



LEGISLATIVE COUNCIL

GENERAL PURPOSE STANDING COMMITTEE NO. 3

BUDGET ESTIMATES 2008-2009

QUESTIONS ON NOTICE

General Purpose Standing Committee No. 3

Police

Tuesday 14 October 2008

Answers to be lodged by: Friday 7 November 2008

Budget Estimates Secretariat
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Questions relating to the portfolio of Police

14 OCTOBER 2008, 2.00 pm – 4.00 pm

Questions from Ms Hale

Failure to wear badges

1. Are you aware that regulations number 73 and 74 of the Police Act regulation specify that police officers must wear identification, either as a name or number?
2. Why were some police not wearing badges identifying them by name or number at the Climate Camp protests?
3. How many complaints about the failure to wear identification badges have been received by the NSW Police in the last 12 months?

APEC Excluded persons list

4. How the people on the excluded persons list who were members or had attended meetings of Greenpeace or Mutiny, but who had no known history or convictions for any violent act, deemed to be “potential leaders of violent or unlawful activity during APEC 2007” as Mr. Daley, a Police spokesperson, said?
5. Did the Commissioner of Police list people based on group affiliation alone? If not, what intelligence did he base the listing on that those on the list were “leaders of violent or unlawful activity”?
6. The criteria for listing on the excluded persons list related to violent, rather than unlawful, activity. Was the listing of those with no prior convictions at all beyond the scope of section 26 of the APEC Meeting (Police Powers) Act?
7. Was the APEC excluded persons list more about intimidating people who wanted to demonstrate about issues, such as the United States invasion of Iraq or Australia's failure to sign the Kyoto Protocol, than about protecting visiting heads of state?

Fleet Cars

8. What is the percentage of hybrids in the car fleet associated with the Arts portfolio?
9. Is there a mechanism within the agency to reward staff who choose not to exercise an entitlement to a fleet vehicle as a part of their package but use public transport instead?
10. What car does the Director-General drive?

Use of Sniffer Dogs

11. How many police dogs and handlers attended the Enmore Theatre in Sydney on the night of 15 October 2008?

12. Why was the Enmore Theatre singled out for this operation?
13. Were the police acting on specific intelligence in conducting this operation?
14. If so, what was the nature of this intelligence?
15. How many patrons were searched?
16. How many arrests were made?
17. What charges were laid?
18. Which entertainment venues in Sydney have been subject to police operations involving the attendance of police dogs over the past twelve months?
19. How many arrests have been made and what charges have been laid as a result of these operations?
20. How many convictions have been recorded and for what offences as a result of these operations?

Questions from Mr Gallacher

21. In relation to each of the following properties:
 - a. Can the Minister provide details of whether the NSW Police Force has previously owned or does currently own these properties?
 - b. If the NSW Police Force previously owned the property, was ownership of the property transferred to another State Government body or United Group Services Pty Ltd, if so which?
 - c. If the NSW Police Force previously owned the property and it was sold or disposed of, on what date did that happen and what were the proceeds of the disposal?

Suburb	Address	Further information
Aberdeen	85 New England Hwy	
Adamstown	67 Narara Rd	
Denman	22 Palace St	
Dubbo	111 Darling Street	Police residence
East Maitland	2 John St	
East Maitland	20 John St	
Hamilton	Milton St	Former Police Station
Kiama	30 Terralong St	
Lambton	22 Dickson St	
Maitland	1 Semphill St	Unimproved land
Mayfield	221 Maitland Rd	
Merriwa	Vennacher St	Police residence & Unimproved land
Morisset	Dora St	
Paxton	Cnr Earps Rd & Northcote Ave	
Scone	143 Liverpool St	
Wangi Wangi	242 Watkins Rd	

Waratah		Unimproved land
West Wallsend	1 South St	

22. How many Police Officers are assigned to the Alcohol and Licensing Enforcement Command?
23. How many authorised positions are there for Officers of the rank of:
- Sergeant
 - Senior Sergeant
 - In relation to each of these, how many positions are currently unfilled?
24. What are the current specialist SAP licensing staffing levels for the following areas:
- Kings Cross LAC
 - Eastern Suburbs LAC
 - Surry Hills LAC
 - City Central LAC
 - The Rocks LAC
 - Manly LAC
 - Parramatta LAC
 - In respect of each indicate the number of full-time positions and the number of part-time positions.
25. In relation to the introduction of Tasers for General Duties Officers on 2 October 2008:
- How many Tasers have been deployed and fired since 2 October 2008?
 - How many Police Officers were injured in 2007/2008 while attempting to affect an arrest of an alleged offender?
 - Are records kept by the NSW Police Force of incidents where Police draw their firearms?
 - If so, how many Police Officers drew their firearm in 2007/2008?
 - On how many occasions did Police Officers fire their police-issued Glock pistol in 2007/2008?
26. In relation to The Hills Local Area Command:
- How many Police Officers were attached to The Hills LAC on 30 September 2008?
 - How many of these Officers were on the following forms of leave as at 30 September 2008:
 - Long term sick leave
 - Maternity leave?
27. In relation to Shoalhaven Local Area Command:
- How many Police Officers were attached to Shoalhaven LAC on 30 September 2008?
 - How many of these Officers were on the following forms of leave as at 30 September 2008:
 - Long term sick leave
 - Maternity leave?
- Have premises ever been used as a Police Station or Shopfront Police Station in Sanctuary Point?
 - If so, which years or otherwise did it operate?

28. In relation to St Marys Local Area Command:

- a. How many Police Officers were attached to St Marys LAC on 30 September 2008?
- b. How many of these Officers were on the following forms of leave as at 30 September 2008:
 - i. Long term sick leave
 - ii. Maternity leave?

29. In relation to Lake Macquarie Local Area Command:

- a. How many Police Officers were attached to Lake Macquarie LAC on 30 September 2008?
- b. How many of these Officers were on the following forms of leave as at 30 September 2008:
 - i. Long term sick leave
 - ii. Maternity leave?

30. During the public hearing into Budget Estimates 2008-2009 on the 14th of October 2008; Mr P. Bradley, Commissioner, NSW Crime Commission, confirmed that during Operation Mocha; involved what was in his words, 'a controlled operation'. Concerning the conduct of 'controlled operations':

- a. What legal advice was sought by the Crime Commission and the NSW Police in advance of this controlled operation being undertaken?
- b. What oversight did the operation receive, from the Minister, the Commissioner, and the Police Integrity Commission?
- c. Was the controlled operation referred to the Police Integrity Commission for oversight?
- d. What advice was taken by senior officers participating in, and responsible for the operation concerning the disposal of the drugs used in the controlled operation? And from whom was this advice sought?
- e. At what stage was former Police Minister Carl Scully informed of the operation?
- f. What is the protocol for informing the Minister, Commissioner, and Police Integrity Commission when a controlled operation of this nature is undertaken?
- g. Subsequent to the controlled operation that was the subject of Operation Mocha, what changes has the Crime Commission made to its operating procedures that could specifically affect the way in which controlled operations are undertaken?

31. Regarding the handling of complaints to the Police Integrity Commission concerning the conduct of Crime Commission operations and investigations:

- a. What is the exact number of complaints referred to the Police Integrity Commission concerning the NSW Crime Commission?
- b. Of these complaints, how many were referred to the PIC by the NSWCC themselves in advance of controlled operations?
- c. How many complaints were referred to the PIC by members of the NSW Police Force, or NSW Police seconded to the NSWCC?
- d. How many complaints were referred to the PIC by members of the general public?
- e. How many complaints were referred to the PIC by persons of interest to the NSWCC?
- f. How many complaints were referred to the PIC by informants to the NSWCC?
- g. What additional funds did the PIC request from the NSW Government to fulfil their recently mandated NSWCC oversight obligations?

- h. Have any of these funds been allocated to the employee salaries?
 - i. If yes, how many staff are dedicated to the oversight of the NSWCC?
 - j. If there are no staff dedicated to the oversight of the NSWCC, will the PIC be requesting additional funds to facilitate this?
32. In respect of each primary allegation made to the Police Integrity Commission relating to the Crime Commission how many related to:
- a. Pervert the course of justice
 - b. Soliciting or accepting bribes
 - c. Improperly accessing/disclosing information
 - d. Improper associations
 - e. Improperly investigating or interfering with an investigation by another officer
 - f. Financial misconduct
 - g. Managerial/procedural issues
 - h. Offence punishable, on conviction, by 5 years or more imprisonment?
33. Regarding the recently mandated oversight functions of the Police Integrity Commission with specific regard to the New South Wales Crime Commission:
- a. Given that intelligence gathering and monitoring resources can, and have been shared between the two Commissions where joint investigations are concerned, what legislative and procedural protections have been put in place to ensure the security of investigations the Police Integrity Commission undertakes that involve the NSW Crime Commission?
34. Regarding the shared resources of the Police Integrity Commission and the NSW Crime Commission:
- a. The NSW Crime Commission has indicated that both agencies have a full suite of resources and electronic infrastructure with which to carry out their respective roles?
 - b. What specific resources are shared by the NSW Crime Commission and the Police Integrity Commission?
 - c. Does the Police Integrity Commission quarantine some resources from being shared with NSW Crime Commission, due to their new legislative oversight requirements that might see them having to investigate the Crime Commission or its officers?