



Office of the Hon Brad Hazzard MP

Attorney General
Minister for Justice

Ms Sarah Mitchell MLC
Chair GPSC 4
NSW Legislative Council
Parliament House, Macquarie Street
SYDNEY NSW 2000

Dear Ms Mitchell,

Please find attached responses to the supplementary questions asked following the Budget Estimates Hearing on Wednesday 20 August for the portfolios of Attorney General and Minister for Justice.

Yours sincerely,

Brad Hazzard MP
Attorney General
Minister for Justice

1. What submissions did the department make to the review of Bail undertaken by former Attorney General John Hatzistergos?

The department provided assistance in the form of research and information to the former Attorney General John Hatzistergos as he was undertaking the review of the Bail review.

2. What advice have you sought about the changes?

The reforms have been discussed with stakeholders represented on the Bail Monitoring Group.

3. What is the projected impact of the change to the bail laws to remand populations in NSW?

I am advised:

Inmate numbers, including those on remand have historically risen and fallen for a complex range of reasons. The Government will continue to closely monitor any changes in the remand population by way of the Bail Monitoring Group which is provided with data from the Bureau of Crime Statistics and Research.

**4. Has this impact been costed by treasury?
(a) If so, what is the cost?**

Refer to the answer for supplementary question 3.

**5. Is there a process within the Department where proposed new laws or practices are considered against the impact they will have on the civil liberties of residents of NSW?
(a) If not, why not?**

I am advised:

The impact of laws on civil liberties is considered by the Legislation Review Committee under the *Legislation Review Act 1987*. The Department generally considers these matters when developing legislation and policy proposals and when reviewing, and advising the Attorney General on Cabinet Minutes lodged by other Ministers for Cabinet consideration.

(a) n/a

6. Regarding the move-on provisions, in the last 12 months how many orders have been issued to move on?

This question would best be directed to the Minister for Police for Emergency Services.

7. Of these, how many were issued to Aboriginal people?

The Bureau of Crime Statistics and Research (BOCSAR) does not hold statistics on the Indigenous status of people who complied with move on directions.

8. How many move-on orders were issued to members of motorcycle gangs?

BOCSAR does not collect specific on the number of move on orders issued to motorcycle gang members.

9. What is the current status of the outsourcing to private contractors of court reporters in NSW?

Please refer to question on notice LC 5777.

10. What guarantee is there that Supreme Court reporters in criminal and civil trials will not be outsourced?

Please refer to question on notice LA 5881.

11. What are the current predictions for changes to the remand population size over the next 12 months?

I am advised:

Inmate numbers, including those on remand have historically risen and fallen for a complex range of reasons. Predictions for changes to the remand population size over the next 12 months have not been determined. Predictions for changes to the remand population size over the next 12 months have not been determined.

12. Were corrective services tracking changes in remand population prior to the commencement of the bail law reforms?

Corrective Services continually maintains statistics on inmate population, including those on remand.

13. What has been the change in the remand population since the 2014 changes to bail laws came into effect?

I am advised:

Inmate numbers, including those on remand have historically risen and fallen for a complex range of reasons. Information about changes in prison populations and remand population is publically available through BOCSAR.

14. What is the average cost per day per juvenile inmate?

Please refer to the answer given to the question taken on notice during the Attorney General's budget estimates hearing regarding this issue.

15. What is the average cost per inmate per adult male inmate?

Corrective Services does not separate costs of male and female inmates.

16. What is the average cost per day per adult female inmate?

Corrective Services does not separate costs of male and female inmates.

17. Has further consideration been given to trialling computers in cells to allow inmates to expand their educational prospects and connect with their families?

Yes

18. How is the Government planning to reduce the appalling high and inequitable proportion of Aboriginal and Torres Strait Islander juveniles incarcerated?

While the Government acknowledges the proportion of Aboriginal young people under supervision in the justice system is too high, the number of Aboriginal and Torres Strait Islander young people in custody has dropped by 18% since 2010-11.

Research has shown the over-representation of Aboriginal young people in the juvenile justice system can be linked to a number of factors associated with homelessness, family violence and poverty. (BOSCAR 2006)

Juvenile Justice has developed a number of strategies to address this over-representation, including the development of an Aboriginal and Torres Strait Islander Cultural Respect Framework. The Framework is the Division's blueprint for creating cultural respect across services, programs and staff. A key feature is the development of cultural standards and practices for program development and service delivery.

19. What programs are already in place to address this?

Juvenile Justice delivers a number of Aboriginal focused programs which are culturally appropriate for Aboriginal young people. These programs include Our Journey to Respect, an intergenerational and violence program, and alcohol and other drugs program Dthina Yuwali. The Intensive Supervision Program works with parents and siblings of young offenders to help break the cycle of crime.

20. What future steps are planned?

The Aboriginal and Torres Strait Islander Strategic Plan sets the direction of efforts in Juvenile Justice to reduce re-offending. Initiatives in the plan inter alia are:

- recruitment and retention of Aboriginal staff and providing non-Indigenous staff with appropriate cultural knowledge to work effectively with Aboriginal young people and
- programs and interventions to reduce the risk, severity and frequency of re-offending of Aboriginal young men and women.

21. Do you and your Department still support the NSW Aboriginal Justice Plan beyond Justice 2004-2014?

The Aboriginal Justice Plan (2004-2014) was introduced under the former NSW Labor Government.

The plan is due to expire on 31 December this year and the Department will examine its effectiveness and develop options for its replacement because reducing the over-representation of Aboriginal people in the justice system is a priority.

22. What is the current funding for 2014-15 for local court diversion programs, including Drug and Alcohol MERIT, Circle Sentencing, CREDIT, and Forum Sentencing?

(a) What was the funding for the same programs for 2013-14?

The Department's 2014-15 budget is publically available and appropriate amounts thereof will be applied to court diversion programs.

23. How much funding was allocated in 2013-14 to the NSW Prevention Grants program?

(a) How much is allocated in 2014-15?

This information is detailed in annual reports.

24. Were any Councils awarded crime prevention grants last financial year?

Yes.

(a) If so, which Councils?

This information is detailed in annual reports.

25. At which Courts does the Court Referral of Eligible Defendants into Treatment (CREDIT) program operate?

This information is publically available.

26. Will you rule out privatizing or outsourcing any of the Sheriff's offices' current functions?

The Sheriff's Office uses some contract resources to assist with court security. The Sheriff's Office's is in discussions with the State Debt Recovery Office (SDRO) about potentially transferring the Sheriff's Office debt enforcement activities to the SDRO.

Options necessary to provide efficient and effective services for the people of NSW are constantly under review.

27. What is your response to consorting laws being used against those with intellectual disabilities who are clearly not gang members?

Laws are used where considered appropriate by NSW Police.

I am advised that the NSW Police Force has incorporated guidance on the appropriate use of discretion in relation to consorting warnings into training and Standard Operating Procedures.

28. Has the Auscript, or any other transcription/sound monitor company donated to you or the liberal party?

All donations are dealt with under the Election Funding, Expenditure and Disclosures Act 1981.

**29. What has been the cost off changes to the name of your Department in 2014?
(a) What has been the cost of changing web sites?**

The Department has ensured that all previous stock of department resources were exhausted to ensure there was no waste or additional costs associated with the change in name. Logos on templates and websites have been updated using internal staff. Staff have been directed to exhaust the existing stock of preprinted materials including any letterhead, business cards, brochures and forms before ordering any new supplies with the new logos.

(a) Nil

30. The Attorney General is the only ministerial position specifically acknowledged in the Constitution and is commonly viewed as a unique position. The Department is one of the oldest. Why has it disappeared?

The Department of Justice is still in existence.

31. What is your view of the role of the Attorney in appointing judges?

(a) Do you support your party's 2011 Election position of using a panel system to appoint judges?

Judicial appointments are made by the Governor with me on my recommendation following appropriate consultation/advertising.

(a) Liberal Party policy generally informs the process.

32. Do you support the reversion of SCs to QCs?

I am advised that the President of the Bar Council informed Bar Association members that the Bar Council would not seek to have the Queen's Council reinstated in NSW.

33. Do you support barristers being able to incorporate their practice?

I am advised that the NSW Bar Association held a general meeting on 17 September 2013 to vote on the motion to allow barristers to incorporate. The motion was unsuccessful.

34. When will a decision be made as to whether Eddie Obeid will be charged with matters arising from ICAC?

(a) What advice have you received to date about the DPP's consideration of charges and indictments against Obeid?

This is a matter for the DPP.

35. How many positions are funded in this year's budget for the Anti – Discrimination Board?

(a) Is that an increase or decrease of positions on the previous year?

(b) For the last twelve months how many positions have been left vacant for budgetary savings?

(c) How many positions were made redundant in 2013-14?

(d) Will the Government ever respond to the Legislative Council Committee Report into vilification offenses?

(e) If so, when?

(a-e) 32.1 full time equivalent positions and generally there has been no change on the previous year.

36. Do you agree with Colefax DCJ's view of these provisions of the Surveillance Devices Act in his Judgement on 16/2/2013, that is, that phone taps should only be used for the most serious criminal matters?

(a) If you don't, do you propose amendments to the laws?

(b) It must be unsatisfactory, mustn't it, for police to be ignoring a court's ruling?

(c) What will you do to ensure the police will obey the law?

The decision of District Court Judge Colefax referred to in the question is being considered as part of the statutory review of the *Surveillance Devices Act 2007*.

37. How many offenders in NSW are currently subject to Extended Supervision Orders?

(a) How many are high risk sex offenders?

(b) How many are high risk violent offenders?

As at 1 September 2014 there were 36 offenders in the community subject to an Extended Supervision Order.

(a) 35 are sex offenders

(b) 1 violent offender

38. How many offenders in NSW are currently subject to Continuing Detention Orders?

(a) How many are high risk sex Offenders?

(b) How many are high risk violent offenders?

As at 1 September 2014 there were no offenders subject to a Continuing Detention Order.

39. How many applications have you made since becoming Attorney General under the Crimes (High Risk Offenders) Act?

(a) How many are for sex offenders and how many for violent offenders?

Over four months, there were nine applications.

(a) Seven for sex offenders and two for violent offenders.

40. How many applications did your predecessor as Attorney General make under the Crimes (High Risk Offenders) Act since he took office?

(a) How many are for sex offenders and how many for violent offenders?

Over 3.5 years there were 21 applications.

(a) 19 for sex offenders and two for violent offenders.

41. Can you confirm that the building in which the Office of the Director of Public Prosecutions (ODPP) is located at 4 George Street, Parramatta, and the Justice Precinct building located near it, are to be sold?

(a) When was this decision taken?

This question should be referred to the Minister for Finance and Services.

(a) This question should be referred to the Minister for Finance and Services.

42. On the assumption that the ODPP and other bodies operating from the Justice Precinct will have to either pay commercial rent or have it paid on their behalf, what impact on the budget of your portfolio will any sale of these buildings have?

This question should be referred to the Minister for Finance and Services.

43. What was the budget for the Industrial Relations Commission of the 2012-2013 financial year?

The budget for the Industrial Relations Commission falls under the sub-set of the Courts Service Group which is publically available in the 2012-13 Budget papers.

44. What was the budget for the Industrial Relations Commission of the 2013-2014 financial year?

The budget for the Industrial Relations Commission falls under the sub-set of the Courts Service Group which is publically available in the 2013-14 Budget papers.

45. What was the budget for the Industrial Relations Commission of the 2014-2015 financial year?

The budget for the Industrial Relations Commission falls under the sub-set of the Courts Service Group which will is publically available in the 2014-15 Budget papers.

46. In answering the above questions regarding the budget of the Industrial Relations Commission, can you provide the total budget for the tribunal and details of the funding for the Industrial Court of NSW.

Please see above answers.

47. What major works that are part of the Court Upgrade Program (including Justice Link Project) being upgraded in the Monaro Electorate?

(a) What is the budget allocation for these projects for the 2014/15 budget?

The NSW Liberals & Nationals Government is investing a record amount in technology and modernising court complexes across NSW to deliver a more efficient, smarter justice system that delivers for the community. These upgrades are being installed in stages across the state.

(a) The NSW Liberals & Nationals Government is investing a record amount in Court Upgrade programs with a Budget of \$40 million over 4 years for the *Justice Audio Visual Link Consolidation Project* but will expand to need current and future needs.

48. How many juveniles were held in the prison system as at:-

- (a) 1/7/13**
- (b) 1/1/14**
- (c) 30/6/14**

(a-c) Numbers have varied but are usually 15-20.

49. How many Intensive Corrections Orders have been made by Courts in these periods:-

- (a) 1/7/13-31/12/13**
- (b) 1/1/14-30/6/14**
- (c) 1/7/14 to date**

- (a) 1255
- (b) 1204
- (c) 429 (as at 01/09/2014)

50. Which contractors have Corrective Services retained since 1/7/13 and at what cost?

Details of individual contractors are not available.

51. What recruitment of staff for Correctional Services has occurred since 1/7/13?

(a) How many prospective Correctional Services employees have graduated from the Bush Farm since 1/7/13?

Corrective Services NSW took some form of recruitment action in relation to 370 people. This recruitment action related to all contingent labour such as casual, permanent and temporary employees.

- (a) As at 30/08/2014, 153 employees have graduated from Brush Farm. There are a further 4 classes expected to be completed before February 2015 with approximately 120-160 further employees to graduate.

52. As at 30/6/14 how many staff had accrued recreation leave greater than 40 days?

2,172.

53. How many deaths in custody occurred in Correctional Services for the year ending 30/6/12 and at what times?

- (a) How many of the deceased were Aboriginal?**

20 inmates died in the Custody of Corrective Services, including of no unusual circumstances

- (a) Two of the deceased were Aboriginal.

54. How many full-time equivalent staff were employed in Corrective Services NSW as at:-

- (a) 1/1/13**
- (b) 1/7/13**
- (c) 1/1/14**
- (d) 1/7/14**

(a-d) Full time equivalent staff range from approximately 6000 to 6200 and exclude casuals.

55. How many staff positions have been cut from Corrective Services since

- (a) 1 July 2011?**
- (b) 1 July 2013?**

(a and b) Efficiencies and fluctuating prisoner numbers have been reflected in staff numbers.

56. In 2013-14 what was the daily average number of persons supervised by Corrective Services under community based orders?

16493

57. Since July 2013, what has been the daily average number of persons supervised by Corrective Services under community based orders?

16504 (to 1 September 2014)

58. What level of supervisions and monitoring - including random home visits and urinalysis- occurred by Corrective Services on community based offenders in the period 1/7/13 to date?

Corrective Services does not collect data separately for announced and unannounced home visits.

59. How many FTE staff were employed to undertake offender supervision in 2013/14 and how many will there be by 31/12/14?

520¹ were employed in 2013/14. Staff employed to undertake offender supervision will be as required.

60. Has funding been altered or reduced in the current budget for:-

- (a) Addiction programs?**
- (b) Aggression and violence programs?**
- (c) Employment programs**
- (d) Education programs?**
- (e) Drug Treatment?**
- (f) Mental health services?**
- (g) Therapeutic treatment for violence and sexual offending?**
 - i. If yes, to any of the above, how much funding has been cut?**

Allocation of the Corrective Services budget for the current financial year is allocated as needed.

61. Has funding been altered or reduced in the current budget in relation to any of the following staff positions:-

- (a) Psychologists**
- (b) Counsellors**
- (c) Social workers**
- (d) Mental health workers**
- (e) Other medical staff**
- (f) Teachers and trainers?**
 - i. If yes to any of the above, how many staff positions be lost?**

¹ Corrected figures supplied as of 20 October 2014.

Medical staff are the responsibility of the Justice Health and Forensic Mental Health Network. Other professionals are engaged as required.

**62. How many inmates are currently participating in CUBIT programs?
(a) What funding is provided to this program in the current budget?**

48 inmates were participating in CUBIT at 29 August 2014.

(a) Allocation of the Corrective Services budget for the current financial year is yet to be finalised.

63. How many inmates were participating in the CUBIT program on the following dates:-

- (a) 1 May 2013;**
- (b) 1 September 2013;**
- (c) 1 December 2013;**
- (d) 1 May 2014?**

- (a) 24
- (b) 19
- (c) 46
- (d) 45

64. Which recommendations of the Hamburger Review have not been implemented by either the Government or Corrective Services?

Most recommendations have been implemented or require ongoing implementation but some have been superseded.

65. How many people were wrongfully detained by Corrective Services in 2011/12?

- (a) Did any of these incidents lead to claims for compensation?**
- (b) If so, how many?**
- (c) What was the total amount of compensation paid out to person wrongfully detained by Corrective Services?**
- (d) What were Corrective services' total legal expenses associated with settling or contesting claims relating to wrongful detention?**

Please refer to answers in the Budget Estimates Supplementary Questions 2012.

66. How many inmates are currently participating in the Intensive Drug and Alcohol Treatment Program at the John Moroney Correctional Complex?

(a) How many inmates have successfully completed the program and how many have failed?

148 as at 1 September 2014.

(a) As at 1 September 2014, 368 inmates have commenced the program, and 113 have graduated. 107 inmates who commenced did not graduate; either regressed, removed for misconduct reasons or removed to treat emergent health/mental health concerns.

67. Have any overdoses or other drug-related health incidents or emergencies occurred at the Intensive Drug and Alcohol Treatment jail since 1 January 2013?

(a) If so, how many?

No.

68. Have random searches of inmates and their cells occurred at the Intensive Drug and Alcohol Treatment Program at John Moroney in 2013-14?

(a) If so, how many?

(b) Are all visitors to the John Moroney CC searched for illicit drugs and other contraband material?

(c) Have any illicit drugs or other contraband material been found in the possession of either inmates or visitors to this Centre?

(d) If so, on how many occasions and what action was taken?

(a-d) Daily random searches of inmates and their cells are conducted at John Morony Correctional Centre, which includes the Intensive Drug and Alcohol Treatment Program. Numbers are variable.

69. Does Corrective Services NSW separate prisoners according to their ethnic and/or religions background?

(a) If so, which groups are separated?

(b) How are prisoners' ethnic and religious backgrounds identified?

It is not the general policy of Corrective Services NSW to separate inmates according to their ethnic and/or religious backgrounds.

70. Since 1/7/13 how many of the following incidents have occurred and from which Correctional Services Centres?

(a) Erroneous releases

(b) Escapes and absconding

From 1 July 2013 to 30 June 2014 the following erroneous releases and escapes occurred:

- (a) 2
- (b) 19

71. On how many occasions have escaped or erroneously released prisoners committed offences while at large?

This question would be more appropriately referred to the Minister for Police.

72. For the year ending 30/6/14 how many:-

- (a) Inmate assaults on staff; and**
- (b) Inmate assaults on inmates were there in Correctional Centres**

- (a) 57 inmate-on-staff assaults but none were serious assaults
- (b) 1483 inmate-on-inmate assaults and 38 inmate-on-inmate serious assaults

73. On how many occasions did Corrective Services staff require medical attention following an assault by an inmate?

There were 109 incidents reports.

74. How many inmate assaults involved the use of a weapon?

- (a) What weapons were used?**

Corrective Services NSW does not collate data on the type of weapons alleged to be used.

75. Has compensation been paid to any inmates or staff following an assault within a prison?

- (a) If so, how much in total has been paid out?**

This is subject to confidential court orders.

76. How many of the following were carried out in financial year 2013/14 across the NSW Correctional Centre System:-

- (a) Inmate searches;**
- (b) Searches of Inmates cells; and**
- (c) Visitor searches**

(a-c) Searches were undertaken as needed.

77. How many were carried out the previous financial year?

Searches were undertaken as needed.

78. What was the total amount of contraband seized in the financial year 2013/14?

I am advised there is no consistent way to measure amounts of contraband.

79. Are searches randomised?

Yes.

80. Is advance warning of searches given to inmates?

No.

81. Are all visitors to Correctional Centres searched and observed?

All visitors are processed and registered on arrival at the correctional centre.

82. What is the highest number of full-time custody prisoners during any one day in the periods:-

(a) 1/7/13-31/12/13

(b) 1/1/14-30/6/14

(c) 1/7/14 to date?

(a) 10,378 (26 November 2013)

(b) 11,021 (9 May 2014)

(c) 10,648 (4 July 2014)

83. How many offenders as at 30/6/13 were subject to Home Detention?

(a) How many were so subject as at 30/6/14?

66

(a) 83

84. What has been the average time out of cells in each Correctional Centre:-

(a) 1/1/13-30/6/14; and

(b) 1/7/14 to date?

(a) The total average time out-of-cells is 8.2 hours.

(b) Corrective Services does not collate data in a manner which would enable a response to the period specified.

85. Have any wings or portions of prisons been reopened since 1/7/13 and how many prisoners are held there?

Yes – numbers vary.

86. There's quite a waiting list for the treatment program in prison for sexual offenders called CUBIT. How long is the waiting list now?

The eligibility/waiting list is dependent on factors such as the inmate having served an appropriate part of the non-parole sentence and is therefore not an indication of current eligibility.

87. How widespread is CUBIT?

(a) Does it operate in prisons in regional areas in NSW?

CUBIT is currently provided at Cessnock Correctional Centre and the Metropolitan Special Programs Centre.

88. Does the Mothers and Children Program continue to operate in NSW prisons?

(a) How many prisoners participated in the program in the last financial year?

(b) How many are projected to participate in the coming financial year?

Yes.

(a and b) 29 women and 45 children participated and it is anticipated there will be an increase in the number of occasional residence applications and community referrals for women expecting non-parole periods of between two and four years.

89. Why is it that women have less access to education, rehabilitation and employment training programs while imprisoned than do men?

Female inmates have access to education, rehabilitation and employment programs. Given the small numbers of women at some centres, and the limited programs specifically developed and demonstrated to be effective with women, some rehabilitation is provided on an individual basis rather than in a group format.

In August 2014 the Intensive Drug and Alcohol Treatment Program commenced at Dillwynia Correctional Centre. This program aims to provide treatment for up to 50

female inmates when fully operational (in combination with the male program around 300 inmates in total will participate in the program when fully operational).

Women have the same opportunities as men to participate in basic education courses delivered by Adult Education and Vocational Training Institute staff. Inmates with the highest assessed needs in Literacy and Numeracy are targeted for these courses.

90. Why is it that women in prison can earn a higher wage by working in a prison industry than if they do a full-time educational course?

An inmate who is employed full-time and chooses to be involved in education programs can access full wage opportunities.

91. Last year your Government privatised the Community offenders Support Program (COSP) and said the private sector would run such services.

- (a) Which private bodies have now been engaged to run such services and programs?**
- (b) How much is paid to those private operators?**
- (c) How many released prisoners have been assisted under these new arrangements?**
- (d) How many released prisoners have found accommodation as a result of these services?**
- (e) What services are run within jails to reintegrate prisoners into the community as part of this program?**
- (f) How many prisoners are not able to achieve parole because they can't provide satisfactory accommodation options? And these would previously have been able to use COSP's as accommodation?**

(a-e) CSNSW has retained one COSP (Malabar), under CSNSW operation and will have one COSP (Campbelltown), to be tendered to the non-government and private sector for operation. The tender process is yet to be finalised. Through the NEXUS information session, inmates with three to six months left to their earliest expected release date are provided with information to assist with their reintegration into the community. There may be a number of reasons why an inmate is not granted parole. Data on whether this is related to availability of suitable accommodation is not available.

92. Granted the current incredibly low recidivism rates of ex-prisoners on the Community Restorative Centre (CRC) program, why did you cut their funding?

The NSW Government has launched new funding packages in order to support offenders upon their release, making communities safer in the process. The \$17 million package over three years will assist in the reintegration of offenders into the community and better focus on those parolees at higher risk.

93. Won't the reduction in CRC's funding mean greater recidivism, more people returning to prison and greater costs to the corrections system?

Refer to answer given for question 92.

94. Isn't your move to fund almost exclusively 12 week post release programs entirely shortsighted?

(a) Aren't many people released from prison likely to have complex needs that won't be resolved in 12 weeks?

Refer to answer given for question 92.

95. Do you realise with the cut to the CRC's funding there are likely to be no specialist post release services in Sydney working long term with high risk ex-prisoners?

Refer to answer given for question 92.

96. Prisoners frequently have complex issues: mental illness, cognitive impairment, homelessness, alcohol and other drug related use. How can you expect anything meaningful to be done about that in 12 weeks?

Corrective Services recognises that offenders with complex needs may require extended support (beyond 12 weeks) and this period can be extended.

97. What has happened to your Government proposal for social impact bonds in relation to reducing recidivism?

Work continues on the model.

98. What is the current level of Aboriginal employment within Juvenile Justice?

(a) What programs has your Government introduced to alter the level of Aboriginal employment within Juvenile Justice?

The Public Service Commission collects workforce data from the NSW public sector, including information regarding levels of Aboriginal employment.

99. How many sexual assaults have occurred within Juvenile Justice Centres since 1/7/13?

(a) At which Centres did these occur?

1.

100. How many assaults on staff by detainees and at which Juvenile Justice centres have occurred since 1/7/13

5 per 1,000 admissions.

101. Since 1/7/13 how many:

(a) Escapes and;

(b) Incorrect releases

(c) Have occurred, and from which Juvenile Justice Centres?

This is detailed in annual reports.

102. How many wrongful detentions, at which Juvenile Justice Centres and for how long have occurred since 1/7/13?

2.

103. What is the current maximum capacity of Juvenile Justice Centres?

The maximum capacity is variable as facilities are modified.

104. What is the average number of detainees in the period of 1/7/13 to date?

(a) What is the number of detainees as at today's date?

Average daily number in custody in the period 1/7/2013 - 20/8/2014 was 308.

(a) 257 as at 20 August 2014.

105. How many young offenders have been detained in Juvenile Justice Centres since 1/7/13?

3684 admissions.

106. How many new staff have been employed by Juvenile Justice since 1/7/13?

Staff appointments include a range of specialities. New positions may involve existing staff or previously employed staff.

107. Since 1/7/13 how much has been spent on charter flights to transport detainees of Juvenile Justice?

The number and cost of chartered flights has decreased by 43% since the former Labor government lost office.

108. How many times, for how long and at what Juvenile Justice Centres have detainees been segregated or separated since 1/7/13?

Separation and segregation is in conformity with departmental requirements.

109. Where does Juvenile Justice have current psychological and drug and alcohol counsellors?

(a) How many such persons are at these locations?

Each of the Juvenile Justice centres have access to psychological and drug and alcohol counsellors.

110. How many instances have there been of discovery of contraband at Juvenile Justice Centres since 1/7/13?

1.

111. Since 1/7/13, how many detainees have been:

(a) Enrolled in Education and Training Units;

(b) or placed in a TAFE course

In 2013/14 there were 873 detainees enrolled in Education and Training Units and 460 detainees enrolled in a TAFE course.

112. How many unfilled vacancies are there for staff at Juvenile Justice as at 1/7/14, and how long have these vacancies been unfilled?

Vacancies are not indicative of positions not being filled.

113. How many detainees over the age of 18 years were there in Juvenile Justice Centres as at:

(a) 1/1/14

(b) 1/7/14

(a) 64

(b) 70

- 114. How many drug detections have there been in Juvenile Justice Centres since 1/7/13?**
- (a) How many K9 searches have been conducted within Juvenile Justice Centres since 1/7/13?**
 - (b) How many visitors to Juvenile Justice Centres have been screened by K9 units since 1/7/13?**
 - (c) How many visitors have been refused access to Juvenile Justice Centres since 1/7/13 due to an indication of illicit substances following a K9 unit screen?**
 - (d) How many drug and alcohol tests have been carried out since 1/7/13 and how many of those returned a positive result?**

Drug searches and detections are in conformity with departmental requirements.

- 115. Have there been any deaths of detainees in Juvenile Justice Centres since 1/7/13?**
- (a) If so how many and at which Centres?**

No.

- 116. What has been the rate of self-harm since 1/7/13?**

57 per 1,000 admissions.

- 117. What is the average age of staff in Juvenile Justice Centres as at 1/7/14?**

Age average varies daily.

- 118. Since 1 July 2013 how many:**
- (a) New positions**
 - (b) New employees**
 - (c) have there been introduced into Juvenile Justice?**

See answer to question 106.

- 119. How many sexual assaults have occurred since 1/7/13 within Juvenile Justice Centres?**
- (a) At which centres?**

See answer to question 99.

120. Given evidence at ICAC that Hunter Liberal Members of Parliament received cash from prohibited donors, can you guarantee that you did not receive an illegal donation at the last election?

Yes.

121. Last week the Premier put out a statement that said:

"I have always absolutely complied with the electoral funding laws and the records are there for all to see. Yes, I can guarantee that I have never accepted an illegal donation."

Will you make that same statement?

See answer to question 120.

122. Do you think the people of NSW have a right to know who is making donations to candidates during election campaigns?

The Election Funding, Expenditure and Disclosures Act 1981 is the relevant law.

123. Given that the Liberals channel all donations through a centralised accounting system which means most individual MPs do not disclose the people and organisations that personally donate to their campaigns, will you fully disclose the source of all donations you received at the 2011 election campaign?

See answer to question 122.

124. Will you release the full list of donors who donated to your 2011 election campaign?

See answer to question 122.

125. In the interest of transparency and accountability, will you commit to publicly release the source of donations for the 2015 election?

See answer to question 122.

126. On how many occasions have you met with a lobbyist, and what were the dates of these meetings?

Meetings with lobbyists are in accordance with the NSW Lobbyist Code of Conduct.

127. Which lobbyists have you met with, and what was discussed?

Meetings with lobbyists are in accordance with the NSW Lobbyist Code of Conduct.

**128. The Minister for Finance has banned lobbyists from meeting him and his office; will you make the same commitment?
(a) If not, why not?**

Meetings with lobbyists are in accordance with the NSW Lobbyist Code of Conduct.

**129. How many times have you met with the Cross Border Commissioner:
(a) In the last twelve months
(b) Since the creation of the position.**

Information regarding scheduled meetings held with stakeholders, external organisations and individuals will be published in accordance with Memorandum 2014-07 - Publication of Ministerial Diaries.

**130. What issues or topics have you referred to the Cross Border Commissioner:
(a) In the last twelve months
(b) Since the creation of the position.**

Information regarding scheduled meetings held with stakeholders, external organisations and individuals will be published in accordance with Memorandum 2014-07 - Publication of Ministerial Diaries.

131. Do any Departments/agencies within your portfolio responsibilities utilise the services of Labour Hire Firms?

If yes, please advise in table form:

- (a) The names of the firms utilised**
- (b) The total amount paid to each firm engaged**
- (c) The average tenure period for an employee provided by a labour hire company**
- (d) The longest tenure for an employee provided by a labour hire company**
- (e) The duties conducted by employees engaged through a labour hire company**
- (f) The office locations of employees engaged through a labour hire company**

The services of such firms are engaged at the local level, using suitable pre-qualification schemes according to the NSW Procurement Policy.

132. Has the consultancy company Crosby Textor done any consultancy work for the Dept of Primary Industries?

(a) If so what projects was Crosby Textor consulted on?

(b) What was the cost of the consultancy work for each project?

(c) Was there a tender process for these projects?

This question should be referred to the Minister for Primary Industries.

133. Does Crosby Textor currently have any contract work with the Department, if so, what is their role in the project?

This question should be referred to the Minister for Primary Industries.

134. Has the consultancy company Premier State done any consultancy work for the Dept of Primary Industries?

(a) If so what projects was Premier State consulted on?

(b) What was the cost of the consultancy work for each project?

(c) Was there a tender process for these projects?

This question should be referred to the Minister for Primary Industries.

135. Does Premier State currently have any contract work with the Department, if so, what is their role in the project?

This question should be referred to the Minister for Primary Industries.

136. Has the Government Contracting company Serco or its affiliates done any consultancy work for the Dept of Primary Industries?

(a) If so what projects was Serco or its affiliates assisted with?

(b) What was the cost of the consultancy work for each project?

(c) Was there a tender process for these projects?

This question should be referred to the Minister for Primary Industries.

137. Does Serco or any of its affiliates currently have any contract work with the Department, if so, what is their role in the project?

This question should be referred to the Minister for Primary Industries.

138. How many blackberries/smart phones are assigned to your staff?

204 have been issued to NSW Government Ministerial staff.

139. For each phone, how much was each bill in the 2013/14 financial year?

The 2013-14 total phone bill expenditure for NSW Government Ministerial offices is \$363,877 (63%) less than under the NSW Labor Government in 2008-09 of \$578,691 total expenditure.

140. How many have phones have been lost in your office?

9 phones were lost from the NSW Government Ministerial staff.

141. What is the cost of replacing those phones?

The cost is the normal contract price and this cost is claimed through the NSW Treasury Managed Fund.

142. How many iPads does DPC assign to your Ministerial office and to whom have they been issued?

96 iPads have been issued for the NSW Government Ministerial staff.

143. How many iPads have you purchased for your office and to whom have they been issued?

iPads are supplied by DPC and have not been purchased by NSW Government Ministerial staff

144. How many iPhones does DPC assign to your Ministerial office and to whom have they been issued?

204 phones have been issued to the NSW Government Ministerial staff.

145. How many iPhones have you purchased for your office and to whom have they been issued?

iPhones or Smart Phones are supplied by DPC and have not been purchased by NSW Government Ministerial staff.

146. How many iPhones have been lost in your office?

9 phones were lost from the NSW Government Ministerial staff.

147. How many iPads have been lost in your office?

0 iPads were lost from the NSW Government Ministerial staff.

148. What is the cost of replacing those phones or iPads?

The cost is the normal contract price and this cost is claimed through the NSW Treasury Managed Fund.

149. How many media or public relations advisers are employed for each of your portfolio agencies?

The Department provides a range of support to the Minister, including the preparation of correspondence, provision of coordinated advice and the development of legislation. These roles are not strictly defined or confined to singular duty roles.

150. What is the forecast for 2014/15 for the number of media or public relations advisers to be employed and their total cost?

Refer to answer given for 149.

151. Have any of your overseas trips in the past year been paid for in part or in full by using public money?

Information regarding Ministerial travel is available on the Minister's appropriate agency website, in accordance with Ministerial Memorandum M2009-10 "Release of Overseas Travel Information".

152. If so, did any of your relatives or friends accompany you on these trips?

Information regarding Ministerial travel is available on the Minister's appropriate agency website, in accordance with Ministerial Memorandum M2009-10 "Release of Overseas Travel Information"

153. What is the annual remuneration package for your chief of staff?

Ministerial staff numbers and salary bands are available on the DPC website at: http://www.dpc.nsw.gov.au/about/publications/premiers_and_ministers_staff_numbers.

154. What is the annual remuneration package for your head media advisor?

Ministerial staff numbers and salary bands are available on the DPC website at: http://www.dpc.nsw.gov.au/about/publications/premiers_and_ministers_staff_numbers.

155. What is the annual remuneration package for each of your staff?

Ministerial staff numbers and salary bands are available on the DPC website at: http://www.dpc.nsw.gov.au/about/publications/premiers_and_ministers_staff_numbers.

156. What is the estimated expenditure for your office budget in 2014/15?

The 2014-15 budget for NSW Government Ministerial offices is \$4,886,770 (10%) less than under the NSW Labor Government in 2009-10 of \$48,834,000.

157. Have any office renovations or fit outs been undertaken in your ministerial office since April, 2011?

(a) If so, could you give details of contracted costs?

Information in relation to repairs, maintenance and relocation for 2011-12 and 2012-13 is available on the Department of Premier and Cabinet Disclosure Log at

http://www.dpc.nsw.gov.au/_data/assets/pdf_file/0007/165616/Disclosure_Log_Information_-_Ministerial_Renovations.docx.pdf

158. What is your Ministerial office budget for 2014/15?

The 2014-15 budget for NSW Government Ministerial offices is \$4,886,770 (10%) less than under the NSW Labor Government in 2009-10 of \$48,834,000.

159. How many political advisors are in your office?

Ministerial staff numbers and salary bands are available on the DPC website at:

http://www.dpc.nsw.gov.au/about/publications/premiers_and_ministers_staff_numbers

160. How many administration staff?

Ministerial staff numbers and salary bands are available on the DPC website at:

http://www.dpc.nsw.gov.au/about/publications/premiers_and_ministers_staff_numbers.

161. How many Department Liaison Officers are assigned to your office?

Number of Department Liaison Officers for NSW Government Ministerial offices at 30 June 2014 was 56.

162. How many staff in the Department are assigned to Ministerial support duties?

NSW Government Ministers and the Leader of the Opposition are provided with road transport services, with Ministerial Drivers assigned for this purpose.

163. Are any contractors or consultants working in your ministerial office?

(a) If so, in what capacities?

Financial statements, including expenditure on consultants, are available in agency annual reports.

164. How much did your Ministerial office spend on contractors or consultants?

Financial statements, including expenditure on consultants, are available in agency annual reports.

165. How much did your Ministerial office spend on taxi fares, including Cabcharge in the 2013/14 financial year?

The 2013-14 taxi expenditure for NSW Government Ministerial offices was \$117,783 (67%) less than under the NSW Labor Government in 2009-10 of \$175,776.

166. Are any of your portfolio agencies undergoing a restructure?

Agencies and departments undertake internal reviews of its structure to ensure that its functions and priorities align with the changing needs of Government. This work has involved reviewing structures in various parts of the agency to achieve greater alignment with the Government's reform agenda and recommendations of the Commission of Audit.

167. How many jobs are expected to be cut as a result of that restructure?

Agencies and departments undertake internal reviews of its structure to ensure that its functions and priorities align with the changing needs of Government. This work has involved reviewing structures in various parts of the agency to achieve greater alignment with the Government's reform agenda and recommendations of the Commission of Audit.

168. How many people are expected to have their wages cut as a result of that restructure?

Agencies and departments undertake internal reviews of its structure to ensure that its functions and priorities align with the changing needs of Government. This work has involved reviewing structures in various parts of the agency to achieve greater alignment with the Government's reform agenda and recommendations of the Commission of Audit.

169. How many voluntary redundancies were offered in your Departments since April 2011?

The Government's program of voluntary redundancies remains on track.

170. What has been the total cost of redundancies since April 2011?

The Government's program of voluntary redundancies remains on track.

171. How many voluntary redundancies were accepted from employees in your Departments since April 2011?

The Government's program of voluntary redundancies remains on track.

172. How many voluntary redundancies are expected to be offered in 2014/15?

The Government's program of voluntary redundancies remains on track.

173. How much did your Department(s) spend on catering in 2013/14?

Costs were in accordance with Government guidelines.

174. How much did your Department(s) spend on stationary in 2013/14?

Costs were in accordance with Government guidelines.

175. What is your Department's catering budget?

Costs were in accordance with Government guidelines.

176. What is your Department's stationary budget?

Costs were in accordance with Government guidelines.

177. Since April 2011 have any of the agencies in your Department(s) changed their branding?

(a) If so, how much was spent on rebranding the agency?

For the Department of Justice see answer 29. For agencies within the portfolio, no.

178. How long is the average turnaround for responding to correspondence in your Department(s)?

The department's recommended time frame for completing responses to correspondence from Ministers, Members of Parliament and members of the public is 20 working days from the department's receipt of the correspondence.

However, it is not always possible to comply with this time frame for any number of reasons including: the nature and complexity of the matter; stakeholder consultation; or further information required from other departments and sources.

179. How many pieces of correspondence have been outstanding for more than 60 days?

The department's recommended time frame for completing responses to correspondence from Ministers, Members of Parliament and members of the public is 20 working days from the department's receipt of the correspondence.

However, it is not always possible to comply with this time frame for any number of reasons including: the nature and complexity of the matter; stakeholder consultation; or further information required from other departments and sources.

180. In 2013/14 how many invoices has your Department(s) failed to pay a supplier or contractor for more than 30 days?

Information regarding “30 days to pay” policy is available at:
[http://www.finance.nsw.gov.au/30 days/how-government-will-report-policy](http://www.finance.nsw.gov.au/30%20days/how-government-will-report-policy)

181. As a result of late payment, how much penalty interest has been paid to contractors since 1 January 2011?

Information regarding “30 days to pay” policy is available at:
[http://www.finance.nsw.gov.au/30 days/how-government-will-report-policy](http://www.finance.nsw.gov.au/30%20days/how-government-will-report-policy)

182. How many invoices have been outstanding for longer than 60 days?

Information regarding “30 days to pay” policy is available at:
[http://www.finance.nsw.gov.au/30 days/how-government-will-report-policy](http://www.finance.nsw.gov.au/30%20days/how-government-will-report-policy)

- 183. Does your department provide recurrent grant funds to non-government organisations? If yes,**
- (a) What are the names of all organisations in receipt of funding?**
 - (b) What is the total amount of funding received by each organisation including goods and services tax?**
 - (c) On what date was the funding advanced?**
 - (d) What was the purpose for each grant or funding advance?**
 - (e) Was any funding withheld or returned?**
 - (f) If so, what were the reasons for withholding or requiring the funding to be returned?**
 - (g) What is the indexation rate applied to non-recurrent grant funds in 2013/14?**
 - (h) What are the details of any costs involved in each study, audit, taskforce or review?**

This information is detailed in annual reports.

184. How many contractors has your Department(s) retained since 1 July 2014 and at what cost?

The Department of Justice does not maintain a centralised registry of contractors retained.

185. What is the current level of Aboriginal employment within your Department(s)?

The Public Service Commission collects workforce data from the NSW public sector, including regarding levels of Aboriginal employment.

186. How has that changed since 1 July 2013?

See answer to question 185.

187. Since 1 July 2011, how much has been spent on charter air flights by your Department(s)?

Travel is in accordance with the 'Policy on Official Travel within Australia and Overseas' available at

http://www.dpc.nsw.gov.au/data/assets/pdf_file/0020/156026/Official_Travel_Policy_within_Australia_and_Overseas - August 2013.pdf

- 188. In relation to feasibility studies, audits, taskforces and reviews:**
- (a) Is your department currently undertaking any feasibility studies, audits, taskforces or reviews? If so; then;**
 - (b) What are the terms of reference or details of each study, audit, taskforce or review?**
 - (c) Who is conducting the study, audit, taskforce or review?**
 - (d) Was each study, audit, taskforce or review was publically advertised seeking expression of interest or competitive tenders?**
 - (e) Is there a contract in place detailing terms of engagement for the study, audit, taskforce or review?**
 - (f) What is the timeline of each study, audit, taskforce or review?**
 - (g) What are the details of any costs involved in each study, audit, taskforce or review?**

As with previous NSW Governments, the Government undertakes feasibility studies, audits, taskforces and reviews to inform government decision making. A number of feasibility studies, audits, taskforces and reviews are currently being undertaken across the NSW Government

189. Can you please list all travel related costs for your Parliamentary Secretary incurred in their capacity as Parliamentary Secretary since 1 July 2013

- (a) kilometres travelled**
- (b) accommodation,**
- (c) air fares**

(d) meals/entertaining?

Information on the total costs for NSW Government Parliamentary Secretaries in 2013/14 are:

- (a) Information not available.
- (b) \$1,338
- (c) \$8,773
- (d) Information not available. Expenses are included under (b).

190. Can you please provide details of the following activities undertaken by your Parliamentary Secretary since 1 July 2013;

- (a) meetings attended in their capacity as Parliamentary Secretary?**
- (b) functions attended in their capacity as Parliamentary Secretary?**

Parliamentary Secretaries provide assistance to the Premier/Minister, including signing correspondence; receiving deputations; undertaking special tasks; officiating at functions; and relieving the Premier/Minister of some of their duties. The duties to be performed are those allocated by the Premier/Minister, or which have the Premier/Minister endorsement.

191. How often do you meet with your Parliamentary Secretary?

- (a) Are these meetings documented?**
- (b) Who attends these meetings?**

Parliamentary Secretaries provide assistance to the Premier/Minister, including signing correspondence; receiving deputations; undertaking special tasks; officiating at functions; and relieving the Premier/Minister of some of their duties. The duties to be performed are those allocated by the Premier/Minister, or which have the Premier/Minister endorsement.

192. Who provides instructions and direction to your Parliamentary Secretary, you or your Chief of Staff?

Parliamentary Secretaries provide assistance to the Premier/Minister, including signing correspondence; receiving deputations; undertaking special tasks; officiating at functions; and relieving the Premier/Minister of some of their duties. The duties to be performed are those allocated by the Premier/Minister, or which have the Premier/Minister endorsement.

193. Has the Minister been provided with Speech, Voice or Media Training since becoming Minister? If so, then;

- (a) Who conducted the training?**
- (b) When was it conducted?**
- (c) Where was it conducted what were the costs of the training?**
- (d) Who paid for the training?**

Information regarding Premier's Office and Ministerial Offices budget and expenditure is available on the Department of Premier and Cabinet Disclosure Log at http://www.dpc.nsw.gov.au/about/accessing_dpc_information/dpc_disclosure_log.

- 194. Has the Parliamentary Secretary been provided with Speech, Voice or Media Training since becoming Parliamentary Secretary? If so, then;**
- (a) Who conducted the training?**
 - (b) When was it conducted?**
 - (c) Where was it conducted what were the costs of the training?**
 - (d) Who paid for the training?**

Information regarding Premier's Office and Ministerial Offices budget and expenditure is available on the Department of Premier and Cabinet Disclosure Log at http://www.dpc.nsw.gov.au/about/accessing_dpc_information/dpc_disclosure_log.



(Brad Hazzard)