

General Purpose Standing Committee No. 3

Budget Estimates 2006-2007

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How to contact the Committee

Members of the General Purpose Standing Committee No. 3 can be contacted through the Committee Secretariat. Written correspondence and enquiries should be directed to:

The Director

General Purpose Standing Committee No. 3

Legislative Council

Parliament House, Macquarie Street

Sydney New South Wales 2000

Internet: www.parliament.nsw.gov.au/gpsc3

Email: Budget.Estimates@parliament.nsw.gov.au

Telephone: 9230 3311

Facsimile: 9230 3416

Terms of reference

1. That the Budget Estimates and related papers for the financial year 2006-2007 presenting the amounts to be appropriated from the Consolidated Fund be referred to the General Purpose Standing Committees for inquiry and report.
2. That the committees consider the Budget Estimates in accordance with the allocation of portfolios to the committees.
3. For the purposes of this inquiry any member of the House may attend a meeting of a committee in relation to the Budget Estimates and question witnesses, participate in the deliberations of the committee at such meeting and make a dissenting statement relating to the Budget Estimates, but may not vote or be counted for the purpose of any quorum.
4. The committees must hear evidence on the Budget Estimates in public.
5. Not more than three committees are to hear evidence on the Budget Estimates simultaneously.
6. When a committee hears evidence on the Budget Estimates, the Chair is to call on items of expenditure in the order decided on and declare the proposed expenditure open for examination.
7. The committees may ask for explanations from Ministers in the House, or officers of departments, statutory bodies or corporations, relating to the items of proposed expenditure.
8. The report of a committee on the Budget Estimates may propose the further consideration of any items.
9. That a daily Hansard record of the hearings of a committee on the Budget Estimates be published as soon as practicable after each day's proceedings.
10. That the hearings be held according to the following timetable:*

Monday 28 August 2006

9.00 am to 1.00 pm

GPSC 1: Premier, State Development, Citizenship

GPSC 3: Justice, Juvenile Justice

2.00 pm to 6.00 pm

GPSC 4: Local Government, Western Sydney, Fair Trading

GPSC 5: Water Utilities, Regional Development, Small Business, Illawarra

8.00 pm to 10.30 pm

GPSC 1: The Legislature

GPSC 2: Tourism and Sport and Recreation, Women, Aboriginal Affairs

*Note: This timetable was varied by the Leader of the Government. The final timetable for Budget Estimates 2006-2007 is on Parliament's website.

Friday 1 September 2006

9.00 am to 1.00 pm

GPSC 1: Industrial Relations, Commerce, Finance

GPSC 4: Roads

2.00 pm to 6.00 pm

GPSC 3: Police

GPSC 5: Energy, Ports, Waterways

8.00 pm to 10.30 pm

GPSC 3: Gaming and Racing, Central Coast

GPSC 4: Housing

Monday 4 September 2006

9.00 am to 1.00 pm

GPSC 1: Treasury, Infrastructure, Hunter

GPSC 2: Health

2.00 pm to 6.00 pm

GPSC 1: Education and Training

GPSC 5: Environment, Arts

8.00 pm to 10.30 pm

GPSC 2: Community Services, Youth

GPSC 5: Primary Industries

Friday 8 September 2006

9.00 am to 1.00 pm

GPSC 2: Ageing and Disability Services

GPSC 4: Planning, Redfern and Waterloo, Science and Medical Research

2.00 pm to 6.00 pm

GPSC 3: Lands, Emergency Services, Rural Affairs

GPSC 4: Transport

8.00 pm to 10.30 pm

GPSC 3: Attorney General

GPSC 5: Natural Resources, Mineral Resources.

11. The committees may hold supplementary hearings as required.
12. The committees are to present a final report to the House by the last sitting day in November 2006.
13. The timetable in paragraph 10 may be varied by the Leader of the Government, provided the time allocated for each portfolio hearing is not reduced.
14. Members may lodge with the Clerk to the committee proposed issues for questioning up to seven days prior to the holding of the initial hearing for that portfolio.
15. Members may lodge questions on notice with the Clerk to the committee during a Budget Estimates hearing and up to two days following.

Committee membership

The Hon Amanda Fazio MLC	Australian Labor Party	<i>Chair</i>
The Hon Greg Pearce MLC	Liberal Party	<i>Deputy Chair</i>
The Hon Jon Jenkins MLC	Outdoor Recreation Party	
The Hon Charlie Lynn MLC	Liberal Party	
The Hon Eddie Obeid MLC	Australian Labor Party	
Ms Lee Rhiannon MLC	The Greens	
The Hon Ian West MLC	Australian Labor Party	

Other members who attended the hearings

The Hon Greg Donnelly MLC	Australian Labor Party
The Hon Catherine Cusack MLC	Liberal Party
The Hon David Clarke MLC	Liberal Party
The Hon Kayee Griffin MLC	Australian Labor Party
The Hon Michael Gallacher MLC	Liberal Party
The Hon Dr Arthur Chesterfield-Evans MLC	Australian Democrats
The Hon Melinda Pavey MLC	The Nationals
The Hon Henry Tsang MLC	Australian Labor Party
The Hon Christine Robertson MLC	Australian Labor Party
The Hon Duncan Gay MLC	The Nationals
The Hon Richard Colless MLC	The Nationals
Mr Ian Cohen MLC	The Greens
The Hon Peter Breen MLC	Independent
The Hon Penny Sharpe MLC	Australian Labor Party

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Chair's foreword

I am pleased to present the report of General Purpose Standing Committee No. 3 on the 2006-2007 Budget Estimates. The Committee examined the following portfolio areas:

- Police
- Attorney General
- Justice
- Juvenile Justice
- Emergency Services
- Lands
- Rural Affairs
- Gaming and Racing
- Central Coast.

The Committee would like to thank the Ministers and other witnesses who gave evidence during the Inquiry.



Hon Amanda Fazio MLC

Chair

Chapter 1 Introduction

Referral of the 2006-2007 Budget Estimates

- 1.1 On Thursday 8 June 2006, the Legislative Council resolved ‘that the Budget Estimates and related papers for the financial year 2006-2007 presenting the amounts to be appropriated from the Consolidated Fund be referred to the GPSCs for inquiry and report’.¹
- 1.2 Each committee was to examine the Budget Estimates for the relevant portfolios and report to the House by the last sitting day of November 2006.²

Hearings

- 1.3 The Committee held nine public hearings as follows:
- Monday 28 August – Justice, Juvenile Justice
 - Friday 1 September – Police
 - Friday 1 September – Gaming and Racing, Central Coast
 - Friday 8 September – Lands, Emergency Services, Rural Affairs
 - Friday 8 September – Attorney General
 - Thursday 21 September – Justice, Juvenile Justice
 - Friday 29 September – Gaming and Racing
 - Monday 16 October – Police
 - Friday 17 November – Justice, Juvenile Justice.
- 1.4 A brief summary of the key issues raised during the hearings is contained in Chapter 2.

Transcripts

- 1.5 Transcripts of the hearings are available on the Committee’s web page at www.parliament.nsw.gov.au/gpsc3.

Questions on notice

- 1.6 Questions taken on notice, and the answers to these questions, are also available on the Committee’s web page.

¹ *Minutes of Proceedings, No 7, 2nd Session of the 53rd Parliament, 8 June 2006, item 25*

² *Minutes of Proceedings, No 7, 2nd Session of the 53rd Parliament, 8 June 2006, item 25, para 12*

Chapter 2 Issues raised during hearings

This Chapter provides a brief summary by portfolio of the key issues raised during the hearings.

Justice, Juvenile Justice

2.1 A hearing examining the portfolios of Justice and Juvenile Justice was held on Monday 28 August 2006. The following issues were raised:

- arrangements for and outcomes of youth justice conferencing
- investigation of recent emails containing pornographic material circulated within the Department of Juvenile Justice
- incidence of mental health issues, intellectual disability and drug and alcohol problems among clients of the juvenile justice system and action taken to support such clients
- rates of self harm among detainees and a specific incident of self-harm
- strategies to address the over-representation of Aboriginal young people in the juvenile justice system
- incidence of and provisions for young people detained in adult correctional facilities.
- changes to the visitor system at the Emu Plains correctional facility and other facilities
- action taken by the Government in respect of quelling riots, the Violent Offender Treatment Program, and accommodating persons convicted of terrorist offences
- action taken in response to staff alleged to have passed on emails containing pornographic material
- inmates who have undertaken gender reassignment surgery
- use of consultants by the Department of Corrective Services
- detention of people who have committed serious crimes as a result of mental illness.

Supplementary hearings

2.2 A supplementary hearing examining the portfolios of Justice and Juvenile Justice was held on Thursday 21 September 2006. The following issues were raised:

- investigation into inappropriate emails sent by Department of Juvenile Justice employees
- number of detention centres and departmental offices with pay TV, as well as policy for the provision of pay TV and detainee rewards such as the use of game consoles
- lockdowns in detention centres and other correctional centres, including incidence, duration, and circumstances in which lockdowns may be implemented

- mental health issues among detainees
- riot at Acmena detention centre, including cost of damage, cost of insurance policies, MOU regarding future assistance by Corrective Services officers, and procedures for activating the use of riot equipment
- smuggling of drugs into detention centres and use of sniffer dogs to detect drugs
- number of departmental staff leaving in the last year on health grounds
- Commissioner Woodham's employment contract and leave taken
- incidence of assaults on prisoners by other prisoners
- visiting arrangements at correctional centres and instances of visitors being banned
- interstate transfer of prisoners
- instances of unauthorised contact between male and female inmates in various correctional centres
- case of Maddison Hall and treatment whilst in prison.

2.3 A second supplementary hearing examining the portfolios of Justice and Juvenile Justice was held on Friday 17 November 2006. The following issues were raised:

- matters relating to sick leave taken by Commissioner Woodham, including the policy regarding sick leave and medical checks for staff, and the conditions of Commissioner Woodham's contract
- industrial action taken at Long Bay Correctional Centre
- selection process for filling certain senior positions at the Department of Corrective Services
- matters relating to visiting arrangements for correctional centres, including for women with children at Emu Plains, and the introduction of booked visits
- improvements to the management of correctional centres, including new facilities and services for inmates with a mental illness, and improvements to the education system
- national awards to the Department of Corrective Services
- investigations into inappropriate emails sent by Department of Juvenile Justice employees
- matters arising from the Justice Health survey report of young people in custody
- new arrangements for transporting detainees to Parramatta Children's Court
- arrangements for detainees to access mental health services
- matters relating to education programs for detainees, including availability in school holidays, access to TAFE courses and links to apprenticeships
- improvements to the management of juvenile justice centres, including therapeutic and developmental programs at Juniperina, improved measures to detect contraband, and new developments in staff training for Departmental employees.

Police

2.4 A hearing examining the portfolio of Police was held on Friday 1 September 2006. The following issues were raised:

- operation of the NSW Crime Commission
- total number of police officers, taking into account both recruitment and retirement of officers
- cuts to support staff in local area commands and other parts of NSW Police
- action in respect of organised criminal activity in South West Sydney
- sales of cocaine associated with Operation Mocha
- trial of Taser stun guns
- reported increases in police time spent on paperwork
- measures to protect children and reduce sex crimes
- claims by police officers for medical retirement and retirement associated with being hurt on duty
- actions to improve public order, including the deployment of the Public Order and Riot Squad.

Supplementary hearing

2.5 A supplementary hearing examining the portfolio of Police was held on Monday 16 October 2006. The following issues were raised:

- alleged problems with Ford XR8 highway patrol vehicles, such as vehicles stalling during highway pursuits
- various issues relating to the current intake of students at the Goulburn Police Academy, including the process for determining the graduation date, the attrition rate, Christmas holiday leave, measures to improve professional standards, action taken against students who are guilty of misconduct, and the policy for recording instances of misconduct on students' records
- police response to violent outbursts at an under-18s dance party at the University of New South Wales, including the use of capsicum spray
- planning for the future of the police workforce
- the NSW Ombudsman's review of drug detection dog operations
- proposed introduction of random drug testing for drivers
- process for allocating additional police officers to stations
- management of surplus police property
- waiting times for the finalisation of Hurt On Duty claims.

Gaming and Racing, Central Coast

2.6 A hearing examining the portfolios of Gaming and Racing, and Central Coast, was held on Friday 1 September 2006. The following issues were raised:

- operation of the bar at the NSW Police College, Goulburn without a licence.
- changes to gaming taxation rates including the impact on employment
- ‘one casino’ policy in NSW
- proposed legislation to abolish the Liquor Administration Board
- lessor – lessee disputes over gaming machine entitlements and the impact of transfers of entitlements on country hotels
- Central Coast water supply including a proposed desalination plant, water conservation initiatives and the transfer of water from the Hunter Valley to the Central Coast
- route of Energy Australia high voltage power lines through the Erina-Wamberal area
- train travel times to and from the Central Coast
- impact on the racing industry from restricting internet access to the TAB and the introduction of BetFair
- status of Central Coast road projects
- impact of rising fuel prices on the Central Coast.

Supplementary hearing

2.7 A supplementary hearing examining the portfolio of Gaming and Racing was held on Friday 29 September 2006. The following issues were raised:

- number of gaming machines in NSW and the government tax revenue taken from gaming machines in recent years
- publication of data on gaming machine revenue and the availability of unpublished data for research purposes
- Government assistance to problem gamblers and their families
- funding arrangements with problem gambling service providers under the Casino Community Benefit Fund
- impact of BetFair on the racing industry and bookmakers and the scope for legislative intervention
- employment of Mr Griggs on secondment from the Premier’s Department as Director, Communications and Strategic Support Division within the former Department of Gaming and Racing
- one-way and two-way protocols for managing gaming machines in NSW
- possibility of increasing prize money for country racing to assist the racing industry

- closure of the Cessnock Greyhound Club
- sale of toy poker machines to children in NSW.

Lands, Emergency Services, Rural Affairs

2.8 A hearing examining the portfolios of Lands, Emergency Services and Rural Affairs was held on Friday 8 September 2006. The following issues were raised:

- conversion of enclosed roads and perpetual leases to freehold
- covenants to protect the conservation of Crown leases following conversion to freehold
- land rates on properties only accessible by water
- Government action to encourage economic development on Crown lands
- staffing of the Soil Conservation Service within the Department of Lands
- fundraising strategies of the Rural Fire Service Association
- operating costs of NSW Rural Fire Service aircraft
- action to pursue the introduction of reduced fire-risk cigarettes
- measures to ensure fire fighter safety when using bush trails
- allegations of a cover-up in respect of the racecourse fire near Cessnock in 2002.

Attorney General

2.9 A hearing examining the portfolio of Attorney General was held on Friday 8 September 2006. The following issues were raised:

- appeals process and educating magistrates with a high level of successful appeals against their decisions
- use of terrorist legislation and special powers
- case of Roseanne Catt and compensation for unlawful imprisonment
- innovative pilot programs developed by the Department to address problems of re-offending within small communities
- performance of courts including issues of timeliness, cost effectiveness and efficiency
- rationalisation of children's courts including new centralised facility at Parramatta
- Goodsell Building and advice to staff of presence of asbestos or otherwise
- Courtlink project including cost, changes to the new contract and features of the new system
- retention of biological samples and moratorium on the destruction of crime scene material

- review of the Mental Health Tribunal, including terms of reference and public submissions process
- review of privacy laws by the Law Reform Commission and the Privacy Commissioner
- upgrade of court security to improve safety including scanning equipment, monitoring devices and increased numbers of security officers
- reforms to sexual assault laws, including prohibiting self-represented accused from interrogating victims.

Appendix 1 Witnesses

Justice, Juvenile Justice – Monday 28 August 2006

Name	Position
Hon Tony Kelly MLC	Minister for Justice, Minister for Juvenile Justice
Mr Ian McLean	Acting Commissioner, Department of Corrective Services
Mr Gerard Schipp	Deputy Commissioner, Corporate Services, Department of Corrective Services
Mr Luke Grant	Acting Deputy Commissioner, Offender Management and Operations, Department of Corrective Services
Ms Jennifer Mason	Director General, Department of Juvenile Justice
Mr Peter Muir	Assistant Director General (Operations), Department of Juvenile Justice
Ms Stephanie Cross	Assistant Director General (Management Services), Department of Juvenile Justice

Police – Friday 1 September 2006

Name	Position
Hon Carl Scully MP	Minister for Police
Mr Ken Moroney	Commissioner, NSW Police
Ms Fran McPherson	Executive Director, Corporate Services, NSW Police
Mr Terry Collins	Deputy Commissioner, Specialist Operations, NSW Police
Mr Les Tree	Director General, Ministry for Police
Mr Phillip Bradley	Commissioner, NSW Crime Commission
Mr Terrence Griffin	Commissioner, Police Integrity Commission

Gaming and Racing, Central Coast – Friday 1 September 2006

Name	Position
Hon Grant Mc Bride MP	Minister for Gaming and Racing, Minister for Central Coast
Mr Michael Foggo	Commissioner, Office of Liquor, Gaming and Racing
Mr Albert Gardner	Director of Compliance, Office of Liquor, Gaming and Racing
Mr John Whelan	Director of Policy and Research, Office of Liquor, Gaming and Racing
Ms Sylvana Sturevska	Manager, Responsible Gambling Fund Branch, Office of Liquor, Gaming and Racing
Mr Brian Farrell	Chief Executive, Casino Control Authority
Ms Leoni Baldwin	Central Coast Regional Coordinator, Premier's Department

Lands, Emergency Services, Rural Affairs – Friday 8 September 2006

Name	Position
Hon Tony Kelly MLC	Minister for Emergency Services, Minister for Lands, Minister for Rural Affairs
Mr Warwick Watkins	Director General, Department of Lands
Mr Robert Costello	Director, Finance and Corporate Support, Department of Lands
Mr David Bailey	Director, Finance and Administration, NSW Fire Brigades
Commissioner Gregory Mullins	Chief Executive Officer, NSW Fire Brigades
Brigadier Philip McNamara	Director General, NSW State Emergency Service
Mr John Heath	Director of Logistics, NSW State Emergency Service
Mr Peter Hennessy	Director of Finance, NSW Rural Fire Service
Commissioner Phil Koperberg	Chief Executive Officer, NSW Rural Fire Service
Mr John Anderson	Chair, State Emergency Management Committee

Attorney General – Friday 8 September 2006

Name	Position
Hon Bob Debus MP	Attorney General
Mr Laurie Glanfield	Director General, Attorney General's Department
Mr Tim McGrath	Assistant Director General (Court Services), Attorney General's Department
Mr Allan Henn	Manager, Finance and Strategy, Attorney General's Department

Justice, Juvenile Justice – Monday 28 August 2006

Name	Position
Mr Ian McLean	Acting Commissioner, Department of Corrective Services
Mr Gerard Schipp	Deputy Commissioner, Corporate Services, Department of Corrective Services
Mr Luke Grant	Acting Deputy Commissioner, Offender Management and Operations, Department of Corrective Services
Ms Valda Ruisis	Regional Executive Director, South West Region, Department of Corrective Services
Ms Jennifer Mason	Director General, Department of Juvenile Justice
Mr Peter Muir	Assistant Director General (Operations), Department of Juvenile Justice
Ms Stephanie Cross	Assistant Director General (Management Services), Department of Juvenile Justice

Gaming and Racing – Friday 29 September 2006

Name	Position
Mr Michael Foggo	Commissioner, Office of Liquor, Gaming and Racing

Name	Position
Mr Albert Gardner	Director of Compliance, Office of Liquor, Gaming and Racing
Mr John Whelan	Director of Policy and Research, Office of Liquor, Gaming and Racing
Ms Sylvana Sturevska	Manager, Responsible Gambling Fund Branch, Office of Liquor, Gaming and Racing
Mr Brian Farrell	Chief Executive Officer, Casino Control Authority

Police – Monday 16 October 2006

Name	Position
Mr Andrew Scipione	Acting Commissioner, NSW Police
Ms Fran McPherson	Executive Director, Corporate Services, NSW Police
Mr Les Tree	Director General, Ministry for Police
Mr Phillip Bradley	Commissioner, NSW Crime Commission
Mr John Pritchard	Commissioner, Police Integrity Commission

Justice, Juvenile Justice – Friday 17 November 2006

Name	Position
Ms Jennifer Mason	Director General, Department of Juvenile Justice
Mr Peter Muir	Assistant Director General (Operations), Department of Juvenile Justice
Ms Stephanie Cross	Assistant Director General (Management and Services), Department of Juvenile Justice
Mr Luke Grant	Acting Commissioner, Department of Corrective Services
Mr Don Rodgers	Acting Deputy Commissioner, Offender Management and Operations, Department of Corrective Services
Ms Valda Ruisis	Regional Executive Director, South West Region, Department of Corrective Services
Mr Gerard Schipp	Deputy Commissioner, Corporate Services, Department of Corrective Services

Appendix 2 Minutes

Minutes No. 37

Monday 28 August

At Parliament House at 8:50am

1. Members present

Ms Amanda Fazio (Chairperson)
 Dr Arthur Chesterfield-Evans (Jenkins)
 Mr David Clarke (Pearce)
 Ms Catherine Cusack (Lynn)
 Mr Greg Donnelly (West)
 Mr Eddie Obeid
 Ms Lee Rhiannon

2. Apologies

Mr Jon Jenkins

3. Substitute members

The Committee noted advice of the following substitutions:

- Mr Donnelly to substitute for Mr West
- Ms Cusack to substitute for Mr Lynn
- Mr Clarke to substitute for Mr Pearce
- Dr Chesterfield-Evans to substitute for Mr Jenkins.

4. Correspondence

The Committee noted the following items of correspondence:

Received

- Email from Ms Rhiannon to the Chair, advising of the substitution of Dr Chesterfield-Evans for Mr Jenkins (28 August 2006).

Sent

- Letter to Minister Kelly inviting him to appear before the Committee at 9am, Monday 28 August 2006, noting that no proposed issues were submitted in advance for questioning (22 August 2006).

5. Conduct of hearing

Resolved, on the motion of Mr Donnelly: That Juvenile Justice be examined from 9:00am until 11:00am and Justice be examined from 11:00am until 1:00pm.

Resolved, on the motion of Mr Donnelly: That the sequence of questions to be asked alternate between Government, Opposition and Cross Bench members with 20 minutes allocated to each.

Resolved, on the motion of Ms Cusack: That Ministers be requested to return answers to questions on notice taken during Budget Estimates hearings, and written questions taken on notice lodged with the Clerk to the Committee during a Budget Estimates hearing and up to two

days following, within 21 days of the day on which the question is forwarded to the Minister by the Committee Clerk.

6. Public hearing: Inquiry into Budget Estimates 2006-2007

The public and media were admitted.

Hon Tony Kelly MLC, Minister for Justice and Minister for Juvenile Justice, was admitted, accompanied by the following officers:

Department of Juvenile Justice

Ms Jennifer Mason, Director General

Mr Peter Muir, Assistant Director-General (Operations)

Ms Stephanie Cross, Assistant Director-General (Management Services)

Department of Corrective Services

Mr Ian McLean, A/Commissioner

Mr Gerry Schipp, Deputy Commissioner, Corporate Services

Mr Luke Grant, A/Deputy Commissioner, Offender Management and Operations.

The Chair made a statement regarding procedural matters. Witnesses from departments, statutory bodies or corporations were sworn or affirmed. The Chair then declared the proposed expenditure for the portfolio areas of Justice and Juvenile Justice open for examination.

The Minister and the officers accompanying the Minister answered questions from members of the Committee.

Evidence concluded and the witnesses, public and the media withdrew.

7. Deliberative meeting

Supplementary hearings

Resolved, on the motion of Ms Cusack: That the Committee hold a further hearing on 21 September 2006 from 6.00 pm to 9.00 pm, or, in the event that the House is sitting, commencing 30 minutes after the rising of the House, to consider matters relating to the portfolio areas of Justice and Juvenile Justice.

Resolved, on the motion of Dr Chesterfield-Evans: That Minister Kelly advise the Committee by letter within 7 days of this meeting of all questions taken on notice during this Budget Estimates hearing, and written questions taken on notice lodged up to two days following, for which answers cannot be reasonably provided within 21 days of the day on which the questions are forwarded, and that such answers be provided within 35 days of the day on which the questions were forwarded to the Minister.

Resolved, on the motion of Ms Cusack: That Ms Fran McPherson, Ms Helen Vickers, and a person nominated to discuss the implementation of the Property Legislation Amendment Bill 2005 in regards to surplus Police property, be requested to attend the Police Budget Estimates hearing to be held on 1 September 2006.

8. Adjournment

The Committee adjourned at 1:05pm until 2:45pm on Friday, 1 September 2006 in Room 814.

Merrin Thompson
Committee Clerk

Minutes No. 38

Friday, 1 September 2006

At Parliament House at 2:45pm

1. Members present

Ms Amanda Fazio (Chairperson)
Ms Kayee Griffin (West)
Dr Arthur Chesterfield-Evans (Jenkins)
Mr David Clarke (Pearce)
Mr Mike Gallacher (Lynn)
Mr Eddie Obeid
Ms Lee Rhiannon

2. Substitute members

The Committee noted advice of the following substitutions:

- Ms Kayee Griffin to substitute for Mr Ian West
- Mr Mike Gallacher to substitute for Mr Charlie Lynn
- Mr David Clarke to substitute for Mr Greg Pearce
- Dr Arthur Chesterfield-Evans to substitute for Mr Jon Jenkins.

3. Correspondence

The Committee noted the following items of correspondence:

Sent

- Letter to Minister Scully inviting him to appear before the Committee at 3:00pm, Friday 1 September 2006 noting that no proposed issues were submitted in advance for questioning (28 August 2006)
- Email to Minister Kelly's office advising of the Committee's resolution of 28 August 2006 that the Minister advise the Committee by letter within 7 days of this meeting of all questions taken on notice during this Budget Estimates hearing, and written questions taken on notice lodged up to two days following, for which answers cannot be reasonably provided within 21 days of the day on which the questions are forwarded, and that such answers be provided within 35 days of the day on which the questions were forwarded to the Minister (28 August 2006)
- Email to Minister Kelly attaching an invitation for officials from the portfolios of Justice and Juvenile Justice to give evidence to the Committee during a supplementary hearing on 21 September 2006 (30 August 2006)
- Letter to Minister Kelly seeking corrections to the Hansard transcript of the hearing on 28 August 2006, and forwarding questions taken on notice during the hearing and lodged with the Clerk to the Committee (31 August 2006)

4. Public hearing: Inquiry into Budget Estimates 2006-2007

The public and media were admitted.

Minister Scully MP, Minister for Police, was admitted and accompanied by the following officers:

NSW Police

Mr Ken Moroney, NSW Police Commissioner
Ms Fran McPherson, Executive Director, Corporate Services
Mr Terry Collins, Deputy Commissioner, Specialist Operations

Ministry for Police

Mr Les Tree, Director General

NSW Crime Commission

Mr Philip Bradley, Commissioner

Police Integrity Commission

Mr Terrence Griffin, Commissioner

The Chair made a statement regarding procedural matters. Witnesses from departments, statutory bodies or corporations were sworn or affirmed. The Chair then declared the proposed expenditure for the portfolio area of Police open for examination.

The Minister and the officers accompanying the Minister answered questions from members of the Committee.

Evidence concluded and the witnesses, public and the media withdrew.

5. Deliberative meeting

Supplementary hearings

Ms Griffin moved: That the Committee hold no further hearings to consider matters relating to the portfolio area of Police.

Mr Gallacher moved: That the question be amended to allow the Committee to reserve its decision until it has reviewed the Hansard transcript of the hearing.

Question put: That Mr Gallacher's amendment be agreed to.

The Committee divided.

Ayes: Mr Gallacher, Mr Clark, Ms Rhiannon

Noes: Ms Griffin, Mr Obeid, Ms Fazio.

There being an equality of votes, the Chair gave her casting vote with the Noes.

Question resolved in the negative.

Original question put.

The Committee divided.

Ayes: Ms Griffin, Mr Obeid, Ms Fazio

Noes: Mr Gallacher, Mr Clark, Ms Rhiannon

There being an equality of votes, the Chair gave her casting vote with the Ayes.

Question resolved in the affirmative.

6. Adjournment

The Committee adjourned at 7:05pm until 7:50pm on Friday, 1 September 2006 in room 814.

Merrin Thompson
Committee Clerk

Minutes No. 39

Friday, 1 September 2006

At Parliament House at 8:00pm

1. Members present

Ms Amanda Fazio (Chairperson)
Dr Arthur Chesterfield-Evans (Jenkins)
Mr Mike Gallacher (Lynn)
Mr Eddie Obeid
Ms Melinda Pavey (Pearce)
Ms Lee Rhiannon
Mr Ian West

2. Substitute members

The Committee noted advice of the following substitutions:

- Mr Mike Gallacher to substitute for Mr Charlie Lynn
- Ms Melinda Pavey to substitute for Mr Greg Pearce
- Dr Arthur Chesterfield-Evans to substitute for Mr Jon Jenkins.

3. Correspondence

The Committee noted the following items of correspondence:

Sent

- Letter to Minister McBride inviting him to appear before the Committee at 8:00pm, Friday 1 September 2006 noting that no proposed issues were submitted in advance for questioning (28 August 2006).

4. Public hearing: Inquiry into Budget Estimates 2006-2007

The public and media were admitted.

The Hon Grant McBride MP, Minister for Gaming and Racing and Central Coast, was admitted and accompanied by the following officers:

NSW Office of Liquor, Gaming & Racing

Mr Michael Foggo, Commissioner
Mr Albert Gardner, Director of Compliance
Mr John Whelan, Director of Policy and Research
Ms Sylvana Sturevska, Manager, Responsible Gambling Fund Branch

Premier's Department

Ms Leoni Baldwin, Central Coast Regional Co-ordinator

Casino Control Authority

Mr Brian Farrell, Chief Executive

The Chair made a statement regarding procedural matters. Witnesses from departments, statutory bodies or corporations were sworn or affirmed. The Chair then declared the proposed expenditure for the portfolio areas of Gaming and Racing and Central Coast open for examination.

The Minister and the officers accompanying the Minister answered questions from members of the Committee.

Evidence concluded and the witnesses, public and the media withdrew.

5. Deliberative meeting***Supplementary hearings***

Resolved, on the motion of Mr Gallacher: That the resolution of the Committee this day that it not hold a supplementary hearing into the Police portfolio be rescinded.

Resolved, on the motion of Mr Gallacher: That the Committee hold a further hearing on a date to be determined by the Chair after consulting with Committee members to consider matters relating to the Police portfolio.

Resolved, on the motion of Mr Gallacher: That the Committee hold a further hearing on a date to be determined by the Chair after consulting with Committee members to consider matters relating to the portfolio areas of Gaming and Racing.

6. Adjournment

The Committee adjourned at 10:35pm until 1:45pm on Friday, 8 September 2006 in the Jubilee Room.

Susan Want
Committee Clerk

Minutes No. 40

Friday 8 September 2006

At Parliament House at 1:53pm

1. Members present

Ms Amanda Fazio (Chairperson)
Dr Arthur Chesterfield-Evans (Jenkins)
Mr Ian Cohen (Rhiannon)
Mr Richard Colless (Pearce)
Mr Duncan Gay (Lynn)
Mr Henry Tsang (Obeid)
Ms Christine Robertson (West)

2. Apologies

3. Substitute members

The Committee noted advice of the following substitutions:

- Ms Christine Robertson to substitute for Mr Ian West
- Mr Duncan Gay to substitute for Mr Charlie Lynn
- Mr Richard Colless to substitute for Mr Greg Pearce
- Mr Ian Cohen to substitute for Ms Lee Rhiannon
- Dr Arthur Chesterfield-Evans to substitute for Mr Jon Jenkins
- Mr Henry Tsang to substitute for Mr Eddie Obeid

4. Correspondence

The Committee noted the following items of correspondence:

Received

- Letter from Minister Kelly to A/Clerk Assistant – Committees, advising the Committee of all questions taken on notice for the Justice and Juvenile Justice portfolios for which answers cannot reasonably be provided within 21 days (5 September 2006)

Sent

- Email to Minister Kelly attaching an invitation for him to appear before the Committee at 2pm, Friday 8 September 2006 noting that no proposed issues were submitted in advance for questioning (4 September 2006).
- Resolved, on the motion of Ms Robertson: That in accordance with the Committee's resolution of 28 August 2006, those answers which Minister Kelly indicated cannot be reasonably provided within 21 days of the day on which the questions were forwarded, be provided by 2 October 2006.

5. Conduct of hearing

Resolved, on the motion of Mr Tsang: That Lands and Rural Affairs be examined from 2:00 pm to 4:00 pm, and Emergency Services be examined from 4:00 pm until 6:00 pm.

6. Public hearing: Inquiry into Budget Estimates 2006-2007

The public and media were admitted.

Minister Kelly MLC, Minister for Lands, Emergency Services and Rural Affairs, was admitted and accompanied by the following officers:

Department of Lands

Mr Warwick Watkins, Director General
Mr Robert Costello, Director Finance and Support

NSW Fire Brigades

Commissioner Greg Mullins, Chief Executive Officer
Mr David Bailey, Director Finance and Administration

NSW Rural Fire Service

Commissioner Phil Koperberg, Chief Executive Officer
Mr Peter Hennessy, Director of Finance

NSW State Emergency Service

Brigadier Philip McNamara, Director General

Mr John Heath, Director Logistics

State Emergency Management Committee

Mr John Anderson, Chairperson

The Chair made a statement regarding procedural matters. Witnesses from departments, statutory bodies or corporations were sworn or affirmed. The Chair then declared the proposed expenditure for the portfolio areas of Lands, Emergency Services and Rural Affairs open for examination.

The Minister and the officers accompanying the Minister answered questions from members of the Committee.

Evidence concluded and the witnesses, public and the media withdrew.

7. Deliberative meeting***Supplementary hearings***

Resolved, on the motion of Mr Gay: That the Committee defer a decision regarding a supplementary hearing pending receipt of the answers to questions on notice.

8. Adjournment

The Committee adjourned at 6:02pm until 7:45pm on Friday, 8 September 2006 in Jubilee Room.

Merrin Thompson

Committee Clerk

Minutes No. 41

Friday 8 September 2006

At Parliament House at 7:45pm

1. Members present

Ms Amanda Fazio (Chairperson)

Mr Greg Donnelly (Obeid)

Ms Lee Rhiannon

Mr Ian West

Mr Richard Colless (Pearce)

Mr David Clarke (Lynn)

Mr Peter Breen (Jenkins)

2. Apologies**3. Substitute members**

The Committee noted advice of the following substitutions:

- Mr Richard Colless to substitute for Mr Greg Pearce
- Mr David Clarke to substitute for Mr Charlie Lynn
- Mr Peter Breen to substitute for Mr Jon Jenkins

- Mr Greg Donnelly to substitute for Mr Eddie Obeid.

4. **Correspondence**

The Committee noted the following items of correspondence:

Sent

- Letter to the Attorney General inviting him to appear before the Committee at 8:00pm, Friday 8 September 2006 attaching a copy of the proposed issues submitted in advance for questioning (4 September 2006).

5. **Public hearing: Inquiry into Budget Estimates 2006-2007**

The public and media were admitted.

Hon Bob Debus MP, Attorney General, was admitted and accompanied by the following officers:

Attorney General's Department

Mr Laurie Glanfield, Director General

Mr Tim McGrath, Assistant Director General (Court Services)

Mr Allan Henn, Manager, Finance and Strategy

The Chair made a statement regarding procedural matters. Witnesses from departments, statutory bodies or corporations were sworn or affirmed. The Chair then declared the proposed expenditure for the portfolio area of Attorney General open for examination.

The Minister and the officers accompanying the Minister answered questions from members of the Committee.

Evidence concluded and the witnesses, public and the media withdrew.

6. **Deliberative meeting**

Provision of Answers to Questions on Notice

Resolved, on the motion of Mr Donnelly: That the Minister be requested to provide answers to the questions taken on notice within 35 calendar days of the day on which they are forwarded to the Minister.

Supplementary hearings

Resolved, on the motion of Mr Colless: That the Committee delay the decision on whether to hold a further hearing until the receipt of answers to questions taken on notice.

7. **Adjournment**

The Committee adjourned at 10:34 sine die.

Victoria Pymm

Committee Clerk

Minutes No. 42

Thursday 21 September 2006

At Parliament House at 6pm

1. Members present

Ms Amanda Fazio (Chair)
Mr Peter Breen (Jenkins)
Mr David Clarke (Pearce)
Ms Catherine Cusack (Lynn)
Mr Eddie Obeid
Ms Lee Rhiannon
Mr Ian West

2. Substitute members

The Committee noted advice of the following substitutions:

- Mr Peter Breen to substitute for Mr Jon Jenkins
- Mr David Clarke to substitute for Mr Greg Pearce
- Ms Catherine Cusack to substitute for Mr Charlie Lynn.

3. Minutes

Resolved, on the motion of Mr Obeid: That Budget Estimates minutes no. 37, 38 and 39 be confirmed.

Resolved, on the motion of Mr West: That Budget Estimates minutes no. 41 be confirmed.

4. Correspondence

The Committee noted the following items of correspondence:

Sent

- Emails from Principal Council Officer, attaching invitations to various Ministers and their departmental officials to appear before the Committee for supplementary Estimates hearings, to:
 - Hon Tony Kelly MLC, Minister for Justice and Juvenile Justice, – for hearing 6pm, Thursday 21 September 2006 (dated 30 August 2006)
 - Hon Grant McBride MP, Minister for Gaming and Racing and Central Coast – for hearing 10am, Friday 29 September 2006 (dated 14 September 2006)
 - Hon Carl Scully MP, Minister for Police – for hearing 10am, Monday 16 October 2006 (dated 14 September 2006).
- Emails from Principal Council Officer attaching letters requesting answers to questions taken on notice during Budget Estimates hearings and written questions on notice submitted by members, to:
 - Hon Tony Kelly MLC, Minister for Justice and Juvenile Justice, requesting answers by 21 September (dated 31 August 2006) (NB: return date later revised to 4 October for some questions)
 - Hon Carly Scully MP, Minister for Police, requesting answers by 27 September 2006 (dated 6 September 2006)
 - Hon Grant McBride MP, Minister for Gaming and Racing and Central Coast, requesting answers by 27 September 2006 (dated 6 September 2006)
 - Hon Tony Kelly MLC, Minister for Lands, Emergency Services and Rural Affairs, requesting answers by 4 October 2006 (dated 13 September 2006)
 - Hon Bob Debus MP, Attorney General, requesting answers by 18 October 2006 (dated 13 September 2006).

Received

- Letter from Minister Kelly to A/Clerk Assistant – Committees advising that the Minister would not attend the supplementary hearing on 21 September, but that several departmental witnesses would attend (received 14 September 2006)
- Letter from Ms Kitty O’Gorman, Justice Action, to Chair, regarding evidence from Mr Ian McClean, Assistant Commissioner, Department of Corrective Services, during the Estimates hearing relating to Justice and Juvenile Justice on 28 August 2006 (received 12 September 2006)

5. Conduct of hearing

The Committee agreed that:

- Juvenile Justice would be examined from 6 to 7.30pm, and Justice from 7.30 – 9pm
- the sequence of questions to be asked alternate between Opposition, Cross Bench and Government with 20 minutes allocated to each
- that answers to any questions on notice taken during the hearing, and any written questions taken on notice lodged with the Clerk to the Committee after the hearing, be returned within 21 days of the day on which the question is forwarded to the Minister.

6. Return of answers to questions on notice relating to Justice and Juvenile Justice

The Committee noted that, as of 6pm, the Minister had not yet provided the answers to questions taken on notice in relation to the Justice and Juvenile Justice portfolios, which were due by close of business Thursday 21 September 2006.

7. Public hearing: Inquiry into Budget Estimates 2006-2007

The witnesses, public and the media were admitted.

The Chair made a statement regarding procedural matters. The Chair then declared the proposed expenditure for the portfolio areas of Justice and Juvenile Justice open for examination.

The following were reminded that they were giving evidence on their former oath or affirmation:

Department of Corrective Services

Mr Ian McLean, A/Commissioner

Mr Gerry Schipp, Deputy Commissioner, Corporate Services

Mr Luke Grant, A/ Deputy Commissioner, Offender Management and Operations

Department of Juvenile Justice

Ms Jennifer Mason, Director General

Mr Peter Muir, Assistant Director General (Operations)

Ms Stephanie Cross, Assistant Director General (Management Services)

Ms Valda Ruisis, Regional Executive Director, South West Region, Department of Corrective Services, was affirmed.

The witnesses answered questions from members of the Committee

Evidence concluded and the witnesses, public and the media withdrew.

8. Deliberative meeting

Supplementary hearings

Mr Obeid moved: That the Committee hold no further hearings in relation to the Justice and Juvenile Justice portfolios.

Debate ensued.

Question put and lost.

Mr West moved: That the Committee defer a decision on holding a second supplementary hearing to further examine the portfolio areas of Justice and Juvenile Justice, pending receipt of answers to the questions taken on notice during today's hearing.

Debate ensued.

Question put and passed.

9. Next meeting

10am on Friday 29 September in the Waratah Room.

Madeleine Foley
Committee Clerk

Minutes No. 43

Friday 29 September 2006
At Parliament House at 9.50 am

1. Members present

Ms Amanda Fazio (Chair)
Ms Catherine Cusack (Lynn 11:00am-12:00pm)
Dr Arthur Chesterfield-Evans (Jenkins)
Mr David Clarke (Pearce)
Mr Eddie Obeid
Mrs Melinda Pavey (Lynn 10:00am-11:00am)
Ms Lee Rhiannon
Mr Ian West

2. Substitute members

The Committee noted advice of the following substitutions:

- Dr Arthur Chesterfield-Evans to substitute for Mr Jon Jenkins
- Mrs Melinda Pavey to substitute for Mr Charlie Lynn from 10:00am-11:00am
- Ms Catherine Cusack to substitute for Mr Charlie Lynn from 11:00am-12:00pm
- Mr David Clarke to substitute for Mr Greg Pearce

3. Participating member

Ms Catherine Cusack (10.45am – 11.00am)

4. Minutes

Resolved, on the motion of Mr Clarke: That Budget Estimates minutes no. 42 be confirmed.

5. Correspondence

The Committee noted the following items of correspondence:

Sent

- Email to Hon Tony Kelly MLC, Minister for Justice and Juvenile Justice, from Principal Council Officer, attaching a letter requesting answers to questions taken on notice during the Budget Estimates hearing of Thursday 21 September and written questions on notice submitted by members by 17 October 2006 (dated 26 September 2006).

Received

- Letter from Hon Carl Scully MP, Minister for Police, to Chair, advising that answers to questions on notice for the Police portfolio will be supplied within 35 days, an extension from the date resolved on by the Committee (received 26 September 2006)

6. Conduct of hearing

The Committee agreed that:

- That the sequence of questions to be asked alternate between Government, Opposition and Cross Bench members with 20 minutes allocated to each.
- The return date for answers to any questions taken on notice be 21 calendar days from when they are sent.

7. Public hearing: Inquiry into Budget Estimates 2006-2007

The witnesses, public and the media were admitted.

The Chair made a statement regarding procedural matters. The Chair then declared the proposed expenditure for the portfolio area of Gaming and Racing open for examination.

The following were reminded that they were giving evidence on their former oath or affirmation:

NSW Office of Liquor, Gaming and Racing

Mr Michael Foggo, Commissioner

Mr Albert Gardner, Director of Compliance

Mr John Whelan, Director of Policy and Research

Ms Sylvana Sturevska Manager, Responsible Gambling Fund Branch

Casino Control Authority

Mr Brian Farrell, Chief Executive Officer.

The following officer was affirmed and examined:

Mr Paul de Veaux, Assistant Director, Racing, Office of Liquor, Gaming and Racing.

The witnesses answered questions from members of the Committee.

Evidence concluded and the witnesses, public and the media withdrew.

8. Deliberative meeting

Minutes

Resolved on the motion of Dr Chesterfield-Evans: That Budget Estimates minutes no. 40 be confirmed.

Supplementary hearings

Resolved on the motion of Mr Obeid: That the Committee not hold any further supplementary hearings in relation to the portfolio of Gaming and Racing.

9. Next meeting

10am on Monday 16 October in Room 814, for a supplementary hearing for Police.

Mr Stephen Frappell
Committee Clerk

Minutes No. 44

Monday 16 October 2006

At Parliament House at 9.40 am

1. Members present

Ms Amanda Fazio (Chair)
Mr David Clarke (Pearce)
Mr Mike Gallacher (Lynn)
Mr Jon Jenkins
Ms Penny Sharpe (Obeid)
Ms Lee Rhiannon
Mr Ian West

2. Substitute members

The Committee noted advice of the following substitutions:

- Mr David Clarke to substitute for Mr Greg Pearce
- Mr Mike Gallacher to substitute for Mr Charlie Lynn
- Ms Penny Sharpe to substitute for Mr Eddie Obeid.

3. Minutes

Resolved, on the motion of Mr West: That Budget Estimates minutes no. 43 be confirmed.

4. Correspondence

The Committee noted the following items of correspondence:

Sent

- Email to Hon Grant McBride MP, Minister for Gaming and Racing, from Principal Council Officer, attaching a letter requesting answers to questions taken on notice during the supplementary Budget Estimates hearing by 26 October 2006 (dated 5 October 2006).

Received

Letters providing answers to questions taken on notice (previously circulated), from:

- Hon Carl Scully MP, Minister for Police (11 October 2006)
 - Hon Tony Kelly MLC, Minister for Lands, Emergency Services and Rural Affairs (received 5 October 2006)
 - Hon Tony Kelly MLC, Minister for Justice and Juvenile Justice, providing answers to remaining questions on notice from the initial hearing of 28 August 2006 (received 3 October 2006).

5. Supplementary hearings

Resolved, on the motion of Mr West: That there be no supplementary hearings to examine the portfolio of Lands, Emergency Services, Rural Affairs.

The Committee agreed that a short deliberative meeting would be held during the lunch break of either Wednesday 25 October or Thursday 26 October to consider whether to hold supplementary hearings for the portfolios of Attorney General and Justice, Juvenile Justice. The date will be determined by the Secretariat in consultation with the Committee.

6. Conduct of hearing

The Committee agreed that the sequence of questions to be asked alternate between Government, Opposition and Cross Bench members with 20 minutes allocated to each.

7. Public hearing: Inquiry into Budget Estimates 2006-2007

The witnesses, public and the media were admitted.

The Chair made a statement regarding procedural matters. The Chair then declared the proposed expenditure for the Police portfolio open for examination.

The following officers were reminded that they were giving evidence on their former oath or affirmation:

NSW Police

Ms Fran McPherson, Executive Director, Corporate Services

Ministry for Police

Mr Les Tree, Director General

NSW Crime Commission

Mr Phillip Bradley, Commissioner

The following officers were sworn or affirmed:

NSW Police

Mr Andrew Scipione, Acting Commissioner

Police Integrity Commission

Mr John Pritchard, Commissioner.

The witnesses answered questions from members of the Committee.

Evidence concluded and the witnesses, public and the media withdrew.

8. Deliberative meeting

Ms Rhiannon tabled a document entitled Fax cover sheet, To: CI Latham, From: Phil Brooks.

Resolved, on the motion of Ms Rhiannon: That under section 4 of the Parliamentary Papers (Supplementary Provisions) Act 1975 and under the authority of Standing Order 224, the

Committee authorises the Clerk of the Committee to publish the documents tabled during the hearing.

Resolved, on the motion of Mr Jenkins: That the return date for answers to any questions taken on notice be 21 calendar days from the date on which they are forwarded by the committee clerk.

Further supplementary hearing for Police

Mr Gallacher moved: That the Committee hold a second supplementary hearing to further examine the Police portfolio, and invite Police Commissioner Ken Moroney and Police Integrity Commissioner John Pritchard to give evidence; and that the hearing date be determined by the Chair after consulting with Committee members.

Committee divided.

Ayes: Mr Clarke, Mr Gallacher, Mr Jenkins, Ms Rhiannon

Noes: Ms Fazio, Ms Sharpe, Mr West.

Question resolved in the affirmative.

9. Adjournment

The Committee adjourned at 2.15pm *sine die*.

Madeleine Foley
Committee Clerk

Minutes No. 45

Wednesday 25 October 2006

At Parliament House at 1pm

1. Members present

Ms Amanda Fazio (Chair)
Mr Greg Pearce (Deputy Chair)
Mr Jon Jenkins
Mr Charlie Lynn
Mr Edward Obeid
Ms Lee Rhiannon
Mr Ian West

2. Minutes

Resolved, on the motion of Mr West: That Budget Estimates minutes no. 44 be confirmed.

3. Correspondence

The Committee noted the following items of correspondence:

Sent

- Email to Hon Carl Scully MP, Minister for Police, from Principal Council Officer, attaching a letter requesting answers to questions taken on notice during the supplementary Budget Estimates hearing by 9 November 2006 (dated 19 October 2006)

- Email to Hon Carl Scully MP, Minister for Police, from Principal Council Officer, attaching an invitation for the Minister to appear with Commissioner Moroney, Commissioner Pritchard, and departmental officials at a supplementary hearing at 1.30pm, Friday 17 November 2006 (dated 18 October 2006).

Received

- Letters providing answers to questions taken on notice (previously circulated), from:
 - Hon Bob Debus MP, Attorney General, providing answers to questions on notice from the initial hearing of 8 September 2006 (received 18 October 2006)
 - Hon Tony Kelly MLC, Minister for Justice and Juvenile Justice, providing answers to questions on notice from the supplementary hearing of 21 September 2006 (received 17 October 2006).

4. Supplementary Police hearing

Resolved, on the motion of Mr Pearce: That the second supplementary Police hearing scheduled for 1.30pm on 17 November last for 1 hour.

5. Estimates: Supplementary hearings

Resolved, on the motion of Mr Pearce: That the Committee hold:

- no further hearings to examine the Attorney General portfolio
- a supplementary hearing on Friday 17 November, before or after the scheduled hearing for the Police portfolio, to further examine the Justice and Juvenile Justice portfolios for one hour each.

6. Adjournment

The Committee adjourned at 1.10pm until Friday 17 November.

Madeleine Foley
Committee Clerk

Minutes No. 46

Thursday 16 November 2006
At Parliament House at 2.20pm

1. Members present

Ms Amanda Fazio (Chair)
Dr Arthur Chesterfield-Evans (Jenkins)
Mr Mike Gallacher (Lynn)
Mr Edward Obeid
Ms Lee Rhiannon
Mr Ian West.

2. Substitutions

Advice was received of the following substitutions:

- Dr Arthur Chesterfield-Evans for Dr Jon Jenkins
- Mr Mike Gallacher for Mr Charlie Lynn
- Mr Matthew Mason-Cox for Mr Greg Pearce.

3. Apologies

Mr Mason-Cox.

4. Supplementary Police hearing

Resolved, on the motion of Mr Gallacher: That the supplementary Police hearing scheduled for Friday 17 November be postponed, and that:

- the hearing be re-scheduled for a time when Police Commissioner Moroney can attend, on either Monday 20, Tuesday 21 or Wednesday 22 November
- the duration of the hearing be one hour
- Commissioner Moroney be the only witness requested by the Committee
- a deliberative meeting be held on Thursday 23 November, prior to the afternoon sitting of the House, to consider the Chair's draft report.

5. Adjournment

The Committee adjourned at 2.30pm until 11.20am on Friday 17 November in the Waratah Room (supplementary hearing for Justice and Juvenile Justice).

Madeleine Foley
Committee Clerk

Draft Minutes No. 47

Friday 17 November 2006

At Parliament House at 11.30am

1. Members present

Ms Amanda Fazio (Chair)
Mr David Clarke (Pearce)
Ms Catherine Cusack (Lynn)
Ms Penny Sharpe (Obeid)
Ms Lee Rhiannon
Mr Ian West.

2. Substitutes

The Committee received advice of the following substitutions:

- Mr Clarke to substitute for Mr Pearce
- Ms Cusack to substitute for Mr Lynn
- Ms Sharpe to substitute for Mr Obeid.

3. Apologies

Mr Jon Jenkins

4. Public hearing: Inquiry into Budget Estimates 2006-2007

The witnesses, public and media were admitted.

The Chair made a statement regarding procedural matters. The Chair then declared the proposed expenditure for the Justice and Juvenile Justice portfolios open for examination.

The following officers were reminded that they were giving evidence on their former oath or affirmation:

Department of Corrective Services

Mr Luke Grant, A/Commissioner

Ms Valda Ruis, Regional Executive Director, Outer Metropolitan Region

Mr Gerry Schipp, Deputy Commissioner, Corporate Services

Department of Juvenile Justice

Ms Jennifer Mason, Director General

Mr Peter Muir, Assistant Director General (Operations)

Ms Stephanie Cross, Assistant Director General (Management and Services)

Mr Don Rodgers, A/Deputy Commissioner, Management and Operations, Department of Corrective Services, was sworn.

The witnesses answered questions from members of the Committee

Evidence concluded and the witnesses, public and media withdrew.

5. Deliberative meeting – Minutes

Resolved, on the motion of Mr West: That minutes no. 45 and 46 be confirmed.

6. Correspondence

The Committee noted the following items of correspondence:

Sent

- Email to Hon Tony Kelly MLC, Minister for Justice and Juvenile Justice, from Principal Council Officer, attaching an invitation for the Minister to appear with departmental officials at a supplementary hearing from 11.30am to 1.30pm, Friday 17 November 2006 (dated 26 October 2006).

Received

- Letter from the Hon John Watkins MP, Minister for Police, advising that an extension will be required to provide the answers to the questions taken on notice at the first supplementary hearing, and that the answers will be provided by Monday 20 November (received 9 November 2006)
- Letter providing answers to questions taken on notice at supplementary hearings, from the Hon Grant McBride MP, Minister for Gaming and Racing (received 26 October 2006).

7. Return date for questions on notice

Resolved, on the motion of Mr Clarke: That the Committee request that answers to the questions on notice be provided by 12pm on Wednesday 22 November 2006.

8. Further supplementary hearings

Resolved, on the motion of Ms Cusack: That the Committee hold no further supplementary hearings in relation to the Justice and Juvenile Justice portfolios.

9. Adjournment

The Committee adjourned at 1.35pm *sine die*.

Madeleine Foley
Committee Clerk

Draft Minutes No. 48

Wednesday 22 November 2006
At Parliament House at 2.20pm

1. Members present

Ms Amanda Fazio (Chair)
Mr Greg Pearce (Deputy Chair)
Mr Jon Jenkins.

2. Apologies

Mr Charlie Lynn
Mr Eddie Obeid
Ms Lee Rhiannon
Mr Ian West.

3. Correspondence

The Committee noted the following items of correspondence:

Received

- Letters providing answers to questions on notice, from:
 - Hon John Watkins MP, Minister for Police – from supplementary hearing of 16 October 2006 (received 22 November)
 - Hon Tony Kelly MLC, Minister for Justice and Juvenile Justice – from supplementary hearing of 17 November 2006 (received 22 November).
- Letter from the NSW Police Commissioner, Mr Ken Moroney, advising that due to a full diary of appointments, which required his personal attendance, he was unavailable to attend a supplementary hearing at the times nominated by the Committee (received 21 November).

4. Chair's draft report

Resolved, on the motion of Mr Jenkins: That the report be the report of the Committee and be presented to the House.

Resolved, on the motion of Mr Pearce: That pursuant to section 4 of the Parliamentary Papers (Supplementary Provisions) Act 1975 and under the authority of Standing Order 223, the Committee authorises the publication of all non-confidential correspondence, tabled documents and minutes.

Members were reminded that it is the standard practice of the Clerk to correct typographical mistakes and stylistic and grammatical errors, without recourse to the Committee.

5. Answers to questions on notice from Justice and Juvenile Justice

Resolved, on the motion of Mr Jenkins: In reference to the Justice and Juvenile Justice hearing on 28 August 2006, that the Committee keep confidential part of the answer to the question taken on notice on p43 of the transcript, that included the quotation from the psychologist's report.

6. Inquiry into the Correctional Services Legislation Amendment Bill 2006

Resolved, on the motion of Mr Jenkins: That the Committee publish submissions 1 to 45 excepting submissions 8 and 27, which shall remain confidential to the Committee.

7. Adjournment

The Committee adjourned at 2.25pm *sine die*.

Madeleine Foley

Clerk to the Committee