



LEGISLATIVE COUNCIL

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QUESTIONS AND ANSWERS

No. 474

MONDAY 12 APRIL 2021

(The Questions and Answers Paper published every Tuesday of each week will contain, by number and title, all unanswered questions, together with questions to which answers have been received on the previous sitting and any new questions. On subsequent days, new questions are printed, as are questions to which answers were received the previous day. Consequently, the full text of any question will be printed only twice: when notice is given; and, when answered.)

Notice given on date shown.

Publication of Questions	Answer to be lodged by
Q & A No. 462 (Including Question Nos 5179 to 5180)	13 April 2021
Q & A No. 463 (Including Question Nos 5181 to 5190)	14 April 2021
Q & A No. 464 (Including Question Nos 5191 to 5241)	15 April 2021
Q & A No. 465 (Including Question Nos 5242 to 5256)	16 April 2021
Q & A No. 466 (Including Question Nos 5257 to 5316)	19 April 2021
Q & A No. 467 (Including Question Nos 5317 to 5321)	20 April 2021
Q & A No. 468 (Including Question Nos 5322 to 5323)	21 April 2021
Q & A No. 469 (Including Question Nos 5324 to 5330)	22 April 2021
Q & A No. 470 (Including Question Nos 5331 to 5344)	27 April 2021
Q & A No. 471 (Including Question Nos 5345 to 5345)	28 April 2021
Q & A No. 472 (Including Question Nos 5346 to 5349)	29 April 2021
Q & A No. 473 (Including Question Nos 5350 to 5390)	30 April 2021
Q & A No. 474 (Including Question Nos 5391 to 5395)	3 May 2021

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(Paper No. 461)

* 5153 TREASURER—NET ZERO CARBON EMISSION 2050—The Hon. Mark Latham to ask the Minister for Finance and Small Business representing the Treasurer—

- (1) What economic modelling has the Government undertaken on the impact of its Net Zero Carbon Emission 2050 policy on:
 - (a) economic growth?
 - (b) household income?
 - (c) employment/unemployment levels?
- (2) What do the modelling results show in each impact?

Answer—

I am advised that this question is more appropriately directed to the Minister for Environment and Energy who has primary carriage of the Net Zero Strategy development and implementation.

* 5154 EDUCATION AND EARLY CHILDHOOD LEARNING—TOMORROW MAN—The Hon. Mark Latham to ask the Minister for Education and Early Childhood Learning—

- (1) Has the Minister or Education Department authorised the Tomorrow Man consultancy in New South Wales government schools for the way in which its adult male 'facilitators' make boys out their sexual preferences in front of their peers?
- (2) How does this practice constitute education in our schools and what are its child safety implications?

Answer—

(1) The Department doesn't have a contract agreement with Tomorrow Man. In consultation with the student body and the school community, principals are best placed to decide how to meet the learning and wellbeing needs of their students. This may include engaging external organisations which focus on the mental health and resilience needs of young men, such as Tomorrow Man. Individual schools ensure that the content delivered is appropriate for students and is consistent with the Department's policies and values.

(2) All NSW public schools care deeply about their students' education and wellbeing. For the Personal Development, Health and Physical Education (PDHPE) syllabus in particular they will develop programs that are delivered by teachers or in partnership with external organisations or community partners. Schools use a range of strategies to support student wellbeing, including curriculum, classroom practices, wellbeing staff and department- based resources and initiatives. Schools may also choose to implement other programs to support the specific identified needs of their students.

All personnel working in schools, including external service providers must comply with all laws, regulations and departmental policies, including the code of conduct and child protection policies and procedures.

* 5155 POLICE AND EMERGENCY SERVICES—SEXUAL PREDATORS—The Hon. Mark Latham to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

I refer the Minister to public comments by the Police Commissioner Mr Fuller that too many sexual predators are not being arrested and convicted in New South Wales:

- (1) Can the Minister and Commissioner provide a list of the matters where this has occurred since 1 January 2020?
 - (a) In each case, why was the predator able to escape arrest or conviction?

Answer—

I am advised: Many investigations relating to sexual violence offences do not proceed to arrest, charge, hearing or conviction for an array of complex reasons.

* 5156 PLANNING AND PUBLIC SPACES—FERNHILL & MULGOA—Mr David Shoebridge to ask the Minister for Mental Health, Regional Youth and Women representing the Minister for Planning and Public Spaces—

- (1) Leasing and commercialisation activities are proposed for Littlefields Creek Precinct of Fernhill. What is the justification for this when it contradicts state and local statutes, plans, studies and recommendations; threatens endangered Regent Honeyeaters and Varied Sitellas, Aboriginal archaeological sites, the entrance to Mulgoa village; and will destroy the only view of Fernhill from Mulgoa Road?
- (2) Will the Planning Minister rezone sections of the Fernhill Estate to permit commercial and residential development, specifically The Littlefields Creek Precinct? 3. Why was Fernhill gazetted, into the Western Sydney Parklands Act, which has little reference to biodiversity and heritage conservation, without public consultation?

Answer—

I am advised:

- (1) A draft Plan of Management was exhibited from 17 December 2020 to 1 February 2021. Greater Sydney Parklands is currently reviewing submissions which will inform the final Plan of Management.
- (2) There are no plans to rezone the Littlefield Creek Precinct to allow commercial or residential development.
- (3) Each park within the Greater Sydney Parklands must be owned by a parks trust to manage the lands. The functions of the Western Sydney Parklands Act require the trust to conserve and restore the natural environment and the cultural and historical heritage of the parklands, to have regard for ecological sustainable development and to enter into biobanking, carbon sequestration or other abatement schemes.

* 5157 PLANNING AND PUBLIC SPACES—WESTERN SYDNEY PARKLANDS—Mr David Shoebridge to ask the Minister for Mental Health, Regional Youth and Women representing the Minister for Planning and Public Spaces—

- (1) Under the Greater Sydney Parklands, will the provisions of the WSP Trust be carried over, especially the provision to sell off or lease 2.5% of WSP, which now includes Fernhill Estate?

Answer—

I am advised:

The provision for 2% of parkland (105 ha) to be used for business hubs through long-term leases is set out in the Western Sydney Parklands Plan of Management.

The Western Sydney Parklands Plan of Management does not affect Fernhill Estate. A Plan of Management is currently under development for Fernhill Estate.

* 5158 PLANNING AND PUBLIC SPACES—EASTGARDENS—Mr David Shoebridge to ask the Minister for Mental Health, Regional Youth and Women representing the Minister for Planning and Public Spaces—

- (1) Are you concerned about the \$3 billion development by Harry Triguboff's Meriton at Eastgardens which has been waved through by Bayside Council?
- (2) What can be done in cases like this where one council is approving massive developments that will significantly impact neighbouring council areas, particularly where this will create pressure on infrastructure which is already at capacity?
- (3) With 3000 new apartments, are the small pocket parks on the site considered sufficient for the new residents?

Answer—

I am advised:

Meriton's Pagewood Green development includes two stages.

In 2015, the NSW Land and Environment Court approved the concept development application for Stage 1, which is now substantially complete.

Stage 2 was rezoned in 2019 and early works have commenced. The provision of infrastructure to support the development was secured through a Voluntary Planning Agreement (VPA) with Bayside Council, including a 20,000sqm new public park, which is approximately 22% of the site area, up to 50 affordable housing units, new roads and a monetary contribution of up \$23,900,000 for community facilities and other infrastructure.

Several development applications (DAs) are under assessment by Bayside Council for Stage 2. Due to size and cost of these developments the Sydney Eastern City Planning Panel, not Bayside Council, will determine the applications.

Neither the Minister nor the Department of Planning, Industry and Environment has a role to determine these DAs. Matters associated with the final design of the development will also be required to consider matters including public open space and appropriate infrastructure provision.

* 5159 COUNTER TERRORISM AND CORRECTIONS—SUPPORTING PEOPLE LEAVING PRISON—Mr David Shoebridge to ask the Minister for Education and Early Childhood Learning representing the Minister for Counter Terrorism and Corrections—

- (1) What resources are allocated to provide handover of health and treatment information following an inmate being released from prison?
 - (a) If none are specifically targeted why not?
 - (b) Doesn't this risk progress made in prison may be immediately undone?

Answer—

I am advised:

- (1) (a) and (b) Health and medical information on inmates is held by the Justice Health and Forensic Mental Health Network. The member should direct the question to the Minister for Health and Medical Research.

* 5160 COUNTER TERRORISM AND CORRECTIONS—HANGING POINTS AND RECOMMENDATIONS—Mr David Shoebridge to ask the Minister for Education and Early Childhood Learning representing the Minister for Counter Terrorism and Corrections—

- (1) When will all the remaining hanging points from cells in New South Wales be removed?
- (2) What is the current 20/21 budget to remove hanging points in NSW prison cells?

Answer—

I am advised:

- (1) There are various projects underway, and proposed, to further remove hanging points from NSW prison cells. Owing to the age of many correctional centres in NSW, there are significant logistical challenges in eliminating all hanging points. Corrective Service NSW uses a risk-based approach to managing people in custody who are identified at risk of self-harm.
- (2) In the 2020/21 financial year, \$4.3 million has been spent to remove hanging points.

* 5161 PLANNING AND PUBLIC SPACES—BRADCORP WILTON NORTH—Mr David Shoebridge to ask the Minister for Mental Health, Regional Youth and Women representing the Minister for Planning and Public Spaces—

- (1) Why is Landcom buying out Bradcorp's Wilton North development?

- (2) How much social housing do Landcom intend to put at Wilton with no public transport and no local jobs?

Answer—

I am advised:

- (1) Landcom has purchased Bradcorp's North Wilton development to supply housing, in particular affordable and sustainable housing.
- (2) None.

- * 5162 COUNTER TERRORISM AND CORRECTIONS—TROPHY CULTURE—Mr David Shoebridge to ask the Minister for Education and Early Childhood Learning representing the Minister for Counter Terrorism and Corrections—

- (1) Are you aware of the reports of a trophy culture in prisons in NSW, particularly relating to the property of First Nations people who have died in custody?
- (a) Is so, what steps are being taken to end this?
- (2) Is this culture evidence of deep-seated racism within the prison system?

Answer—

I am advised:

There is no evidence to support claims that a 'trophy culture' exists in Corrective Services NSW or that there is widespread racism within the prison system.

- * 5163 COUNTER TERRORISM AND CORRECTIONS—DEATHS IN CUSTODY—Mr David Shoebridge to ask the Minister for Education and Early Childhood Learning representing the Minister for Counter Terrorism and Corrections—

- (1) How many prison officers are currently trained in positional asphyxia?
- (a) When will all prison officers have received such training?
- (2) Do you currently have a process for ensuring NSW responds to coronial recommendations of other jurisdictions where these are also relevant here?

Answer—

I am advised:

- (1) As at 31 March 2021, 5,691 correctional officers have completed mandatory positional asphyxia awareness training. Outstanding completions are monitored by Corrective Services NSW (CSNSW) to ensure all staff comply with the mandatory training requirement.
- (2) CSNSW follows the processes outlined in Premier's Memorandum M2009-12 Responding to Coronial Recommendations, when responding to coronial recommendations directed at NSW Ministers and NSW government agencies. CSNSW may consider recommendations from other jurisdictions in significant cases.

- * 5164 COUNTER TERRORISM AND CORRECTIONS—TRANS PRISONERS—Mr David Shoebridge to ask the Minister for Education and Early Childhood Learning representing the Minister for Counter Terrorism and Corrections—

- (1) How many trans women are currently in NSW prisons?
- (a) Of these how many are in women's prisons?
- (2) How many trans men are currently in NSW prisons?
- (a) Of these how many are in men's prisons?

Answer—

I am advised:

On reception, offenders including those who identify as trans men and trans women, are assessed and placed accordingly. Work is currently underway to include questions in the Inmate Screening Questionnaire relating to transgender status and gender diversity which will enable Corrective Services to provide agency wide data.

* 5165 COUNTER TERRORISM AND CORRECTIONS—PRISON EMPLOYMENT—Mr David Shoebridge to ask the Minister for Education and Early Childhood Learning representing the Minister for Counter Terrorism and Corrections—

- (1) What impact did COVID have on prison employment programs?
- (2) What is the current average working hours of an inmate in a NSW prison?
 - (a) What remuneration do they receive on average for this?
- (3) Where inmates have electronic monitoring and participate in work release the Minister has advised they have to contribute \$42 per week to the cost. Isn't this most of what they earn?
- (4) The Minister has advised that this process enables prisoners to learn skills. Are these skill recognised in the form of certificates or other references from the "employer"?
- (5) Data shows 80.2% of First Nations and 86.4% of non-Aboriginal eligible inmates are in employment programs. What percentage of the inmate population is considered eligible?

Answer—

I am advised:

- (1) There were reductions in the inmate population which resulted in slight decrease in the overall number of inmates employed. In some correctional centres employment numbers were reduced in order to ensure social distancing requirements and mitigate risks against COVID-19, with a focus on protecting more vulnerable inmates. Inmate employment activities outside of correctional centres, including participation in the Work Release Program, were suspended.

There was, however, additional employment created with increased cleaning initiatives across all correctional centres focusing on high touch areas and warehousing and distribution of Personal Protective Equipment (PPE) and hand sanitizer for staff and inmates. There was also additional work for Corrective Services Industries (CSI) printing units providing signage and other printing services to support COVID-Safe plans.

- (2) The general prison-based work and program week is based on 5 days, 30 hours. Some work locations operate 7 days, 42 hours. Inmates' weekly wages in prison-based employment in a standard 5 day, 30 hour, week range from \$17.82 to \$70.29. The average weekly remuneration is \$44.87 for prison-based Commercial Industries and \$37.05 for prison-based Service Industries.
- (3) Inmates participating in work release are paid, at a minimum, the applicable award wage of the position they hold. It is from these wages that \$42 per week is deducted for the cost of electronic monitoring (EM). Inmates in other prison employment (CSI) who may also have EM applied to facilitate day/weekend or education leave are not charged for their EM.
- (4) CSI has 14 principal business divisions across a diverse range of manufacturing and service activities which replicate commercial operating conditions and provide opportunities for inmates to earn wages and gain on-the-job experience and training. Inmates are given the opportunity to participate in accredited training including part qualifications, full certificates and workplace licences under an arrangement with partner Registered Training Organisations including TAFE NSW.

In the case of inmates participating in work release (i.e. in private employment outside of the correctional centre) any certifications or recognition of courses or training would be provided by the employer as is applicable to any other employee. Likewise, provision of a reference for the inmate employee would be at the sole discretion of the employer.

- (5) For 2019/20, on average 60 per cent of the inmate population was considered eligible. Some categories of inmates are excluded from eligibility. This includes inmates whose situation precludes

them from participating in employment, e.g. inmates at correctional centres where the policy is not to provide work or where work is not available (i.e. remand centres, 24-hour court cells), remandees who choose not to work, hospital patients or aged inmates who are unable to work, and inmates whose protection status precludes their access to employment. It should be noted that for 2019/20, an average of 33 per cent of the inmate population were remandees.

* 5166 POLICE AND EMERGENCY SERVICES—SOLVE RATES FOR CRIMES—Mr David Shoebridge to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

- (1) Are solve rates for offences reported to NSW Police publicly available? If so, where?
- (2) What is the current rate of successful prosecutions for sexual assault as a percentage of sexual assault matters reported to police?
- (3) What is the current rate of successful prosecutions for theft as a percentage of theft matters reported to police?
- (4) What is the current rate of successful prosecutions for assault as a percentage of sexual assault matters reported to police?

Answer—

I am advised:

- (1) Data in relation to crime statistics and criminal courts statistics are published by the Bureau of Crime Statistics and Research.
- (2) 7% of charges laid in 2020 in relation to sexual violence offences reported to the NSW Police Force (NSWPF) in that same year have been successfully prosecuted.
- (3) 69% of charges laid in 2020 in relation to theft and theft related offences reported to the NSWPF in that same year have been successfully prosecuted.
- (4) 55% of charges laid in 2020 in relation to assault and assault related offences reported to the NSWPF in that same year have been successfully prosecuted. It should be noted that many of the charges laid in 2020 for each of the offence categories above currently remain before the court.

* 5167 POLICE AND EMERGENCY SERVICES—RAPTOR SQUAD—Mr David Shoebridge to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

- (1) Have the Local Area Commands of Leichhardt and the Inner West handed the issue of anti-social behaviour in their area over to the Raptor Squad?
 - (a) If so, what justification is there for this?
 - (b) Was this squad set up to target outlaw motorcycle gangs?

Answer—

I am advised:

- (a) The work of the Raptor Squad is not limited to one, or a number of Commands in Sydney, but rather responds to emerging organised crime issues, including ones across the State.
- (b) The Raptor Squad was established to target the illegal activities of organised criminal networks, including outlaw motorcycle gangs.

* 5168 PLANNING AND PUBLIC SPACES—CENTENNIAL AND MOORE PARK—Mr David Shoebridge to ask the Minister for Mental Health, Regional Youth and Women representing the Minister for Planning and Public Spaces—

- (1) What is the status of the Carsingha unsolicited tender proposal at Moore Park?

Answer—

I am advised:

This matter should be referred to the Premier.

* 5169 PLANNING AND PUBLIC SPACES—MANYANA CONSENT BREACH—Mr David Shoebridge to ask the Minister for Mental Health, Regional Youth and Women representing the Minister for Planning and Public Spaces—

- (1) What is the current progress of negotiations to protect the remnant intact forest at Manyana?
- (2) Is the Minister aware of significant breaches of the conditions of consent reported by the local community?
 - (a) If so, what will be taken to follow these up?

Answer—

I am advised:

- (1) On the 8 December 2020, Shoalhaven City Council passed a motion indicating it will not contribute to the acquisition of the land, and it intends to seek compensation from the State Government if it acts to preserve the land at Manyana. None the less, the Department of Planning, Industry and Environment (the Department) has made it very clear to Council that it is prepared to make a significant contribution to the acquisition of this land.
- (2) The Department has inspected the Manyana site on several occasions to ensure that prior to commencing construction activities, the required safeguards are in place to avoid unintended clearing. To date, no non-compliances have been identified by the Department.

* 5170 PLANNING AND PUBLIC SPACES—GREATER SYDNEY PARKLANDS—Mr David Shoebridge to ask the Minister for Mental Health, Regional Youth and Women representing the Minister for Planning and Public Spaces—

- (1) How will the Greater Sydney Parklands (GSP) be funded to manage the parklands and properties in its care?
- (2) Will the GSP be permitted to lease land, sell land or reassign land to the extent that a rezoning is necessary?
- (3) Is one of the reasons for establishing the GSP to reduce costs of running separate trusts and boards for the multiple sites?
 - (a) If so, please provide the business case in detail for this conclusion?
- (4) Will the proceedings of the GSP be transparent?
 - (a) Will Board Meetings be open to the public?
 - (b) Will Agendas be publicised?
 - (c) Will members of the public be able to address the Board?
 - (d) Will Minutes be available?
- (5) Are there sufficient individuals on the GSP Board with adequate conservation, parklands management and heritage experience and knowledge? Does the emphasis on people with commercial expertise on the board indicate an objective to make the Parklands becoming more commercially oriented?

Answer—

I am advised:

- (1) Greater Sydney Parklands (GSP) will manage parklands and properties via State government appropriations and internally generated revenues.
- (2) All land dealings by GSP will continue to be in line with current relevant legislation including the park acts and planning legislation.

- (3) GSP has been established to ensure a comprehensive and integrated approach to the governance of core parklands across Sydney. GSP arrangements will also create streamlined and more efficient park management, allowing more funds to be spent on meeting community needs in the parks.
- (4) Transparency is important to GSP and the agency is the process of developing a formal policy position on these matters.
- (5) The GSP Board is a skills based board and includes membership with a high calibre of skills and significant experience required for leading of all aspects of the parklands estate including knowledge of conservation and sustainability, parklands management and heritage experience along with finance, governance, and strategy and policy development. The current Board was also established to reflect the membership of the existing Trusts.

* 5171 POLICE AND EMERGENCY SERVICES—COMPASS TARGETS—Mr David Shoebridge to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

- (1) Were targets under COMPASS still in place from March 2020 after COVID hit?
- (2) What changes if any have you made to these targets since COVID19?

Answer—

I am advised:

- (1) Yes.
- (2) The Command Performance Accountability and Assessment System key performance indicators/targets were recalculated at the end of the 2019-2020 financial year using the same methodology as prior years to ensure statistical consistency. Targets are based on a three-year average of recorded incidents.

* 5172 PLANNING AND PUBLIC SPACES—CANOPY AND ROYAL SYDNEY GOLF CLUB—Mr David Shoebridge to ask the Minister for Mental Health, Regional Youth and Women representing the Minister for Planning and Public Spaces—

- (1) What planning instruments are there to enable Councils to achieve 40% canopy?
 - (a) What planning instrument will you introduce to enable Councils to deliver this?
- (2) In an urban environment how will the Cumulative effect of mass clearings be assessed?
- (3) Have you considered a trigger for clearing where clearing above a certain size has to be assessed through a more rigorous process?
- (4) What planning instruments will you put in place to ensure the retention and increase in canopy?
- (5) How does the removal of between 500-600 trees on one site in the middle of one of the most densely populated LGA reconcile with the Premiers Priority - Greening our city?
 - (a) Are you considering a SEPP to deliver the 40% Canopy to enable Councils to deliver this?
 - (b) Does it form part of the Design and Place SEPP currently under exhibition given it is a Premiers Priority? If not, why?
- (6) Given that large canopy trees clean the air, how do Councils assess the impacts of the loss of so much canopy for so long on the health of the community under the existing EP&A Act?

Answer—

I am advised:

- (1) The Greater Sydney Commission has set a target of 40% canopy cover across Greater Sydney by 2036. In a land use planning context, this target has informed District Plans and all 33 Greater Sydney councils' Local Strategic Planning Statements. Many councils are now translating these strategic documents into their Local Environmental Plans and Development Control Plans. The Department of Planning, Industry and Environment is also currently consulting on an Explanation of Intended Effects (EIE) to support the proposed Design and Place State Environmental Planning

Policy (SEPP) that will also include principles and considerations to support proponents and assessors (including councils) to contribute to this target.

- (2) The Five Million Trees Program is funded by the Climate Change Fund, which requires an outcome evaluation to be completed. This evaluation will consider changes in canopy over time in Greater Sydney.
- (3) Different scales of tree clearing are governed by the framework established under the *Biodiversity Conservation Act 2016* and Vegetation SEPP. The Vegetation SEPP provides councils with the authority to regulate tree clearing in their local urban areas via Local Environmental Plans and Development Control Plans. Under the Vegetation SEPP, certain tree removals, require an assessment and permit from council.
- (4) In addition to existing instruments and guidance, the proposed Design and Place SEPP will introduce principles and considerations to protect and enhance tree canopy. As part of the Premier's Priority to Green our City, the Department will also continue to explore and deliver new approaches to supporting urban greening.
- (5) Woollahra Council is the consent authority for the proposed development at the Royal Sydney Golf Club (Club) and it is understood that the Club is revising its development application (DA) to retain significant trees on site.

The proposed Design and Place SEPP responds to the Greening our City Premier's Priority and will contain principles and considerations to protect and enhance canopy cover.

- (6) Under the draft NSW Clean Air Strategy 2021-30, the Department of Planning, Industry and Environment has recognised the importance of tree canopy and green infrastructure in improving air quality in urban areas. The Draft Strategy promotes the integration of green infrastructure and tree canopy in urban developments to deliver air quality benefits. The Draft Strategy is on public exhibition until 23 April 2021.

* 5173 POLICE AND EMERGENCY SERVICES—GAY HATE CRIMES—Mr David Shoebridge to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

- (1) What is currently being done to solve the approximately thirty gay and trans hate murders that were still listed as unsolved in 2018, as specified in the Report In Pursuit of Truth and Justice?

Answer—

I am advised:

Of the 23 unsolved cases reviewed as part of Strike Force Parrabell, five were identified as suspected bias motivated crimes. The subsequent investigation into one of these cases has resulted in murder charges being laid against a person.

As with all unsolved homicides, every unsolved suspected gay or trans hate murder remains an open case for reactivation where new or fresh information becomes available.

* 5174 POLICE AND EMERGENCY SERVICES—POLICE AMBULANCE CLINICAL EARLY RESPONSE—Mr David Shoebridge to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

- (1) How many more Police Ambulance Clinical Early Response (PACER) units were added in 2020?
- (2) How many more PACER units will be added in 2021?
- (3) What is the current budget for this program?

Answer—

I am advised:

This is a matter for the Minister for Mental Health, Regional Youth and Women.

* 5175 POLICE AND EMERGENCY SERVICES—BULLYING COMPLAINTS—Mr David Shoebridge to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

- (1) How many formal internal complaints have female police officers made about bullying and harassment within the New South Wales police force in the past year?
- (2) Has the New South Wales Police Force established "a single data source utilising the IPro centralised complaints management system" as outlined to LECC in the Shorewood Report (p27) to make such information available?

Answer—

I am advised:

- (1) Between 1 February 2020 and 31 January 2021, there were 86 incidents recorded where the aggrieved person was a sworn female police officer and the allegation related to a form of bullying and/or harassment.
- (2) Yes.

* 5176 PLANNING AND PUBLIC SPACES—SYNTHETIC TURF—Mr David Shoebridge to ask the Minister for Mental Health, Regional Youth and Women representing the Minister for Planning and Public Spaces—

- (1) Is the Minister aware of the large numbers of synthetic turf fields currently being installed across NSW?
 - (a) How many will there be in total after all currently approved fields are installed?
- (2) Is the Minister for Public Space, concerned about how the installation of synthetic turf limits the use of public playing fields for all uses bar a very small number of specific sports?
- (3) What steps is the Minister taking to address the resultant loss in access to green open space - both active and passive?
- (4) Is the Minister aware of the significant shortfall in sports fields that is already being reported in the Sutherland Shire?
 - (a) Is this a matter for the Minister for Sport or is it also part of the planning portfolio?

Answer—

I am advised:

- (1) Local councils are responsible for maintaining and delivering most sports facilities in NSW however I am aware of the increase of synthetic turf fields. The total number of existing and approved synthetic fields in NSW cannot be confirmed as there is currently no State Government dataset that collects information on existing and approved local sports facilities. Individual councils can advise on the current number of existing and approved synthetic turf fields in their LGA.
- (2) The Department of Planning, Industry and Environment is currently undertaking a research study into the risks and benefits of Synthetic Turf. This will include a full review of the environmental, social and economic impacts.
- (3) A number of proposed planning reforms, legislation and policies are being developed to improve public space outcomes for NSW:
 - The draft Explanation of Intended Effect for the Design and Place SEPP proposes a mandatory matter for consideration of 'no net loss of openspace' and 'to increase the provision and diversity of open spaces'. It emphasises the importance of planning and delivering green open spaces for the community.
 - Greener Places is a design framework produced by Government Architect NSW to guide the planning, design, and delivery of green infrastructure in urban areas across NSW. It includes four design principles, one of which is multifunctionality. Multifunctional green spaces should be high-quality and high performing, producing, social, environmental, and economic benefits.

- The Greater Sydney Recreation Needs Report is currently being finalised and will consider the need for multifunctional public open spaces to meet increasing demand for adaptable spaces that can cater for changing needs, cultural diversity and trends of differing activities.
- (4) I am aware of indirect reports regarding the provision of sports fields in Sutherland Shire. The Greater Sydney Recreation Needs Study is being undertaken and will identify areas where there is insufficient provision of open space. It will not identify shortages for specific types of facilities.
- (a) Yes, this is also a matter for the Minister for Sport.

* 5177 POLICE AND EMERGENCY SERVICES—POLICING COSTS FOR EVENTS—Mr David Shoebridge to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

- (1) What was the total cost of special event policing on 26 January 2021?
- (2) Of this, what was the cost of police allocated to the "invasion day" event in the Domain in Sydney?
- (3) How many arrests across NSW were there at the "Australia Day celebrations"?
- (4) How much was allocated to policing Australia Day celebrations other than at the Domain?

Answer—

I am advised:

- (1) \$1,523,969.40 was the total cost of special event policing on 26 January 2021.
- (2) Of this \$130,070.40 was the cost of police allocated to the "invasion day" event in the Domain in Sydney.
- (3) There were 89 arrests reported into the Police Operations Centre from the "Australia Day celebrations".
- (4) There are no specific funds allocated to this annual event.

* 5178 POLICE AND EMERGENCY SERVICES—POLICE TURNOVER—Mr David Shoebridge to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

- (1) How many police officers have left the force in each of the last 5 years?
- (a) Of these how many were experienced officers with more than 5 years on the force?
- (2) Why are so many experienced police officers leaving the New South Wales Police Force in such high numbers?
- (a) Is this indicative of a deeper cultural problem?
- (3) What is the New South Wales Police Force doing about mental health decline within the organisation?

Answer—

I am advised:

- (1) By financial year:
- 2019-20: 725 total
- 2018-19: 645
- 2017-18: 512
- 2016-17: 504
- 2015-16: 417
- (a) By financial year:
- 2019-20: 639

2018-19: 561

2017-18: 443

2016-17: 392

2015-16: 335

- (2) On average, NSW Police Force officers currently employed have 14 years of service. 83% of officers have more than five years of service. As such, it should be expected that most people who separate from the organisation also have five years of service or more.
- (3) Since 2019, the NSW Police Force has dedicated approximately \$4 million per annum to ensuring the mental wellbeing of all employees.

In 2020, the organisation launched its Mental Wellbeing Strategy 2020-25, which focuses on enhancing mental health literacy, promoting authentic leadership, and improving policies, systems, and support services. The strategy supports core business through a range of services, including the Employee Assistance Program, trauma response, WellCheck for high-risk employees, peer support, chaplains, injury management, a dedicated Family Support Coordinator, mandatory mental health education training for all employees, and support services for officers transitioning out of the NSW Police Force.

In addition to the strategy, the organisation has launched a Command Wellbeing Manual, a Mental Health Education framework with a full-time Mental Health Education Coordinator, and Mental Health First Aid training.

23 MARCH 2021

(Paper No. 462)

* 5180 POLICE AND EMERGENCY SERVICES—NSW POLICE FORCE EXPENSES—The Hon. Robert Borsak to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

- (1) What was the cost to the NSW Police Force arising from legal representation provided by the NSW Police Force Office of General Counsel, the NSW Crown Solicitor's Office, external barristers and solicitors, and expert witnesses as a party in each the following cases:
- (a) Lee v Commissioner of Police, NSW Police (GD) [2006] NSWADTAP 20
 - (b) Commissioner of Police, NSW Police Force v Lee [2016] NSWCATAP 234
 - (c) Lee v Commissioner of Police, NSW Police Force [2017] NSWSC 1849
 - (d) Lee v NSW Commissioner of Police [2019] NSWSC 405
 - (e) Lee v Commissioner of Police [2020] NSWCATAD 144?

Answer—

I am advised:

- (1)
- (a) The information sought lies outside records retention obligations under relevant legislation as it relates to a period more than seven years ago.
 - (b) and (c) \$123,200.23 inclusive of appeal to the Supreme Court.
 - (d) \$102,109.14.

24 MARCH 2021

(Paper No. 463)

* 5181 POLICE AND EMERGENCY SERVICES—ILLEGAL BOW HUNTING OF DEER IN SUTHERLAND SHIRE—The Hon. Emma Hurst to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

- (1) How many reports of deer killed or injured by arrows have been received by Sutherland Police in the last three years?
- (2) How many penalty notices have been issued by Sutherland Police for bow and arrow hunting in the last three years?

Answer—

I am advised:

- (1) One.
- (2) None.

* 5183 TREASURER—DINE AND DISCOVER—The Hon. Courtney Houssos to ask the Minister for Finance and Small Business representing the Treasurer—

- (1) So far on the Dine and Discover voucher program, given the vouchers can only be used for a single transaction, what is the average transaction spend per voucher used?
 - (a) Is it above, at, or below \$25?

Answer—

As the acting Treasurer, The Dine and Discover Program is the responsibility of the Minister for Customer Service and this question is more appropriately asked of him.

* 5184 TREASURER—TOLLS IN THE BUDGET—The Hon. Courtney Houssos to ask the Minister for Finance and Small Business representing the Treasurer—

- (1) For each financial year since 2011, please outline the revenue and expenditure line items resulting in the final toll road figure as published in the budget.

Answer—

This question is more appropriately directed to the Minister for Transport.

* 5185 TREASURER—FINES IN THE BUDGET—The Hon. Courtney Houssos to ask the Minister for Finance and Small Business representing the Treasurer—

- (1) For each financial year since 2011, please outline the revenue and expenditure line items resulting in the final fines figure as published in the budget.

Answer—

This question should be directed to the Minister for Finance and Small Business.

* 5189 FINANCE AND SMALL BUSINESS—FINES FOR TRUCK DRIVERS—The Hon. Courtney Houssos to ask the Minister for Finance and Small Business—

- (1) At a recent public hearing of the Senate's inquiry into the Australian road transport industry, the committee heard evidence of heavy fines imposed on truck drivers by Transport for NSW for minor indiscretions and discrepancies including spelling mistakes. One driver provided evidence that he was fined \$5000 by Transport for NSW for not giving the yellow copy of one page in his work-diary to himself as an owner-driver. How was this decision reached and how was the fine calculated?

- (2) The Chair of the Senate's inquiry into the Australian road transport industry, Senator Glenn Sterle from Western Australia received the following account from a driver: "I have been an interstate driver for a number of years and on three occasions, I have missed the turn off to Mount White southbound due to weather conditions and simply missing the turn off. Last year I missed the turn off. I turned around and went to the northbound weigh station and informed the officers of what I had done. They went through my log book and stamped my logbook with the time and they then gave me directions to get back onto the highway to go back to Sydney. When I got my fine, I wrote to the police explaining what had happened and gave them a photo proof on my logbook that I had turned around and done the right thing however I was still fined for this offense." If a driver has acknowledged that they have done the wrong thing, like in the above account, and have made efforts to remedy the situation, why did Transport for NSW pursue this fine?
- (3) At the same inquiry, Senator Sterle also received an account from a driver who was fined almost \$700 because he abbreviated Coffs Harbour to 'Coffs Hbr' in his work diary.
- (a) When the intent of the driver is this clear, why was this driver fined?
- (b) How was the amount of this fine determined?
- (4) How many fines has Transport for NSW issued to heavy vehicle truck drivers per year, over the last 5 years, for spelling mistakes?
- (5) What dollar amount in fines has Transport for NSW issued to heavy vehicle truck drivers per year, over the last 5 years, for spelling mistakes?

Answer—

I am advised that this question is more appropriately directed to the Minister for Regional Transport and Roads.

12 APRIL 2021

(Paper No. 474)

5391 AGRICULTURE AND WESTERN NEW SOUTH WALES—STARDUST CIRCUS—The Hon. Emma Hurst to ask the Minister for Mental Health, Regional Youth and Women representing the Minister for Agriculture and Western New South Wales—

- (1) In regards to the interview on ABC Radio on 9 April 2021 where Jan Lennon announced the retirement of the lions and monkeys from Stardust Circus and stated that lions are being transferred to a zoo:
- (a) Which zoo are the lions going to?
- (b) How many lions are being transferred to the zoo?
- (c) When is the transfer expected to occur?
- (d) What steps has the Department of Industry, Planning and Environment (DPIE) taken to ensure the zoo is a suitable home for the lions?
- (e) Will DPIE be inspecting the zoo after the lions arrive?
- (f) In the past 3 years, has the zoo in question been subjected to any:
- (i) Suspension, cancellation or disqualification of their licences, approvals or permits?
- (ii) Penalty notices?
- (iii) Other corrective action by DPIE?
- (iv) If the answer is yes to any of the above, please provide the details?
- (2) In regards to the interview on ABC Radio on 9 April 2021 where Jan Lennon announced the retirement of the lions and monkeys from Stardust Circus and stated that the monkeys were being transferred to Banana Cabana, a facility in Dural:
- (a) Is this facility licensed by DPIE under the Exhibited Animals Protection Act?

- (i) If so, please provide details including the type of licences, approvals and permits held?
- (b) How many monkeys are being transferred to this facility?
- (c) When is the transfer expected to occur?
- (d) What steps has the DPIE taken to ensure the facility is a suitable home for the monkeys?
- (e) Will the DPIE be inspecting the facility after the monkeys arrive?
- (f) In the past 3 years, has the facility been subjected to any:
 - (i) Suspension, cancellation or disqualification of their licences, approvals or permits?
 - (ii) Penalty notices?
 - (iii) Other corrective action by DPIE?
 - (iv) If the answer is yes to any of the above, please provide the details?

5392 AGRICULTURE AND WESTERN NEW SOUTH WALES—DEATH OF CHIMPANZEE AT SYDNEY ZOO—The Hon. Emma Hurst to ask the Minister for Mental Health, Regional Youth and Women representing the Minister for Agriculture and Western New South Wales—

- (1) In regards to the death of Mogli, a chimpanzee, who died at Sydney Zoo on 9 April 2021:
 - (a) When was the Department of Industry, Planning and Environment (DPIE) notified of Mogli's death?
 - (b) Has DPIE conducted an investigation into the cause of Mogli's death?
 - If so:
 - (i) What did this investigation involve?
 - (ii) What was the result of the investigation?
- (2) In regards to photos published in the media showing Mogli's body being removed from a body of water:
 - (a) How did Mogli end up in the water?
 - (b) Are reports that Mogli's death may have been as a result of an altercation with another chimpanzee correct?
 - (i) If so, what will happen to the other chimpanzee?
 - (c) What steps are being taken to ensure other chimpanzees do not end up in the water?
- (3) How many animals have died at Sydney Zoo since it opened, including the age, species and cause of death of each animal that has died?
- (4) What further steps will DPIE be taking to reassure the public that the health, safety and wellbeing of other animals in Sydney Zoo is not at risk?
- (5) How many times has Sydney Zoo been inspected by DPIE in the past 12 months?
 - (a) What was the outcome of these inspections?
- (6) In the past 12 months, has Sydney Zoo been subjected to any:
 - (a) Suspension, cancellation or disqualification of their licences, approvals or permits?
 - (i) If so, what are the details?
 - (b) Penalty notices?
 - (i) If so, what are the details?
 - (c) Other corrective action by DPIE?
 - (i) If so, what are the details?

5393 POLICE AND EMERGENCY SERVICES—DISAPPEARANCES OF WOMEN IN COFFS/CLARENCE—Mr David Shoebridge to ask the Minister for Finance and Small Business representing the Minister for Police and Emergency Services—

- (1) Is the Minister aware of the three recent disappearances of women in Northern NSW (Brooms Head, Tintenbar, Port Macquarie)?
- (2) What steps are being taken by Coffs and Clarence Police to consider if there are links between these cases?

5394 EDUCATION AND EARLY CHILDHOOD LEARNING—SPECIAL RELIGIOUS EDUCATION ORGANISATIONS—Mr David Shoebridge to ask the Minister for Education and Early Childhood Learning—

- (1) What due diligence is done by the Department to ensure that organisations delivering Special Religious Education (SRE) do not hold or advance extremist views?
- (2) Is the Department aware of concerning content on SRE provider AHC's website which shows anti-Muslim beliefs?
- (3) What steps will the Department take following anti-Islamist content from SRE provider Liberty Baptist Church being raised with it?

5395 COUNTER TERRORISM AND CORRECTIONS—NATIONAL DISABILITY INSURANCE SCHEME—Mr David Shoebridge to ask the Minister for Education and Early Childhood Learning representing the Minister for Counter Terrorism and Corrections—

- (1) How many inmates in New South Wales prisons have an identified disability?
- (2) How many inmates in New South Wales prisons were receiving support through the National Disability Insurance Scheme (NDIS) at the time they were charged?
- (3) How many inmates in New South Wales prisons currently receive any services through the NDIS while they are incarcerated?
- (4) What would be the anticipated impact on disabled people in prison if all NDIS funding was removed from people with an acquired brain injury?
- (5) What would be the anticipated impact on disabled people in prison if all NDIS funding was removed from all those convicted of an offence where the penalty was incarceration?

David Blunt
Clerk of the Parliament