WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

QUESTIONS ON NOTICE

No. 128

WEDNESDAY, 23 FEBRUARY 2011

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, 7 September 2010

3929. Mr M. McGowan to the Premier

Thursday, 16 September 2010

3996. Ms M.M. Quirk to the Treasurer

Tuesday, 9 November 2010

- 4254. Mr E.S. Ripper to the Minister Assisting the Treasurer
- 4262. Mr E.S. Ripper to the Treasurer

Wednesday, 10 November 2010

4304. Mr T.G. Stephens to the Parliamentary Secretary representing the Minister for Transport

Thursday, 18 November 2010

- 4342. Mr A.J. Waddell to the Minister representing the Minister for Transport; Disability Services
- 4347. Mr A.J. Waddell to the Attorney General; Minister for Corrective Services

Wednesday, 24 November 2010

- 4361. Mr T.G. Stephens to the Deputy Premier; Minister for Health; Indigenous Affairs
- 4371. Mr M. McGowan to the Minister Assisting the Treasurer

- 4377. Mr M. McGowan to the Minister for Housing
- 4386 Mr M McGowan to the Treasurer

Thursday, 25 November 2010

- 4430. Mr E.S. Ripper to the Minister representing the Minister for Transport; Disability Services
- 4446. Mr E.S. Ripper to the Minister representing the Minister for Transport; Disability Services
- 4451. Mr E.S. Ripper to the Attorney General; Minister for Corrective Services
- 4462. Mr E.S. Ripper to the Minister representing the Minister for Transport; Disability Services
- 4478. Mr E.S. Ripper to the Minister representing the Minister for Transport; Disability Services
- 4494. Mr E.S. Ripper to the Minister representing the Minister for Transport; Disability Services
- 4510. Mr E.S. Ripper to the Minister representing the Minister for Transport; Disability Services
- 4526. Mr E.S. Ripper to the Minister representing the Minister for Transport; Disability Services
- 4542. Mr E.S. Ripper to the Minister representing the Minister for Transport; Disability Services
- 4558. Mr E.S. Ripper to the Minister representing the Minister for Transport; Disability Services
- 4563. Mr E.S. Ripper to the Attorney General; Minister for Corrective Services
- 4574. Mr E.S. Ripper to the Minister representing the Minister for Transport; Disability Services
- 4579. Mr E.S. Ripper to the Attorney General; Minister for Corrective Services
- 4585. Mr E.S. Ripper to the Premier; Treasurer; Minister for State Development
- 4590. Mr E.S. Ripper to the Minister representing the Minister for Transport; Disability Services
- 4595. Mr E.S. Ripper to the Attorney General; Minister for Corrective Services

Tuesday, 15 February 2011

- 4608. Mr J.N. Hyde to the Premier
- 4609. Mr T.G. Stephens to the Minister for Housing
- 4610. Mr T.G. Stephens to the Minister for Sport and Recreation
- 4611. Mr T.G. Stephens to the Minister for Health
- 4612. Mr T.G. Stephens to the Minister for Health
- 4613. Mr T.G. Stephens to the Minister for Health
- 4614. Mr T.G. Stephens to the Minister for Mental Health
- 4615. Mr T.G. Stephens to the Minister for Health
- 4616. Mr T.G. Stephens to the Parliamentary Secretary representing the Minister for Energy
- 4617. Mr T.G. Stephens to the Minister for Education
- 4618. Mr T.G. Stephens to the Minister for Health
- 4619. Mr T.G. Stephens to the Parliamentary Secretary representing the Minister for Energy
- 4620. Mr T.G. Stephens to the Minister for Environment
- 4621. Mr T.G. Stephens to the Premier
- 4622. Mr T.G. Stephens to the Minister for Health
- 4623. Mr T.G. Stephens to the Minister for Health

- 4624. Mr T.G. Stephens to the Minister for Health
- 4625. Mr T.G. Stephens to the Minister for Housing
- 4626. Mr T.G. Stephens to the Parliamentary Secretary representing the Minister for Indigenous Affairs
- 4627. Mr T.G. Stephens to the Minister for Water
- 4628. Mr J.N. Hyde to the Minister for Culture and the Arts
- 4629. Mr D.A. Templeman to the Minister for Transport
- 4630. Mr E.S. Ripper to the Minister for Racing and Gaming
- 4631. Mr A.J. Waddell to the Parliamentary Secretary representing the Minister for Commerce
- 4632. Mr J.N. Hyde to the Premier
- 4633. Mr J.N. Hyde to the Minister for Culture and the Arts
- 4634. Mr J.N. Hyde to the Corrective Services
- 4635. Mr J.N. Hyde to the Minister for Heritage
- 4636. Mr J.N. Hyde to the Minister for Local Government
- 4637. Mr J.N. Hyde to the Minister for Heritage
- 4638. Mr E.S. Ripper to the Minister for Housing
- 4639. Mr E.S. Ripper to the Minister for Planning
- 4640. Mr C.J. Tallentire to the Parliamentary Secretary representing the Minister for Energy
- 4641. Mr C.J. Tallentire to the Minister for Lands
- 4642. Mr E.S. Ripper to the Treasurer
- 4643. Mr M.P. Murray to the Minister for Agriculture and Food
- 4644. Mr J.N. Hyde to the Minister for Culture and the Arts
- 4645. Mr J.N. Hyde to the Minister for Culture and the Arts
- 4646. Mr C.J. Tallentire to the Minister for Environment
- 4647. Mr C.J. Tallentire to the Finance
- 4648. Mr J.N. Hyde to the Attorney General
- 4649. Mr J.N. Hyde to the Minister for Environment
- 4650. Mr J.N. Hyde to the Minister for Culture and the Arts
- 4651. Mr J.N. Hyde to the Minister for Culture and the Arts
- 4652. Mr E.S. Ripper to the Minister for Health
- 4653. Mr E.S. Ripper to the Minister for Police
- 4654. Mr E.S. Ripper to the Minister for Water
- 4655. Mrs M.H. Roberts to the Minister for Health
- 4656. Mr E.S. Ripper to the Parliamentary Secretary representing the Minister for Indigenous Affairs
- 4657. Mrs M.H. Roberts to the Parliamentary Secretary representing the Minister for Indigenous Affairs
- 4658. Mr J.N. Hyde to the Treasurer

- 4659. Mr J.N. Hyde to the Minister for Tourism
- 4660. Mr J.N. Hyde to the Minister for Tourism
- 4661. Mr J.N. Hyde to the Minister for Tourism
- 4662. Mr J.N. Hyde to the Minister for Tourism
- 4663. Mr J.N. Hyde to the Minister for Heritage
- 4664. Mr R.H. Cook to the Minister representing the Minister for Mental Health
- 4665. Mr J.N. Hyde to the Minister for Local Government
- 4666. Mr J.N. Hyde to the Minister for Culture and the Arts

Wednesday, 16 February 2011

- 4667. Mr E.S. Ripper to the Premier
- 4668. Mr J.N. Hyde to the Minister for Heritage
- 4669. Mr E.S. Ripper to the Minister for Transport
- 4670. Mr M. McGowan to the Treasurer
- 4671. Mr J.N. Hyde to the Minister for Education
- 4672. Mr J.N. Hyde to the Minister for Citizenship and Multicultural Interests

Thursday, 17 February 2011

- 4673. Mr T.G. Stephens to the Parliamentary Secretary representing the Minister for Indigenous Affairs
- 4674. Ms M.M. Quirk to the Minister for Police
- 4675. Mr T.G. Stephens to the Minister for Education

Tuesday, 22 February 2011

- 4676. Mr J.N. Hyde to the Minister for Transport
- 4677. Ms J.M. Freeman to the Minister for Housing
- 4678. Mr W.J. Johnston to the Minister for Planning

Questions listed for this sitting: -

4679. Mr M.P. Murray to the Minister for State Development

I refer to the liability issues that are delaying Lake Kepwari from becoming a major tourism drawcard and the epicentre of water-based recreational activities in the South West. This recreational facility was set to open to the public in 2008; however, access to the public continues to be delayed. I ask:

- (a) can the Minister advise what progress has been made towards opening the site since he went to visit Lake Kepwari in July 2009;
- (b) when does the Minister envisage capital works to begin on the project; and
- (c) what is the expected date of opening?

4680. Mr M.P. Murray to the Minister for Agriculture and Food

I refer to the contamination of Mr Steve Marsh's Kojanup organic farm with genetically modified (GM) canola, and I ask:

- (a) in reference to the Minister's statement on 11 March 2010 that the trials proved GM and non-GM canola can be segregated and marketed separately, does the Minister now concede that the trials were flawed;
- (b) did the Minister write to Steve Marsh and ask him to lobby the National Association of Sustainable Agriculture Australia (NASAA) to drop its zero per cent threshold for accidental GM contamination of organic crops;
- (c) has the Minister written to NASSA and asked it to drop its zero per cent threshold for accidental GM contamination of organic crops; and
- (d) as the European Union recently adopted a 0.9 per cent threshold for unintentional presence of GM material, is it Government policy that Western Australia will do the same?

4681. Mr M.P. Murray to the Minister for Agriculture and Food

I refer to the contamination of Mr Steve Marsh's Kojanup organic farm with genetically modified (GM) canola, and I ask:

- (a) what is the nature of the assistance that the Minister has offered to Mr Marsh;
- (b) has the Minister offered any financial assistance to Mr Marsh;
- (c) has the Minister offered to provide assistance (in the form of physical labour) to clean up the GM canola seeds from his property; and
- (d) does the Minister have any evidence available to him to indicate the length of time it will take to restore the organic certification to Mr Marsh's property?

4682. Mr M.P. Murray to the Minister for Agriculture and Food

I refer to the contamination of Mr Steve Marsh's Kojanup organic farm with genetically modified (GM) canola, and I ask:

- (a) will the Government accept any responsibility for this contamination issue;
- (b) has the Minister's office had any communication with representatives from Monsanto regarding the contamination to Mr Marsh's farm;
- (c) has the Department of Agriculture and Food Western Australia (DAFWA) had any communication with representatives from Monsanto regarding the contamination to Mr Marsh's farm; and
- (d) if yes to (b) and/or (c), will the Minister advise in what form this communication was and what the content was?

4683. Mr M.P. Murray to the Minister for Agriculture and Food

I refer to the contamination of Mr Steve Marsh's Kojanup organic farm with genetically modified (GM) canola, and I ask:

- (a) did the Minister have a spokesperson to handle his media commitments in the Agriculture and Food portfolio while he was on holiday; and
 - (i) if not, why not;
 - (ii) if yes, who was the spokesperson; and

- (iii) if yes, why were there no comments from the spokesperson on this issue;
- (b) does the Minister now have a detailed strategy in place to audit other non-GM and organic farms for GM canola contamination;
- (c) does the Minister have a detailed report as to why the buffer zones did not work in the Marsh case; and
- (d) given the confirmation of contamination, does the Minister now concede that all the checks and balances were not ticked off in order to have GM canola trials in Western Australia?

4684. Mr M.P. Murray to the Minister for Agriculture and Food

I refer to issues pertaining to genetically modified (GM) canola, and I ask:

- (a) following the unwanted contamination of GM canola, what audits have been undertaken;
- (b) if no audits have been done, when will they be done;
- (c) how many properties will be subject to an audit;
- (d) when GM canola is transported by truck, what is the protocol for part loads of GM canola; and
- (e) will GM canola be mixed in with non-GM canola to utilise the full load of a trailer?

4685. Mr M.P. Murray to the Minister for Education

The Koolbardi Pre-School in Collie has recently been amalgamated with Amaroo Primary School. In relation to the 14 seater Toyota Commuter bus attached to Koolbardi Pre-School, used to transport children with disabilities to after school activity programs, I ask:

- (a) has the Koolbardi bus been stopped;
- (b) has any arrangement for funding been made for the operation of this bus in 2011, given that the Minister advised on 11 August 2010 that arrangements in relation to the relocation of the Koolbardi Kindergarten to Amaroo Primary School, including transport arrangements, were currently under consideration; and
 - (i) if yes, how much funding has been allocated for the bus; and
 - (ii) if no, why has no funding been forthcoming?

4686. Mr J.N. Hyde to the Minister for Planning; Culture and the Arts; Science and Innovation

In relation to the results of an archaeological excavation on the Esplanade Reserve carried out by Dr Gaye Naughton at the University of Western Australia in 1998, and the resultant report entitled *Perth Esplanade Excavation – Archaeology 227/327*, I ask:

- (a) what archaeological reports have been undertaken at the heritage-listed Perth Esplanade site;
- (b) what consideration was given to them in creating the Government plans released on 15 February 2011; and
- (c) what further archaeological work will be undertaken before the Government brings in the bulldozers following CHOGM?

4687. Mr W.J. Johnston to the Premier; Minister for State Development

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Premier's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4688. Mr W.J. Johnston to the Deputy Premier; Minister for Health; Tourism

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Deputy Premier's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4689. Mr W.J. Johnston to the Minister representing the Minister for Mines and Petroleum; Fisheries; Electoral Affairs

- in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4690. Mr W.J. Johnston to the Minister for Regional Development; Lands; Minister Assisting the Minister for State Development

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4691. Mr W.J. Johnston to the Treasurer; Attorney General

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Treasurer's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4692. Mr W.J. Johnston to the Minister for Education

- in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4693. Mr W.J. Johnston to the Minister representing the Minister for Finance; Commerce; Small Business

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4694. Mr W.J. Johnston to the Minister for Police; Emergency Services; Road Safety

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4695. Mr W.J. Johnston to the Minister for Sport and Recreation; Racing and Gaming

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4696. Mr W.J. Johnston to the Minister for Planning; Culture and the Arts; Science and Innovation

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

(a) in respect of each agency that comes within the Minister's control, has this review been conducted;

- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4697. Mr W.J. Johnston to the Minister representing the Minister for Energy; Training and Workforce Development; Indigenous Affairs

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4698. Mr W.J. Johnston to the Minister for Transport; Housing

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4699. Mr W.J. Johnston to the Minister representing the Minister for Child Protection; Community Services; Seniors and Volunteering; Women's Interests; Youth

- (a) in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4700. Mr W.J. Johnston to the Minister for Local Government; Heritage; Citizenship and Multicultural Interests

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4701. Mr W.J. Johnston to the Minister for Agriculture and Food; Forestry; Corrective Services

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4702. Mr W.J. Johnston to the Minister for Environment; Water

- in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4703. Mr W.J. Johnston to the Minister representing the Minister for Mental Health; Disability Services

I refer to the Liberal Party's 2008 election commitment contained in the document *Government Accountability and Public Sector Management*, and in particular the statement to review the manner in which Departments are administrating the Freedom of Information (FOI) process to ensure that Government is accountable and open in accordance with the spirit of the FOI Act. I ask:

- (a) in respect of each agency that comes within the Minister's control, has this review been conducted;
- (b) who conducted the review for each agency;
- (c) when was the review completed in each agency;
- (d) what was the result of the review in each agency; and
- (e) will the results of the review be tabled?

4705. Mr E.S. Ripper to the Minister for Forestry

I refer to concerns raised by Mr Keith Mader of Walling Rock Station in relation to sandalwood harvesting operations on that property, and ask:

- (a) has the Minister had these concerns fully investigated; and
 - (i) if not, why not;
- (b) in the process of investigating Mr Mader's concerns, did Government officers personally inspect the harvest sites and contractors' camps on the ground to check that:
 - (i) rehabilitation and planting of seeds was being correctly undertaken;
 - (ii) excessive land had not been cleared;
 - (iii) the required amount of sandalwood, and no more, was taken;
 - (iv) sandalwood was not being taken and used as firewood;
 - (v) indigenous sites of significance were not affected;
 - (vi) all required safety equipment was available and in working order;
 - (vii) no undersize trees were harvested; and
 - (viii) the success rate of plantings was satisfactory;
- (c) if a personal inspection of the harvest sites and contractors' camps was not made, what method was used to investigate the concerns;
- (d) what were the results of the investigation in relation to the concerns listed at (b); and
- (e) what were the results of the investigation in relation to concerns raised by Mr Mader about the tendering process for sandalwood harvesting?

4706. Ms J.M. Freeman to the Parliamentary Secretary representing the Minister for Commerce

I refer to the announcement by the Government that age discrimination will be removed from the *Workers' Compensation and Injury Management Act 1981* (the Act), and also to the answer previously given by the Hon. Norman Moore, MLC in the other House which stated that the removal of age-based limits on workers' compensation entitlements is part of a package of amendments to the Act which the Government will introduce into Parliament in early 2011. I ask:

(a) when will the amendments to the Act be introduced into Parliament; and

- (b) will the amendments scheduled to be introduced in early 2011 include amendments to section 56, 'Entitlement to weekly payments ceasing on account of age'; and
 - (i) if yes, will the new provisions remove all age discrimination; and
 - (ii) if no, when does the Government intend to honour its commitment to remove age discrimination from the Act?

4707. Ms J.M. Freeman to the Premier

I refer to the proposed reforms that will represent a paradigm shift in the relationship between Government and non-government providers, and I ask:

- (a) is it the Government's intention to contract out service provision from the public sector to the non-government sector;
- (b) which areas does the Government intend to contract out to the non-government sector;
- (c) given the commitment to working with the non-government sector outlined in the Premier's statement, can the Government outline the reasons why (given that all other States made submissions) Western Australia did not make a submission to the Equal Remuneration Case currently being heard by Fair Work Australia?

PETER J. McHUGH
Clerk of the Legislative Assembly