

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

QUESTIONS ON NOTICE

No. 51

THURSDAY, 21 NOVEMBER 2013

Memo: The electronic publication of Questions on Notice as part of the Notice Paper is available on the Parliament's Internet site at www.parliament.wa.gov.au.

Questions postponed from previous sittings: -

Tuesday, 22 October 2013

- 1308. Mr M.P. Murray to the Minister for Emergency Services
- 1314. Mr B.S. Wyatt to the Minister representing the Minister for Aboriginal Affairs
- 1315. Mr M. McGowan to the Minister for Transport
- 1316. Ms R. Saffioti to the Minister for Planning

Wednesday, 23 October 2013

- 1318. Ms J.M. Freeman to the Minister for Housing
- 1319. Mr R.H. Cook to the Minister for Police
- 1320. Mr R.H. Cook to the Premier
- 1321. Mr R.H. Cook to the Minister for Health
- 1323. Mr R.H. Cook to the Minister for Health
- 1324. Mr R.H. Cook to the Minister for Health
- 1325. Mr R.H. Cook to the Minister for Health
- 1328. Mr R.H. Cook to the Minister for Health
- 1330. Mr F.M. Logan to the Minister for Housing
- 1331. Mr F.M. Logan to the Minister for Housing
- 1332. Mr R.H. Cook to the Minister for Health
- 1334. Ms S.F. McGurk to the Minister for Finance

Tuesday, 29 October 2013

- 1336. Mr W.J. Johnston to the Minister for Energy
- 1337. Mr W.J. Johnston to the Minister for Energy
- 1338. Mr W.J. Johnston to the Minister for Energy
- 1339. Mr W.J. Johnston to the Minister for Energy

- 1340. Mr W.J. Johnston to the Minister for Energy
- 1341. Mr W.J. Johnston to the Minister for Energy
- 1342. Mr W.J. Johnston to the Minister for Energy
- 1343. Mr W.J. Johnston to the Minister for Energy
- 1344. Mr W.J. Johnston to the Minister for Energy
- 1345. Mr W.J. Johnston to the Minister for Energy
- 1346. Mr M. McGowan to the Minister for Health
- 1347. Mr B.S. Wyatt to the Minister for Regional Development
- 1348. Ms M.M. Quirk to the Minister representing the Minister for Education
- 1349. Ms M.M. Quirk to the Minister for Emergency Services
- 1350. Ms M.M. Quirk to the Minister for Transport
- 1352. Ms M.M. Quirk to the Minister for Environment
- 1353. Ms M.M. Quirk to the Minister for Emergency Services

Wednesday, 30 October 2013

- 1354. Ms M.M. Quirk to the Minister for Lands
- 1355. Ms M.M. Quirk to the Premier
- 1356. Ms M.M. Quirk to the Minister for Emergency Services
- 1357. Mr R.H. Cook to the Minister for Health
- 1358. Mr R.H. Cook to the Minister for Health
- 1359. Mr R.H. Cook to the Minister for Health
- 1360. Mr R.H. Cook to the Minister for Health
- 1361. Mr R.H. Cook to the Minister for Health
- 1362. Mr R.H. Cook to the Minister for Health
- 1363. Mr R.H. Cook to the Minister for Health
- 1364. Mr R.H. Cook to the Minister for Health
- 1365. Mr R.H. Cook to the Minister for Health
- 1366. Mr R.H. Cook to the Minister for Health
- 1367. Mr R.H. Cook to the Minister for Health
- 1368. Mr R.H. Cook to the Minister for Health
- 1369. Mr R.H. Cook to the Minister for Health
- 1370. Mr R.H. Cook to the Minister for Health
- 1371. Mr R.H. Cook to the Minister for Health
- 1372. Mr R.H. Cook to the Minister for Health
- 1373. Mr R.H. Cook to the Minister for Health
- 1374. Mr R.H. Cook to the Minister for Health
- 1375. Mr R.H. Cook to the Minister for Health
- 1376. Mr R.H. Cook to the Minister for Health
- 1377. Mr R.H. Cook to the Minister for Health
- 1378. Mr R.H. Cook to the Minister for Health
- 1379. Mr R.H. Cook to the Minister for Health
- 1380. Mr R.H. Cook to the Minister for Health

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1411. Mr R.H. Cook to the Minister for Health
1412. Mr R.H. Cook to the Minister for Health
1413. Mr R.H. Cook to the Minister for Health

Thursday, 31 October 2013

1414. Mr R.H. Cook to the Minister for Health
1415. Mr R.H. Cook to the Minister for Health
1416. Mr R.H. Cook to the Minister for Health
1417. Mr R.H. Cook to the Minister for Health
1418. Mr R.H. Cook to the Minister for Health
1419. Mr R.H. Cook to the Minister for Health
1420. Mr R.H. Cook to the Minister for Health

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- 1463. Mr R.H. Cook to the Minister for Health
- 1464. Mr R.H. Cook to the Minister for Health
- 1465. Mr R.H. Cook to the Minister for Health
- 1466. Mr R.H. Cook to the Minister for Health
- 1467. Mr R.H. Cook to the Minister for Health
- 1468. Mr R.H. Cook to the Minister for Health
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- 1480. Mr R.H. Cook to the Minister for Health
- 1481. Mr R.H. Cook to the Minister for Health
- 1482. Mr R.H. Cook to the Minister for Health
- 1483. Mr R.H. Cook to the Minister for Health
- 1484. Mr M. McGowan to the Premier; Minister for State Development; Science
- 1485. Mr M. McGowan to the Deputy Premier; Minister for Health
- 1486. Mr M. McGowan to the Minister for Regional Development; Lands; Minister Assisting the Minister for State Development
- 1487. Mr M. McGowan to the Minister representing the Minister for Education; Aboriginal Affairs; Electoral Affairs
- 1488. Mr M. McGowan to the Treasurer; Minister for Transport; Fisheries
- 1489. Mr M. McGowan to the Minister for Planning; Culture and the Arts
- 1490. Mr M. McGowan to the Minister for Police; Tourism; Road Safety; Women's Interests
- 1491. Mr M. McGowan to the Minister for Training and Workforce Development; Water; Forestry
- 1492. Mr M. McGowan to the Minister representing the Minister for Mental Health; Disability Services; Child Protection
- 1493. Mr M. McGowan to the Minister representing the Attorney General; Minister for Commerce
- 1494. Mr M. McGowan to the Minister for Mines and Petroleum; Housing
- 1495. Mr M. McGowan to the Minister for Sport and Recreation; Racing and Gaming
- 1496. Mr M. McGowan to the Minister representing the Minister for Agriculture and Food
- 1497. Mr M. McGowan to the Minister for Energy; Finance; Citizenship and Multicultural Interests
- 1498. Mr M. McGowan to the Minister for Local Government; Community Services; Seniors and Volunteering; Youth
- 1499. Mr M. McGowan to the Minister for Environment; Heritage
- 1500. Mr M. McGowan to the Minister for Emergency Services; Corrective Services; Small Business; Veterans

1501. Ms L.L. Baker to the Minister for Transport
1502. Ms L.L. Baker to the Minister for Health
1503. Mrs M.H. Roberts to the Minister for Transport
1504. Mrs M.H. Roberts to the Minister for Transport
1505. Ms M.M. Quirk to the Minister representing the Attorney General
1506. Ms M.M. Quirk to the Minister representing the Attorney General
1507. Ms M.M. Quirk to the Minister representing the Attorney General
1508. Ms M.M. Quirk to the Minister representing the Attorney General
1509. Ms M.M. Quirk to the Minister for Police
1510. Ms M.M. Quirk to the Minister for Police
1511. Ms M.M. Quirk to the Minister for Police
1512. Ms M.M. Quirk to the Minister for Police
1513. Ms M.M. Quirk to the Minister for Police
1514. Ms M.M. Quirk to the Minister for Police
1515. Ms M.M. Quirk to the Minister for Police
1518. Ms M.M. Quirk to the Minister for Environment
1519. Ms M.M. Quirk to the Minister for Environment
1520. Ms M.M. Quirk to the Minister for Women's Interests
1521. Ms M.M. Quirk to the Parliamentary Secretary representing the Minister for Child Protection
1522. Ms M.M. Quirk to the Minister for Housing
1523. Ms M.M. Quirk to the Minister for Housing
1524. Ms M.M. Quirk to the Premier
1525. Ms M.M. Quirk to the Minister for Corrective Services
1526. Ms M.M. Quirk to the Minister for Health
1527. Ms M.M. Quirk to the Minister for Health
1528. Ms M.M. Quirk to the Premier
1529. Ms M.M. Quirk to the Minister representing the Minister for Education
1530. Ms M.M. Quirk to the Minister representing the Minister for Education
1531. Ms M.M. Quirk to the Minister for Seniors and Volunteering
1532. Ms M.M. Quirk to the Minister for Emergency Services
1533. Ms M.M. Quirk to the Parliamentary Secretary representing the Minister for Commerce
1534. Ms M.M. Quirk to the Minister for Lands
1535. Mr P.B. Watson to the Minister for Sport and Recreation
1536. Ms R. Saffioti to the Minister representing the Minister for Education
1537. Ms R. Saffioti to the Minister representing the Minister for Education
1538. Ms R. Saffioti to the Minister representing the Minister for Education
1539. Ms R. Saffioti to the Minister representing the Minister for Education
1540. Ms R. Saffioti to the Minister representing the Minister for Education
1541. Ms R. Saffioti to the Minister representing the Minister for Education
1542. Ms R. Saffioti to the Minister representing the Minister for Education
1543. Ms R. Saffioti to the Minister representing the Minister for Education
1544. Ms R. Saffioti to the Minister representing the Minister for Education

- 1545. Mr M. McGowan to the Premier
- 1546. Mr M. McGowan to the Minister for Regional Development
- 1547. Mr M. McGowan to the Minister for Regional Development
- 1548. Mr R.H. Cook to the Minister for Health
- 1549. Mr M. McGowan to the Minister for Regional Development
- 1550. Mr C.J. Tallentire to the Minister for Environment
- 1553. Mr C.J. Tallentire to the Minister for Mines and Petroleum
- 1554. Mrs M.H. Roberts to the Minister for Culture and the Arts
- 1555. Mrs M.H. Roberts to the Minister for Culture and the Arts
- 1556. Mrs M.H. Roberts to the Minister for Culture and the Arts
- 1557. Mrs M.H. Roberts to the Minister for Culture and the Arts
- 1558. Mrs M.H. Roberts to the Minister for Culture and the Arts
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- 1560. Mrs M.H. Roberts to the Minister for Culture and the Arts
- 1561. Mrs M.H. Roberts to the Minister for Culture and the Arts
- 1562. Mrs M.H. Roberts to the Minister for Health
- 1563. Mrs M.H. Roberts to the Minister representing the Minister for Aboriginal Affairs

Wednesday, 13 November 2013

- 1564. Ms L.L. Baker to the Minister for Transport
- 1565. Mr B.S. Wyatt to the Minister representing the Minister for Aboriginal Affairs
- 1566. Mr B.S. Wyatt to the Minister representing the Minister for Aboriginal Affairs
- 1567. Mr B.S. Wyatt to the Minister representing the Minister for Aboriginal Affairs
- 1568. Mr B.S. Wyatt to the Minister representing the Attorney General
- 1569. Mr M. McGowan to the Minister for Culture and the Arts
- 1570. Mr M. McGowan to the Minister for Environment

Wednesday, 20 November 2013

- 1571. Mr B.S. Wyatt to the Treasurer
- 1572. Ms L.L. Baker to the Minister for Health
- 1573. Mr M. McGowan to the Minister for Lands
- 1574. Ms M.M. Quirk to the Minister for Heritage
- 1575. Mr B.S. Wyatt to the Premier
- 1576. Mr B.S. Wyatt to the Premier
- 1577. Mr M. McGowan to the Premier
- 1578. Mr C.J. Tallentire to the Minister representing the Minister for Education
- 1579. Mr C.J. Tallentire to the Premier
- 1580. Mr C.J. Tallentire to the Premier
- 1581. Mr C.J. Tallentire to the Minister for Mines and Petroleum
- 1582. Mr C.J. Tallentire to the Minister for Mines and Petroleum
- 1583. Mr C.J. Tallentire to the Minister for Mines and Petroleum
- 1584. Mr F.M. Logan to the Minister for Training and Workforce Development

1585. Mr C.J. Tallentire to the Minister for Mines and Petroleum
1586. Ms L.L. Baker to the Minister for Energy

Questions listed for this sitting: -

1587. Mr D.A. Templeman to the Minister for Local Government:

- (1) Is the Minister aware of allegations of possible corruption within the Shire of Carnarvon?
- (2) How long has the Minister been aware of these allegations?
- (3) Has the Department of Local Government investigated these allegations?
- (4) Will the Minister commit to tabling in Parliament a report into these matters?
- (5) If yes when, and if not, why not?

1588. Mr M. McGowan to the Minister for Planning:

- (1) What projects does the Department of Planning administer under the Government's Lead Agency Framework?
- (2) For each:
 - (a) what is their status or level of classification- 3, 2 or 1;
 - (b) when were they assigned that status; and
 - (c) who assigned them that status?

1589. Mr M. McGowan to the Minister for Regional Development:

- (1) What projects does the Department of Regional Development administer under the Government's Lead Agency Framework?
- (2) For each:
 - (a) what is their status or level of classification- 3, 2 or 1;
 - (b) when were they assigned that status; and
 - (c) who assigned them that status?

1590. Mr M. McGowan to the Minister for State Development:

- (1) What projects does the Department of State Development administer under the Government's Lead Agency Framework?
- (2) For each:
 - (a) what is their status or level of classification- 3, 2 or 1;
 - (b) when were they assigned that status; and
 - (c) who assigned them that status?

1591. Mr M. McGowan to the Minister for Lands:

- (1) What projects does the Department of Lands administer under the Government's Lead Agency Framework?
- (2) For each:
 - (a) what is their status or level of classification- 3, 2 or 1;
 - (b) when were they assigned that status; and
 - (c) who assigned them that status?

1592. Mr M. McGowan to the Minister for Mines and Petroleum:

- (1) What projects does the Department of Mines and Petroleum administer under the Government's Lead Agency Framework?
- (2) For each:
 - (a) what is their status or level of classification- 3, 2 or 1;
 - (b) when were they assigned that status; and
 - (c) who assigned them that status?

1593. Mr P.C. Tinley to the Minister for Planning:

I refer to the Minister's answer to Question on Notice No. 1078, concerning the City of Fremantle's Taylor's College development, and ask:

- (a) how did decisions made in accordance with the local planning scheme result in raising the level of the land by over a metre, including a descending road that terminates within two metres of a fibro-cement fence which is within about a metre of a bedroom and gas water heater of a resident of an existing adjoining lot, thereby increasing the risk to the resident of an out of control vehicle ploughing into their home;
- (b) is one of the aims of the local planning scheme to promote a safe and healthy environment;
- (c) would you please table a copy of the subdivision plan and the WAPC approval letter for the subdivision which includes details of all conditions imposed upon the approval, and advise whether any condition of subdivision necessitated raising the level of the land to such an extent that it compromises the safety and amenity of existing adjoining residents;
- (d) is it the case that the fill in the Taylor's College development in excess of 500 mm is not "development permitted without planning approval" and that planning approval was therefore required under the local planning scheme;
- (e) as you state that an application for planning approval was made for changes to the level of the land well in excess of 500 mm, would you please table the application as well as the Notice of Determination on Application for Planning Approval;
- (f) if an application for planning approval was not approved specifically for fill in excess of 500 mm as required by the local planning scheme, hasn't the City of Fremantle failed to implement effectively an observance of the local planning scheme;
- (g) had an application been made for fill in excess of 500 mm, as required by the local planning scheme, in considering the application, would the council then have been required to have due regard to such matters as:
 - (i) the aims of the Local Planning Scheme, which include promoting a safe environment;
 - (ii) the structure plan, which had included a wall interfacing with the terminating road;
 - (iii) the preservation of the amenity of the locality;
 - (iv) the extent to which the natural contours of the land are altered by filling and excavation;
 - (v) the height, position, form and material of the fence which is left to interface with the terminating road at the bottom of the slope;
 - (vi) the probable effect on traffic flow and safety, as well as; and
 - (vii) other planning considerations. such as variations that had been made to the previously approved structure plan, not to include the wall that would interface with the terminating road, and the subdivision plan which removed the wall and relocated the road, and then a subsequent outcome which

reinstated the terminating road within close proximity of a bedroom and gas water heater; and

- (h) did the City of Fremantle fail to advertise a proposed structure plan that conformed with the requirements of the local planning scheme insofar as it did not depict a pedestrian network drawn to scale on a structure plan map containing a north point and a scale?

1594. Mr P.C. Tinley to the Minister for Planning:

I refer to Section 211 of the *Planning and Development Act 2005* and ask:

- (a) what is the purpose of Section 211;
- (b) how many representations have been made under Section 211;
- (c) how many of these representations has the Minister referred to the State Administrative Tribunal (SAT) for its report and recommendations;
- (d) please list the cases in (c) by SAT citation number;
- (e) of the representations made under Section 211, in how many cases has the Minister ordered the local government:
 - (i) to do all things necessary for enforcing the observance of the scheme or any of the provisions of the scheme; or
 - (ii) to do all things necessary for executing any works which, under the scheme or the Planning and Development Act, the local government is required to execute,as the case requires; and
- (f) please list the cases in (e) by SAT citation number and date of Minister's order?

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PETER J. McHUGH

Clerk of the Legislative Assembly

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