



LEGISLATIVE COUNCIL

**QUESTIONS
AND
ANSWERS**

No. 20

TUESDAY 17 OCTOBER 2006

(The Questions and Answers Paper published for the first sitting day in 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. 8 (Including Question Nos 0132 to 0145)	03 October 2006
Q & A No. 9 (Including Question Nos 0146 to 0146)	04 October 2006
Q & A No. 10 (Questions—Nil)	-
Q & A No. 11 (Including Question Nos 0147 to 0149)	10 October 2006
Q & A No. 12 (Including Question Nos 0150 to 0153)	11 October 2006
Q & A No. 13 (Including Question Nos 0154 to 0159)	12 October 2006
Q & A No. 14 (Including Question Nos 0160 to 0170)	24 October 2006
Q & A No. 15 (Including Question Nos 0171 to 0171)	25 October 2006
Q & A No. 16 (Including Question Nos 0172 to 0175)	26 October 2006
Q & A No. 17 (Including Question Nos 0176 to 0187)	31 October 2006
Q & A No. 18 (Including Question Nos 0188 to 0189)	01 November 2006
Q & A No. 19 (Including Question Nos 0190 to 0206)	02 November 2006
Q & A No. 20 (Including Question Nos 0207 to 0235)	21 November 2006

29 AUGUST 2006

(Paper No. 8)

*132 EDUCATION AND TRAINING—FUNDING FOR AGRICULTURAL SKILLS DEVELOPMENT—Reverend Moyes asked the Minister for Health representing the Minister for Education and Training—

(1)

- (a) Did the Department of Education and Training (DET) reject an offer, made in December 2003, from the Commonwealth Government of \$1.17 billion over three years for Vocational Education and Training (VET) including \$72 million above 2003 funding levels for training places?
- (b) If so, how many training places have been made available in New South Wales over the three-year period?

(2)

- (a) Is DET in receipt of funds from the Commonwealth Government for the support of agricultural skills development, including education within Tocal Agricultural College?
- (b) If so, why?
- (c) If so, would this funding be more appropriate under the Department of Primary Industries?

Answer—

(1)

- (a) All states and territories rejected the Commonwealth offer for the 2004 to 2006 ANTA Agreement.
- (b) During 2004 and 2005, 880,186 training places have been made available.

(2)

- (a) No. New South Wales receives funds from the Commonwealth for vocational education and training.
- (b) The NSW Department of Education and Training manages all funds received under the Commonwealth-State funding agreement for vocational education and training.
- (c) No.

*133 EDUCATION AND TRAINING—NUMBER OF CHILDREN IN BEHAVIOURAL SCHOOLS—Dr Wong asked the Minister for Health representing the Minister for Education and Training—

- (1) What processes and/or procedures are in place to monitor the numbers of children in the care of the Minister for Community Services, in out-of-home care, or in kinship care that are enrolled in behavioural schools in New South Wales?
- (2) Of children in the 'behavioural schools' system in New South Wales in the last year:
 - (a) What is the percentage of children in behavioural schools who are in the care of the Minister for Community Services?
 - (b) How many children does that percentage represent?
 - (c) What is the percentage of children in behavioural schools who are not under the care of the Minister for Community Services, but are otherwise in out-of-home care, and/or kinship care?
 - (d) How many children does that percentage represent?
 - (e) Who gives permission for children in the care of the Minister for Community Services, in out-of-home care, or in kinship care to attend behavioural schools?
 - (f) What processes and/or monitoring does the Department of Education and Training use to ensure that the practice of enrolment to behavioural schools of children in the care of the Minister for Community Services, or in out-of-home care, or in kinship care, is not another example of systems abuse?

Answer—

- (1) and (2) The Department of Education and Training does not collect data on the number of students in the care of the Minister for Community Services, out-of-home care or kinship care.

The Department of Education and Training and the Department of Community Services have signed a Memorandum of Understanding which will assist schools to work more closely with Department of Community Services officers and to co-ordinate support and ensure the educational needs of students in out-of-home care are effectively met.

- *135 EDUCATION AND TRAINING—INFORMATION ON VIOLENCE OF CHILDREN IN CARE—Dr Wong asked the Minister for Health representing the Minister for Education and Training—

What information does the Department of Community Services provide to the Department of Education and Training, about the behavioural difficulties, learning difficulties or disorders, past abuse or neglect, and propensity for violence of individual children in the care of the Minister for Community Services, children in out-of-home care, and children in kinship care?

Answer—

There has long been interagency co-operation between the Department of Education and Training and the Department of Community Services. The collaboration between the Departments is being strengthened through the implementation of a Memorandum of Understanding in relation to the educational services for children and young people in out-of-home care.

The Memorandum provides a framework for improved co-ordination in the exchange of relevant and necessary information with the aim of assisting students to receive the support they need to achieve the best outcomes in education and care.

- *137 EDUCATION AND TRAINING—SUSPENSIONS FROM PUBLIC SCHOOLS OF CHILDREN IN CARE—Dr Wong asked the Minister for Health representing the Minister for Education and Training—

- (1) What processes and or procedures are in place to monitor the numbers of children in the care of the Minister for Community Services, in out-of-home care, or in kinship care that are expelled or suspended from public schools in New South Wales?
- (2) Of the children suspended or expelled from public schools in New South Wales in the last year:
 - (a) What is the percentage of children suspended, or expelled, who are in the care of the Minister for Community Services?
 - (b) How many children does that percentage represent?
 - (c) What is the percentage of children suspended or expelled who are not under the care of the Minister for Community Services, but are otherwise in out-of-home care, and/or kinship care?
 - (d) How many children does that percentage represent?
 - (e) What is the percentage of children in the care of the Minister for Community Services who are expelled or suspended from schools in New South Wales?
 - (f) What processes, and/or monitoring does the Department of Education and Training use to ensure that the practice of expulsion and suspension of children in the care of the Minister for Community Services, or in out-of-home care, or in kinship care, is not another example of systems abuse?

Answer—

- (1) and (2) The Department of Education and Training does not collect data on the number of students attending government schools in the care of the Minister for Community Services, out-of-home care or kinship care. Similarly, data collected centrally on students who are suspended or expelled from schools does not identify their care status. The Department of Education and Training and the Department of Community Services have a Memorandum of Understanding which provides a framework for a coordinated approach in responding to the needs of children in out-of-home care.

- *139 HEALTH—VISITING PHYSICIANS WORKLOADS—Dr Chesterfield-Evans asked the Minister for Health—

- (1) What is an acceptable patient load, in terms of the number of beds, for consultant physicians in New South Wales?
- (2) What is an acceptable roster for consultant physicians to be on-call overnight?

- (3) Are any records kept and are publicly available on how often visiting medical officers are called? How are the numbers and amount of on-call that is acceptable, modified if physicians are on different on-call rosters at hospitals that are located more than 10 kilometres apart?

Answer—

The Department of Health has provided the following advice in relation to the honourable member's questions:

- (1) Visiting medical practitioners in New South Wales may be employed under a variety of remuneration arrangements such as a sessional or fee-for-service basis. They will have qualifications in a wide range of specialist clinical fields. The types of services they are credentialed to practice will vary from one facility to another and will be dependent on the role delineation of that facility.

Given all the above variations, it is not possible to define the number of beds that may be an acceptable patient load for an individual visiting medical practitioner.

An example of this may be the comparison between an intensive care visiting medical practitioner who consults to a critical care unit of 6 beds and a geriatric visiting medical practitioner covering a 30-bed ward.

- (2) Scheduling of the on-call overnight work of visiting medical practitioners will vary greatly from one clinical setting to another. On-call overnight rosters will be influenced by factors such as the availability of support from junior medical staff in the facility, the clinical field in which the visiting medical officer is practising and the after-hours workload that this field is likely to generate, for example, a dermatologist is less likely to be called in overnight than a trauma surgeon.

Again, it is not possible to set one roster that is acceptable for all practitioners across the very broad range of clinical specialities.

- (3) Visiting medical practitioners maintain their own records of the services and patients that have been attended in line with a format recommended by the Public Health Organisation for which they are providing the service. The facility will have records of past claims, hours paid and patients treated, however, this information would not be publicly available as it relates to individual contractual arrangements.

I am further advised that as part of the appointment process, Public Health Organisations specify that the visiting medical officers must be able to be contacted at all times and be able to attend the hospital concerned with a reasonable period of time when they are rostered to be on-call.

- *140 WATER UTILITIES—WATER SAVING AND RECYCLING—Dr Chesterfield-Evans asked the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs representing the Minister for Water Utilities, Minister for Small Business, Minister for Regional Development, and Minister for the Illawarra—

- (1) How much water are the ten biggest industrial users entitled to?
 (2)
 (a) Has this level of water been reduced?
 (b) If so, by how much?

Answer—

- (1) and (2) Water entitlements licences fall within the portfolio responsibility of the Minister for Natural Resources.

- *142 HEALTH—DOUBLE STAFFING OF AMBULANCES—Dr Chesterfield-Evans asked the Minister for Health—

- (1) Is the requirement to staff ambulances with two people to transfer patients, even if a nurse is available, causing delays in patient transfers in country areas of southern New South Wales?
 (2)
 (a) Is this regulation able to be changed so that as long as there is two adequately qualified staff in the ambulance during the transfer, such transfers can continue to take place?
 (b) If not, why not?

Answer—

- (1) and (2) The Chief Executive of the Ambulance Service of NSW provides the following advice
Decisions about the most appropriate Ambulance Service escort arrangements are based on the patient's clinical condition, availability of both hospital and ambulance staff and local service and coverage requirements.

*144 HEALTH—SHELLHARBOUR HOSPITAL—Dr Chesterfield-Evans asked the Minister for Health—

- (1) How many accident and emergency cases that come to Shellharbour Hospital require specialist attention from:
(a) Physicians?
(b) Surgeons?
(c) Orthopaedic surgeons?
- (2)
(a) Are there any surgeons or orthopaedic specialists on-call for after hours admissions?
(b) If not, why not?

Answer—

- (1) The number of patients requiring specialist attention in the categories specified fluctuates regularly therefore it is not possible to provide a definitive response within the parameters of the current question.

- (2)
(a) and (b) I am advised by the South Eastern Sydney and Illawarra Area Health Service that, in line with the role delineation of the Northern Illawarra group, orthopaedic services are provided at Wollongong Hospital with minor routine elective surgery at Bulli Hospital. Shellharbour Hospital does not provide emergency surgery.
Patients who present to the Shellharbour Hospital Emergency Department are assessed by medical staff. Those patients who are assessed as requiring further general surgical or orthopaedic treatment are referred to the general surgical or orthopaedic registrar at Wollongong Hospital.
These patients are transferred (usually) by road ambulance to Wollongong Hospital with air transfers available through the NSW Medical Retrieval Unit for seriously ill patients not fit for transfer by road.

*145 EDUCATION AND TRAINING—UNFUELLED GAS HEATERS IN SCHOOLS—Dr Chesterfield-Evans asked the Minister for Health representing the Minister for Education and Training—

- (1) Has a commitment been made to remove unfuelled heaters from schools considering the health and safety issues associated with these?
(2) If so, how many of these heaters have been removed from New South Wales' schools?
(3) How many remain in schools?
(4) What is the timetable for their removal?

Answer—

If the question relates to unflued gas heaters:

- (1) The Department of Education and Training implemented a program in 1991 to replace older 'blue flame' unflued gas heaters with Low Nox unflued gas heaters in colder areas of the State.
The department will continue to work with NSW Health to monitor the use of gas heating in schools. Advice is provided to principals regarding requirements for the safe use of unflued gas heaters.
- (2) Over 78 per cent of all unflued gas heaters in New South Wales government schools are fitted with the Low Nox burner technology.
- (3) and (4) The department will continue to deliver replacement gas heaters with Low Nox burner technology.

30 AUGUST 2006

(Paper No. 9)

*146 ROADS—DAMAGE BY ROAD CONSTRUCTION TO OCCUPIED PROPERTY—Dr Chesterfield-Evans asked the Minister for Roads—

(1)

- (a) What plans does the Ministry and the Roads and Traffic Authority (RTA) have to make restitution to the house at 3 Charles Street, Redfern?
- (b) If no plans have been made, why?

(2)

- (a) Has the construction of the Eastern Distributor by Leighton's adversely damaged this home?
- (b) Have any other homes been subjected to the same damage?

(3)

- (a) Was a firm commitment made in August 2005 to move the occupant to other accommodation to underpin and repair the house?
- (b) If so, was this commitment reversed because it was 'uneconomical'?
- (c) Was the price offered by the RTA to buy the property not enough to allow the occupants to purchase a similar house in a similar location?

(4)

- (a) Is the RTA responsible for ensuring that repairs to the damage caused by road construction are made irrespective of whether it is marginally cheaper to demolish?
- (b) If not, why not?

(5) Will the Minister give an undertaking that restitution will be made to this house and that its occupants will be offered some support?

Answer—

I am advised:

The owners of 3 Charles Street have indicated to the Roads and Traffic Authority that they would be prepared to sell the property.

Negotiations are currently taking place in this regard.

5 SEPTEMBER 2006

(Paper No. 11)

*147 PREMIER—DRUG TESTING FOR MOTORISTS—Ms Rhiannon asked the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Premier, Minister for State Development, and Minister for Citizenship—

- (1) Is the new drug testing regime for motorists, set up at the end of August, a trial or has the scheme been set up permanently?
- (2) What is the budget for the drug test van?
- (3) What research is the Minister's assertion based on that the new drug testing regime for motorists will only detect drugs used by motorists in the last four hours?

Answer—

I have been advised by the Premier that the answer to the honourable member's question is:

The drug testing regime will be reviewed 12 months after commencement of the legislation. A report of the review will be tabled in Parliament.

The purpose built random drug testing truck was purchased for \$350,000, including ancillary equipment.

In developing the new drug driving legislation, a wide body of research was considered to ensure the drug screening technology would be an appropriate tool to detect recent drug use.

*148 PLANNING—IMPLEMENTATION OF COWRA SHIRE COUNCIL LEP—Revd Mr Nile asked the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Planning, Minister for Redfern Waterloo, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)—

- (1) Has the Cowra Shire Council begun implementing the Department of Planning's Local Environmental Plan (LEP) on local farmers from early 2005?
- (2)
 - (a) Was this plan implemented despite the Department receiving over 200 community letters of protest and an inquiry by the Minister's office involving over 50 submissions and addresses by community leaders?
 - (b) If so, why?
- (3)
 - (a) Are farmers disadvantaged because of a prohibition on subdividing any area of land under 400 hectares or 1000 acres?
 - (b) If so, why was this prohibition introduced?
- (4) With the adoption of the LEP, are 75 per cent of farmers in the area now prohibited from seeking reasonable means to provide for their families?
- (5) Can the Minister inform the community why the action was allowed to go ahead on private property prior to any community consultation or discussion?
- (6)
 - (a) Will the previous action be revoked or compensation provided for personal damages or potential losses suffered by the farmers and their families?
 - (b) If not, why not? If so, when?

Answer—

(1) Cowra Shire Council resolved to amend the Cowra LEP 1990 (Amendment 14) on 20 December 2004. The amendment was subsequently gazetted on 10 April 2006 following recommendations from an Independent Review Panel. Cowra Shire Council has been implementing the amended LEP since the date of gazettal.

(2)

(a) Yes.

(b) Cowra Shire Council initiated the amendment to the Cowra LEP to remove problematic rural subdivision provisions that were causing significant negative impacts upon agriculture in Cowra Shire and that had also resulted in potentially legally uncertain development consents for rural subdivision and dwellings.

The Plan is consistent with established Government and Departmental Policy to protect agriculture and other forms of primary production and was made following consideration of the recommendations from the Cowra Independent Review Panel.

It should be noted that agriculture is worth \$8 billion to New South Wales and employs over 87 000 people. In Cowra, agriculture is worth \$91 million annually and directly employs 21 per cent of the workforce.

Due to the significant community interest in the draft LEP, I instigated an Independent Review Panel (IRP) in December 2005 to investigate planning anomalies at Council and to recommend whether LEP 14 should be made.

The Cowra IRP recommended that the draft LEP (Amendment 14) be made with a minimum lot size of 400 hectares. A copy of the Report is available on the Department of Planning's website.

I made the Cowra LEP 1990 (Amendment 14) in response to the IRP's findings and to protect agriculture in Cowra Shire and the jobs it creates for the long term future.

(3)

- (a) Amendment 14 enables Council to consider subdivision for the purposes of a dwelling for a 400 hectares dryland agricultural operation or 40 hectares for an intensive agricultural operation.

Amendment 14 to the Cowra LEP 1990 is an interim measure pending Council's completion of its comprehensive land use strategy and new LEP within three years. The Government provided \$80,000 under the Planning Reform Funding Program to assist Cowra Council in this matter. Cowra Council will review the minimum lot size issue as part of its new LEP and is well advanced in this process.

- (b) The 400 hectares standard was introduced to protect Cowra's \$91 million agricultural industry.
- (4) The LEP does not prohibit any farmer from seeking reasonable means to provide for their families. The LEP actually protects agricultural land from land use conflict, enhancing the protection of farmers to engage in farming.

Protecting the land resource in an economically significant industry agriculture, which contributes about \$91 million and over 20 per cent of the jobs annually in Cowra Shire is an important measure to secure the economic future of Cowra farmers. Further, this also secures the future for the businesses which service the rural economy.

- (5) The draft LEP did not go ahead without any community consultation or discussion.

The draft LEP (Amendment 14) was widely known, discussed and debated within the Cowra community, media and more widely since it was first promoted by Cowra Shire Council. The draft Plan was publicly exhibited from 4 March 2005 until 8 April 2005, a period of 40 days in accordance with the provisions of the Environmental Planning and Assessment Act 1979.

Further, during the exhibition period, staff of the former Department of Infrastructure, Planning and Natural Resources, accompanied by staff from the Department of Primary Industries attended public meetings with the Cowra Branch of the NSW Farmers Association and a general public meeting.

In addition the public were advised of the Cowra Independent Review Panel and invited to make submissions. 60 written submissions were received and 19 oral submissions were taken during the public hearing.

I also directly received several submissions for and against LEP 14 from concerned land owners.

The community were widely consulted, well informed and provided with ample opportunity to make a submission during the process.

- (6)

(a) No.

(b) Because the LEP protects Cowra's \$91 million agricultural industry which employs over 20 per cent of its workforce.

*149 HEALTH—PROFESSIONAL DEVELOPMENT YEAR FOR RADIATION THERAPY STUDENTS—Revd Mr Nile asked the Minister for Health—

- (1) Are there around 90 radiation therapy students intending on graduating in New South Wales this year?
- (2) To become a fully qualified radiation therapist, do students need to complete a 'Professional Development Year' (PDY) at either a public or private radiation oncology centre within three years of completing their study?
- (3) Have placements for these PDYs decreased over the past several years due to a lack and timely delivery of funding, causing a backlog of waiting students?
- (4) Does the Minister acknowledge the physical suffering, emotional trauma and death the community suffers as a result of cancer related illness?
- (5) Does the Minister acknowledge the urgent need for qualified radiation therapists to treat those in the community so afflicted?
- (6) Will the Minister take urgent action to ensure adequate funding is provided to enable radiation therapy students to undertake their PDYs, become fully qualified and provide the New South Wales community with much needed services?

Answer—

- (1) NSW Health understands that, in 2006, universities in New South Wales currently have 73 students in their third year of study. These students are likely to seek a Professional Development Year (PDY) placement in New South Wales, the Australian Capital Territory and other states which do not provide under graduate courses in 2007.
- (2) NSW Health understands that the Australian Institute of Radiography requires one post graduate year of employment for accreditation as a radiation therapist.
- (3) to (6) The NSW Government invested \$1.154 million for 24 graduates in 2005, in addition to the Area Health Services funding 29 PDYs for a total of 53 PDY positions in 2005. In 2006, \$1.714 million was invested for 41 graduates, and the Area Health Services funded an additional 14 positions. The Commonwealth partially funded a number of these PDYs in 2006.

The NSW Government has demonstrated its support of cancer patients and their families and carers by extensive and growing investment in cancer services in New South Wales. The NSW Government acknowledges the importance of all healthcare professionals involved in the provision of radiotherapy services. The Government has a comprehensive set of strategies to improve both recruitment and retention for each of these workforce groups including: schools' careers promotion; increased places at universities following discussions with the Commonwealth; overseas recruitment programs; return to work programs; and, additional funding for Radiation Therapist and Medical Physicist training.

The NSW Department of Health and the Cancer Institute are currently examining opportunities to once again provide funding for graduate students in 2007. It is noted that the universities in New South Wales provide students for the private sector and for other states and territories which do not have on-site courses. The Department of Health has liaised with the private centres to encourage employment of more PDYs in that sector.

It is noted that a recent independent medical report from the Clinical Oncology Society of Australia (COSA) has found that people living in rural New South Wales have better access to trained medical staff for their cancer treatment than in any other State.

6 SEPTEMBER 2006

(Paper No. 12)

*150 ENVIRONMENT—ASA SITE AT CRANEBROOK—Mr Cohen asked the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Attorney General, Minister for the Environment, and Minister for the Arts—

- (1) Has the developer IFC Capital Ltd, who now owns the 181 hectare former Air Services Australia (ASA) site at Cranebrook, recently lodged a rezoning application for the site?
- (2) Does the ASA site contain many rare and vulnerable flora and fauna species and have immense conservation value?
- (3) Are funds available from the \$315 million Growth Centres Conservation Fund for the State to acquire and protect important Western Sydney bushland remnants outside of the Growth Centres such as the ASA site at Cranebrook?
- (4)
 - (a) Will the Minister intervene in the rezoning of the ASA site and take steps to acquire the site for conservation by including it in the NSW National Parks Reserve System?
 - (b) If not, why not?
- (5)
 - (a) Should the entire site be conserved as it forms an essential part of a biodiversity corridor throughout North West Sydney?
 - (b) If not, why not?

Answer—

I am advised by the Minister for the Environment that the answer to the honourable member's question is:

The current owner of the ASA site has submitted a rezoning application to Penrith Council. I understand Council is considering the future land use options for the site as part of the preparation of the new local environmental plan for Penrith, rather than as an individual proposal.

I understand that the site contains a number of threatened species and endangered vegetation communities. As is standard practice, the conservation values of the site, including its potential role as a biodiversity corridor or linkage, will be considered during the planning process.

The purchase of high-conservation value lands using funding from Special Infrastructure Contributions is administered by the Growth Centres Commission. Accordingly, this question should be directed to my colleague, the Honourable Frank Sartor MP, Minister for Planning.

Any proposals to rezone lands are primarily the responsibility of the relevant council and the Department of Planning. However, I am advised that the Department of Environment and Conservation (DEC) has already provided advice to Penrith Council on the conservation values of the site and appropriate land use. DEC will continue to provide further advice as planning for the site progresses.

*151 ENVIRONMENT—DELFIN LEND LEASE LAND TRANSFER TO DEC FOR REGIONAL PARK—Mr Cohen asked the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Attorney General, Minister for the Environment, and Minister for the Arts—

- (1) Is the transfer of ownership of 900 hectares of the ADI site from Delfin Lend Lease to the Department of Environment and Conservation (DEC) for the purpose of a regional park indefinitely delayed because the developer is unable to obtain from the Commonwealth an indemnity protecting the Minister from litigation should members of the public using the regional park be injured or killed as a result of coming into contact with contamination or unexploded ordnance?
- (2) Is this indemnity a requirement of the legally binding St Mary's Development Agreement?
- (3) What is to occur if the Commonwealth refuses to indemnify the Minister?
- (4)
 - (a) Does the National Parks and Wildlife Service know what species exist within the proposed regional park and that DEC need to do comprehensive scientific studies of the park?
 - (b) If not, why not?
 - (c) If so, what are they?
- (5) Did Simon Smith, Deputy Director General of DEC, previously argue, when DEC's assessment of the developer's species studies were questioned, that the entire ADI site had been extensively studied by the developer and was in fact one of the most studied sites in New South Wales?
- (6) Given that development on the ADI site has commenced, why does DEC now believe that the developer's studies of the land it is about to take ownership of the regional park, are scientifically invalid and unable to be relied upon to determine what exists within the park?

Answer—

I have been advised by the Minister for the Environment that the answer to the honourable member's question:

The Agreement requires the landowner to use its best endeavours to procure an indemnity from the Commonwealth either before any part of the regional park is transferred, or as soon as possible after transfer.

If the landowner can demonstrate that they have used their best endeavours to obtain an indemnity, but have not been successful, then they will have discharged their responsibilities under the Agreement. Any residual contamination within the regional park will then be managed in accordance with standard requirements under the NSW Contaminated Land Management Act 1997, and State Environmental Planning Policy 55 (Remediation of Lands). I am advised that remediation works have been undertaken in the eastern part of the proposed regional park, and that the necessary validation reports are currently being completed.

The site has been extensively studied over the past 10 or more years, and there is considerable information available on the species present.

Numerous publicly available assessment reports and studies have been prepared for the site. A brief summary of the site's biodiversity values is contained in the Environmental Planning Strategy, which was

published by the Department of Urban Affairs and Planning in 2001. Suffice to say that the site contains a number of endangered ecological communities, populations of several individual threatened flora species and habitat for threatened fauna. All these values have been, and continue to be, considered in the planning process for the site.

As noted above, the site has been extensively studied and all available information considered during the planning process. Further assessments are being undertaken at a finer scale as the precinct planning and development application process proceeds, and as part of the management planning for the regional park. This is consistent with standard planning and park management practice.

In relation to question 6, the Department of Environment and Conservation (DEC) does not hold the attributed opinion. The studies done to date within the former ADI site were to identify the areas with the highest and lowest conservation values, so as to designate these areas for conservation or development. The future regional park will face many long-term management issues, and management decisions to address these issues must be based upon the best possible information. This information is more detailed than the flora and fauna survey standard for environmental impact assessment, particularly with regard to population distribution and abundance. The presence and abundance of feral animal populations is also important information for management that will be covered in the surveys. All of the DEC reserves in western Sydney have been covered by a similar fauna survey program, which sets a baseline that allows DEC to follow the long-term health of flora and fauna populations.

*152 ENVIRONMENT—ASA SITE AT SHANES PARK—Mr Cohen asked the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Attorney General, Minister for the Environment, and Minister for the Arts—

- (1) What efforts has the State made to have the Air Services Australia (ASA) site at Shanes Park transferred to State ownership?
- (2)
 - (a) Is it intended that the land become part of the National Parks Reserve System?
 - (b) If not, why not?
 - (c) If so, what conservation status is intended to be given to this land?
- (3)
 - (a) Is the Government considering purchasing the site from the Commonwealth?
 - (b) If so, what funds will be used to acquire the land?
- (4) If DEC does not acquire this site, how will you ensure the site is properly managed and its unique conservation values are protected, especially in light of an incoming population of 40,000 new residents planned to border the site to the north?
- (5) Is the Shanes Park site being subjected to arson attacks and other threats from existing residents that access the site illegally?
- (6) Will you call on the Minister for Planning to scrap the proposed freeway through parts of the site listed for the National Estate?
- (7)
 - (a) Is it inappropriate for a freeway to be put through land entirely protected for nature conservation?
 - (b) If so, why?

Answer—

I have been advised by the Minister for the Environment that the answer to the honourable member's question is:

The Shanes Park site is Commonwealth land located within the North West Growth Centres.

I understand that it has been zoned Environmental Conservation under the Growth Centres State Environmental Planning Policy (SEPP). The SEPP includes an acquisition clause, which identifies either the Department of Planning or the Growth Centres Commission as the responsible acquisition authority.

As such, the question should be referred to my colleague the Minister for Planning.

7 SEPTEMBER 2006

(Paper No. 13)

*154 PRIMARY INDUSTRIES—DEER BILL 2006—Mr Gay asked the Minister for Natural Resources, Minister for Primary Industries, and Minister for Mineral Resources—

- (1)
 - (a) Will the Minister confirm that he gave a written commitment to the Deer Industry Association of Australia (DIAA) (NSW Branch) that the Deer Bill 2006 would not be introduced into the Parliament before further consultation between the Department of Primary Industries (DPI) and the DIAA?
 - (b) Was the bill introduced while the DIAA was still settling the date for further consultation with his DPI officers?
 - (c) If so, why was the bill introduced despite the assurance that it would not be?
- (2) Will the Minister confirm that the bill introduced into the House is significantly different to the consultation draft discussed with the deer farmer's DIAA representatives at their last consultation meeting with DPI staff insofar as the consultation draft did not include any clause 4 that extinguished their property rights in released farmed deer and/or transferred those property rights without consent to any person who subsequently takes possession of their deer?
- (3) Can the Minister assure the House that the regulatory framework under Clause 4 of the Deer Bill 2006 will not create an incentive for intentional release of farmed deer by persons other than the deer owner, for the purpose of facilitating the shooting of such farmed deer for sport or commercial gain or for the purpose of recapturing the deer for deer farming elsewhere, thereby potentially aggravating the community problem of free-ranging deer contrary to the stated statutory objectives of the bill?
- (4)
 - (a) Is the extinction of property rights to be used by the Government as a new form of deterrent regulatory penalty augmenting the usual pecuniary penalties applied in regulatory offences?
 - (b) Can the Minister assure the House that extinction of a farmer's property rights in his land will not be used in future to enforce compliance in situations such as the control of native vegetation clearing?
- (5) Will the Minister explain the need for authorised DPI officers to be given the power to issue deer farmers with compliance orders and to enter deer farm premises for the purpose of conducting investigations and enforcing compliance orders, in those areas of the State where there is no concurrent activity by any other party to control the existing free-range deer population?
- (6)
 - (a) Will the Minister agree to amend the bill to ensure that the powers of authorised officers to issue compliance directions and to enter deer farm premises with force can only be exercised in areas where there is a current Deer Control Order in place?
 - (b) If not, how will it be ensured that responsibility for reducing the community problems from free-ranging deer in other areas is not placed exclusively on deer farmers in such a way that the lack of a proper and comprehensive deer control strategy makes deer control in these areas quite ineffective and the regulatory impact for deer farmers therefore unjustified?
- (7) What evidence does the Minister have to indicate that increased regulatory controls over the risk of escape or release of farmed deer will reduce community problems from free-ranging deer in any area where not a concurrent control program directed at the existing population of free-ranging deer?
- (8) Will the Minister ensure that deer farmers have access to fair compensation for harm caused by the action or directions of an authorised officer that are subsequently found to have been unreasonable in the circumstances by the Administrative Decisions Tribunal?
- (9)
 - (a) How many current employees of the DPI are considered technical experts in deer farming based on their practical experience on deer farms and with deer farmers in the course of their DPI (or NSW Agriculture) employment?

- (b) What are their names and professional qualifications?
- (10) Will the Minister agree to limit the scope of regulation for the keeping of farmed deer to regulations that are relevant only to the effectiveness of deer containment strategies and farm boundary security, not allowing regulations that intervene in other aspects of deer farming such as management or housing?
- (11) Will the Minister agree to amend the bill to establish a statutory committee that includes three DIAA representatives and an independent technical expert on deer farming to advise the Minister on appropriate technical standards in regulations for the containment of farmed deer?
- (12) Can the Minister assure the House that the compliance enforcement actions of authorised officers who have no experience with deer handling will not result in serious animal welfare problems for farmed deer?
- (13)
- (a) Given that there are other animal species where individual animals can be either livestock or feral pests (for example, pigs, goats, horses and camels), does the Minister intend to introduce similar schemes to the Deer Bill for these other species?
- (b) If not, given that feral pigs and goats are a more widespread and serious environmental threat in New South Wales than deer, why have farmed deer been singled out for such severe regulatory restrictions?
- (14) Is the Deer Bill 2006 actually intended to protect the public and the environment from the impact of wild deer or is it really intended to create legal protection for those constituents of the NSW Game Council who will shoot well identified farmed deer on land adjoining known deer farms and, by allowing such hunting, facilitate the dispersal of released/escaped farmed deer more widely throughout the State as the foundation for a future hunting resource?
- (15) Can the Minister assure the House that this policy allowing the hunting of recently escaped farmed deer on land adjoining deer farms from which the deer were recently released, thereby reducing the likelihood of their recapture by the former owner, will not increase the population and distribution of free-ranging deer contrary to the stated objectives of the bill?

Answer—

These matters are currently the subject of debate in the House and will be canvassed through the legislative process.

*156 EDUCATION AND TRAINING—BEHAVIOUR SCHOOLS—Ms Rhiannon asked the Minister for Health representing the Minister for Education and Training—

- (1) For each school district and for each of the last five years, how many students were placed into behaviour schools?
- (2) For each school district and for each of the last five years, how many requests were made for student placements into behaviour schools that were unable to be fulfilled because of an absence of available places in those schools?

Answer—

- (1) and (2) To provide a detailed statistical response to this question would involve considerable time and the unjustified diversion of resources away from the core responsibilities of the department.

All students whose behaviour is significantly disruptive are provided with support. This includes intensive interventions such as behaviour schools and tutorial centres and programs. In addition, school counsellors, itinerant behaviour teachers, home school liaison officers and student welfare and disability program consultants provide specialist supports to schools in working with disruptive students.

*157 EMERGENCY SERVICES—MEDIA COMMENT BY RFS EMPLOYEES—Ms Rhiannon asked the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs—

- (1)

- (a) Has the Minister or the Department of Emergency Services issued any directive to any employee of the Rural Fire Service, or any other government employee, that would restrict employees issuing media comment on the issue of hunting in state forests?
 - (b) If so, what was the content of the directive and to whom was it issued?
 - (c) If so, why was this directive issued?
- (2)
- (a) Is the Minister aware of any such directive being issued by any other government department?
 - (b) If so, which department?
 - (c) If so, what was the content of this directive?
- (3) Will a commitment be made to ensure that any employee of the Rural Fire Service who talks to the media on the issue of hunting in state forests will not be dismissed?

Answer—

There has been no directive issued by myself or the Department of Emergency Services to any employee of the Rural Fire Service, or any other government employee, that would restrict employees issuing media comment on the issue of hunting in state forests.

*158 PRIMARY INDUSTRIES—MEDIA COMMENT BY RFS EMPLOYEES—Ms Rhiannon asked the Minister for Natural Resources, Minister for Primary Industries, and Minister for Mineral Resources—

- (1)
- (a) Has the Minister or the Department of Primary Industries issued any directive to any employee of the Rural Fire Service, or any other government employee, that would restrict employees issuing media comment on the issue of hunting in state forests?
 - (b) If so, what was the content of the directive and to whom was it issued?
 - (c) If so, why was this directive issued?
- (2)
- (a) Is the Minister aware of any such directive being issued by any other government department?
 - (b) If so, which department?
 - (c) If so, what is the content of this directive?
- (3) Would a directive issued to a public servant that any comment to the media on the issue of hunting in state forests would result in dismissal from the public service be supported?

Answer—

I am not aware of any directive to the Rural Fire Service or any other Government agency restricting employees issuing media comment on the issue of hunting in state forests.

*159 ENVIRONMENT—LONG SWAMP AT NEWNES PLATEAU—Ms Rhiannon asked the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Attorney General, Minister for the Environment, and Minister for the Arts—

- (1) Is the Minister or the Department of Environment and Conservation aware of the potential environmental impacts on the Newnes Plateau of subsidence due to mining in the Lithgow region?
- (2) What action has the Department taken to investigate these environmental impacts on the Newnes Plateau?
- (3)
- (a) Has any scientific assessment been carried out to determine whether a mining buffer zone needs to be placed around Long Swamp on the Newnes Plateau?
 - (b) If so, what are the details of this scientific assessment?
- (4)
- (a) Given community concerns, will the Minister commit to undertaking a Cumulative Groundwater Pollution Study for the aquifers feeding Long Swamp?

- (b) If not, why not given the advice of the NSW Scientific Committee that long wall mining is a key threatening process under the Threatened Species Conservation Act 1995?

Answer—

I have been advised by the Minister for the Environment that the answer to the honourable member's question is:

The NSW Government has a strong regulatory framework in place to ensure that the potential impacts of mining are assessed and considered.

The Department of Environment and Conservation (DEC) is represented on the Subsidence Management Plan Inter-Agency Review Committee, which provides advice to Government on the management of potential subsidence impacts associated with mining.

In that capacity, DEC has reviewed Mine Subsidence Plans, prepared in relation to particular mining proposals on the Newnes Plateau.

In regard to Long Swamp, I note that it is physically separated from Newnes Plateau, being located some distance away.

DEC has not received or reviewed any proposal to mine underneath Long Swamp itself to date.

DEC has previously investigated pollution concerns raised by local residents in relation to Long Swamp. Site investigations found no evidence of water pollution impacts.

19 SEPTEMBER 2006

(Paper No. 14)

- 160 PRIMARY INDUSTRIES—FUNDING FROM FISAP—Ms Rhiannon to ask the Minister for Natural Resources, Minister for Primary Industries, and Minister for Mineral Resources—
- 161 PLANNING—ENVIRONMENT ASSESSMENT FOR ANVIL HILL PROJECT—Ms Rhiannon to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Planning, Minister for Redfern Waterloo, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)—
- 162 PREMIER—ELIGIBILITY CRITERIA FOR STATE FUNERALS—Ms Rhiannon to ask the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Premier, Minister for State Development, and Minister for Citizenship—
- 163 TRANSPORT—SALE OF TEMPE BUS DEPOT—Ms Rhiannon to ask the Minister for Roads representing the Deputy Premier, and Minister for Transport—
- 164 PORTS AND WATERWAYS—AUTHORISATION OF DEVELOPMENT CONSENTS/ REFUSALS—Ms Hale to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Energy, Minister for Ports and Waterways, and Minister Assisting the Treasurer on Business and Economic Regulatory Reform—
- 165 COMMUNITY SERVICES—CARRIE'S PLACE—Ms Hale to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs representing the Minister for Community Services, and Minister for Youth—
- 166 ENVIRONMENT—BEROWRA VALLEY REGIONAL PARK—Mr Cohen to ask the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Attorney General, Minister for the Environment, and Minister for the Arts—

- 167 PRIMARY INDUSTRIES—EDEN TIMBER—Mr Cohen to ask the Minister for Natural Resources, Minister for Primary Industries, and Minister for Mineral Resources—
- 168 PLANNING—ENVIRONMENTAL IMPACT OF THE FOX STUDIO DEVELOPMENT—Dr Chesterfield-Evans to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Planning, Minister for Redfern Waterloo, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)—
- *169 INDUSTRIAL RELATIONS—MEMBERS OF NSW INDUSTRIAL RELATIONS COMMISSION—Mrs Pavey asked the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council—

What is the date of appointment and names for all the current serving Members and Justices of the Industrial Relations Commission of New South Wales?

Answer—

As of 10 October 2006 the Industrial Relations Commission of New South Wales comprises thirteen presidential members and ten commissioners. Ten of the thirteen presidential members are also judges of the Industrial Court of New South Wales. The name and date of appointment of each member of the Industrial Relations Commission of New South Wales is listed below.

The Honourable Justice F. L. WRIGHT	22 April 1998
The Honourable Justice M. J. WALTON	19 December 1998
The Honourable Justice F. MARKS	15 February 1993
The Honourable Justice M. SCHMIDT	22 July 1993
The Honourable Mr Deputy President R. W. HARRISON	4 August 1987*
The Honourable Justice T. M. KAVANAGH	26 June 1998
Mr Deputy President P. J. SAMS AM	14 August 1998
The Honourable Justice R. P. BOLAND	22 March 2000
Mr Deputy President J. P. GRAYSON	29 March 2000
The Honourable Justice W. R. HAYLEN	27 July 2001
The Honourable Justice P. J. STAUNTON AM	30 August 2002
The Honourable Justice C. G. STAFF	3 February 2004
The Honourable Justice A. F. BACKMAN	19 August 2004
Commissioner Mr P. J. CONNOR	15 May 1987
Commissioner Ms I. TABBAA	25 February 1991
Commissioner D. McKENNA	16 April 1992
Commissioner Mr J. P. MURPHY	21 September 1993
Commissioner Mr I. W. CAMBRIDGE	20 November 1996
Commissioner Ms E. A. R. BISHOP	9 April 1997
Commissioner Ms J. McLEAY	2 February 1998
Commissioner Mr A. MACDONALD	4 February 2002
Commissioner Mr D. W. RITCHIE	6 September 2002
Commissioner Mr J. D. STANTON	16 June 2005

* originally appointed as a commissioner, appointed as a presidential member on 2 September 1996.

- *170 ATTORNEY-GENERAL—MEMBERS OF THE NSW COURT SYSTEM—Mrs Pavey asked the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Attorney General, Minister for the Environment, and Minister for the Arts—

What is the date of appointment and names for all the current serving Justices of the Court of Appeal, the Court of Criminal Appeal, the Supreme Court and the District Court of NSW?

Answer—

I have been advised by the Attorney General that the answer to the honourable member's question is:

The table below indicates serving Justices, Judges and Associate Judges of the Supreme and District Court of NSW as at September 2006. The table also indicates the date of appointment to their current position.

SUPREME COURT		
NAME	POSITION	DATE OF APPT TO CURRENT POSITION
The Hon Justice Adams	Judge	28.07.98
The Hon Justice Austin	Judge	31.08.98
The Hon Justice Barr	Judge	26.08.96
The Hon Justice Barrett	Judge	19.03.01
The Hon Justice Basten	Judge of Appeal	02.05.05
The Hon Justice Beazley, AO	Judge of Appeal	29.04.96
The Hon Justice Bell	Judge	25.03.99
The Hon Justice Bergin	Judge	01.03.99
The Hon Justice Brereton, RFD	Judge	15.08.05
The Hon Justice Bryson	Judge of Appeal	17.03.04
The Hon Justice Buddin	Judge	30.01.02
The Hon Justice Campbell	Judge	26.10.01
The Hon Justice Einstein	Judge	01.09.97
The Hon Justice Giles	Judge of Appeal	11.06.98
The Hon Mr Justice Grove, RFD	Judge	11.02.85
The Hon Justice Gzell	Judge	04.02.02
The Hon Justice Hall	Judge	08.03.05
The Hon Mr Justice Hamilton	Judge	17.03.97
The Hon Justice Handley, AO	Judge of Appeal	30.01.90
The Hon Justice Hidden, AM	Judge	16.10.95
The Hon Justice Hislop	Judge	23.03.04
The Hon Justice Hodgson	Judge of Appeal	23.04.01
The Hon Justice Hoeben, AM, RFD	Judge	16.08.04
The Hon Justice Howie	Judge	11.10.00
The Hon Mr Justice Hulme	Judge	14.05.93
The Hon Justice Ipp	Judge of Appeal	21.10.02
The Hon Mr Justice James	Judge	08.05.91
The Hon Justice Johnson	Judge	01.02.05
The Hon Justice Kirby	Judge	12.08.98
The Hon Justice Latham	Judge	12.04.05
The Hon Justice McClellan	Chief Judge at Common Law	02.09.05
The Hon Justice McColl, AO	Judge of Appeal	29.04.03
The Hon Justice McDougall	Judge	21.08.03
The Hon Justice Mason, AC	President, Court of Appeal	04.02.97
The Hon Justice Nicholas	Judge	05.02.03
The Hon Justice Palmer	Judge	23.04.01
The Hon Justice Price	Judge	28.08.06
The Hon Justice Rothman	Judge	03.05.05
The Hon Justice Santow, OAM	Judge of Appeal	29.01.02
The Hon Justice Simpson	Judge	01.02.94
The Hon J J Spigelman, AC	Chief Justice	25.05.98
The Hon Mr Justice Studdert	Judge	19.09.88
The Hon Mr Justice Sully	Judge	24.07.89
The Hon Justice Tobias, AM, RFD	Judge of Appeal	28.04.03
The Hon Justice Whealy	Judge	26.06.00
The Hon Justice White	Judge	27.04.04

Legislative Council Questions and Answers No. 20— Tuesday 17 October 2006

The Hon Mr Justice Windeyer, AM, RFD, ED	Judge	14.04.92
The Hon Mr Justice Young, AO	Chief Judge in Equity	23.04.01
SUPREME COURT ASSOCIATE JUDGES		
NAME	POSITION	DATE OF APPT TO CURRENT POSITION
The Hon Associate Justice Harrison	Associate Judge Common Law Division	15.06.05
The Hon Associate Justice McLaughlin	Associate Judge Common Law Division	15.06.05
The Hon Associate Justice Macready	Associate Judge Equity Division	15.06.05
The Hon Associate Justice Malpass	Associate Judge Common Law Division	15.06.05
DISTRICT COURT JUDGES AS AT SEPTEMBER 2006		
NAME	POSITION	DATE OF APPT TO CURRENT POSITION
Her Honour Judge Ainslie-Wallace	Judge	28.07.97
*His Honour Judge C J Armitage	Judge	01.01.04
Her Honour Judge Ashford	Judge	01.01.04
Her Honour Judge Balla	Judge	03.10.00
His Honour Judge Bell	Judge	11.09.92
His Honour Judge Bennett, SC	Judge	01.05.06
His Honour Judge Berman, SC	Judge	13.09.02
His Honour Judge Black, QC	Judge	08.05.00
His Honour Judge Blackmore, SC	Judge	11.03.02
The Hon Justice R O Blanch, AM	Chief Judge	13.12.94
His Honour Judge Charteris, SC	Judge	01.03.03
His Honour Judge Conlon, SC	Judge	15.08.06
His Honour Judge Coolahan	Judge	19.07.99
His Honour Judge Coorey	Judge	19.07.99
*His Honour Judge Curtis	Judge	01.01.04
His Honour Judge Delaney	Judge	04.02.98
#His Honour Judge Dive	Judge	27.07.05
His Honour Judge Donovan, QC	Judge	11.04.05
*His Honour Judge Duck	Judge	01.01.04
His Honour Judge Ellis	Judge	11.08.03
Her Honour Judge English	Judge	31.08.98
His Honour Judge Finnane, RFD, QC	Judge	20.10.00
His Honour Judge Freeman	Judge	22.09.86
His Honour Judge Garling	Judge	20.09.91
His Honour Judge Geraghty	Judge	01.01.04
Her Honour Judge Gibb	Judge	15.02.99
Her Honour Judge Gibson	Judge	21.05.01
His Honour Judge Goldring	Judge	03.02.98
Her Honour Judge Hock	Judge	07.05.01
His Honour Judge Hosking, SC	Judge	27.04.99
His Honour Judge Hughes	Judge	01.01.04
His Honour Judge Hulme, SC	Judge	04.05.05
His Honour Judge Johnstone	Judge	01.05.06
*His Honour Judge Kearns, SC	Judge	11.07.06
His Honour Judge Keleman, SC	Judge	21.07.97
His Honour Judge Knight	Judge	19.08.87

His Honour Judge Knox, SC	Judge	14.02.05
His Honour Judge McLoughlin, SC	Judge	17.02.03
His Honour Judge Maguire, QC	Judge	18.07.03
His Honour Judge Marien, SC	Judge	03.02.04
Her Honour Judge Morgan	Judge	03.02.98
Her Honour Judge Murrell, SC	Judge	13.09.96
His Honour Judge Naughton, QC	Judge	04.08.97
His Honour Judge Neilson	Judge	01.01.04
His Honour Judge Nicholson, SC	Judge	23.07.01
His Honour Judge Nield	Judge	30.05.88
His Honour Judge Norrish, QC	Judge	03.10.00
His Honour Judge C E O'Connor, QC	Judge	24.06.02
^His Honour Judge K P O'Connor, AM	Judge	10.08.98
+His Honour Judge O'Meally, AM, RFD	Judge	01.01.04
Her Honour Judge O'Toole	Judge	01.01.04
Her Honour Judge Payne	Judge	28.02.97
His Honour Judge Phegan	Judge	04.08.97
His Honour Judge Puckeridge, QC	Judge	24.11.97
Her Honour Judge Quirk	Judge	01.01.04
His Honour Judge Rein, SC	Judge	04.03.02
His Honour Judge Robison	Judge	13.03.95
His Honour Judge Rolfe	Judge	01.02.00
His Honour Judge Shadbolt	Judge	14.03.83
His Honour Judge Sides, QC	Judge	21.07.97
Her Honour Judge Sidis	Judge	31.01.95
His Honour Judge Solomon	Judge	07.10.83
His Honour Judge Sorby	Judge	08.05.00
Her Honour Judge Sweeney	Judge	21.04.06
His Honour Judge Taylor, AM, RFD	Judge	23.08.91
Her Honour Judge Truss	Judge	01.01.04
Her Honour Judge Tupman	Judge	30.01.96
His Honour Judge Walmsley, SC	Judge	27.08.01
His Honour Judge Williams	Judge	10.07.98
His Honour Judge Woods, QC	Judge	21.11.97

+ President, Dust Diseases Tribunal

* Member, Dust Diseases Tribunal

Judge and Senior Judge, Drug Court

^ President, Administrative Decisions Tribunal

20 SEPTEMBER 2006

(Paper No. 15)

171 HEALTH—EFFECTS OF ALCOHOL ON PREGNANT WOMEN—Revd Mr Nile to ask the Minister for Health—

21 SEPTEMBER 2006

(Paper No. 16)

- 172 EDUCATION AND TRAINING—NON-GOVERNMENT SCHOOL FUNDING IN 2005-06—Ms Rhiannon to ask the Minister for Health representing the Minister for Education and Training—
- 173 EDUCATION AND TRAINING—SCRIPTURE ATTENDANCE IN PUBLIC SCHOOLS—Ms Rhiannon to ask the Minister for Health representing the Minister for Education and Training—
- 174 HEALTH—STUDY CONDUCTED BY FSANZ—Ms Hale to ask the Minister for Health—
- 175 HOUSING—CONTRACTORS OF GORDON ESTATE, DUBBO—Ms Hale to ask the Minister for Health representing the Minister for Housing, and Minister Assisting the Minister for Health (Mental Health)—

26 SEPTEMBER 2006

(Paper No. 17)

- 176 PLANNING—BOWRAVILLE BUS DEPOT—Ms Hale to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Planning, Minister for Redfern Waterloo, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)—
- 177 MINERAL RESOURCES, NATURAL RESOURCES, PRIMARY INDUSTRIES—STAFF EMPLOYED IN DEPARTMENTAL OFFICES—Mr Gay to ask the Minister for Natural Resources, Minister for Primary Industries, and Minister for Mineral Resources—
- 178 COMMERCE—EXCESSIVE INSURER PROFIT FOR MOTOR ACCIDENT CLAIMS—Dr Chesterfield-Evans to ask the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council—
- 179 PLANNING—PARRAMATTA ROAD STRUCTURE PLAN—Ms Hale to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Planning, Minister for Redfern Waterloo, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)—
- 180 PORTS AND WATERWAYS—BELL WHARF AT FRANCE BAY, CABARITA—Ms Hale to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Energy, Minister for Ports and Waterways, and Minister Assisting the Treasurer on Business and Economic Regulatory Reform—
- 181 PLANNING—LEPPINGTON RAIL EXTENSION—Ms Hale to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Planning, Minister for Redfern Waterloo, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)—
- 182 HOUSING—TASKERS RESIDENTIAL VILLAGE, PORT MACQUARIE—Ms Hale to ask the Minister for Health representing the Minister for Housing, and Minister Assisting the Minister for Health (Mental Health)—
- 183 PREMIER—COMMITMENT TO AFFORDABLE HOUSING—Ms Hale to ask the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Premier, Minister for State Development, and Minister for Citizenship—

- 184 PREMIER—TASKERS RESIDENTIAL VILLAGE, PORT MACQUARIE—Ms Hale to ask the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Premier, Minister for State Development, and Minister for Citizenship—
- 185 PLANNING—TASKERS RESIDENTIAL VILLAGE, PORT MACQUARIE—Ms Hale to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Planning, Minister for Redfern Waterloo, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)—
- 186 LOCAL GOVERNMENT—MEETING OF BURWOOD COUNCIL—Ms Hale to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs representing the Minister for Local Government—
- 187 PLANNING—MEETING OF BURWOOD COUNCIL—Ms Hale to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Planning, Minister for Redfern Waterloo, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)—

27 SEPTEMBER 2006

(Paper No. 18)

- 188 JUSTICE—INCARCERATION OF PHUONG NGO—Mr Breen to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs—
- 189 MINERAL RESOURCES—HUNTER VALLEY MINE BREACH OF CONDITIONS OF CONSENT—Ms Rhiannon to ask the Minister for Natural Resources, Minister for Primary Industries, and Minister for Mineral Resources—

28 SEPTEMBER 2006

(Paper No. 19)

- 190 WATER UTILITIES—BRAIDWOOD SEWERAGE TREATMENT WORKS—Mrs Pavey to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs representing the Minister for Water Utilities, Minister for Small Business, Minister for Regional Development, and Minister for the Illawarra—
- 191 ABORIGINAL AFFAIRS—ASSETS OF DLALC FROM LAND SALE—Mr Cohen to ask the Minister for Natural Resources, Minister for Primary Industries, and Minister for Mineral Resources representing the Minister for Aboriginal Affairs, and Minister Assisting the Premier on Citizenship—
- 192 ABORIGINAL AFFAIRS—EXPOSURE DRAFT OF AMENDMENT TO ABORIGINAL LAND RIGHTS ACT—Mr Cohen to ask the Minister for Natural Resources, Minister for Primary Industries, and Minister for Mineral Resources representing the Minister for Aboriginal Affairs, and Minister Assisting the Premier on Citizenship—
- 193 PRIMARY INDUSTRIES—WILD FISH STOCKS AND LABELLING OF SHARK MEAT—Mr Cohen to ask the Minister for Natural Resources, Minister for Primary Industries, and Minister for Mineral Resources—

- 194 HEALTH—EMPLOYEES OF GREATER SOUTHERN AREA HEALTH SERVICE—Mrs Pavey to ask the Minister for Health—
- 195 POLICE—DRINK DRIVING AND RANDOM BREATH TEST UNITS—Mrs Pavey to ask the Minister for Roads representing the Minister for Police—
- 196 ROADS—PACIFIC HIGHWAY UPGRADE AT BANORA POINT—Mrs Pavey to ask the Minister for Roads—
- 197 ROADS—FUNDS ALLOCATED TO LOCAL GOVERNMENT COUNCILS FOR ROADS—Mrs Pavey to ask the Minister for Roads—
- 198 PLANNING—TRANSFER OF PRIMARY SCHOOL TO HIGH RISE BUILDING—Ms Hale to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Planning, Minister for Redfern Waterloo, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)—
- 199 LOCAL GOVERNMENT—TRANSFER OF PRIMARY SCHOOL TO HIGH RISE BUILDING—Ms Hale to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs representing the Minister for Local Government—
- 200 ROADS—TRANSFER OF PRIMARY SCHOOL TO HIGH RISE BUILDING—Ms Hale to ask the Minister for Roads—
- 201 EDUCATION AND TRAINING—TRANSFER OF PRIMARY SCHOOL TO HIGH RISE BUILDING—Ms Hale to ask the Minister for Health representing the Minister for Education and Training—
- 202 HEALTH—TRANSFER OF PRIMARY SCHOOL TO HIGH RISE BUILDING—Ms Hale to ask the Minister for Health—
- 203 EMERGENCY SERVICES—TRANSFER OF PRIMARY SCHOOL TO HIGH RISE BUILDING—Ms Hale to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs—
- 204 LOCAL GOVERNMENT—MINUTES OF MEETING OF BURWOOD COUNCIL—Ms Hale to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs representing the Minister for Local Government—
- 205 PLANNING—MINUTES OF MEETING OF BURWOOD COUNCIL—Ms Hale to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Planning, Minister for Redfern Waterloo, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)—
- 206 ATTORNEY-GENERAL—BUDGET FOR CRIMINAL LAW FUNCTIONS OF THE ATTORNEY GENERAL'S DEPARTMENT—Dr Wong to ask the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Attorney General, Minister for the Environment, and Minister for the Arts—

(Paper No. 20)

- 207 HEALTH—NSW HEALTH STUDIES INTO HOSPITAL RESOURCES—Mrs Pavey to ask the Minister for Health—
- (1) Did NSW Health pay KPMG to conduct a study from July to September 2006 on the needs of health professionals at Dubbo Base Hospital?
 - (a) If so, how much has been paid by NSW Health to KPMG in relation to this study? (Please provide figure).
 - (b) If so, how much will NSW Health pay to KPMG in total in relation to this study? (Please provide figure).
 - (c) Will the report be made publicly available?
 - (i) If so, when?
 - (ii) If not, why not?
 - (d) What were the recommendations of the report of the study into Dubbo Base Hospital, handed down in September this year?
 - (e) What plans does the Government have to act on the recommendations of this report?
 - (2) Were similar studies into the needs of health professionals and resources at hospitals, commissioned by NSW Health, conducted around the State?
 - (a) If so, at which hospitals did these studies occur? (Please provide the names of the relevant hospitals).
 - (b) How much is it estimated that each study will cost in total? (Please provide figure for each study).
- 208 HOUSING—CONSULTANTS' REPORTS LISTED IN ANNUAL REPORT—Ms Hale to ask the Minister for Health representing the Minister for Housing, and Minister Assisting the Minister for Health (Mental Health)—
- (1) Are copies of the following consultants' reports, as listed in the Department of Housing's Annual Report of 2004-05, publicly available:
 - (a) Ward Bisset Consulting and Counselling: Affordable Housing Memorandum of Understanding and Delivery Strategy, ADI Site St Marys?
 - (b) The Clifton Group: Bonnyrigg Living Communities Project?
 - (c) Alt Beatty Consulting: Community Involvement?
 - (d) Property Beyond Pty Ltd: Minto Regeneration Feasibility Analysis?
 - (2) If so, where are these reports able to be obtained from?
 - (3) If not, why not?
- 209 HOUSING—BILLING FOR WATER USAGE—Ms Hale to ask the Minister for Health representing the Minister for Housing, and Minister Assisting the Minister for Health (Mental Health)—
- (1)
 - (a) Does the amount of money collected by the Department of Housing (DoH) from tenants for water exceed the amount it costs the Department for water?
 - (b) If so, why?
 - (2) How much interest has the Department generated from money for water collected from tenants and held in the DoH's accounts since the policy of charging tenants for water began?
 - (3)
 - (a) When tenants receive a credit on their water bills in November 2006 for any surplus amount they have paid for water, will they also receive an interest dividend?
 - (b) If not, why not?
 - (4) Is the Department planning to fit water meters in non-metered premises?

- 210 HOUSING—CHECKS FOR UNAUTHORISED OCCUPANTS BY POLICE—Ms Hale to ask the Minister for Health representing the Minister for Housing, and Minister Assisting the Minister for Health (Mental Health)—
- (1) Has the Department of Housing (DoH) been sending police with departmental officers to knock on the door of DoH houses to check for unauthorised occupants?
 - (2) Why are the police being involved in routine departmental checks and policy/civil law matters?
 - (3) In what areas or estates have the police been carrying out these checks?
- 211 HOUSING—ELECTORAL DONATIONS FROM FORMER HOUSING MINISTER—Ms Hale to ask the Minister for Health representing the Minister for Housing, and Minister Assisting the Minister for Health (Mental Health)—
- (1) Has the Minister accepted, or will be accepting, any more electoral donations from Mr. Tripodi prior to the conclusion of the Independent Commission Against Corruption inquiry?
 - (2) Has the Minister received any further donations from Mr. Tripodi in addition to the one noted by the State Electoral Office (SEO) in 2003, that have not yet been published by the SEO?
 - (3) If so, when were the donation(s) received and for what amounts were they?
- 212 TREASURER—NSW BUDGET COMMENTARY ON HOUSING POLICY—Ms Hale to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter—
- The 2005-06 New South Wales Budget Commentary on the Housing Policy and Assistance Program stated that, in addition to matching funds under the Commonwealth State Housing Agreement, the State Government would provide additional funding to the Department of Housing that included \$20 million "as the first payment of \$190 million being provided over four years as enhancement funding to support the Department's working capital requirements". The 2006-07 Budget Commentary on the Housing Policy and Assistance Program reported an allocation of \$25 million for the same purpose. With this enhancement funding totalling only \$45 million in the first two years of the sustainability package, will the outstanding \$145 million be allocated in the next two years' budgets?
- 213 HEALTH—HOUSING DEVELOPMENT AT WOODVILLE ROAD, PARRAMATTA—Ms Hale to ask the Minister for Health—
- (1)
 - (a) Has the Department of Health assessed the likely health impacts of particulate matter (pm 10 and pm 2.5) which may affect residents in new developments at Woodville Road, Parramatta?
 - (b) If not, why not?
 - (2) Following the claim that many Sydneysiders may die prematurely from air pollution every year, should residential housing be allowed to be constructed next to major thoroughfares such as Woodville Road and other similar heavy traffic corridors?
- 214 PLANNING—HOUSING DEVELOPMENT AT WOODVILLE ROAD, PARRAMATTA—Ms Hale to ask the Treasurer, Minister for Infrastructure, and Minister for the Hunter representing the Minister for Planning, Minister for Redfern Waterloo, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)—
- (1)
 - (a) Has the Department of Planning assessed the likely health impacts of particulate matter (pm 10 and pm 2.5) which may affect residents in new developments at Woodville Road, Parramatta?
 - (b) If not, why not?
 - (2) Following the claim that many Sydneysiders may die prematurely from air pollution every year, should residential housing be allowed to be constructed next to major thoroughfares such as Woodville Road and other similar heavy traffic corridors?

215 ENVIRONMENT—AIR MONITORING STATION FOR WOODVILLE RD HOUSING DEVELOPMENT—Ms Hale to ask the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council representing the Attorney General, Minister for the Environment, and Minister for the Arts—

- (1) Where is the closest air monitoring station to Woodville Road, Parramatta following the closure in 2004 of an air monitoring station at Westmead?
- (2) What monitoring of air pollution does the Department conduct in residential areas adjacent to major vehicular thoroughfares to check on air quality?
- (3) Will the Department check air quality at the residential developments adjacent to Woodville Road, Parramatta?
 - (a) If so, when?
 - (b) If not, why not?

216 HEALTH—NORTH COAST AREA HEALTH SERVICE CREDITORS—Ms Parker to ask the Minister for Health—

With regard to the North Coast Area Health Service creditors as at 1 October 2006, 30 June 2006, 30 June 2005, 30 June 2004, and 30 June 2003:

- (1) What was the total value of creditors that were current? For example, less than 45 days old.
- (2) What was the total value of creditors that were between 0 and 45 days overdue? For example, between 45 and 90 days old.
- (3) What was the total value of creditors that were between 45 and 135 days old days overdue? For example, between 90 and 180 days old.
- (4) What was the total value of creditors that were over 135 days old overdue? For example, greater than 180 days old.
- (5) What was the total value of creditors?

Please use the below format when answering the above questions:

Date	Current	Between 45 and 90 days old	Between 90 and 180 days old	Over 180 days old	Total Creditors
1 October 2006					
30 June 2006					
30 June 2005					
30 June 2004					
30 June 2003					

217 HEALTH—HUNTER NEW ENGLAND AREA HEALTH SERVICE CREDITORS—Ms Parker to ask the Minister for Health—

With regard to the Hunter New England Area Health Service creditors as at 1 October 2006, 30 June 2006, 30 June 2005, 30 June 2004, and 30 June 2003:

- (1) What was the total value of creditors that were current? For example, less than 45 days old.
- (2) What was the total value of creditors that were between 0 and 45 days overdue? For example, between 45 and 90 days old.
- (3) What was the total value of creditors that were between 45 and 135 days old days overdue? For example, between 90 and 180 days old.
- (4) What was the total value of creditors that were over 135 days old overdue? For example, greater than 180 days old.
- (5) What was the total value of creditors?

Please use the below format when answering the above questions:

Date	Current	Between 45 and 90 days old	Between 90 and 180 days old	Over 180 days old	Total Creditors
1 October 2006					

30 June 2006					
30 June 2005					
30 June 2004					
30 June 2003					

218 COMMERCE—WORKCOVER INVESTIGATIONS OF NSW CORRECTIONAL FACILITIES—Mr Lynn to ask the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council—

(1)

- (a) Has the WorkCover Authority of NSW investigated any New South Wales correctional facilities since 1 July 2003 for any breaches of the law and/or regulations?
- (b) If so, which facilities have been investigated?

(2)

- (a) Has the WorkCover Authority of NSW prosecuted or commenced prosecution of any New South Wales correctional facilities since 1 July 2003 for any breaches of the law and/or regulations?
- (b) If so, which facilities?

(3) What is the total value of fines levied against New South Wales correctional facilities for breaches of the law and/or regulations since 1 July 2003?

219 JUSTICE—WORKCOVER INVESTIGATIONS OF NSW CORRECTIONAL FACILITIES—Mr Lynn to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs—

(1)

- (a) Has the WorkCover Authority of NSW investigated any New South Wales correctional facilities since 1 July 2003 for any breaches of the law and/or regulations?
- (b) If so, which facilities have been investigated?

(2)

- (a) Has the WorkCover Authority of NSW prosecuted or commenced prosecution of any New South Wales correctional facilities since 1 July 2003 for any breaches of the law and/or regulations?
- (b) If so, which facilities?

(3) What is the total value of fines levied against New South Wales correctional facilities for breaches of the law and/or regulations since 1 July 2003?

220 COMMERCE—WORKCOVER INVESTIGATIONS OF NSW JUVENILE JUSTICE FACILITIES—Mr Lynn to ask the Minister for Commerce, Minister for Finance, Minister for Industrial Relations, Minister for Ageing, Minister for Disability Services, and Vice President of the Executive Council—

(1)

- (a) Has the WorkCover Authority of NSW investigated any New South Wales juvenile justice facilities since 1 July 2003 for any breaches of the law and/or regulations?
- (b) If so, which facilities have been investigated?

(2)

- (a) Has the WorkCover Authority of NSW prosecuted or commenced prosecution of any New South Wales juvenile justice facilities since 1 July 2003 for any breaches of the law and/or regulations?
- (b) If so, which facilities?

(3) What is the total value of fines levied against New South Wales juvenile justice facilities for breaches of the law and/or regulations since 1 July 2003?

- 221 JUSTICE, JUVENILE JUSTICE—WORKCOVER INVESTIGATIONS OF NSW JUVENILE JUSTICE FACILITIES—Mr Lynn to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs—
- (1)
 - (a) Has the WorkCover Authority of NSW investigated any New South Wales juvenile justice facilities since 1 July 2003 for any breaches of the law and/or regulations?
 - (b) If so, which facilities have been investigated?
 - (2)
 - (a) Has the WorkCover Authority of NSW prosecuted or commenced prosecution of any New South Wales juvenile justice facilities since 1 July 2003 for any breaches of the law and/or regulations?
 - (b) If so, which facilities?
 - (3) What is the total value of fines levied against New South Wales juvenile justice facilities for breaches of the law and/or regulations since 1 July 2003?
- 222 JUSTICE, JUVENILE JUSTICE—EXPENSE OF PAY TV IN NSW CORRECTIONAL FACILITIES—Mr Lynn to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs—
- (1) As at 1 October 2006 how many televisions in New South Wales correctional facilities are connected to pay TV?
 - (2) As at 1 October 2006 how many televisions in New South Wales juvenile justice facilities are connected to pay TV?
 - (3) What was the total cost of providing pay TV in New South Wales correctional facilities for the following financial years:
 - (a) 2005-06?
 - (b) 2004-05?
 - (c) 2003-04?
 - (4) What was the total cost of providing pay TV in New South Wales juvenile justice facilities for the following financial years:
 - (a) 2005-06?
 - (b) 2004-05?
 - (c) 2003-04?
- 223 POLICE—NSW POLICE RIOT GEAR—Mr Lynn to ask the Minister for Roads representing the Minister for Police—
- (1) As at 1 October 2006 how many full sets of riot gear are maintained by NSW Police?
 - (2) What is the individual cost of each set of riot gear maintained by the NSW Police?
- 224 POLICE—POLICE CADETS AT GOULBURN POLICE COLLEGE—Mr Lynn to ask the Minister for Roads representing the Minister for Police—
- (1) Since 1 August 2006 how many individuals have started training as a Police Officer but have failed to complete the prescribed course?
 - (2) Since 1 August 2006 how many individuals have been forced to repeat any part of the training needed to become a Police Officer?
 - (3) Since 1 August 2006 how many individuals have deferred any part of the training needed to become a Police Officer?
- 225 JUSTICE, JUVENILE JUSTICE—SEXUAL ASSAULTS OF FEMALE INMATES IN PRISONS—Mr Lynn to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs—

- (1) How many sexual assaults of female inmates in New South Wales correctional facilities have occurred in each financial year since 1 July 2000?
 - (2) How many sexual assaults of female inmates in New South Wales correctional facilities that have occurred in each financial year since 1 July 2000 did male inmates in the correctional facilities commit?
 - (3) How many sexual assaults of female inmates in New South Wales correctional facilities that have occurred in each financial year since 1 July 2000 did staff of the Department of Corrective Services commit?
 - (a) As a result of any sexual assault of a female inmate in a New South Wales correctional facility was any female inmate later found to be pregnant?
 - (b) If so, what subsequently occurred in relation to the pregnancy?
 - (4) How many 'rape kits', for example, medical tests undertaken if a person has been suspected of being raped, been used by New South Wales correctional facilities since 1 July 2000?
- 226 JUSTICE—OCCURRENCE OF HIV IN NSW CORRECTIONAL FACILITIES—Mr Lynn to ask the Minister for Justice, Minister for Juvenile Justice, Minister for Emergency Services, Minister for Lands, and Minister for Rural Affairs—
- (1) How many inmates of New South Wales correctional facilities have become HIV positive in prison since 1 July 2000 after entering HIV negative?
 - (2) How many inmates of New South Wales correctional facilities are HIV positive as at:
 - (a) 1 October 2006?
 - (b) 30 June 2006?
 - (c) 30 June 2005?
 - (d) 30 June 2004?
 - (e) 30 June 2003?
- 227 HEALTH—COUNSELLING AND MEDICAL SUPPORT FOR MADDISON HALL—Mr Lynn to ask the Minister for Health—
- (1)
 - (a) Did Justice Health Services provide counselling, medical support or medical care at any stage to Maddison Hall?
 - (b) If so, what was the cost of this?
 - (2)
 - (a) Were any costs of the counselling, medical support or medical care, which was provided at any stage to Maddison Hall, incurred by a non-New South Wales Government entity?
 - (b) If so, what was the cost of this and who incurred these costs?
- 228 HEALTH—COLLECTION OF SEMEN FROM INMATES—Mr Lynn to ask the Minister for Health—
- (1) How many inmates incarcerated by the Government has had semen taken and stored since 2000?
 - (2) What was the cost of semen being taken and stored from inmates incarcerated by the Government since 2000?
 - (3) Who paid for semen to be taken and stored from inmates incarcerated by the Government since 2000?
- 229 HEALTH—METHADONE DISPENSED TO INMATES—Mr Lynn to ask the Minister for Health—
- (1) How many inmates incarcerated by the Government are currently receiving methadone?
 - (2) What quantity of methadone was dispensed in 2005-06 to inmates incarcerated by the Government?
 - (3) Who paid for methadone that was dispensed in 2005-06 to inmates incarcerated by the Government?

- 230 HEALTH—GENDER REASSIGNMENT SURGERY FOR PRISONERS—Mr Lynn to ask the Minister for Health—
- (1) What was the total value of gender reassignment surgery undertaken on prisoners in New South Wales correctional facilities for the following financial years:
 - (a) 2002-03?
 - (b) 2003-04?
 - (c) 2004-05?
 - (d) 2005-06?
 - (2) How many prisoners in New South Wales correctional facilities have had gender reassignment surgery in the following financial years:
 - (a) 2002-03?
 - (b) 2003-04?
 - (c) 2004-05?
 - (d) 2005-06?
- 231 HEALTH—BREAST AUGMENTATION SURGERY FOR PRISONERS—Mr Lynn to ask the Minister for Health—
- (1) Have any prisoners in New South Wales correctional facilities since 1 July 2002 received breast augmentation surgery?
 - (2) If so, what was the total value of the breast augmentation surgery undertaken on prisoners in New South Wales correctional facilities for the following financial years:
 - (a) 2002-03?
 - (b) 2003-04?
 - (c) 2004-05?
 - (d) 2005-06?
 - (3) If so, how many prisoners in New South Wales correctional facilities had breast augmentation surgery for the following financial years:
 - (a) 2002-03?
 - (b) 2003-04?
 - (c) 2004-05?
 - (d) 2005-06?
- 232 HEALTH—LIPOSUCTION UNDERTAKEN ON PRISONERS—Mr Lynn to ask the Minister for Health—
- (1) Have any prisoners in New South Wales correctional facilities since 1 July 2002 received liposuction?
 - (2) If so, what was the total cost of the liposuction undertaken on prisoners in the correctional facilities for the following financial years:
 - (a) 2002-03?
 - (b) 2003-04?
 - (c) 2004-05?
 - (d) 2005-06?
 - (3) If so, how many prisoners in the correctional facilities have had liposuction in the following financial years:
 - (a) 2002-03?
 - (b) 2003-04?
 - (c) 2004-05?
 - (d) 2005-06?

- 233 HEALTH—ERECTILE DYSFUNCTION SURGERY FOR PRISONERS—Mr Lynn to ask the Minister for Health—
- (1) Have any prisoners in New South Wales correctional facilities since 1 July 2002 received erectile dysfunction surgery?
 - (2) If so, what was the total cost of the erectile dysfunction surgery undertaken on prisoners in the correctional facilities for the following financial years:
 - (a) 2002-03?
 - (b) 2003-04?
 - (c) 2004-05?
 - (d) 2005-06?
 - (3) If so, how many prisoners in the correctional facilities have had erectile dysfunction surgery for the following financial years:
 - (a) 2002-03?
 - (b) 2003-04?
 - (c) 2004-05?
 - (d) 2005-06?
- 234 HEALTH—SEXUAL ASSAULTS OF PATIENTS IN HOSPITALS—Mr Lynn to ask the Minister for Health—
- (1) On a yearly basis, how many patients of New South Wales hospitals have reportedly been sexually assaulted since 1 July 2002?
 - (2) How many of these patients were sexually assaulted by NSW Health employees on a yearly basis since 1 July 2002?
- 235 POLICE—SEXUAL ASSAULTS OF PATIENTS IN HOSPITALS—Mr Lynn to ask the Minister for Roads representing the Minister for Police—
- (1) On a yearly basis, how many patients of New South Wales hospitals have reportedly been sexually assaulted since 1 July 2002?
 - (2) How many of these patients were sexually assaulted by NSW Health employees on a yearly basis since 1 July 2002?

John Evans
Clerk of the Parliaments

