General Purpose Standing Committee No. 4

Budget Estimates 2010 - 2011

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Terms of reference

- 1. That upon tabling, the Budget Estimates and related papers for the financial year 2010-2011 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 13 September 2010

Tourism, Hunter, Science & Medical	9.15 am – 1.00 pm
Research, Women	
Health	9.15 am – 1.00 pm
Ageing, Disability Services, Volunteering, Youth	2.00 pm - 6.00 pm
Ports and Waterways, Illawarra	2.00 pm - 4.00 pm
Mineral & Forest Resources	4.15 pm - 6.00 pm
	Research, Women Health Ageing, Disability Services, Volunteering, Youth Ports and Waterways, Illawarra

Day Two: Tuesday 14 September 2010

GPSC1	Treasury, Special Minister of State,	
	State Development & Regional Development	9.15 am – 1.00 pm
GPSC3	Local Government, Juvenile Justice, Mental Health	9.15 am – 1.00 pm
GPSC1	Premier, Redfern Waterloo	2.00 pm - 6.00 pm
GPSC3	Attorney General, Regulatory Reform, Citizenship	2.00 pm - 4.30 pm
GPSC3	The Legislature	4.45 pm - 6.00 pm

Day Three: Wednesday 15 September 2010

GPSC2 GPSC4	Education and Training Fair Trading, Arts	9.15 am – 1.00 pm 9.15 am – 11.00 am
GPSC4	Housing, Small Business, Veteran's Affairs	11.15 am – 1.00 pm
GPSC2 GPSC4	Community Services, State Plan Planning, Infrastructure, Lands	2.00 pm – 6.00 pm 2.00 pm – 6.00 pm

Day Four: Thursday 16 September 2010

GPSC4	Transport, Central Coast	9.15 am – 1.00 pm
GPSC5	5 Industrial Relations, Commerce, Energy	
	Public Sector Reform, Aboriginal Affairs	9.15 am – 1.00 pm
GPSC4	Roads, Western Sydney	2.00 pm - 6.00 pm
GPSC5	Water, Corrective Services	2.00 pm - 6.00 pm

Day Five: Friday 17 September 2010

GPSC3	Police, Finance	9.15 am – 1.00 pm
GPSC5	Climate Change & Environment, Cancer	9.15 am - 1.00 pm
GPSC3	Gaming & Racing, Sport & Recreation, Major Events	2.00 pm - 6.00 pm
GPSC5	Primary Industries, Emergency Services, Rural Affairs	2.00 pm - 6.00 pm

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

Day One: Monday 15 November 2010

GPSC 1 GPSC 2

Day Two: Tuesday 16 November 2010

GPSC 1 GPSC 3

Day Three: Wednesday 17 November 2010

GPSC 4 GPSC 2

Day Four: Thursday 18 November 2010

GPSC 4 GPSC 5

Day Five: Friday 19 November 2010

GPSC 5 GPSC 3

- 5. That the committees may hold additional supplementary hearings after 19 November 2010 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 or officer of a Department to make an opening statement before the committee commences questions.
- 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 2011.

- 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 24 November 2009, see *LC Minutes* (24/11/2009) 1536-1537, Item 12; amended *LC Minutes* (2/12/2009) 1601-1602, Item 8; amended *LC Minutes* (1/09/2010) 2001-2002, Item 4; amended *LC Minutes* (8/09/2010) 2036, Item 16.

Committee membership

The Hon Jenny Gardiner MLC	The Nationals	(Chair)
The Hon Penny Sharpe MLC	Australian Labor Party	(Deputy Chair)
The Hon Robert Borsak MLC	Shooters and Fishers Party	
The Hon David Clarke MLC	Liberal Party	
The Hon Kayee Griffin MLC	Australian Labor Party	
The Hon Shaoquett Moselmane MLC	Australian Labor Party	
Mr David Shoebridge MLC	The Greens	

Non-substantive members who attended the hearings

The Hon Sophie Cotsis MLC	Australian Labor Party
The Hon Greg Donnelly MLC	Australian Labor Party
Ms Cate Faehrmann MLC	The Greens
The Hon Don Harwin MLC	Liberal Party
The Hon Trevor Khan MLC	The Nationals
Dr John Kaye MLC	The Greens
The Hon Charlie Lynn MLC	Liberal Party
The Hon Matthew Mason-Cox MLC	Liberal Party
The Hon Greg Pearce MLC	Liberal Party
The Hon Lynda Voltz MLC	Australian Labor Party
The Hon Ian West MLC	Australian Labor Party

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Chair's foreword

I am pleased to present this report on the Budget Estimates 2010-2011. 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 five hearings, receiving thirteen hours of evidence, to examine the portfolio areas of Fair Trading, Arts, Housing, Small Business, Veteran's Affairs, Planning, Infrastructure, Lands, Transport, Central Coast, Roads and Western Sydney. The Committee subsequently held supplementary hearings to again examine the portfolios of Transport, Fair Trading, Arts and Planning.

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

Hon Jenny Gardiner MLC

Janny Cardina

Chair

Chapter 1 Introduction

Referral of the 2010 – 2011 Budget Estimates

- 1.1 On 24 November 2009, the Legislative Council resolved that 'the Budget Estimates and related papers for the financial year 2010-2011 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 (hereafter referred to as the Budget Estimates Resolution) requires 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 2011.

Hearings

- **1.3** The Committee held five hearings as follows:
 - Wednesday 15 September 2010 Fair Trading and Arts
 - Wednesday 15 September 2010 Housing, Small Business and Veteran's Affairs
 - Wednesday 15 September 2010 Planning, Infrastructure and Lands
 - Thursday 16 September 2010 Transport and Central Coast
 - Thursday 16 September 2010 Roads and Western Sydney.
- 1.4 In addition, the Committee held three supplementary hearings, as follows:
 - Thursday 18 November 2010 Transport
 - Thursday 18 November 2010 Fair Trading and Arts
 - Thursday 18 November 2010 Planning.
- 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/gpsc4.

Questions on notice

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

¹ *LC Minutes* (24/11/2009) 1536-1537, amended *LC Minutes* (2/12/2009) 1600-1601, amended *LC Minutes* (1/9/2010) 2001-2002.

Chapter 2 Issues raised during hearings

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

Fair Trading and Arts

- A hearing to examine the portfolios of Fair Trading and Arts was held on Wednesday 15 September 2010.
- 2.2 The following issues were raised in relation to Fair Trading:
 - Plumbing and gas regulation
 - The installation of high-fronted gutters
 - The introduction of a national product safety regime to simplify product safety laws
 - Residential Tenancy Law reform.
- **2.3** The following issues were raised in relation to the Arts:
 - Attendees at a meeting with the Minister to discuss upgrading the Arts NSW website
 - Percentage of time spent by the Minister on the Arts and Fair Trading on her respective portfolios
 - Arts and cultural activities in Western Sydney.
- A supplementary hearing to examine the portfolios of Fair Trading and Arts was held on Thursday 18 November 2010.
- 2.5 The following issues were raised in relation to Fair Trading:
 - Staff redundancies
 - Administration fees for managing rental bond money
 - New Australian consumer law the Competition Consumer Act
 - Door-to-door trading
 - High fronted gutters.
- **2.6** The following issues were raised in relation to the Arts:
 - Auditor General's "Knowing the Collections" report on the Australian Museum
 - Regional conservatoriums
 - Sydney Opera House operating grants
 - Negotiated funding for arts organisations.

Housing, Small Business and Veteran's Affairs

- 2.7 A hearing to examine the portfolios of Housing, Small Business and Veteran's Affairs was held on Wednesday 15 September 2010.
- **2.8** The following issues were raised in relation to Housing:
 - Capital expenditure
 - Housing and Human Services Accord
 - Indigenous housing
 - Social housing
 - New South Wales' share of Federal Government grants.
- 2.9 The following issues were raised in relation to Small Business and Veteran's Affairs:
 - How to make New South Wales more competitive
 - Small business leases
 - Small business access to credit
 - War memorial Hyde Park precinct
 - Boer war memorials
 - Kokoda Track Memorial Walkway.

Planning, Infrastructure and Lands

- 2.10 A hearing to examine the portfolios of Planning, Infrastructure and Lands was held on Wednesday 15 September 2010.
- 2.11 The following issues were raised in relation to Planning and Infrastructure:
 - Section 94 levy threshold
 - Planning Assessment Commission and Joint Regional Planning Panels
 - Hilltop Shooting Complex Development Application
 - Local Environment Plans developed according to the LEP Standard Instrument
 - Barangaroo Development
 - Heritage conservation
 - Policy for conduct and recording of meeting with development proponents
 - Sydney Metropolitan Development Authority
 - Removal of planning powers from Cessnock City Council
 - National Broadband Network

- Infrastructure funding and delivery.
- **2.12** The following issues were raised in relation to Lands:
 - Departmental structure
 - Sydney Harbour Foreshore Authority
 - Management of Crown Lands
 - Snug Cove development opportunities
 - Feral Animal Control on Crown land
 - Spatial Information Exchange System
 - Gosford Challenge
 - HMAS Adelaide.
- A supplementary hearing to examine the portfolio of Planning was held on Thursday 18 November 2010. The following issues were raised:
 - Barangaroo public transport assessments
 - Barangaroo diversity of housing including social housing
 - State Infrastructure Levy
 - Voluntary Planning Agreements (VPAs)
 - Seniors living project in Perry Street Mudgee
 - State Environmental Planning Policy (SEPP) for affordable rental housing
 - Land clearing at the Southern Highlands Regional Shooting Complex at Hilltop.

Transport and Central Coast

- A hearing to examine the portfolios of Transport and Central Coast was held on Thursday 16 September 2010. The following issues were raised in relation to Transport:
 - CBD-Rozelle Metro
 - Parramatta-Epping Rail Link
 - South-West Rail Line
 - North-West Rail Line
 - Western Express Rail Line
 - Free Shuttle Buses
 - Metrobus network
 - MyZone public transport fares
 - Reducing bus emissions

- Electronic integrated public transport ticketing system
- Metropolitan Transport Plan
- Estimates of public transport capital projects
- Light Rail extension project
- School bus safety.
- **2.15** The following issues were raised in relation to the Central Coast:
 - Proposed coal mining beneath Wyong Valley
 - Traffic flow on Terrigal Drive
 - Road upgrades for Central Coast
 - Central Coast as a distinct region
 - Federal study of Sydney-Newcastle fast rail link
 - Northern Freight Corridor project
 - Sea level rise.
- A supplementary hearing to examine the portfolio of Transport was held on Thursday 18 November 2010. The following issues were raised:
 - Metro compensation claims and costs
 - Far north coast transport provision
 - North west rail link costs
 - Integrated ticketing
 - Parramatta to Epping rail link.

Roads and Western Sydney

- 2.17 A hearing to examine the portfolios of Roads and Western Sydney was held on Thursday 16 September 2010.
- **2.18** The following issues were raised in relation to Roads:
 - Issues regarding the RTA Chief Executive and the F3 Expressway incident on 12 April 2010
 - Cost breakdown of the M5 East widening and the F3 to M2 link
 - Planning approval for the M2 Motorway upgrade
 - Planning for the M4 East project
 - Cost of sound proofing properties as part of the Sexton Hill upgrade
 - Completion of traffic flow improvement works on Kirkwood link road

- Review and investigation of Victoria Bridge, Penrith
- Monitoring of speed cameras, publishing fixed-speed camera locations and processing of infringement notices.
- **2.19** The following issues were raised in relation to Western Sydney:
 - Timing of the construction of Windsor Bridge
 - North Richmond bridge upgrade options
 - Funding sources for the Picton Road upgrade and number of accidents and fatalities
 - Riverstone rail overpass planning work
 - Opening of Stanhope Parkway
 - Mulgoa electorate roads funding breakdown
 - Western Sydney Arts Strategy report and funding
 - Extra funding allocation for the Nepean High School
 - Air pollution in western Sydney
 - Preservation of the Cumberland Plain woodlands.

Appendix 1 Witnesses at hearings

1. Fair Trading and Arts - Wednesday 15 September 2010

Name	Position and Organisation
The Hon Virginia Judge MP	Minister for Fair Trading and Minister for the Arts
Mr Rod Stowe	Deputy Commissioner, National Reform Agenda, Department of Services, Technology and Administration
Mr Steve Griffin	Deputy Commissioner, Fair Trading Operations, Department of Services, Technology and Administration
Mr Peter Duncan	Director General, Department of Services, Technology and Administration
Mr William Murphy	Director, Fair Trading Policy, Department of Services, Technology and Administration
Mr Michael Silk	Executive Services, Fair Trading Services, Department of Services, Technology and Administration
Ms Carol Mills	Director General, Communities NSW
Ms Mary Darwell	Executive Director, Arts NSW

2. Housing, Small Business and Veteran's Affairs - Wednesday 15 September 2010

Name	Position and Organisation
The Hon Frank Terezini MP	Minister for Housing, Minister for Small Business and Minister Assisting the Premier on Veteran's Affairs
Mr Mike Allen	Chief Executive, Housing NSW, Department of Human Services
Mr Ivan Simon	Deputy Chief Executive, Aboriginal Housing Office, Department of Human Services
Mr Michael Cullen	Executive Director, Enterprise, Small Business & Regional Development, Department of Industry and Investment
Mr Barry Buffier	Deputy Director General, Enterprise, Small Business & Regional Development, Department of Industry and Investment
Mr Darren Mitchell	Assistant Director, Veterans' Affairs and Grants Administration, Department of Premier and Cabinet
Mr William Murphy	Director, Fair Trading Policy, Department of Services, Technology and Administration, were examined on former oath

3. Planning, Infrastructure and Lands - Wednesday 15 September 2010

Name	Position and Organisation
The Hon Tony Kelly MP	Minister for Planning, Minister for Infrastructure and Minister for Lands
Mr Sam Haddad	Director General, Department of Planning
Mr Richard Pearson	Deputy Director General, Development Assessment and Systems Performance, Department of Planning
Mr Ian Reynolds	Deputy Director General, Strategies and Land Release, Department of Planning
Mr John Parisi	Director, Business and Finance, Department of Planning
Mr John Tabart	Chief Executive Officer, Barangaroo Delivery Authority

Name	Position and Organisation
Mr Todd Murphy	Development Director, Barangaroo Delivery Authority
Mr Peter Roberts	Chief Financial Officer, Barangaroo Delivery Authority
Mr Warwick Watkins	Chief Executive, Land and Property Management Authority
Mr Robert Costello	Corporate Secretary and Chief Financial Officer, Land and Property Management Authority

4. Transport and Central Coast - Thursday 16 September 2010

Name	Position and Organisation
The Hon John Robertson MLC	Minister for Transport and Minister for the Central Coast
Mr Les Weilinga	Director General, Transport NSW
Mr Peter Rowley	Chief Executive, State Transit Authority
Mr David Callahan	Chief Executive, Sydney Ferries
Mr Rob Mason	Chief Executive, RailCorp
Mr Rodd Staples	Deputy Director General, Transport Infrastructure, Transport NSW
Mr Chris Lock	Chief Executive, Transport Construction Authority
Ms Karen Minto	A/Regional Coordinator for the Central Coast

5. Roads and Western Sydney - Thursday 16 September 2010

Name	Position and Organisation
The Hon David Borger MP	Minister for Roads and Minister for Western Sydney
Mr Michael Bushby	Chief Executive, Roads and Traffic Authority
Mr Paul Hesford	Director, Finance and Corporate Services, Roads and Traffic Authority
Mr Michael Veysey	Director, Network Services, Roads and Traffic Authority
Mr Soames Job	Acting Director, NSW Centre for Road Safety, Roads and Traffic Authority
Mr Bob Higgins	General Manager, Pacific Highway, Roads and Traffic Authority
Mr Les Wielinga	Director General, Transport NSW
Mr Alan Marsh	Chief Executive Officer, Sydney Olympic Park Authority
Mr Nick Hubble	General Manager, Commercial, Sydney Olympic Park Authority
Ms Carol Mills	Director General, Communities NSW

6. Transport - Thursday 18 November 2010 (supplementary hearing)

Name	Position and Organisation
Mr Les Weilinga	Director General, Transport NSW
Ms Joanna Quilty	Deputy Director General, Transport Policy and Planning, Transport NSW
Mr Peter Rowley	Chief Executive, State Transit Authority
Mr David Callahan	Chief Executive, Sydney Ferries
Mr Rob Mason	Chief Executive, RailCorp
Mr Rodd Staples	Deputy Director General, Transport Infrastructure, Transport NSW
Mr Chris Lock	Chief Executive, Transport Construction Authority
Ms Elizabeth Zealand	Deputy Director General, Transport Coordination

7. Fair Trading and Arts – Thursday 18 November 2010 (supplementary hearing)

Name	Position and Organisation
Mr Peter Duncan	Director General, Department of Services, Technology and Administration
Ms Anthea Kerr	Assistant Director General (Policy), Department of Services, Technology and Administration
Mr Steve Griffin	Deputy Commissioner, Fair Trading Operations, Department of Services, Technology and Administration
Mr Rod Stowe	Deputy Commissioner, National Reform Agenda, Department of Services, Technology and Administration
Mr William Murphy	Director, Fair Trading Policy, Department of Services, Technology and Administration
Mr Michael Silk	Executive Services, Fair Trading Services, Department of Services, Technology and Administration
Ms Carol Mills	Director General, Communities NSW
Ms Mary Darwell	Executive Director, Arts NSW

8. Planning - Thursday 18 November 2010 (supplementary hearing)

Name	Position and Organisation	
Mr Sam Haddad	Director General, Department of Planning	
Mr Richard Pearson	Deputy Director General, Development Assessment and Systems Performance, Department of Planning	
Mr Tom Gellibrand	Deputy Director General, Plan Making and Urban Renewal, Department of Planning	

Appendix 2 Minutes

Minutes No 51

Wednesday, 15 September 2010 Jubilee Room, Parliament House, Sydney, at 9.00 am

1. Members present

Ms Jenny Gardiner (Chair)

Ms Penny Sharpe (Deputy Chair)

Mr Robert Borsak

Ms Sophie Cotsis (Moselmane - Housing, Small Business, Veteran's Affairs) (from 11.15 am to 1.00 pm)

Ms Cate Faehrmann (from 9.00 am to 11.00 am)

Ms Kayee Griffin

Mr Trevor Khan (Clarke - Fair Trading, Arts) (from 9.15 am to 11.00 am)

Mr Charlie Lynn (*Clarke* – Small Business, Veteran's Affairs) (from 12.15 pm)

Mr Greg Pearce (Clarke - Housing) (from 9.00 am to 9.15 am; 11.00 am to 12.15 pm)

Mr David Shoebridge (from 11.15 am)

Mr Ian West (Moselmane - Fair Trading, Arts) (from 9.00 am to 11.00 am)

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:

- Ms Cotsis to substitute for Mr Moselmane for the Housing, Small Business and Veteran's Affairs portfolios
- Ms Faehrmann to substitute for Mr Shoebridge for the Fair Trading and Arts portfolios
- Mr Khan to substitute for Mr Clarke for the Fair Trading and Arts portfolios
- Mr Lynn to substitute for Mr Clarke for the Small Business and Veteran's Affairs portfolios
- Mr Pearce to substitute for Mr Clarke for the Housing portfolio
- Mr West to substitute for Mr Moselmane for the Fair Trading and Arts portfolios.

3. Election of Deputy Chair

The Chair called for nominations for Deputy Chair.

Ms Griffin moved: That Ms Sharpe be elected Deputy Chair of the Committee.

There being no further nominations, the Chair declared Ms Sharpe elected Deputy Chair.

4. Correspondence

The Committee noted the following items of correspondence sent:

- 20 August 2010 From Secretariat to Minister Judge, Minister for Fair Trading and Minister for Arts regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2010-2011
- 20 August 2010 From Secretariat to Minister Terenzini, Minister for Housing, Minister for Small Business and Minister for Veteran's Affairs regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2010-2011.

5. Conduct of Hearing

Allocation of question time

Resolved, on the motion of Mr Pearce: That for the initial round of hearings into the Budget Estimates 2010-2011, the sequence of questions to be asked alternate between Opposition, Cross Bench and Government members, in that order, with 20 minutes allocate to each.

Publication of answers to questions on notice

Resolved, on the motion of Mr Pearce: 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 confidentiality is requested, after these answers have been circulated to committee members.

Order for examination of portfolios: If portfolios are not to be considered concurrently Resolved, on the motion of Ms Griffin:

- That on Wednesday 15 September 2010, the Fair Trading portfolio be examined from 9.15 am until 9.55 am and the Arts portfolio be examined from 9.55 am until 11.00 am
- That on Wednesday 15 September 2010, the Housing portfolio be examined from 11.15 am until 12.15 pm, the Small Business and Veteran's Affairs portfolios be examined from 12.15 pm until 1.00 pm
- That on Wednesday 15 September 2010, the Planning and the Infrastructure portfolios be examined from 2.00 pm until 4.30 pm, and that the Lands portfolio be examined from 4.45 pm until 6.00 pm.
- That on Thursday 16 September 2010, the Transport portfolio be examined from 9.15 am until 12.15 pm and that the Central Coast portfolio be examined from 12.15 pm until 1.00 pm
- That on Thursday 16 September 2010, the Roads portfolio be examined from 2.00 pm until 5.00 pm and the Western Sydney portfolio be examined from 5.00 pm until 6.00 pm.

6. Public hearing: Inquiry into Budget Estimates 2010-2011

Witnesses, the public and media were admitted.

Mr Khan arrived at the hearing.

Mr Pearce left the hearing.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded Minister Judge 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 Department of Services, Technology and Administration were sworn:

- Mr Rod Stowe, Deputy Commissioner, National Reform Agenda
- Mr Steve Griffin, Deputy Commissioner, Fair Trading Operations
- Mr Peter Duncan, Director General
- Mr William Murphy, Director, Fair Trading Policy
- Mr Michael Silk, Executive Services, Fair Trading Services.

The Chair declared the proposed expenditure for the portfolio of Fair Trading open for examination.

The Minister and other witnesses were examined by the Committee.

The evidence concluded and the departmental witnesses withdrew.

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

The following officials from Communities NSW and Arts NSW were sworn:

- Ms Carol Mills, Director General, Communities NSW
- Ms Mary Darwell, Executive Director, Arts NSW.

The evidence concluded and the witnesses withdrew.

Ms Faehrmann, Mr Khan and Mr West left the hearing.

Ms Cotsis, Mr Pearce and Mr Shoebridge arrived at the hearing.

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

The Chair declared the proposed expenditure for the portfolios of Housing, Small Business and Veterans Affairs open for examination.

The following officials from Department of Human Services were sworn:

- Mr Mike Allen, Chief Executive, Housing NSW
- Mr Ivan Simon, Deputy Chief Executive, Aboriginal Housing Office.

The Chair declared the proposed expenditure for the portfolios of Housing, Small Business and Veteran's Affairs open for examination.

The Minister and other witnesses were examined by the Committee.

The evidence concluded and the witnesses withdrew.

Mr Lynn arrived at the hearing.

Mr Pearce left the hearing.

The following officials from the Department of Industry and Investment and, the Department of Premier and Cabinet were sworn:

- Mr Michael Cullen, Executive Director, Enterprise, Small Business & Regional Development, Department of Industry and Investment
- Mr Barry Buffier, Deputy Director General, Enterprise, Small Business & Regional Development, Department of Industry and Investment
- Mr Darren Mitchell, Assistant Director, Veterans' Affairs and Grants Administration, Department of Premier and Cabinet

Mr William Murphy, Director, Fair Trading Policy, Department of Services, Technology and Administration, were examined on former oath.

The Minister and other witnesses were examined by the Committee.

The evidence concluded and the witnesses withdrew.

The public hearing concluded.

The public and media withdrew.

7. Adjournment

The Committee adjourned at 1.00 pm until Wednesday, 15 September 2010 at 2.00 pm.

Beverly Duffy/Stewart Smith

Clerk to the Committee

Minutes No 52

Wednesday, 15 September 2010 Jubilee Room, Parliament House, Sydney, at 2.00 pm

1. Members present

Ms Jenny Gardiner (Chair)

Mr Robert Borsak

Ms Sophie Cotsis (Moselmane)

Ms Kayee Griffin

Mr Greg Pearce (Clarke)

Mr David Shoebridge

Ms Lynda Voltz (Sharpe)

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:

- Ms Cotsis to substitute for Mr Moselmane
- Mr Pearce to substitute for Mr Clarke
- Ms Voltz substitute for Ms Sharpe.

3. Correspondence

The Committee noted the following item of correspondence sent:

20 August 2010 – From Secretariat to Minister Kelly, Minister for Planning, Minister for Infrastructure
and Minister for Lands regarding the Minister's scheduled appearance time for the Inquiry into the
Budget Estimates 2010-2011.

4. Public hearing: Inquiry into Budget Estimates 2010-2011

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 Sam Haddad, Director General, Department of Planning
- Mr Richard Pearson, Deputy Director General, Development Assessment and Systems Performance, Department of Planning
- Mr Ian Reynolds, Deputy Director General, Strategies and Land Release, Department of Planning
- Mr John Parisi, Director, Business and Finance, Department of Planning
- Mr John Tabart, Chief Executive Officer, Barangaroo Delivery Authority
- Mr Todd Murphy, Development Director, Barangaroo Delivery Authority
- Mr Peter Roberts, Chief Financial Officer, Barangaroo Delivery Authority.

The Chair declared the proposed expenditure for the portfolios of Planning and Infrastructure open for examination.

The Minister and other witnesses were examined by the Committee.

The evidence concluded and the departmental witnesses withdrew.

The following officials from Land and Property Management Authority were sworn:

• Mr Warwick Watkins, Chief Executive

• Mr Robert Costello, Corporate Secretary and Chief Financial Officer.

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

The Minister and other witnesses were examined by the Committee.

The evidence concluded and the witnesses withdrew.

The public hearing concluded.

The public and media withdrew.

5. Adjournment

The Committee adjourned at 6.00 pm until Wednesday, 16 September 2010 at 9.00 am.

John Young

Clerk to the Committee

Minutes No 53

Thursday, 16 September 2010 Jubilee Room, Parliament House, Sydney, at 9.00 am

1. Members present

Ms Jenny Gardiner (Chair)

Ms Penny Sharpe (Deputy Chair)

Mr Greg Donnelly (Moselmane)

Ms Cate Faehrmann (Shoebridge)

Ms Kavee Griffin

Mr Matthew Mason-Cox (Clarke)

2. Apologies

Mr Robert Borsak

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 Donnelly to substitute for Mr Moselmane
- Ms Faehrmann to substitute for Mr Shoebridge
- Mr Mason-Cox to substitute for Mr Clarke.

4. Correspondence

The Committee noted the following item of correspondence sent:

• 20 August 2010 – From Secretariat to Minister Robertson, Minister for Transport and Minister for Central Coast regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2010-2011.

5. Public hearing: Inquiry into Budget Estimates 2010-2011

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 Les Wielinga, Director General, Transport NSW
- Mr Peter Rowley, Chief Executive, State Transit Authority
- Mr David Callahan, Chief Executive, Sydney Ferries
- Mr Rob Mason, Chief Executive, RailCorp
- Mr Rodd Staples, Deputy Director General, Transport Infrastructure, Transport NSW
- Mr Chris Lock, Chief Executive, Transport Construction Authority.

The Chair declared the proposed expenditure for the portfolios of Transport and Central Coast open for examination.

The Minister and other witnesses were examined by the Committee.

The evidence concluded and the following witnesses withdrew:

- Mr Callahan
- Mr Rowley.

The following official from the Department of Premier and Cabinet was sworn:

• Ms Karen Minto, A/Regional Coordinator for the Central Coast.

The Minister and other witnesses were examined by the Committee.

The public hearing concluded at 12.10 pm.

The public and media withdrew.

6. Adjournment

The Committee adjourned at 12.15 pm until Thursday, 16 September 2010 at 2.00 pm.

John Young

Clerk to the Committee

Minutes No 54

Thursday, 16 September 2010 Jubilee Room, Parliament House, Sydney, at 2.00 pm

1. Members present

Ms Jenny Gardiner (Chair) Ms Penny Sharpe (Deputy Chair) Ms Cate Faehrmann (Shoebridge) Mr Trevor Khan (Clarke) Mr Shaoquett Moselmane Mr Ian West (Griffin)

2. Apologies

Mr Robert Borsak

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 Faehrmann to substitute for Mr Shoebridge

- Mr Khan to substitute for Mr Clarke
- Mr West to substitute for Ms Griffin.

4. Correspondence

The Committee noted the following item of correspondence sent:

• 20 August 2010 – From Secretariat to Minister Borger, Minister for Roads and Minister for Western Sydney regarding the Minister's scheduled appearance time for the Inquiry into the Budget Estimates 2010-2011.

5. Public hearing: Inquiry into Budget Estimates 2010-2011

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 Borger 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 the Roads and Traffic Authority were sworn:

- Mr Michael Bushby, Chief Executive
- Mr Paul Hesford, Director, Finance and Corporate Services
- Mr Michael Veysey, Director, Network Services
- Mr Soames Job, Acting Director, NSW Centre for Road Safety
- Mr Bob Higgins, General Manager, Pacific Highway.

The following official from Transport NSW appeared on the former oath:

• Mr Les Wielinga, Director General, Transport NSW.

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

The Minister and other witnesses were examined by the Committee.

The evidence concluded and the departmental witnesses withdrew.

The following officials from the Sydney Olympic Park Authority were sworn:

- Mr Alan Marsh, Chief Executive Officer
- Mr Nick Hubble, General Manager, Commercial.

The following official from Communities NSW appeared on the former oath:

• Ms Carol Mills, Director General.

The Chair declared the proposed expenditure for the portfolio of Western Sydney 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 4.05 pm.

The public and media withdrew.

6. Deliberative meeting

Supplementary hearings

Mr Khan moved: That the Committee hold a further hearing to consider matters relating to the portfolio of Transport, Fair Trading and the Arts.

Ms Sharpe moved: That the motion of Mr Khan be amended by inserting the words 'consider holding' after the word 'Committee' and inserting the words 'after answers to questions on notice are received by the Committee' after the word 'Arts'.

Amendment put.

The Committee divided.

Ayes: Mr Moselmane, Ms Sharpe and Mr West Noes: Ms Faehrmann, Ms Gardiner and Mr Khan

Question resolved in the negative on the casting vote of the Chair.

Original motion of Mr Khan put.

The Committee divided.

Ayes: Ms Faehrmann, Ms Gardiner and Mr Khan Noes: Mr Moselmane, Ms Sharpe and Mr West

Question resolved in the affirmative on the casting vote of the Chair.

7. Adjournment

The Committee adjourned at 4.11 pm sine die.

Emily Nagle

Clerk to the Committee

Minutes No 55

Thursday, 28 October 2010

Members' Lounge, Parliament House, Sydney, at 1.08 pm

1. Members present

Ms Jenny Gardiner (Chair)

Ms Penny Sharpe (Deputy Chair)

Mr David Clarke

Ms Kayee Griffin

Mr Shaoquett Moselmane

Mr David Shoebridge

2. Apologies

Mr Robert Borsak

3. Draft Minutes

Resolved, on the motion of Ms Sharpe: That Draft Minutes Nos 51, 53 and 54 be confirmed.

Resolved, on the motion of Ms Griffin: That Draft Minutes No 52 be confirmed

4. Correspondence

The Committee noted the following item of correspondence received:

- Letters providing answers to questions taken on notice during the Budget Estimates hearings on Wednesday, 15 September 2010
 - o 11 October 2010 Minister Judge Fair Trading and Arts
 - o 11 October 2010 Minister Terenzini Housing, Small Business and Veteran's Affairs
 - o 11 October 2010 Minister Kelly Planning, Infrastructure and Lands
 - o 12 October 2010 Minister Judge Fair Trading
- Letters providing answers to questions taken on notice during the Budget Estimates hearings on Thursday, 16 September 2010
 - o 12 October 2010 Minister Robertson Transport and Central Coast
 - o 12 October 2010 Minister Borger Roads and Western Sydney
- 14 October 2010 Letter from Mr Les Wielinga, Director General, Transport NSW, clarifying information given at Budget Estimates Hearing on 16 September 2010

The Committee noted the following item of correspondence sent:

- 20 September 2010 Letters from the Secretariat requesting answers to Budget Estimates questions on notice by 5 pm Monday, 11 October 2010, to:
 - o Minister Judge Fair Trading and Arts
 - o Minister Terenzini Housing, Small Business and Veteran's Affairs
 - o Minister Kelly Planning, Infrastructure and Lands
- 21 September 2010 Letters from the Secretariat requesting answers to Budget Estimates questions on notice by 5 pm Tuesday, 12 October 2010, to:
 - o Minister Robertson Transport and Central Coast
 - o Minister Borger Roads and Western Sydney

5. Correspondence from Mr Les Wielinga

Resolved, on the motion of Ms Sharpe: That the Committee publish the Director General's letter of 14 October 2010 and insert a footnote to the letter in an appropriate place in the transcript of 16 September 2010.

6. Public hearing: Inquiry into Budget Estimates 2010-2011

Resolved, on the motion of Mr Clarke: That the further hearing for the portfolios of Fair Trading, Arts and Transport be held on Thursday 18 November (10.00 am - 1.00 pm, Transport); (2.30 - 3.30 pm, Fair Trading and Arts). That the following witnesses be invited to appear:

Transport

- Mr Les Weilinga, Director General, Transport NSW
- Ms Joanna Quilty, Deputy Director General, Transport Policy and Planning, Transport NSW
- Mr Peter Rowley, CEO, State Transit Authority
- Mr David Callahan, CEO, Sydney Ferries
- Mr Rob Mason, CEO, RailCorp
- Mr Rodd Staples, Deputy Director General, Transport Infrastructure, Transport NSW
- Mr Chris Lock, Chief Executive, Transport Construction Authority, and
- Ms Elizabeth Zealand, Deputy Director General, Transport Co-ordination, Transport NSW.

Arts

- Ms Mary Darwell, Executive Director, Arts NSW
- Ms Carol Mills, Director General, Communities NSW.

Fair Trading

- Mr Peter Duncan, Director General, Department of Services, Technology & Administration
- Ms Anthea Kerr, Assistant Director General (Policy), Department of Services, Technology & Administration
- Mr Steve Griffin, Deputy Commissioner, Fair Trading Operations, Department of Services, Technology and Administration
- Mr Rod Stowe, Deputy Commissioner, National Reform Agenda, Department of Services, Technology and Administration
- Mr Michael Silk, Executive Services, Fair Trading Services, Department of Services, Technology and Administration.

Resolved, on the motion of Mr Shoebridge: That the Committee hold a further one hour hearing to consider matters relating to the portfolio of Planning on Thursday 18 November, from 3.30 pm-4.30 pm.

7. Adjournment

The Committee adjourned at 1.25 pm until Thursday 18 November 2010.

Beverly Duffy

Clerk to the Committee

Minutes No 56

Thursday, 18 November 2010 Jubilee Room, Parliament House, Sydney, at 9.45 am

1. Members present

Ms Jenny Gardiner (Chair)

Ms Penny Sharpe (Deputy Chair)

Mr Matthew Mason-Cox (Clarke)

Ms Kayee Griffin

Mr Shaoquett Moselmane

Ms Cate Faehrmann (Shoebridge)

2. Substitute member

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

- Mr Mason-Cox to substitute for Mr Clarke
- Ms Faehrmann to substitute for Mr Shoebridge.

3. Draft Minutes

Resolved, on the motion of Ms Sharpe: That draft Minutes No 55 be confirmed.

4. Correspondence

The Committee noted the following items of correspondence sent:

• 1 November 2010 – From Secretariat to the Minister for Transport, advising him of the supplementary hearing to be held on Thursday 18 November 2010 for the Inquiry into the Budget Estimates 2010-2011.

The Committee noted the following items of correspondence received:

• 11 November 2010 – From the Minister for Transport to the Secretariat, confirming the witnesses for the supplementary hearing into the Transport portfolio on 18 November 2010.

5. Conduct of Hearing

Allocation of question time

Resolved, on the motion of Ms Griffin: That for the supplementary round of hearings into the Budget Estimates 2010-2011, for the Transport portfolio, the sequence of questions to be asked alternate between Opposition, Cross Bench and Government members, in that order, with 20 minutes allocate to each.

Resolved, on the motion of Ms Griffin: That for the supplementary round of hearings into the Budget Estimates 2010-2011, for the Fair Trading and Arts portfolios, the sequence of questions to be asked alternate between Opposition, Cross Bench and Government members, in that order, with 20 minutes allocate to each.

Resolved, on the motion of Ms Griffin: That for the supplementary round of hearings into the Budget Estimates 2010-2011, for the Planning portfolio, the sequence of questions to be asked alternate between Opposition, Cross Bench and Government members, in that order, with 20 minutes allocate to each.

6. Public hearing: Inquiry into Budget Estimates 2010-2011

Witnesses, the public and media were admitted.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded the following officials from departments, statutory bodies or corporations that they did not need to be sworn, as they had been sworn at the initial Budget Estimates hearing:

- Mr Les Wielinga, Director General, Transport NSW
- Mr Peter Rowley, Chief Executive Officer, State Transit Authority
- Mr David Callahan, Chief Executive Officer, Sydney Ferries
- Mr Rob Mason, Chief Executive Officer, RailCorp
- Mr Rodd Staples, Deputy Director General, Transport Infrastructure, Transport NSW
- Mr Chris Lock, Chief Executive, Transport Construction Authority.

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

- Ms Joanna Quilty, Deputy Director General, Transport Policy and Planning, Transport NSW
- Ms Elizabeth Zealand, Deputy Director General, Transport Coordination.

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

The witnesses were examined by the Committee.

The evidence concluded and the witnesses withdrew.

The public hearing concluded.

The public and media withdrew.

7. Adjournment

The Committee adjourned at 12.20 pm until 2.30pm Thursday, 18 November 2010.

Stewart Smith

Clerk to the Committee

Minutes No 57

Thursday, 18 November 2010 Jubilee Room, Parliament House, Sydney, at 2.30 pm

1. Members present

Ms Jenny Gardiner (Chair)

Ms Penny Sharpe (Deputy Chair)

Mr Don Harwin (Clarke)

Ms Kayee Griffin

Ms Lynda Voltz (Moselmane)

Dr John Kaye (Shoebridge)

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 Clarke
- Dr Kaye to substitute for Mr Shoebridge
- Ms Voltz to substitute for Mr Moselmane.

3. Correspondence

The Committee noted the following items of correspondence sent:

• 1 November 2010 – From Secretariat to the Minister for Fair Trading and Arts, advising her of the supplementary hearing to be held on Thursday 18 November 2010 for the Inquiry into the Budget Estimates 2010-2011.

4. Public hearing: Inquiry into Budget Estimates 2010-2011

Witnesses, the public and media were admitted.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded the following officials from departments, statutory bodies or corporations that they did not need to be sworn, as they had been sworn at the initial Budget Estimates hearing:

- Mr Peter Duncan, Director General, Department of Services, Technology and Administration
- Mr Steve Griffin, Deputy Commissioner, Fair Trading Operations, Department of Services, Technology and Administration
- Mr Rod Stowe, Deputy Commissioner, National Reform Agenda, Department of Services, Technology and Administration
- Mr Michael Silk, Executive Director, Fair Trading Services, Department of Services, Technology and Administration
- Mr William Murphy, Director, Fair Trading Policy, Department of Services, Technology and Administration
- Ms Carol Mills, Director General, Communities NSW
- Ms Mary Darwell, Executive Director, Arts NSW.

The following official from the Department of Services, Technology and Administration was sworn:

• Ms Anthea Kerr, Assistant Director General (Policy).

The witnesses were examined by the Committee.

The evidence concluded and the witnesses withdrew.

The public hearing concluded.

The public and media withdrew.

5. Adjournment

The Committee adjourned at 3.13 pm until 3.30 pm Thursday, 18 November 2010.

Theresa McMichael

Clerk to the Committee

Minutes No 58

Thursday, 18 November 2010 Jubilee Room, Parliament House, Sydney, at 3.30 pm

1. Members present

Ms Jenny Gardiner (Chair)

Ms Penny Sharpe (Deputy Chair)

Mr Don Harwin (Clarke)

Ms Kayee Griffin

Ms Lynda Voltz (Moselmane)

Mr David Shoebridge

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 Clarke
- Ms Voltz to substitute for Mr Moselmane.

3. Correspondence

The Committee noted the following items of correspondence sent:

• 1 November 2010 – From Secretariat to the Minister for Planning, advising him of the supplementary hearing to be held on Thursday 18 November 2010 for the Inquiry into the Budget Estimates 2010-2011.

4. Public hearing: Inquiry into Budget Estimates 2010-2011

Witnesses, the public and media were admitted.

The Chair made an opening statement regarding the broadcasting of proceedings and other matters. The Chair reminded the following officials from the Department of Planning that they did not need to be sworn, as they had been sworn at the initial Budget Estimates hearing:

- Mr Sam Haddad, Director General
- Mr Richard Pearson, Deputy Director General, Development Assessment and System Performance.

The following official from the Department of Planning was sworn:

• Mr Tom Gellibrand, Deputy Director General, Plan Making and Urban Renewal.

The witnesses were examined by the Committee.

The evidence concluded and the witnesses withdrew.

The public hearing concluded.

The public and media withdrew.

5. Adjournment

The Committee adjourned at 16.15 pm sine die.

Louise Tosetto

Clerk to the Committee

Minutes No 59

Wednesday, 15 December 2010

Members' Lounge, Parliament House, Sydney, at 10.00 am

1. Members present

Ms Jenny Gardiner (Chair)

Ms Penny Sharpe (Deputy Chair)

Mr Tony Catanzariti (Moselmane)

Mr David Clarke

Mr Luke Foley (Griffin)

Mr David Shoebridge

2. Apologies

Mr Robert Borsak

3. Substitute members

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

- Mr Catanzariti to substitute for Mr Moselmane
- Mr Foley to substitute for Ms Griffin.

4. Draft Minutes

Resolved on the motion of Ms Sharpe: That draft Minutes Nos 56, 57 and 58 be confirmed.

5. Correspondence

The Committee noted the following items of correspondence:

Received:

- Letters providing answers to questions taken on notice during the Budget Estimates supplementary hearings on Thursday, 18 November 2010.
 - o 9 December 2010 Minister Judge Fair Trading and Arts
 - o 14 December 2010 Minister Robertson Transport
 - o 14 December 2010 Minister Kelly Planning.

Sent:

- 23 November 2010 Letters from the Secretariat requesting answers to Budget Estimates questions on notice by 5.00 pm, Tuesday 14 December 2010, to:
 - o Minister Robertson Transport
 - o Minister Judge Fair Trading and Arts
 - o Minister Kelly Planning.

6. Budget Estimates 2010-2011: Chair's draft report

The Chair tabled her draft report number 24 entitled *Budget Estimates 2010-2011*, which having been previously circulated, was taken as being read.

Resolved, on the motion of Mr Clarke: That the draft report be the report of the Committee.

Resolved, on the motion of Mr Catanzariti: That the Committee present the report to the Clerk of the Parliaments, together with transcripts of evidence, answers to questions on notice, minutes of proceedings and correspondence relating to the Inquiry.

The Chair thanked Committee members and the Secretariat for assisting with inquiries during this Parliament.

7. Adjournment

The Committee adjourned at 10.10 am sine die.

Rachel Callinan

Clerk to the Committee