



QUESTIONS BOOKLET

LEGISLATIVE COUNCIL

THURSDAY, 12 SEPTEMBER 2024

Questions appear according to the date on which notice was delivered.

QUESTIONS AWAITING ANSWERS

Notice Given **Tuesday, 13 August 2024**

- 2071. Hon Steve Martin to the Minister for Agriculture and Food representing the Minister for Housing
- 2072. Hon Dr Steve Thomas to the Parliamentary Secretary to the Minister for Water
- 2073. Hon Steve Martin to the Minister for Agriculture and Food representing the Minister for Housing
- 2074. Hon Steve Martin to the Minister for Agriculture and Food representing the Minister for Housing
- 2075. Hon Ben Dawkins to the Parliamentary Secretary to the Minister for Health
- 2076. Hon Ben Dawkins to the Parliamentary Secretary to the Minister for Health
- 2077. Hon Ben Dawkins to the Leader of the House representing the Premier
- 2078. Hon Ben Dawkins to the Minister for Emergency Services representing the Minister for Police
- 2079. Hon Ben Dawkins to the Leader of the House representing the Minister for Aboriginal Affairs
- 2080. Hon Ben Dawkins to the Leader of the House representing the Minister for Aboriginal Affairs
- 2081. Hon Neil Thomson to the Parliamentary Secretary to the Minister for Electoral Affairs
- 2082. Hon Neil Thomson to the Parliamentary Secretary to the Minister for Electoral Affairs
- 2083. Hon Neil Thomson to the Parliamentary Secretary to the Minister for Electoral Affairs
- 2084. Hon Neil Thomson to the Parliamentary Secretary to the Minister for Electoral Affairs
- 2085. Hon Neil Thomson to the Minister for Emergency Services representing the Treasurer
- 2086. Hon Neil Thomson to the Minister for Emergency Services representing the Minister for Corrective Services
- 2087. Hon Dr Brad Pettitt to the Minister for Emergency Services representing the Minister for Racing and Gaming

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2088. Hon Dr Brad Pettitt to the Minister for Emergency Services representing the Minister for Racing and Gaming
2089. Hon Dr Brad Pettitt to the Minister for Emergency Services representing the Minister for Racing and Gaming
2090. Hon Steve Martin to the Minister for Finance; Commerce; Women's Interests
2092. Hon Neil Thomson to the Minister for Finance
2093. Hon Neil Thomson to the Minister for Finance
2094. Hon Neil Thomson to the Leader of the House representing the Minister for Education
2095. Hon Neil Thomson to the Leader of the House representing the Minister for Education
2097. Hon Neil Thomson to the Minister for Finance
2098. Hon Neil Thomson to the Minister for Finance
2099. Hon Neil Thomson to the Minister for Finance
2102. Hon Steve Martin to the Minister for Finance; Commerce; Women's Interests
2103. Hon Steve Martin to the Minister for Finance; Commerce; Women's Interests
2104. Hon Dr Steve Thomas to the Minister for Commerce
2105. Hon Steve Martin to the Minister for Agriculture and Food representing the Minister for Housing
2106. Hon Steve Martin to the Minister for Agriculture and Food representing the Minister for Housing
2107. Hon Steve Martin to the Minister for Agriculture and Food representing the Minister for Housing
2108. Hon Steve Martin to the Minister for Agriculture and Food representing the Minister for Housing
2110. Hon Steve Martin to the Minister for Agriculture and Food representing the Minister for Housing
2111. Hon Steve Martin to the Parliamentary Secretary to the Minister for Energy
2112. Hon Dr Steve Thomas to the Parliamentary Secretary to the Minister for Health
2113. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Energy; Environment; Climate Action
2114. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Water
2115. Hon Dr Brad Pettitt to the Minister for Emergency Services representing the Minister for Transport
2117. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment
2118. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment

Notice Given **Wednesday, 14 August 2024**

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Questions Awaiting Answers

2119. Hon Tjorn Sibma to the Leader of the House representing the Minister for Public Sector Management

2120. Hon Tjorn Sibma to the Parliamentary Secretary to the Minister for Water

Notice Given **Thursday, 15 August 2024**

2122. Hon Neil Thomson to the Parliamentary Secretary to the Minister for Health

2123. Hon Neil Thomson to the Minister for Emergency Services representing the Minister for Police

2125. Hon Steve Martin to the Minister for Agriculture and Food representing the Minister for Housing

Notice Given **Tuesday, 20 August 2024**

2126. Hon Dr Brad Pettitt to the Leader of the House representing the Minister for Education

2127. Hon Dr Brad Pettitt to the Leader of the House representing the Minister for Education

2128. Hon Dr Brad Pettitt to the Leader of the House representing the Minister for Education

2129. Hon Dr Brad Pettitt to the Leader of the House representing the Minister for Education

2130. Hon Dr Brad Pettitt to the Leader of the House representing the Minister for Education

2131. Hon Dr Brad Pettitt to the Leader of the House representing the Minister for Education

2132. Hon Nick Goiran to the Parliamentary Secretary to the Attorney General

2133. Hon Nick Goiran to the Minister for Agriculture and Food representing the Minister for Community Services

2134. Hon Nick Goiran to the Parliamentary Secretary to the Minister for Health

2135. Hon Nick Goiran to the Leader of the House representing the Premier

2136. Hon Nick Goiran to the Minister for Emergency Services representing the Minister for Corrective Services

2137. Hon Dr Steve Thomas to the Parliamentary Secretary to the Minister for Energy

2138. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment

2139. Hon Dr Brad Pettitt to the Minister for Agriculture and Food representing the Minister for Planning

2140. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment

2141. Hon Dr Brad Pettitt to the Minister for Agriculture and Food representing the Minister for Planning

2142. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment

2143. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment

2144. Hon Dr Brad Pettitt to the Leader of the House representing the Minister for Mines and Petroleum

Notice Given **Wednesday, 21 August 2024**

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Questions Awaiting Answers

- 2145. Hon Dr Brad Pettitt to the Minister for Emergency Services representing the Minister for State and Industry Development, Jobs and Trade
- 2146. Hon Dr Brad Pettitt to the Minister for Agriculture and Food representing the Minister for Homelessness
- 2147. Hon Tjorn Sibma to the Minister for Emergency Services representing the Minister for Tourism
- 2148. Hon Martin Aldridge to the Minister for Agriculture and Food; Forestry; Small Business
- 2149. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Energy
- 2150. Hon Peter Collier to the Minister for Emergency Services representing the Minister for Police

Notice Given **Thursday, 22 August 2024**

- 2151. Hon Steve Martin to the Minister for Agriculture and Food representing the Minister for Planning; Lands; Housing; Homelessness
- 2152. Hon Peter Collier to the Minister for Emergency Services representing the Minister for Police
- 2153. Hon Martin Aldridge to the Minister for Emergency Services representing the Minister for Police

Notice Given **Tuesday, 10 September 2024**

- 2155. Hon Dr Steve Thomas to the Parliamentary Secretary to the Minister for Health
- 2156. Hon Peter Collier to the Minister for Emergency Services representing the Minister for Police
- 2157. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Energy
- 2158. Hon Dr Steve Thomas to the Parliamentary Secretary to the Attorney General
- 2159. Hon Dr Steve Thomas to the Minister for Agriculture and Food representing the Minister for Local Government
- 2160. Hon Dr Steve Thomas to the Minister for Finance

Notice Given **Wednesday, 11 September 2024**

- 2161. Hon Steve Martin to the Minister for Agriculture and Food representing the Minister for Housing
- 2162. Hon Tjorn Sibma to the Parliamentary Secretary to the Minister for Water

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QUESTIONS ASKED TODAY

Notice Given **Thursday, 12 September 2024**

2163. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Health; Mental Health:

I refer to the numerous penalties prescribed by the *Mental Health Act 2014*. Will the Minister identify the following for each prescribed penalty:

- (a) the respective prosecuting authority(ies);
- (b) the position title(s) of the designated prosecution officer(s); and
- (c) the position title(s) of the designated prosecution officer(s) authorised to sign enforcement certificates on behalf of the prosecuting authority?

2164. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment:

I refer to the Department of Biodiversity, Conservation and Attractions' 2022-23 Annual Report, which indicates that over a quarter of critically endangered and endangered species have no recovery plan. The Department's target for the percentage of critically endangered and endangered species with a recovery plan was reduced from 73.5% in 2019 to 72% in 2020. The actual number of recovery plans was subsequently reduced, and currently sits at 72%, and I ask:

- (a) why was the target reduced;
- (b) is there any intention to increase the target;
- (c) if no to (b), why not;
- (d) why is the target not set at 100%;
- (e) will the Minister provide a full list of the endangered and critically endangered species that are without a recovery plan, including the reasons why a recovery plan is not in place for each species;
- (f) if no to (e), why not;
- (g) how are the results or impacts of recovery plans as a whole evaluated to measure the progress towards recovery of species;
- (h) are the impacts and outcomes of recovery plans reported on;
- (i) if yes to (h), can copies of these reports be tabled; and
- (j) if no to (h), why not?

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Questions Asked Today**Notice Given** **Thursday, 12 September 2024****2165. Hon Sophia Moermond to the Parliamentary Secretary to the Attorney General:**I refer to the *Guardianship and Administration Act 1990*, and I ask:

- (a) how many applications were received by the State Administrative Tribunal (SAT) in 2023-24;
- (b) how many people are currently under guardianship in Western Australia;
- (c) of the total from (b), how many are:
 - (i) women; and
 - (ii) men; and
- (d) as noted on page 18 of the SAT 2023 Annual Report, as a need to handle demand, did the Department of Justice appoint additional Aboriginal Advisory Officers to assist the tribunal during the 2023-24 financial year?

2166. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment:

I refer to answers provided by the Department of Biodiversity, Conservation and Attractions (DBCA) to questions I asked through the 2024-25 Budget Estimates process, in which DBCA stated that, "There have been twenty three species added to the list of endangered or critically endangered species during the 2023-2024 financial year. These additions include species that were previously listed as Priority or Vulnerable." The current 2024 "nominations for listing", due to be considered by the Threatened Species Scientific Committee, includes 21 fauna species nominations for a change in status, including 9 nominations for critically endangered, and 10 nominations for endangered status, and I ask:

- (a) has DBCA, the Department of Water & Environmental Regulation (DWER), or the Environmental Protection Authority (EPA) evaluated the causes of the declining numbers and status of flora and fauna species in Western Australia (WA);
- (b) if no to (a), why not;
- (c) if yes to (a), what have DBCA, DWER or the EPA, identified as the major threats to species; and
- (d) how are DBCA, DWER and the EPA responding to the declining numbers and status of flora and fauna species in WA?

2167. Hon Dr Steve Thomas to the Minister for Emergency Services representing the Minister for Corrective Services:

I refer to the consistent damage and destruction done by detainees to the Banksia Hill Detention Centre, including the riot of May 2023 that lasted more than 12 hours and included more than 45 of the 90 detainees, and I ask:

- (a) has all the damage done in the 2023 riot now been repaired;
- (b) what is the latest total cost of the damage done in the May 2023 riot;
- (c) what is the total cost of damage done by detainees to Banksia Hill Detention Centre since March 2017;

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- (d) what was the total number of charges laid in relation to the damage; and
- (e) what was the total number of convictions in relation to the damage?

2168. Hon Dr Steve Thomas to the Minister for Emergency Services representing the Minister for Corrective Services:

I refer to the detainees of the Banksia Hill Detention Centre, and I ask:

- (a) what is the total number of convictions of the youths currently detained in Banksia Hill for the following:
 - (i) assault;
 - (ii) sexual assault;
 - (iii) robbery;
 - (iv) stealing of a motor vehicle;
 - (v) dwelling burglary; and
 - (vi) stealing;
- (b) on how many occasions have Banksia Hill custodial staff been assaulted by detainees in the following years:
 - (i) 2023; and
 - (ii) 2024 to date;
- (c) on how many occasions have Banksia Hill custodial staff been threatened with assault by detainees in the following years:
 - (i) 2023; and
 - (ii) 2024 to date;
- (d) how many custodial staff have required medical attention, been hospitalised, or required to take time off from work duties following assaults, or threats of assaults, in the following years:
 - (i) 2023; and
 - (ii) 2024 to date; and
- (e) how many charges have been laid against detainees in relation to (b)-(d)?

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Questions Asked Today**Notice Given** **Thursday, 12 September 2024****2169. Hon Dr Steve Thomas to the Minister for Emergency Services representing the Minister for Corrective Services:**

I refer to the detainees of youth detention Unit 18 within Casuarina Prison, and I ask:

- (a) what is the total number of convictions of the youths currently detained in Unit 18 for the following:
 - (i) assault;
 - (ii) sexual assault;
 - (iii) robbery;
 - (iv) stealing of a motor vehicle;
 - (v) dwelling burglary; and
 - (vi) stealing;
- (b) on how many occasions have Unit 18 custodial staff been assaulted by detainees in the following years:
 - (i) 2023; and
 - (ii) 2024 to date;
- (c) on how many occasions have Unit 18 custodial staff been threatened with assault by detainees in the following years:
 - (i) 2023; and
 - (ii) 2024 to date;
- (d) how many custodial staff have required medical attention, been hospitalised, or required to take time off from work duties following assaults, or threats of assaults, in the following years:
 - (i) 2023; and
 - (ii) 2024 to date; and
- (e) how many charges have been laid against detainees in relation to (b)-(d)?

2170. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment:

I refer to prosecutions of environmental law breaches from 2020-21 onwards. There were 54 prosecutions in 2020-21, 52 in 2021-22, 31 in 2022-23, and 7 in 2023-24, and I ask:

- (a) what were the key causal factors driving the significant decline in prosecutions over the period in (1);
- (b) at any time during the period in (1), has there been a considered approach to de-prioritise prosecutions; and
- (c) if yes to (b), what was the rationale for de-prioritising environmental prosecutions?

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Questions Asked Today**Notice Given** **Thursday, 12 September 2024****2171. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment:**

I refer to the 2022 Auditor General's Performance Audit of *Compliance with Mining Environmental Conditions*, which cautioned that the "environment is not currently adequately protected, as our regulators do not have an effective understanding of how well operators follow their conditions", and I ask:

- (a) what is the annual target number of site inspections of sites with environmental conditions by the Department of Water and Environmental Regulation (DWER) for 2023-24 and 2024-25 respectively;
- (b) what is the actual number of site inspections of sites with environmental conditions completed by DWER in:
 - (i) 2023-24; and
 - (ii) 2024-25 to date;
- (c) what major compliance issues were identified by the inspections at (b); and
- (d) where are the compliance issues at (c) reported if there are no prosecutions or any other Statutory notices and directions for a particular compliance issue?

2172. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment:

- (1) How much land was placed into the conservation estate in:
 - (a) 2024;
 - (b) 2023;
 - (c) 2022; and
 - (d) 2021?
- (2) How much of the land placed into the conservation estate between 2021 and 2024 is also part of an offset agreement?
- (3) What are the current proposals to increase the conservation estate (if any)?
- (4) How many of the proposals identified at (3) are part of an offset proposal?

2173. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Health:

- (1) Does the Department of Health oversee the monitoring of drinking water quality in remote Aboriginal communities in Western Australia?
- (2) If no to (1), why not?
- (3) If yes to (1):
 - (a) how long has such monitoring been undertaken and with what frequency;
 - (b) have any elevated levels of nitrates, radiation or biological pollutants been detected in any of these water supplies; and
 - (c) if yes to (b), in which communities have exceedances of water quality standards been recorded and what remedial action has been taken?

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- (4) Does the Department of Health collect epidemiological data on diseases in remote Aboriginal communities that may be related to poor water quality?
- (5) if no to (4), why not?
- (6) if yes to (4), where may this data be viewed?

2174. Hon Dr Brad Pettitt to the Parliamentary Secretary to the Minister for Environment:

I refer to the answers provided to questions on notice No. 2000 and 2001, on 16 April 2024, and question on notice No. 2060, on 12 June 2024, and I ask:

- (a) is the Minister aware that the South West Region of Western Australia is one of only two internationally recognised biodiversity hotspots in Australia, and one of only 36 in the world;
- (b) noting the need to protect this internationally significant biodiversity, how many sites, by number and hectare, have been added to Bush Forever and the Metropolitan Regional Park system in the following years:
 - (i) 2020;
 - (ii) 2021;
 - (iii) 2022;
 - (iv) 2023; and
 - (v) 2024 to date;
- (c) since the Government abandoned the Strategic Assessment of the Perth and Peel Regions, which aimed to set aside land for biodiversity conservation, what action have you taken to protect the remnants of this unique biodiversity before it is overwhelmed by urban sprawl; and
- (d) when will the work at (c) be made public?

SAM HASTINGS

Clerk of the Legislative Council