

General Purpose Standing Committee No. 3

Budget Estimates 2009-2010

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Terms of Reference

1. That upon tabling, the Budget Estimates and related papers for the financial year 2009-2010 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. That the initial hearings be scheduled as follows:

Day One: Monday 14 September 2009

GPSC 1	Roads	9.15 am - 11.15 am
GPSC 2	Health, Central Coast	9.15 am - 1.00 pm
GPSC 1	Ports and Waterways	11.30 am - 1.00 pm
GPSC 1	Finance, Infrastructure, Regulatory Reform	2.00 pm - 5.00 pm
GPSC 2	Ageing, Disability Services	2.00 pm - 4.30 pm
GPSC 2	Aboriginal Affairs	4.45 pm - 6.00 pm
GPSC 1	The Legislature	5.15 pm - 6.00 pm

Day Two: Tuesday 15 September 2009

GPSC 1	Treasury	9.15 am - 1.00 pm
GPSC 3	Local Government	9.15 am - 11.45 am
GPSC 3	Mental Health	12.00 pm - 1.00 pm
GPSC 1	Premier	2.00 pm - 5.00 pm
GPSC 3	Attorney General, Industrial Relations	2.00 pm - 3.45 pm
GPSC 3	Corrective Service, Public Sector Reform and Special Minister of State	4.00 pm - 6.00 pm
GPSC 1	Arts	5.15 pm - 6.00 pm

Day Three: Wednesday 16 September 2009

GPSC 2	Education and Training, Women	9.15 am - 1.00 pm
GPSC 4	Fair Trading, Citizenship	9.15 am - 11.00 pm
GPSC 4	Emergency Services, Small Business	11.15 am - 1.00 pm
GPSC 2	Education and Training, Women (continued)	2.00 pm - 2.45 pm
GPSC 4	Planning, Redfern Waterloo	2.00 pm - 6.00 pm
GPSC 2	Community Services	3.00pm - 6.00 pm

Day Four: Thursday 17 September 2009

GPSC 4	Transport, Illawarra	9.15 am - 1.00 pm
GPSC 5	Primary Industries, Mineral Resources	9.15 am - 11.45 am
GPSC 5	Commerce	12.00 pm - 1.00 pm
GPSC 4	Science & Medical Research, Health (Cancer)	2.00 pm - 3.45 pm
GPSC 5	Climate Change and the Environment	2.00 pm - 6.00 pm
GPSC 4	Tourism, Hunter	4.00 pm - 6.00 pm

Day Five: Friday 18 September 2009

GPSC 3	Lands, Rural Affairs	9.15 am - 10.15 am
GPSC 5	Energy	9.15 am - 11.30 am
GPSC 3	Police	10.30 am - 1.00 pm
GPSC 5	State Development	11.45 am - 1.00 pm
GPSC 3	Gaming and Racing, Sport and Recreation	2.00 pm - 4.00 pm
GPSC 5	Water, Regional Development	2.00 pm - 4.15 pm
GPSC 3	Juvenile Justice, Volunteering, Youth, Veteran's Affairs	4.15 pm - 6.00 pm
GPSC 5	Housing, Western Sydney	4.30 pm - 6.00 pm

4. That an initial round of supplementary hearings be scheduled as follows:

Day One: 16 November 2009

GPSC 1

GPSC 2

Day Two: 17 November 2009

GPSC 1

GPSC 3

Day Three: 18 November 2009

GPSC 4

GPSC 2

Day Four: 19 November 2009

GPSC 4

GPSC 5

Day Five: 20 November 2009

GPSC 5

GPSC 3

5. That the committees may hold additional supplementary hearings after 20 November 2009 as required.
6. That each scheduled day for the initial round of hearings will begin at 9:15 am and conclude by 6:00 pm.
7. The committees must hear evidence in public.
8. 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.
9. There is no provision under this resolution for a Minister to make an opening statement before the committee commences questioning
10. A daily Hansard record is to be published as soon as practicable after each day's proceedings.
11. The committees are to present a final report to the House by the last sitting day of the first sitting week in March 2010.
12. Members may lodge questions on notice with the Clerk to the committee during a Budget Estimates hearing and up to two days following.
13. All answers to questions taken on notice during the hearing, and questions on notice lodged up to two days following the hearing, must be provided within 21 days, or as otherwise determined by the committee.

The terms of reference were referred to the Committee by the House on 27 November 2008, see *LC Minutes* (27/11/2008) 928-929, amended by *LC Minutes* (23/06/2009) 1253-1255

Committee membership

The Hon Amanda Fazio MLC	Australian Labor Party	<i>Chair</i>
The Hon John Ajaka MLC	Liberal Party	<i>Deputy Chair</i>
The Hon Greg Donnelly MLC	Australian Labor Party	
The Hon Trevor Khan MLC	The Nationals	
Ms Lee Rhiannon MLC	The Greens	
The Hon Roy Smith MLC	Shooters Party	
The Hon Helen Westwood MLC	Australian Labor Party	

Non-substantive members who attended the hearings

Ms Sylvia Hale MLC	The Greens
The Hon Don Harwin MLC	Liberal Party
The Hon Charlie Lynn MLC	Liberal Party
The Hon Tony Catanzariti MLC	Australian Labor Party
The Hon David Clarke MLC	Liberal Party
The Hon Marie Ficarra MLC	Liberal Party
The Hon Greg Pearce MLC	Liberal Party
The Hon Mick Veitch MLC	Australian Labor Party
The Hon Christine Robertson MLC	Australian Labor Party
The Hon Kayee Griffin MLC	Australian Labor Party
The Hon Michael Gallacher MLC	Liberal Party
Dr John Kaye MLC	The Greens
The Hon Matthew Mason-Cox MLC	Liberal Party

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Chair's Foreword

I am pleased to present this report on the Budget Estimates 2009-2010. This annual Inquiry into the Budget Estimates ensures parliamentary oversight of the Budget, and provides an important mechanism for the accountability of the executive government to the Council.

During the initial round of hearings the Committee held eight hearings, receiving 15 hours of evidence, to examine the portfolio areas of Local Government, Mental Health, Attorney General, Industrial Relations, Corrective Services, Public Sector Reform, Special Minister of States, Lands, Police, Gaming and Racing, Sport and Recreation, Juvenile Justice, Volunteering, Youth and Veterans' Affairs.

On behalf of the Committee, I would like to thank the Ministers and their officers, and the Committee Secretariat who assisted the Committee during this important Inquiry. I am grateful to my fellow committee members for their contributions to the Inquiry process.



Hon Amanda Fazio MLC
Chair

Chapter 1 Introduction

Referral of the 2009-2010 Budget Estimates

- 1.1 On 27 November 2008, the Legislative Council resolved ‘that the Budget Estimates and related papers for the financial year 2009-2010 presenting the amounts to be appropriated from the Consolidated Fund be referred to the General Purpose Standing Committees for inquiry and report’.¹
- 1.2 The resolution (referred to as the Budget Estimates Resolution) required each committee to examine the Budget Estimates for the relevant portfolios and report to the House by the last sitting day of the first sitting week in March 2010.²

Hearings

- 1.3 The Committee held eight public hearings as follows:
- Tuesday 15 September 2009 – Local Government
 - Tuesday 15 September 2009 – Mental Health
 - Tuesday 15 September 2009 – Attorney General, Industrial Relations
 - Tuesday 15 September 2009 – Corrective Services, Public Sector Reform, Special Minister of State
 - Friday 18 September 2009 – Lands
 - Friday 18 September 2009 – Police
 - Friday 18 September 2009 – Gaming and Racing, Sport and Recreation
 - Friday 18 September 2009 – Juvenile Justice, Volunteering, Youth, Veterans’ Affairs.
- 1.4 No public hearing was held for the portfolio of Rural Affairs, due to ministerial changes that occurred on Monday 14 September 2009. Members of the Committee instead submitted questions on notice in regards to the Rural Affairs portfolio.
- 1.5 A brief summary of the key issues raised during the hearings is contained in Chapter 2.

Transcripts

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

¹ *LC Minutes* (27/11/2008), 928-929

² *LC Minutes* (27/11/2008), 928-929, amended by *LC Minutes* (23/06/2009) 1253-1255

Questions on notice

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

Chapter 2 Issues raised during hearings

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

Local Government

2.1 A hearing to examine the portfolio of Local Government was held on Tuesday 15 September 2009. The following issues were raised:

- Model code of conduct for local councils
- Public availability of council documents
- Alcohol-free zones
- Financial sustainability of local councils
- Finance Management Branch, Division of Local Government
- Promoting Better Practice review process
- Integrated Planning and Reporting framework
- Child safety around dogs
- Cost of local government elections
- ICAC Inquiry into corruption allegations affecting Wollongong City Council
- Political donations and conflicts of interest.

Mental Health

2.2 A hearing to examine the portfolio of Mental Health was held on Tuesday 15 September 2009. The following issues were raised:

- Psychiatric Emergency Care Centres
- Mental health programs for Aboriginal communities
- Community Mental Health Emergency Care program
- Government response to recommendations of the Garling Report relating to mental health
- Departmental responses to Coronial investigations.

Attorney General, Industrial Relations

2.3 A hearing to examine the portfolios of Attorney General and Industrial Relations was held on Tuesday 15 September 2009. The following issues were raised in relation to the Attorney General portfolio:

- Corrective Services financial assistance to the Environmental Defender's Office
- Terrorism legislation
- Regional Solicitor's Program
- Community Justice Centres
- Expense for legal aid
- *Crimes (Serious Sex Offenders) Act 2006* and Mr Dennis Ferguson
- Positions at the Office of the Director of Public Prosecutions
- Judicial appointments
- Regulation of surrogacy
- Number of juveniles on remand
- Crown prosecutors and trial advocates.

2.4 The following issues were raised in relation to the Industrial Relations portfolio:

- Procurement policy
- Role of Industrial Relations Commission under Commonwealth fair work laws
- Functions of the Office of Industrial Relations.

Corrective Services, Public Sector Reform, Special Minister of State

2.5 A hearing to examine the portfolios of Corrective Services, Public Sector Reform and Special Minister of State was held on Tuesday 15 September 2009. The following issues were raised in relation to the Corrective Services portfolio:

- Prisoner Escort and Court Security Unit savings
- Bail and accommodation requirements
- Indigenous inmate population
- Community Offender Support Program
- Prison privatisation
- Redundancies and re-employment of staff at Cessnock prison
- Rehabilitation and programs to reduce recidivism
- Mobile sniffer dogs

- Service and programs officer positions
- Supervision of interstate sex offenders
- Prisoner escapes
- Expenditure on consultants.

2.6 The following issues were raised in relation to the portfolios of Public Sector Reform and Special Minister of State:

- Public Sector Restructure Plan
- Apprenticeships
- Cadetships and JumpSTART program.

Lands

2.7 A hearing to examine the portfolio of Lands was held on Friday 18 September 2009. The following issues were raised:

- Killalea State Park Trust and potential development
- Non-operational rail infrastructure corridors and their possible use for tourism or recreation
- Geographical Names Board and naming decisions such as 'The Hungry Mile'
- Crown roads reserves
- Cemeteries.

Police

2.8 A hearing to examine the portfolio of Police was held on Friday 18 September 2009. The following issues were raised:

- Funding of the NSW Crime Commission
- Sales of, and land claims over, police stations
- Firearm statistics and the rollout of tasers
- *Law Enforcement (Powers and Responsibilities) Act 2002*, including special powers, motorcycle gang legislation
- ATM crime, alcohol related crimes and anti-social behaviour
- Use of ethnic descriptors for crime squads
- Recording of names during police searches
- New police bibles
- Road toll by region, unregistered drivers and stolen cars

- Final Report of the Wood Special Commission into Children's Welfare
- Special constables at Parliament House
- Crime prevention in rural and regional communities.

Gaming and Racing, Sport and Recreation

2.9 A hearing to examine the portfolios of Gaming and Racing, and Sport and Recreation, was held on Friday 18 September 2009. The following issues were raised in relation to the Gaming and Racing portfolio:

- List of licensed venues with special licensing conditions arising from incidence of alcohol-related violence and assaults
- Review into Registered Clubs Industry
- Problem gambling
- Revenue from gambling tax
- Community Development and Support Expenditure Scheme
- Star City Casino
- Patron safety in licensed premises
- Gaming machine entitlement trading
- Greyhound Racing NSW and Harness Racing NSW.

2.10 The following issues were raised in relation to the Sport and Recreation portfolio:

- Funding for NSW Sports Federation
- Review of NSW Sport and Recreation grants
- Engaging children in sporting and recreational activities
- Gender parity in sport
- Disability Sport Assistance Program
- Sports rage
- Southern Highlands Regional Sporting Complex
- Capital Assistance Program grants
- Combat sports
- Sport and recreation opportunities for indigenous people.

Juvenile Justice, Volunteering, Youth and Veterans' Affairs

2.11 A hearing to examine the portfolios of Juvenile Justice, Volunteering, Youth and Veterans' Affairs was held on Friday 18 September 2009. The following issues were raised in relation to the Juvenile Justice portfolio:

- Review of Juvenile Justice system
- Publication of juvenile re-offending rates
- Early intervention programs for young offenders of Aboriginal descent
- Emu Plains Juvenile Detention Centre
- Assaults within juvenile detention centres
- Juvenile Justice Official Visitors Program
- Needs of young offenders who are homeless
- Research into young offenders
- Inability of young offenders to meet bail conditions.

2.12 The following issues were raised in relation to the portfolios of Volunteering, Youth and Veterans' Affairs:

- Indexation of veteran pensions
- Role of NSW Department of Veterans' Affairs
- Preservation of State war memorials
- Youth unemployment hot spots.

Appendix 1 Witnesses at hearings

1. Local Government – Tuesday 15 September 2009

Name	Position and Organisation
The Hon Barbara Perry MP	Minister for Local Government
Mr Ross Woodward	Deputy Director General (Local Government), Division of Local Government, Department of Premier and Cabinet
Mr Grahame Gibbs	Director Performance Management and Compliance, Division of Local Government, Department of Premier and Cabinet.

2. Health (Mental Health) – Tuesday 15 September 2009

Name	Position and Organisation
The Hon Barbara Perry MP	Minister Assisting the Minister for Health (Mental Health)
Dr Richard Matthews	Deputy Director-General, Strategic Development, Department of Health
Mr David McGrath	Director, Mental Health Drug and Alcohol Office, Department of Health
Mr John Roach	Chief Financial Officer, Department of Health

3. Attorney General and Industrial Relations – Tuesday 15 September 2009

Name	Position and Organisation
The Hon John Hatzistergos MLC	Attorney General and Minister for Industrial Relations
Mr Laurie Glanfield	Director-General, NSW Department of Justice and Attorney General
Mr Alan Kirkland	Chief Executive Officer, Legal Aid Commission
Mr Don Jones	Executive Director, Office of Industrial Relations

4. Corrective Services, Public Sector Reform, Special Minister of State – Tuesday 15 September 2009

Name	Position and Organisation
The Hon John Robertson MLC	Minister for Corrective Services, Minister for Public Sector Reform and Special Minister of State
Mr Ron Woodham	Commissioner, Corrective Services NSW
Mr Gerry Schipp	Deputy Commissioner, Corrective Services NSW
Mr Luke Grant	Assistant Commissioner, Corrective Services NSW
Ms Fran McPherson	Deputy Director General, Department of Premier and Cabinet

5. Lands – Friday 18 September 2009

Name	Position and Organisation
The Hon Tony Kelly MLC	Minister for Lands
Mr Warwick Watkins	Chief Executive Officer, Land and Property Management Authority
Mr Robert Costello	Director, Finance and Corporate Support, Land and Property Management Authority

6. Police – Friday 18 September 2009

Name	Position and Organisation
The Hon Michael Daley MP	Minister for Police
Mr Andrew Scipione	Commissioner, NSW Police Force
Mr Arthur Diakos	A/Executive Director – Corporate Services, NSW Police Force
Mr Philip Bradley	Commissioner, NSW Crime Commission
Mr Allan Kearney	Director – Prevention and Information, Police Integrity Commission
Mr Les Tree	Deputy Director General, Department of Premier and Cabinet

7. Gaming and Racing, Sport and Recreation – Friday 18 September 2009

Name	Position and Organisation
The Hon Kevin Greene MP	Minister for Gaming and Racing and Minister for Sport and Recreation
Ms Carol Mills	Director-General, Communities NSW

8. Juvenile Justice, Volunteering, Youth, Veterans' Affairs – Friday 18 September 2009

Name	Position and Organisation
The Hon Graham West MP	Minister for Juvenile Justice, Minister for Volunteering, Minister for Youth and Minister Assisting the Premier on Veterans' Affairs
Mr Peter Muir	Chief Executive, Juvenile Justice
Ms Valda Ruis	Deputy Director General – Operations, Juvenile Justice
Mr Colin Leslie	A/Deputy Director General – Management Services, Juvenile Justice
Ms Gaye Phillips	Commissioner, Commission for Children and Young People
Mr Tony Wiseheart	Project Director, Volunteering Unit, Office of Strategic Operations, Department of Premier and Cabinet
Mr Darren Mitchell	Assistant Director, Veterans' Affairs and Grants Administration, Community Engagement and Events Division, Department of Premier and Cabinet

Appendix 2 Tabled documents

Tuesday 15 September 2009

Public Hearing, Jubilee Room, Parliament House

1. *NSW Government Structure* – Tendered by the Hon Matthew Mason-Cox MLC
2. *Queensland Government, April 2009* – Tendered by the Hon Matthew Mason-Cox MLC

Friday 18 September 2009

Public Hearing, Jubilee Room, Parliament House

3. *Map of Crown Lands* – Tendered by Minister Kelly
4. *Properties scheduled for investment* – Tendered by the Hon Michael Gallacher MLC
5. *Women and girls: NSW Government efforts to increase the participation of women and girls in sport, physical activities and recreation in NSW* – Tendered by Minister Greene

Appendix 3 Minutes

Minutes No. 33

Tuesday, 15 September 2009

General Purpose Standing Committee No. 3

Jubilee Room, Parliament House, Sydney, at 9.00am

1. Members present

Ms Amanda Fazio (*Chair*)
 Mr John Ajaka (*Deputy Chair*)
 Mr Greg Donnelly
 Mr Don Harwin (Khan)
 Ms Sylvia Hale (Rhiannon)
 Mr Roy Smith (at 9.08 am)
 Ms Helen Westwood

2. Substitute members

The Chair advised that she had received written advice that the following members would be substituting for the purposes of this hearing:

- Mr Harwin to substitute for Mr Khan
- Ms Hale to substitute for Ms Rhiannon

3. Correspondence

The Committee noted the following item of correspondence received:

- ***

The Committee noted the following items of correspondence sent:

- 1 July 2009 – Letter from Committee secretariat to the Hon Barbara Perry MP, Minister for Local Government, regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2009-2010.

4. Conduct of hearings

Allocation of question time

Resolved, on the motion of Mr Ajaka: That for the initial round of hearings into the Budget Estimates 2009-2010, the sequence of questions to be asked alternate between Cross Bench, Opposition and Government members, in that order, with 20 minutes allocated to each.

Return date for answers to questions on notice

Moved in accordance with the existing Budget Estimates resolution that for the initial round of hearings into the Budget Estimates 2009-2010, answers to questions taken on notice during the hearing, and questions on notice lodged up to two days following the hearing, be provided within 21 days.

Publication of answers to questions on notice

Resolved, on the motion of Ms Westwood: That, according to section 4 of the *Parliamentary Papers (Supplementary Provisions) Act 1975* and Standing Order 223(1), the Committee authorise the Clerk of the Committee to publish the answers provided to questions on notice, except those answers for which a confidentiality is requested, after these answers have been circulated to committee members.

Filming of hearings by journalism students

Resolved, on the motion of Mr Harwin: That journalism students from the Australian Centre for Independent Journalism, University of Technology, be approved to film the initial round of public hearings of the Committee in relation to the Budget Estimates 2009-2010, provided the students agree to and sign a copy of the broadcasting guidelines.

Mr Smith arrived at 9.08 am.

5. Public hearing: Inquiry into Budget Estimates 2009-2010

Witnesses, the public and media were admitted.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded Minister Perry that she did not need to be sworn, as she had sworn an oath to her office as a member of Parliament.

The Chair then declared the proposed expenditure for the portfolio of Local Government open for examination.

The Minister was examined by the Committee.

The Chair interrupted proceedings.

The following officials from departments, statutory bodies or corporations were sworn:

- Mr Ross Woodward, Deputy Director General (Local Government), Division of Local Government, Department of Premier and Cabinet
- Mr Grahame Gibbs, Director Performance Management and Compliance, Division of Local Government, Department of Premier and Cabinet.

The Minister and other witnesses were examined by the Committee.

The evidence concluded and the witnesses withdrew.

The public hearing concluded at 11.47 am. The public and media withdrew.

6. Adjournment

The Committee adjourned at 11.48 am until Tuesday, 15 September 2009 at 12:00 pm.

John Young

Clerk to the Committee

Minutes No. 34

Tuesday, 15 September 2009

General Purpose Standing Committee No. 3

Jubilee Room, Parliament House, Sydney, at 12:00pm

1. Members present

Ms Amanda Fazio (*Chair*)

Mr Charlie Lynn (Ajaka) (*Deputy Chair*)

Mr Greg Donnelly

Mr Trevor Khan

Ms Lee Rhiannon

Mr Roy Smith

Ms Helen Westwood

2. Substitute members

The Chair advised that she had received written advice that the following members would be substituting for the purposes of this hearing:

- Mr Lynn to substitute for Mr Ajaka.

3. Correspondence

The Committee noted the following items of correspondence sent:

- 1 July 2009 – Letter from Committee secretariat to Hon Barbara Perry MP, Minister Assisting the Minister for Health (Mental Health), regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2009-2010.

4. Public hearing: Inquiry into Budget Estimates 2009-2010

Witnesses, the public and media were admitted.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded Minister Perry that she did not need to be sworn, as she had sworn an oath to her office as a member of Parliament.

The following officials from departments, statutory bodies or corporations were sworn:

- Dr Richard Matthews, Deputy Director-General, Strategic Development, Department of Health
- Mr David McGrath, Director, Mental Health Drug and Alcohol Office, Department of Health
- Mr John Roach, Chief Financial Officer, Department of Health.

The Chair then declared the proposed expenditure for the portfolio of Mental Health open for examination.

The Minister and other witnesses were examined by the Committee.

The evidence concluded and the witnesses withdrew.

The public hearing concluded at 1.05 pm. The public and media withdrew.

5. Adjournment

The Committee adjourned at 1.05 pm until Tuesday, 15 September 2009 at 2.00 pm.

John Young

Clerk to the Committee

Minutes No. 35

Tuesday, 15 September 2009

General Purpose Standing Committee No. 3

Jubilee Room, Parliament House, Sydney, at 2.00pm

1. Members present

Ms Amanda Fazio (*Chair*)
 Mr David Clarke (Ajaka) (*Deputy Chair*)
 Mr Greg Donnelly
 Ms Marie Ficarra (Khan)
 Dr John Kaye (Rhiannon)
 Mr Roy Smith
 Ms Helen Westwood

2. Substitute members

The Chair advised that she had received written advice that the following members would be substituting for the purposes of this hearing:

- Mr Clarke to substitute for Mr Ajaka
- Ms Ficarra to substitute for Mr Khan
- Mr Kaye to substitute for Ms Rhiannon

3. Correspondence

The Committee noted the following items of correspondence sent:

- 1 July 2009 – From Secretariat to Minister Hatzistergos, Attorney General and Minister for Industrial Relations, regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2009-2010.

4. Public hearing: Inquiry into Budget Estimates 2009-2010

Witnesses, the public and media were admitted.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded Minister Hatzistergos that he did not need to be sworn, as he had sworn an oath to his office as a member of Parliament.

The following officials from departments, statutory bodies or corporations were sworn:

- Mr Laurie Glanfield, Director-General, NSW Department of Justice and Attorney General
- Mr Alan Kirkland, Chief Executive Officer, Legal Aid Commission
- Mr Don Jones, Executive Director, Office of Industrial Relations.

The Chair then declared the proposed expenditure for the portfolios of Attorney General and Industrial Relations open for examination.

The Minister and other witnesses were examined by the Committee.

The evidence concluded and the witnesses withdrew.

The public hearing concluded at 3.48 pm. The public and media withdrew.

5. **Adjournment**

The Committee adjourned at 3.48 pm until Tuesday, 15 September 2009 at 4.00 pm.

Rachel Simpson

Clerk to the Committee

Minutes No. 36

Tuesday, 15 September 2009

General Purpose Standing Committee No. 3

Jubilee Room, Parliament House, Sydney, at 4.00pm

1. **Members present**

Ms Amanda Fazio (*Chair*)
Mr John Ajaka (*Deputy Chair*)
Mr Greg Donnelly
Mr Mason-Cox (Khan)
Ms Sylvia Hale (Rhiannon)
Mr Roy Smith
Ms Helen Westwood

2. **Substitute members**

The Chair advised that she had received written advice that the following members would be substituting for the purposes of this hearing:

- Mr Mason-Cox to substitute for Mr Khan
- Ms Hale to substitute for Ms Rhiannon

3. **Correspondence**

The Committee noted the following items of correspondence sent:

- 1 July 2009 – From Secretariat to Minister Robertson, Minister for Corrective Services, Minister for Public Sector Reform and Special Minister of State, regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2009-2010.

4. **Public hearing: Inquiry into Budget Estimates 2009-2010**

Witnesses, the public and media were admitted.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded Minister Robertson that he did not need to be sworn, as he had sworn an oath to his office as a member of Parliament.

The following officials from departments, statutory bodies or corporations were sworn:

- Mr Ron Woodham, Commissioner, Corrective Services NSW
- Mr Gerry Schipp, Deputy Commissioner, Corrective Services NSW
- Mr Luke Grant, Assistant Commissioner, Corrective Services NSW
- Ms Fran McPherson, Deputy Director General, Department of Premier and Cabinet.

The Chair then declared the proposed expenditure for the portfolios of Corrective Services, Public Sector Reform and Special Minister of State open for examination.

The Minister and other witnesses were examined by the Committee.

Hon Matthew Mason-Cox MLC tendered the following documents:

- NSW Government Structure
- Queensland Government, April 2009

The evidence concluded and the witnesses withdrew.

The public hearing concluded at 6.02 pm. The public and media withdrew.

5. **Deliberative meeting**

Resolved, on the motion of Mr Ajaka: That the Committee accept and publish, according to section 4 of the *Parliamentary Papers (Supplementary Provisions) Act 1975* and Standing Order 223(1), the following documents tendered during the public hearing:

- NSW Government Structure, tendered by Mr Mason-Cox
- Queensland Government, April 2009, tendered by Mr Mason-Cox

6. **Adjournment**

The Committee adjourned at 6.02 pm until Friday, 18 September 2009 at 9.00 am.

Rachel Simpson

Clerk to the Committee

Minutes No. 37

Friday, 18 September 2009

General Purpose Standing Committee No. 3

Jubilee Room, Parliament House, Sydney, at 9.00am

1. **Members present**

Ms Amanda Fazio (*Chair*) (at 9.23 am)
 Mr David Clarke (Ajaka) (*Deputy Chair*)
 Mr Greg Donnelly
 Mr Greg Pearce (Khan)
 Ms Sylvia Hale (Rhiannon) (at 9.18 am)
 Mr Roy Smith
 Mr Mick Veitch (Westwood)

2. **Apologies**

Amanda Fazio (delayed until 9.23 am)

3. **Substitute members**

The Chair advised that she had received written advice that the following members would be substituting for the purposes of this hearing:

- Mr Veitch to substitute for Ms Westwood
- Mr Pearce to substitute for Mr Khan
- Mr Clarke to substitute for Mr Ajaka

- Ms Hale to substitute for Ms Rhiannon

4. Election of temporary Chair

The Clerk noted the absence of both the Chair and Deputy Chair for the meeting.

According to Standing Order 211(3), the Clerk called for nominations for a member to act as Chair for the purpose of the meeting.

Mr Clarke moved: That Mr Pearce be elected Chair of the Committee.

There being no further nominations, the Clerk declared Mr Pearce elected Chair.

5. Correspondence

The Committee noted the following items of correspondence received:

- 16 September 2009 – From Minister Whan, Minister for Emergency Services, Minister for Small Business and Minister for Rural Affairs, advising that he is unavailable to attend the Lands and Rural Affairs hearing on Friday morning.

The Committee noted the following items of correspondence sent:

- 1 July 2009 – From Secretariat to Minister Kelly, Minister for Police, Minister for Lands and Minister for Rural Affairs, regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2009-2010.

6. Public hearing: Inquiry into Budget Estimates 2009-2010

Witnesses, the public and media were admitted.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded Minister Kelly that he did not need to be sworn, as he had sworn an oath to his office as a member of Parliament.

The following officials from departments, statutory bodies or corporations were sworn:

- Mr Warwick Watkins, Chief Executive Officer, Land and Property Management Authority
- Mr Robert Costello, Director, Finance and Corporate Support, Land and Property Management Authority.

The Chair then declared the proposed expenditure for the portfolio of Lands open for examination.

The Minister and other witnesses were examined by the Committee.

Ms Fazio arrived at 9.23 am and took the Chair.

Minister Kelly tendered the following documents:

- Map of Crown Lands.

The evidence concluded and the witnesses withdrew.

The public hearing concluded at 10.15 am. The public and media withdrew.

7. Adjournment

The Committee adjourned at 10.15 am until Friday, 18 September 2009 at 10.30 am.

Rachel Callinan

Clerk to the Committee

Minutes No. 38

Friday, 18 September 2009

General Purpose Standing Committee No. 3

Jubilee Room, Parliament House, Sydney, at 10.30am

1. Members present

Ms Amanda Fazio (*Chair*)
 Mr David Clarke (Ajaka) (*Deputy Chair*)
 Mr Greg Donnelly (at 10.45 am)
 Mr Mike Gallacher (Khan)
 Ms Sylvia Hale (Rhiannon)
 Mr Roy Smith
 Mr Mick Veitch (Westwood)

2. Substitute members

The Chair advised that she had received written advice that the following members would be substituting for the purposes of this hearing:

- Mr Veitch to substitute for Ms Westwood
- Mr Gallacher to substitute for Mr Khan
- Mr Clarke to substitute for Mr Ajaka.
- Ms Hale to substitute for Ms Rhiannon

3. Correspondence

The Committee noted the following items of correspondence sent:

- 14 September 2009 – From Secretariat to Minister Daley, Minister for Police, regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2009-2010.
- 1 July 2009 – From Secretariat to Minister Kelly, Minister for Police, regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2009-2010.

4. Public hearing: Inquiry into Budget Estimates 2009-2010

Witnesses, the public and media were admitted.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded Minister Daley that he did not need to be sworn, as he had sworn an oath to his office as a member of Parliament.

The following officials from departments, statutory bodies or corporations were sworn:

- Mr Andrew Scipione, Commissioner, NSW Police Force
- Mr Arthur Diakos, A/Executive Director – Corporate Services, NSW Police Force
- Mr Philip Bradley, Commissioner, NSW Crime Commission
- Mr Allan Kearney, Director – Prevention and Information, Police Integrity Commission
- Mr Les Tree, Deputy Director General, Department of Premier and Cabinet.

The Chair then declared the proposed expenditure for the portfolio of Police open for examination.

The Minister and other witnesses were examined by the Committee.

Hon Michael Gallacher MLC tendered the following documents:

- Properties scheduled for divestment.

Mr Bradley and Mr Kearny withdrew at 10.35 am.

The examination continued.

The evidence concluded and the witnesses withdrew.

The public hearing concluded at 1.00 pm. The public and media withdrew.

5. Adjournment

The Committee adjourned at 1.00 pm until Friday, 18 September 2009 at 2.00 pm.

Rachel Callinan

Clerk to the Committee

Minutes No. 39

Friday, 18 September 2009

General Purpose Standing Committee No. 3

Jubilee Room, Parliament House, Sydney, at 2.02pm

1. Members present

Ms Amanda Fazio (*Chair*)

Mr John Ajaka (*Deputy Chair*)

Mr Greg Donnelly

Mr Charlie Lynn (Khan)

Ms Lee Rhiannon

Ms Kayee Griffin (Westwood)

2. Apologies

Mr Roy Smith

3. Substitute members

The Chair advised that she had received written advice that the following members would be substituting for the purposes of this hearing:

- Ms Griffin to substitute for Ms Westwood
- Mr Lynn to substitute for Mr Khan

4. Correspondence

The Committee noted the following items of correspondence sent:

- 1 July 2009 – Letter from Committee secretariat to Hon Kevin Greene MP, Minister for Gaming and Racing and Minister for Sport and Recreation, regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2009-2010.

5. Public hearing: Inquiry into Budget Estimates 2009-2010

Witnesses, the public and media were admitted.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded Minister Greene that he did not need to be sworn, as he had sworn an oath to his office as a member of Parliament.

The following officials from departments, statutory bodies or corporations were sworn:

- Ms Carol Mills, Director-General, Communities NSW.

The Chair then declared the proposed expenditure for the portfolios of Gaming and Racing and Sport and Recreation open for examination.

The Minister and other witnesses were examined by the Committee.

Minister Greene tendered the following document:

- Women and girls: NSW Government efforts to increase the participation of women and girls in sport, physical activities and recreation in NSW

The evidence concluded and the witnesses withdrew.

The public hearing concluded at 4:01 pm. The public and media withdrew.

6. **Adjournment**

The Committee adjourned at 4:01 pm until Friday, 18 September 2009 at 4.15 pm.

John Young

Clerk to the Committee

Minutes No. 40

Friday, 18 September 2009

General Purpose Standing Committee No. 3

Jubilee Room, Parliament House, Sydney, at 4.15pm

1. **Members present**

Ms Amanda Fazio (*Chair*)

Mr David Clarke (*Ajaka*)

Mr Greg Donnelly

Mr Charlie Lynn (*Khan*)

Ms Lee Rhiannon

Ms Christine Robertson (*Westwood*)

2. **Apologies**

Mr Roy Smith

3. **Substitute members**

The Chair advised that she had received written advice that the following members would be substituting for the purposes of this hearing:

- Ms Robertson to substitute for Ms Westwood
- Mr Lynn to substitute for Mr Khan
- Mr Clarke to substitute for Mr Ajaka.

4. **Correspondence**

The Committee noted the following items of correspondence sent:

- 1 July 2009 – Letter from Committee secretariat to Hon Graham West MP, Minister for Juvenile Justice, Minister for Volunteering, Minister for Youth and Minister Assisting the Premier on Veterans' Affairs, regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2009-2010.

5. **Public hearing: Inquiry into Budget Estimates 2009-2010**

Witnesses, the public and media were admitted.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded Minister West that he did not need to be sworn, as he had sworn an oath to his office as a member of Parliament.

The following officials from departments, statutory bodies or corporations were sworn:

- Mr Peter Muir, Chief Executive, Juvenile Justice
- Ms Valda Ruis, Deputy Director General – Operations, Juvenile Justice
- Mr Colin Leslie, A/Deputy Director General – Management Services, Juvenile Justice
- Ms Gaye Phillips, Commissioner, Commission for Children and Young People
- Mr Tony Wiseheart, Project Director, Volunteering Unit, Office of Strategic Operations, Department of Premier and Cabinet
- Mr Darren Mitchell, Assistant Director, Veterans' Affairs and Grants Administration, Community Engagement and Events Division, Department of Premier and Cabinet

The Chair then declared the proposed expenditure for the portfolios of Juvenile Justice, Volunteering, Youth and Veterans' Affairs open for examination.

The Minister and other witnesses were examined by the Committee.

The evidence concluded and the witnesses withdrew.

The public hearing concluded at 6:04 pm. The public and media withdrew.

6. **Deliberative meeting**

Tendered documents

Resolved, on the motion of Mr Donnelly: That the Committee accept and publish, according to section 4 of the *Parliamentary Papers (Supplementary Provisions) Act 1975* and Standing Order 223(1), the following documents tendered this day during the earlier public hearings:

- Map of Crown Lands, tendered by Hon Tony Kelly MP, Minister for Lands
- Properties scheduled for divestment, tendered by Hon Michael Gallacher MLC
- Women and girls: NSW Government efforts to increase the participation of women and girls in sport, physical activities and recreation in NSW, tendered by Hon Kevin Greene MP, Minister for Sport and Recreation

Supplementary hearings

Resolved, on the motion of Ms Rhiannon: That the Committee defer its decision regarding holding supplementary hearings relating to all of its portfolios until after the receipt of answers to questions taken on notice at the initial round of Budget Estimates hearings.

7. **Adjournment**

The Committee adjourned at 6.10 pm *sine die*

John Young

Clerk to the Committee

Minutes No. 41

Thursday, 22 October 2009

General Purpose Standing Committee No. 3

Members' Lounge, Parliament House, Sydney, at 1.05 pm

1. **Members present**

Ms Amanda Fazio (*Chair*)
Mr John Ajaka
Mr Greg Donnelly
Mr Trevor Khan
Ms Lee Rhiannon
Mr Roy Smith
Ms Helen Westwood

2. **Minutes**

Resolved, on the motion of Ms Westwood: That draft Minutes No.'s 31 and 32 be confirmed.

Resolved, on the motion of Mr Khan: That draft Minutes No.'s 33, 34, 35, 36, 37, 38, 39 and 40 be confirmed.

3. **Correspondence**

The Committee noted the following items of correspondence received:

- Letters providing answers to questions taken on notice during the Budget Estimates hearings on Tuesday 15 September 2009:
 - 8 October – Minister Perry (Local Government)
 - 9 October – Minister Perry (Mental Health)
 - 9 October – Minister Hatzistergos (Attorney General, Industrial Relations)
 - 9 October – Minister Robertson (Corrective Services, Public Sector Reform, Special Minister of State).
- Letters providing answers to questions taken on notice during the Budget Estimates hearings on Friday 18 September 2009:

- 13 October – Minister Whan (Rural Affairs)
- 13 October – Minister Kelly (Lands)
- 13 October – Minister Daley (Police)
- 14 October – Minister Greene (Gaming and Racing, Sport and Recreation)
- 14 October – Minister West (Juvenile Justice, Volunteering, Youth, Veterans' Affairs).

The Committee noted the following items of correspondence sent:

- 18 September 2009 – Letters from the Secretariat requesting answers to Budget Estimates questions on notice by 5 pm Friday 9 October 2009, to:
 - Minister Perry – Local Government
 - Minister Perry – Mental Health
 - Minister Hatzistergos – Attorney General, Industrial Relations
 - Minister Robertson – Corrective Services, Public Sector Reform, Special Minister of State.
- 23 September 2009 – Letters from the Secretariat requesting answers to Budget Estimates questions on notice by 5 pm Wednesday 14 October 2009, to:
 - Minister Kelly – Lands
 - Minister Whan – Rural Affairs
 - Minister Daley – Police
 - Minister Greene – Gaming and Racing, Sport and Recreation
 - Minister West – Juvenile Justice, Volunteering, Youth, Veterans' Affairs.

4. Budget Estimates supplementary hearings

Resolved, on the motion of Mr Donnelly: That the Committee hold no further hearings to consider matters relating to the portfolios of:

- Local Government
- Mental Health
- Attorney General, Industrial Relations
- Lands, Rural Affairs
- Police
- Gaming and Racing, Sport and Recreation
- Juvenile Justice, Volunteering, Youth, Veterans' Affairs.

Ms Rhiannon moved: That the Committee hold a supplementary hearing to consider matters relating to the portfolios of Corrective Services, Public Sector Reform and Special Minister of State, on a date to be determined by the Chair after consulting with Committee members.

Question put.

The Committee divided

Ayes: Mr Ajaka, Mr Khan and Ms Rhiannon

Noes: Mr Donnelly, Ms Fazio, Mr Smith and Ms Westwood

Question resolved in the negative.

8. Adjournment

The Committee adjourned at 1.10pm *sine die*

Cathryn Cummins

Clerk to the Committee

Draft Minutes No. 42

Tuesday, 24 November 2009

General Purpose Standing Committee No. 3

Members' Lounge, Parliament House, Sydney, at 2.15 pm

1. Members present

Ms Amanda Fazio (*Chair*)

Mr John Ajaka

Mr Greg Donnelly

Mr Trevor Khan

Ms Lee Rhiannon

Ms Helen Westwood

2. Apologies

Mr Roy Smith

3. Minutes

Resolved, on the motion of Mr Donnelly: That draft Minutes No. 41 be confirmed.

4. Correspondence

The Committee noted the following item of correspondence received:

- 30 October 2009 – From the Chair of General Purpose Standing Committee No. 2 to the Chair, providing information on the vulnerable witness protocol utilised by General Purpose Standing Committee No. 2.

5. Chair's draft report - Budget Estimates 2009-2010

Resolved, on the motion of Mr Ajaka: That the report be the report of the Committee, and that the Committee present the report to the House, together with transcripts of evidence, answers to questions on notice, minutes of proceedings and correspondence relating to the Inquiry.

6. Draft Protocol for vulnerable witnesses

The Committee noted the draft vulnerable witness protocol prepared by General Purpose Standing Committee No. 2.

7. Adjournment

The Committee adjourned at 2.20pm *sine die*

Cathryn Cummins

Clerk to the Committee