboriginal Heritage Act 1972* and I ask--

- (1) How many Ministerial decisions made as a result of section 18 applications were subject to State Administrative Tribunal (SAT) appeals by the proponents in:
 - (a) 2007;
 - (b) 2008;
 - (c) 2009;
 - (d) 2010; and
 - (e) 2011 to date?

- (2) With regard to each of the 2011 SAT appeals, how much time elapsed between the Minister issuing the approval and the appeal being heard by the SAT?

- (3) Are there any processes whereby Ministerial conditions imposed in relation to a Section 18 approval can be varied other than by an appeal to the SAT and if so, what are those processes?

Answer

I thank the Hon. Member for some notice of this question.

- (1)
 - (a) 2007 – 0
 - (b) 2008 – 2
 - (c) 2009 – 1
 - (d) 2010 – 3
 - (e) 2011 – 6 to date

(2) One was approved by the Minister for Indigenous Affairs on 14 December 2010, and orders were made in the SAT on 14 September 2011.

One was approved by the Minister on 7 January 2011, and orders were made in the SAT on 8 August 2011.

The other four applications are currently listed to be heard by the State Administrative Tribunal ("SAT").

(3) No.

Minster for Indigenous Affairs