



LEGISLATIVE COUNCIL

BUDGET ESTIMATES 2019-2020
Supplementary Questions

Portfolio Committee No. 4 – Industry

AGRICULTURE AND WESTERN NEW SOUTH WALES

Hearing: Tuesday 10 September 2019

ANSWERS due by: Friday 4 October 2019

Budget Estimates secretariat

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AGRICULTURE AND WESTERN NEW SOUTH WALES

Questions from the Hon Mark Banasiak MLC

Complaint to SafeWork NSW - 1080 (WHS Breach - Ref. No. 1-388124)

1. Was this complaint investigated by SafeWork NSW?

ANSWER:

SafeWork NSW wrote to Local Land Services advising it had been informed of an apparent work health and safety issue on 1 June 2018. The letter outlined that after reviewing the information supplied, SafeWork NSW had determined that an inspector would not be attending the workplace to make further enquiries.

2. Did Department of Industry respond to SafeWork NSW about this complaint?

ANSWER:

No.

3. What was the outcome of this complaint?

ANSWER:

Central Tablelands Local Land Services undertook an internal investigation into the complaint.

4. Was any disciplinary action taken against Central Tablelands Local Land Services?

ANSWER:

No.

AGRICULTURE

Questions from the Hon Mark Banasiak MLC

Rockfishing Safety Act (RFA)

5. On the 9th of April 2019 the DPI Privacy and Information Officer provided the RFA of NSW a determination under the Government Information (Public Access) Act 2009 (File Ref: 19-135)

ANSWER:

N/A

6. The determination indicated that DPI Compliance officers had issued 9 fines in the Randwick LGA
- Has this money been paid into Recreational Fishing Saltwater Trust Fund?
 - How many more fines were issued by agencies like NSW Police, National Parks and Local Council and at which locations were these fine issued?
 - If so has this money been paid into the Recreational Fishing Saltwater Trust Fund?
 - Was DPI, as the lead agency between 2018 and 2019 aware of the industrial action undertaken by DPI Compliance Officers who were not enforcing the Rockfishing Safety Act 2016 and had taken industrial action as indicated by the Public Sector Association?

ANSWER:

- Payments are scheduled for transfer to the Recreational Fishing (Saltwater Trust Fund) in October 2019.
 - DPI does not have access to data on fines issued by other agencies.
 - See response to 6(b).
 - Yes.
7. I have seen many observational reports provided by the RFA of NSW that indicate compliance is as low as 10% under the RFS Act 2016 when it comes to “approved” lifejackets
- What steps did your department take to increase the level of compliance when they had carriage of it?
 - How much money did DPI get to be the lead agency under the RFS Act 2019 and where was it spent?
 - Do you think the RFS Act 2016 has been an effective tool in educating rockfishers on safety issues in NSW?
 - whilst DPI had carriage of the RFS Act 2016 how many lives were saved with “Approved” lifejackets
 - How did you validate this and can you produce the evidence?
 - Now that DPI has lost carriage of the RFS Act 2016 what are its plans to educate the rockfishers of NSW?

ANSWER:

- DPI implemented a range of advisory initiatives when it was responsible for administration of the *Rock Fishing Safety Act 2016*, including:
 - Two rock fishing safety videos developed and promoted by DPI through various media channels. Eight shorter clips from the two main videos were also promoted covering individual rock fishing safety tips.

- Production and distribution of a "Fish Safe Off The Rocks" DL flyer. This was translated into Traditional and Simplified Chinese, Vietnamese, Arabic and Korean.
 - Advertising to promote rock fishing safety in fishing media.
 - Rock fishing safety articles in fishing magazines.
 - Various social media content promoted on DPI Fisheries Facebook page.
 - Rock fishing safety workshops with partner organisations.
 - DPI rock fishing media releases.
 - Rock fishing social media campaign (in Traditional & Simplified Chinese) using the WeChat channel.
- (b) The NSW Department of Primary Industries received \$250,000 from the Department of Justice (Office of Emergency Management) to administer the Rock Fishing Safety Act 2016, including for salary, advisory material, operational costs and a \$30,000 grant to Richmond Valley Council. Following the change in agency responsibility for the Act, \$121,000 was returned to the Department of Justice (Office of Emergency Management).
- i. Yes
 - ii. Unknown.
 - iii. See response to 7(b) ii.
 - iv. DPI will work with the Office of Local Government and the Office of Emergency Management to assist with advising fishers about rock fishing safety.

Angel Rings

8. What is the Ministers position on Angel Rings?
- (a) Has the Minister met with ANSA NSW to discuss the continuation of the Angel Ring Project?

ANSWER:

The NSW Government supports the use of initiatives to improve rock fishing safety.

- (a) DPI wrote to the president of the ANSA on 17 July 2019 inviting ANSA to discuss options for continuation of the Angel Rings Program.

How Safe Is Our Seafood To Eat

9. Excluding the recent PFAS debacle, shellfish and Sydney Harbour what guarantees can DPI give recreational fishers, commercial fishers and the seafood consumers who live and fish in NSW that the fish we eat are safe to eat?

ANSWER:

Those food businesses which retail fresh seafood are subject to routine food safety inspections conducted by local councils under the food regulation partnership (FRP) between councils and the Food Authority. Further information on the FRP is available on the Department's website (<http://www.foodauthority.nsw.gov.au/rp/food-regulation-partnership>). Historical testing of fish has been used to provide guidance for consumers on limiting the amount of various fish species that people should consume to ensure they are not exposed to excessive levels of mercury.

This guidance can be found on the Food Standards Australian New Zealand website (<https://www.foodstandards.gov.au/consumer/chemicals/mercury/documents/mif%20brochure.pdf>). The Food Authority also provides guidance for consumers on two very rare forms of food poisoning. One is caused by eating finfish that have accumulated ciguatera poison as this toxin moves up the food chain. Guidance on this can be found on the Department's website (<http://www.foodauthority.nsw.gov.au/rp/fish-ciguatera-poisoning>). The other is caused by eating

fish containing elevated levels of histamine (known as histamine fish poisoning or Scombroid poisoning).

Guidance on this can be found on the Department's website (<http://www.foodauthority.nsw.gov.au/rp/fish-histamine-poisoning>).

The national residue survey (NRS) is a Commonwealth program that monitors levels and risks associated with pesticides and veterinary medicine residues in Australian food products. The NRS has included a seafood program since the early 1990s and involves testing Australian aquaculture and wild-caught seafood products for a range of pesticides, veterinary medicines and environmental contaminants. The Commonwealth Department of Agriculture website lists the following key points in relation to the seafood program:

- In 2017–18, the overall compliance rate against Australian standards was 100 percent for both aquaculture and wild-caught samples.
- Australian seafood producers continue to demonstrate a high degree of good catching, growing and processing practice.
- The National Residue Survey is certified to ISO 9001 Quality Management System. Further information is available on the Department of Agriculture's website: (<http://www.agriculture.gov.au/ag-farm-food/food/nrs/nrs-results-publications/industry-brochures/seafood>).

10. What level of testing is being done to our fish stocks around the sewage outfalls including offshore, nearshore and estuary based, storm water drains and estuaries to ensure they have a clean bill of health?
- (a) Can DPI tell us what level of testing is being done in places like the Hunter River and Lake Illawarra and are the fish safe to eat there?

ANSWER:

The Food Authority does not undertake testing of fish stocks around outfalls. However, the Food Authority does assess the risk of outfalls for commercial shellfish harvest areas. Assessments cover sewage, stormwater and other potential pollution sources, and include desktop assessment, field assessment and verification monitoring programs for microbiological, heavy metal and chemical contaminants. Assessments are reviewed annually. Further information is available on the Department's website (http://www.foodauthority.nsw.gov.au/Documents/industry/classification_of_shellfish_harvest_areas.pdf). Also please refer to the response to 9.

DPI has not undertaken any testing of fish stocks in the Hunter River or Lake Illawarra.

Southern Fish Trawl

11. Can we get a comprehensive update on the SFT and the Transition to Commonwealth and how this is progressing?
- (a) What is the NSW Government policy on responding to email requests for information from stakeholders?
- (b) Is it acceptable that emails remain unanswered from Commercial Mangers and GIPAs are being submitted to get information that has major impacts on recreational and commercial anglers in NSW and not to mention the smaller coastal towns that will be impacted?
- (c) The proposed transition to the Commonwealth seems to be an internal agreement between NSW and Commonwealth Fisheries to force NSW to give up its Offshore Constitutional Rights. Was this issue discussed at the Ministers Advisory Council's and if so what was their position?

- (d) Where there any other stakeholders advised or consulted about the proposed transition? If not why not? If yes who were they and what was their view/response
- (e) Were local councils consulted? If yes which councils and what was their replies? If no why not?

ANSWER:

The NSW Government is currently considering the proposed transition of the NSW Southern Fish Trawl (SFT) Restricted Fishery to Commonwealth management.

- (a) The NSW Government's correspondence policy can be accessed here: <https://www.nsw.gov.au/contact-us/correspondence-policy>.
- (b) Any concerns should be raised directly with the Department or my Office.
- (c) Transition of the SFT does not give up constitutional rights.
- (d) Public consultation on transitioning the NSW Southern Fish Trawl Restricted Fishery to Commonwealth management occurred in 2018. All stakeholders including local councils, small businesses, tackle store provides, boating businesses and bait providers were able to lodge submissions during this process. Submissions received are available on the NSW Department of Primary Industries website.
- (e) Please refer to the response to 11(d).

12. Following a visit to the south coast recently I was made aware by various fishing groups (commercial and recreational) of their concerns as their towns heavenly rely on fishing tourism to support small business and the resident community.
- (a) Where there any small business, tackle store providers, boating business, bait providers and the like consulted? If not why not?

ANSWER:

- (a) Please refer to the response to 11(d).

Administration of trust fund

13. What are the roles, responsibilities and duties of the Executive officer of the recreational fishing trust.
- (a) Why is the trust fund not held to the same standard of independent audits as a private not for profit organisation?
 - i. How many DPI employees are paid for by the trust on average in a financial year

ANSWER:

The role of the Executive Officer is to provide coordination, leadership and communication for the wide range of programs funded from the Recreational Fishing Trusts.

Each year a special purpose financial report for the Recreational Fishing Trusts is provided to Treasury and audited by the NSW Audit Office and expenditure of the trust is detailed in the Department's annual report.

Local land Services

14. How many local land services have established Aboriginal Advisory groups, how many times per year has each group met?
- (a) How much of each local land services budgets are spent on Aboriginal engagement and Aboriginal programs

- (b) What percentage of Local Land Services staff are Aboriginal?
- i. what is the total land services budget for compliance and enforcement activities?
 - ii. how many reports of breaches under biodiversity conservation act 2016 did local land services receive in 2018/19, of these how many were investigated?

ANSWER:

A total of nine Local Land Services regions have established Aboriginal Community Advisory Groups. The remaining members have Aboriginal representatives on their regional Community Advisory Groups. The groups meet quarterly in Central Tablelands, Central West, Greater Sydney, North Coast, Northern Tablelands and Western, and twice a year in Hunter, Murray and Riverina.

- (a) Details of the Aboriginal engagement and Aboriginal programs is detailed in the LLS annual reports.
- (b) 3.6%.
- i. Enforcement of the Biodiversity Conservation Act 2016 is a matter for the Minister for Energy and Environment.
 - ii. Enforcement of the Biodiversity Conservation Act 2016 is a matter for the Minister for Energy and Environment.

Aboriginal Fishing Trust fund

15. How many applications did the NSW government receive for grants and loans from the Aboriginal Fishing trust fund in 2018/19.

ANSWER:

Fifteen

16. What was the total in dollars applied for and how will this be disbursed?

ANSWER:

Applications are currently being considered.

17. How much has been allocated to this fund for the next five years.

ANSWER:

Funding over the full five year term is yet to be determined.

Commercial fishing

18. Why was the probity audit review report not provided to the GPSC 5 In 2016?

ANSWER:

It is unclear what probity audit review report is being referred to in the question.

19. Why was the Probity Audit review report not made available to all stakeholders in the share trade market?

ANSWER:

It is unclear what probity audit review report is being referred to in the question.

20. How much money was spent on the targeted assistance for the share trading scheme?

ANSWER:

\$2.36 million.

21. How many commercial fishers were rung up hours after the market closed? And how was it decided who got called and who didn't?

ANSWER:

It is unclear what process is being referred to in the question.

22. Why did the government specifically buy handgathering endorsements.

ANSWER:

The Government did not target any specific share class.

23. Where are the handgathering shares that the government purchased in each region?

ANSWER:

They have been cancelled.

24. How much subsidy was spent on hand gathering shares purchased in each region?

ANSWER:

During the subsidised share trading market the total subsidy spent on hand gathering shares was:

- Region 1 - Nil
- Region 2 - Nil
- Region 3 - \$45,741
- Region 4 - \$252,588
- Region 5 - Nil
- Region 6 - \$168,225
- Region 7 - Nil

25. Why were the high deficit fishers going to quota that were unsuccessful never contacted by the department for assistance after the market as promised by promised by Former Minister Nial Blair and Mr Hansen in the Parliamentary Inquiry December 2016 ?

ANSWER:

At no time was there a commitment to contact high deficit fishers that were unsuccessful in the market.

Questions from Mr Justin Field MLC

Land clearing – regional codes

26. Regarding the testimony of Mr Witherdin in the hearings on 10 September 2019 where he mentioned the development of a “large area code”, “pilot projects” and “consultative group”:
- (a) How many pilot projects are currently underway?
 - (b) Where are these pilot projects operating?
 - (a) What are the pilot projects trying to achieve?
 - (b) Is there information about these pilot projects on the LLS or Department of Primary Industry’s website?

ANSWER:

- (a) Local Land Services (LLS) is currently operating one pilot project – the Monaro Grasslands Pilot. This Pilot expected to be completed by the end of 2019.
 - (b) The Monaro Grassland Pilot is operating on the Monaro Plains in south east NSW, with supporting quarterly public meetings held in Cooma.
 - (c) The focus of the Monaro Grassland Pilot is to test the application of the Land Management Framework within a grassland dominated landscape.
 - (d) There is information on the LLS website on the Monaro Grasslands pilot.
27. Regarding the Walgett Pilot Study specifically mentioned in the hearing:
- (a) When was this pilot initiated?
 - (b) What are the terms of reference for the pilot?
 - (c) How is the pilot being conducted?
 - (d) On whose properties is this pilot being conducted?
 - (e) What is the budget for the pilot?
 - (f) When is the pilot expected to be completed?
 - (g) Have any findings from the pilot, interim or final, been circulated within the department, to members of the consultative group or otherwise?
 - i. If yes, will these findings be made public?
 - (h) Has any form of new “large area” code or similar new code been drafted as a result of the pilot process so far?
 - (i) How were the members of the consultative group selected?
 - (j) When was the group formed?
 - (k) Were applications to become members of this group advertised?
 - i. If so, how and when?
 - ii. If not, why not?
 - (l) How many members are there?
 - (m) What are the names of the members of the group? And what skills or experience do they bring to the group?
 - (n) Do members get any remuneration for their work in this consultative group?
 - (o) What have been the actions of the consultative group to date?
 - (p) Have any members of the group been subject to investigations or prosecutions relating to illegal land clearing under either the old Native Vegetation Act 2003 or the new Biodiversity Conservation Act 2016?

ANSWER:

- (a) The first meeting of the Walgett study participants occurred on 29 November 2017.
- (b) The study sought to evaluate the economic, social and environmental outcomes of the reforms

- (c) The study was undertaken by independent consultants and involved an analysis of the economic, social and environmental outcomes of applying:
 - the Land Management (Native Vegetation) Code 2018.
 - Division 6 of Part 5A of the Local Land Services Act 2013 (Native Vegetation Panel approval pathway), using the Biodiversity Assessment Method.
 The study was not a trial for a new Code. It was to see how the existing Code achieves its goals on a variety of properties.
- (d) Landholders participated in the study on the condition that it was confidential. Releasing the names of landholders that participated in the study would therefore be prejudicial to privacy and may breach commercial confidentiality.
- (e) The study is ongoing
- (f) The study is ongoing
- (g) Individual property evaluations have been distributed to participating landholders.
- (h) No 'large area' Code, or similar new Code has been drafted as a result of the Walgett study process.
 - i. A 'large area' Code, or similar new Code, consultative group has not been formed.
- (j) A 'large area' Code, or similar new Code, consultative group has not been formed.
- (k) A 'large area' Code, or similar new Code, consultative group has not been formed.
 - i. A 'large area' Code, or similar new Code, consultative group has not been formed.
 - ii. A 'large area' Code, or similar new Code, consultative group has not been formed.
- (l) A 'large area' Code, or similar new Code, consultative group has not been formed.
- (m) A 'large area' Code, or similar new Code, consultative group has not been formed.
- (n) A 'large area' Code, or similar new Code, consultative group has not been formed.
- (o) A 'large area' Code, or similar new Code, consultative group has not been formed.
- (p) A 'large area' Code, or similar new Code, consultative group has not been formed.

Land clearing amnesty

- 28.** In regards to the Government's announcement on 1 August 2019 that committed to no new land clearing investigations being initiated under the old Native Vegetation Act 2003 after 31 August this year, a winding back of automatic remediation orders and no penalties for activities that would have been legal under the new Biodiversity Conservation Act 2016:
- (a) How many investigations under the old Native Vegetation Act 2003 had commenced before the deadline of 31 August 2019?
 - (b) How many investigations have been discontinued as a result of finding that the activities would not have breached the new Biodiversity Conservation Act 2016.
 - (c) How many prosecutions under the old Native Vegetation Act 2003 had commenced before the deadline of 31 August 2019?
 - (d) How many prosecutions have been discontinued as a result of the 1 August announcement?
 - (e) For existing cases of illegal clearing for which investigations are underway under the old Native Vegetation Act 2003, how many have been or are likely to be found to have breached the new Biodiversity Conservation Act 2016?
 - i. How many hectares of illegal clearing is this likely to apply to?
 - ii. For these cases of illegal clearing, what are the alternatives to remediation orders that will be available to landholders?
 - (f) Will the announcement allow remediation orders already made to be expunged?
 - i. If yes, what is the process for landholders to seek to have orders expunged?

- ii. How many hectares of land subject to existing remediation orders could have the order expunged as a result of this announcement?
- (g) Will the announcement allow previous set-asides as a result of Private Vegetation Plans or other approvals for clearing, allow landholders to seek to modify set-aside provisions if they believe as a result of the introduction of the new Biodiversity Conservation Act 2016 they would not have been required to commit to such set-asides?
- (h) How many investigations into illegal land clearing under the Biodiversity Conservation Act 2016 have been commenced since that Act came into effect?
- (i) How many hectares of potential illegal clearing do these investigations apply to?
- (j) How many prosecutions are underway or have been finalised as a result of investigations under the Biodiversity Conservation Act 2016.

ANSWER:

Enforcement of the Biodiversity Act is a matter for the Minister for Energy and Environment.

Review of Land Clearing Codes under the Biodiversity Conservation Act 2016

29. Regarding this testimony given by Mr Witherdin in the hearings on 10 September 2019

Mr JUSTIN FIELD: Is there a trigger at all in any of the regulations or in Government policy to actually say, "Hang on, we have gone well above what we anticipated. We have to have a look more quickly at the codes."?

Mr WITHERDIN: My understanding was that there is a nominal trigger of about 20,000 hectares per annum, yes.

Mr JUSTIN FIELD: We have passed that, though. What did that trigger?

Mr WITHERDIN: What did that trigger?

Mr JUSTIN FIELD: Yes.

Mr WITHERDIN: It has triggered a review.

Mr JUSTIN FIELD: That review is happening because of that passing of that trigger, is that what you are saying?

Mr WITHERDIN: That is my understanding, yes.

Mr JUSTIN FIELD: What is the status of that review? I was not aware of it, sorry.

Mr WITHERDIN: The review has been completed.

Mr JUSTIN FIELD: The review has been completed since the data was published about the 27,100 hectares of clearing in 2017-2018? Is that what you are saying?

Mr WITHERDIN: Yes.

- (a) Was the trigger for this review 20,000 hectares?
- (b) Where is this trigger published (ie. is it a statutory trigger or an internal working figure?)
- (c) How was this trigger was determined?
- (d) When was the trigger passed?
- (e) When was this review initiated?
- (f) Was the review considered a statutory review as required by the Biodiversity Conservation Act 2016 and/or the Local Land Services Act 2013?
- (g) What were the terms of reference for the review?
- (h) Who conducted the review?
- (i) Was there a public call for submissions to the review?
 - i. If not, why not?
- (j) Has the review been finalised?
 - i. if yes, what have been the findings of the review?
 - ii. Are those findings public?
- (k) When is a statutory review next required by the Biodiversity Conservation Act 2016 and the Local Land Services Act 2013?

ANSWER:

These questions should be directed to the Premier or the Minister for the Environment.

Research into impacts of new land clearing laws

30. Has the Department of Primary Industries commissioned any research to assess the impact on farm production or natural resources sustainability or drought impact and recovery as a result of the changes in the Biodiversity Conservation Act 2016 and/or the Local Land Services Act 2013?

ANSWER:

No. DPI is not responsible for administering either of these Acts.

Auditor General's 'Managing Native vegetation' report

31. What is the Government doing to implement the findings of the Auditor General's 'Managing Native vegetation' report dated 27 June 2019 as it relates to recommendations 1-4 specific to Local Land Services (page 6)?
- (a) Will each of the recommendations be implemented by Local Land Services in full and on time? If not, why not?

ANSWER:

The Government's response is included in the final report available online.

Land Clearing – Public Information Register

32. Based on information in the Local Land Services Public Information Register for land clearing applications between March 2018 and August 2019:
- (a) How much native vegetation has been cleared to date?
- (b) How much native vegetation has been given approval for future clearing? Please include the timeframe in which this clearing is expected to take place.

ANSWER:

- (a) Local Land Services (LLS) records data on areas of land authorised for the treatment of native vegetation under the Land Management (Native Vegetation) Code 2018 (the Code). However, these authorisations do not equate to the total area of land from which vegetation has actually been treated. The Environment, Energy and Science Division (EES) of the Department of Planning, Industry and Environment monitors changes to vegetation. LLS does not record actual land cleared within an authorised area.
- (b) From 1 March 2018 to 31 August 2019, areas authorised for the treatment of native vegetation under the Land Management (Native Vegetation) Code 2018 (the Code) totalled:
- 49,905 ha authorised for treatment under the non-Invasive Native Species (INS) parts of the Code;
 - 242,302 ha authorised for treatment under the INS parts of the Code.

Authorisations to treat native vegetation under the Code are valid for a period of 15 years from date issued. Landholders are able to treat native vegetation as per the relevant authorisation at any time during this 15 year period.

Biosecurity officers

33. For each local government area, please list how many local government staff are currently 'authorised officers' under the Biosecurity Act 2015?

ANSWER:

There are 112 local control authorities (weeds) in New South Wales - this incorporates local councils, weed authorities and county councils who undertake weed control activities with a total of 212 authorised officers.

34. What is the Government doing to increase the number of 'authorised officers' in local government?

ANSWER:

The NSW Weeds Action Program provides funding for the employment and training of Local Government Biosecurity Weed Officers. NSW DPI have established an Australian Qualification Framework recognised career pathway for Biosecurity Weed Officers which includes Biosecurity Act components.

Feral deer

35. Under the Regional Strategic Pest Animal Management Plans developed for each of the local land service regions, what funding has been allocated to achieve deer containment and eradication targets?
- (a) Please provide a breakdown of funding under each Local Land Service Regions.

ANSWER:

Direct investment allocated by Local Land Services for deer control is in line with Regional Strategic Pest Animal Management Plans.

36. Besides the announcement made on 23 August 2019 to bring in new regulations to enable landowners to control deer numbers, what other steps is the Government taking to control feral deer numbers?

ANSWER:

DPI, LLS and the National Parks and Wildlife Services (NPWS) are involved in a large range of projects to understand and control feral deer in NSW.

Research projects through the Centre for Invasive Species Solutions' national research program include:

- A project led by DPI to evaluate the costs and efficacy of various control tools, supported by population modelling to assess longer-term impacts of control on deer populations.
- A project which aims to provide pest managers with alternative strategies for managing wild dogs and deer in peri-urban areas of eastern Australia

The NSW Environmental Trust has funded a \$9.21 million proof-of-concept project, in which NPWS will work with LLS and private landholders to conduct applied research on feral deer in NSW. They will develop and trial cost-effective, humane and coordinated control techniques to complement existing control methods in south-eastern Kosciuszko National Park and adjoining landholder properties.

NSW Biosecurity Advisory Committee

37. When does the Government expect to complete the review of the NSW Biosecurity Advisory Committee?

ANSWER:

The NSW Biosecurity Advisory Committee was established to support the commencement of the Biosecurity Act 2015 on 1 July 2017 and deliver the State of Biosecurity Report in March 2018. The Committee expired on 30 June 2018, having successfully fulfilled its functions.

38. Was the Department of Primary Industries consulted with regards to the suspension of provisions of the Greater Metropolitan Region Unregulated River Water Sharing Plan relating to water transfers from the Shoalhaven before the decision was taken by the NSW Water Minister on 27 August 2019?

ANSWER:

The rules under which the transfer was made were originally developed by the Metropolitan Regional Panel, of which DPI is a member. Note that the rules are set out in the Water Sharing Plan for the Greater Metropolitan Region Unregulated River Water Sources.

39. Has the Department of Primary Industries received any communication/complaints from Oyster growers in the Shoalhaven relating to water quality issues in the Shoalhaven since January 2018? If so, what has been the nature of these communications?

ANSWER:

DPI has been contacted by oyster growers in the Shoalhaven regarding a number of matters, including livestock access to the river, sewage spills, freshwater inflows and housing development.

Questions from the Hon Mark Buttigieg MLC (on behalf of the NSW Labor Opposition)

State Outcomes

40. Does the state outcome “sustainable and productive regional industries and communities” apply to Minister Marshall’s portfolio?
- (a) If not, which state outcomes apply to Minister Marshall’s portfolio?
 - (b) If yes, what involvement and/or role was/is there for the public service in determining state outcomes?
 - i. What are the indicators that will be used to measure the portfolio’s performance?
 - ii. Will they be the same as the 2018/19 outcome indicators?
 - iii. What data will be collected to provide outcome indicator information?
 - iv. How will the indicator data be collected?
 - v. What baseline year will be used?
 - vi. Will specific timeframes be used to achieve the state outcome?
 - vii. Why were indicators not included in the budget papers?

ANSWER:

The Agriculture and Western NSW portfolio contributes to a range of State Outcomes including primarily “sustainable and productive regional industries and communities”.

- (a) n.a.
 - (b) State Outcomes are developed as per Treasury's Policy Paper on Outcomes Budgeting TPP18-09. The Department of Planning, Industry and Environment is currently reviewing all State Outcomes relevant to the cluster in consultation with NSW Treasury prior to consideration by Government.
 - i. Indicators aligned to State Outcomes are currently under consideration and will be published in next year’s Budget paper.
 - ii. The State Outcome indicators are currently under consideration and will be published in next year’s Budget papers.
 - iii. Data to be collected is outlined in Treasury's Policy Paper on Outcomes Budgeting TPP18-0.9.
 - iv. Data to be collected is outlined in Treasury's Policy Paper on Outcomes Budgeting TPP18-0.9.
 - v. Baseline date is outlined in Treasury's Policy Paper on Outcomes Budgeting TPP18-0.9
 - vi. TPP18-09 provides that a target is the desired level of performance for an Outcome Indicator and/or a Program Performance Measure that is expected to be attained on or before a defined period. This should include a specific value and period.
 - vii. The content of the budget papers is a matter for the Treasurer.
41. Does the state outcome “resilient and sustainable environment and energy” apply to Minister Marshall’s portfolio?
- (a) If not, which state outcomes apply to Minister Marshall’s portfolio?
 - (b) If yes, what involvement and/or role was/is there for the public service in determining state outcomes?
 - i. What are the indicators that will be used to measure the portfolio’s performance?
 - ii. Will they be the same as the 2018/19 outcome indicators?
 - iii. What data will be collected to provide outcome indicator information?
 - iv. How will the indicator data be collected?
 - v. What baseline year will be used?

- vi. Will specific timeframes be used to achieve the state outcome?
- vii. Why were indicators not included in the budget papers?

ANSWER:

Minister Marshall as the Minister for Agriculture and Western NSW contributes to a range of State Outcomes

- (a) n.a
- (b) Refer to answers provided for question 40
 - i. Refer to answers provided for question 40
 - ii. Refer to answers provided for question 40
 - iii. Refer to answers provided for question 40
 - iv. Refer to answers provided for question 40
 - v. Refer to answers provided for question 40
 - vi. Refer to answers provided for question 40
 - vii. Refer to answers provided for question 40

42. Does the state outcome “create a strong and liveable NSW” apply to Minister Marshall’s portfolio?

- (a) If not, which state outcomes apply to Minister Marshall’s portfolio?
- (b) If yes, what involvement and/or role was/is there for the public service in determining state outcomes?
 - i. What are the indicators that will be used to measure the portfolio’s performance?
 - ii. Will they be the same as the 2018/19 outcome indicators?
 - iii. What data will be collected to provide outcome indicator information?
 - iv. How will the indicator data be collected?
 - v. What baseline year will be used?
 - vi. Will specific timeframes be used to achieve the state outcome?
 - vii. Why were indicators not included in the budget papers?

ANSWER:

Minister Marshall as the Minister for Agriculture and Western NSW contributes to a range of State Outcomes

- (a) N/A
- (b) Refer to answers provided for question 40
 - i. Refer to answers provided for question 40
 - ii. Refer to answers provided for question 40
 - iii. Refer to answers provided for question 40
 - iv. Refer to answers provided for question 40
 - v. Refer to answers provided for question 40
 - vi. Refer to answers provided for question 40
 - vii. Refer to answers provide for question 40

43. Does the state outcome “sustainable and secure water resources” apply to Minister Marshall’s portfolio?

- (a) If not, which state outcomes apply to Minister Marshall’s portfolio?
- (b) If yes, what involvement and/or role was/is there for the public service in determining state outcomes?
 - i. What are the indicators that will be used to measure the portfolio’s performance?
 - ii. Will they be the same as the 2018/19 outcome indicators?
 - iii. What data will be collected to provide outcome indicator information?
 - iv. How will the indicator data be collected?

- v. What baseline year will be used?
- vi. Will specific timeframes be used to achieve the state outcome?
- vii. Why were indicators not included in the budget papers?

ANSWER:

Minister Marshall as the Minister for Agriculture and Western NSW contributes to a range of State Outcomes

- (a) N/A
- (b) Refer to answers provided for question 40
 - i. Refer to answers provided for question 40
 - ii. Refer to answers provided for question 40
 - iii. Refer to answers provided for question 40
 - iv. Refer to answers provide for question 40
 - v. Refer to answers provided for question 40
 - vi. Refer to answers provided for question 40
 - vii. Refer to answers provided for question 40

Parliamentary Secretary

In this Minister’s portfolio area the following Members of Parliament are listed as Parliamentary Secretaries related to this portfolio:

- o Michael Johnsen, Parliamentary Secretary for Agriculture

44. What public affairs and/or public policy do you understand the Parliamentary Secretary to be connected to?
- (a) Do you know of any special tasks the parliamentary secretary has been asked to provide assistance with?
 - (b) Do you know of any duties of the Minister that the parliamentary secretary been asked to provide relief to the Minister?

ANSWER:

Under Section 38C(1) of the Constitution Act 1902 (NSW) “a Parliamentary Secretary shall have and may perform such functions as the Premier may, from time to time, determine in respect of him”. The duties of the Parliamentary Secretary are outlined in the Ministers’ Office Handbook available on the Department of Premier and Cabinet website.

In general terms, the Parliamentary Secretary engages in correspondence, attends events and meetings and acts as a Minister in the Parliament – where required.

The Parliamentary Secretary has been tasked with assisting the Minister for Agriculture with the delivery of the Government’s commitments to the NSW dairy industry.

45. What activities associated with the public policy/public affairs of the parliamentary secretary have been undertaken and required departmental support?

ANSWER:

Drafting of briefing materials and correspondence where the Parliamentary Secretary is representing the Minister.

46. What staff in your cluster/ department have worked with the parliamentary secretary to undertake their duties/ public affairs/ public policy role/s?

ANSWER:

The Parliamentary Secretary has complete access to Ministerial staff.

47. Since their appointment on April 24, have any departmental staff accompanied the parliamentary secretary to meetings with stakeholders?

ANSWER:

No.

48. Has the department been required to prepare/ provide briefing information for the parliamentary secretary prior to any stakeholder meetings and/or in the undertaking of their duty and/or public policy role?

ANSWER:

Yes, where the Parliamentary Secretary is representing the Minister.

49. Are there any protocols that the department/ agency/ office have established in working with a parliamentary secretary?

ANSWER:

No.

Efficiency Dividend and staffing

50. How is the Agriculture and Western NSW portfolio looking to achieve the Treasurer's required efficiency dividend of 3%?

ANSWER:

As outlined by the Secretary of the Department of Planning, Industry and Environment at the Planning and Public Spaces Budget Estimates hearing, held on 11 September 2019, the cluster will be looking to find savings through greater efficiencies and through a reduction in corporate overhead type expenses prior to impacts to staff where possible, however the Treasurer has made it clear in the budget that jobs will be affected. The cluster will also be taking into account the Government's commitment regarding no regional job losses in implementing measures to achieve required savings.

51. What does saving tax payer dollars through reductions in procurement and employee expenses, and particularly "other reform, savings and offset measures" look like in the Agriculture and Western NSW?

ANSWER:

The cluster has agreed on initiatives to achieve savings including reduction on expenditures such as consultants, travel, advertising and legal expenses, senior executives and contingent labour reductions, along with other efficiency initiatives.

52. How does this sit with the Government's promise not to reduce any regional NSW public service jobs?

ANSWER:

The Planning, Industry and Environment cluster will take into account the Government's commitment regarding no regional job losses in implementing measures to achieve required savings.

53. Can you guarantee that there will be no staff reductions/ job losses/ voluntary redundancies to achieve the efficiency dividend or the current managing change process?

ANSWER:

As outlined by the Secretary of the Department of Planning, Industry and Environment at the Planning and Public Spaces Budget Estimates hearing, held on 11 September 2019, the cluster will be looking to find savings through greater efficiencies and through a reduction in corporate overhead type expenses prior to impacts to staff where possible, however the Treasurer has made it clear in the budget that jobs will be affected. The cluster will also be taking into account the Government's commitment regarding no regional job losses in implementing measures to achieve required savings.

Administration of Acts

- Agricultural and Veterinary Chemicals (New South Wales) Act 1994 [No 53](#)
- Agricultural Industry Services Act 1998 [No 45](#)
- Agricultural Livestock (Disease Control Funding) Act 1998 [No 139](#)
- Agricultural Scientific Collections Trust Act 1983 [No 148](#)
- Animal Research Act 1985 [No 123](#)
- Biological Control Act 1985 [No 199](#)
- Biosecurity Act 2015 [No 24](#)
- Border Fence Maintenance Act 1921 [No 17](#)
- C.B. Alexander Foundation Incorporation Act 1969 [No 61](#)
- Exhibited Animals Protection Act 1986 [No 123](#)
- Farm Debt Mediation Act 1994 [No 91](#)
- Farm Water Supplies Act 1946 [No 22](#)
- Farrer Memorial Research Scholarship Fund Act 1930 [No 38](#)
- Fisheries Act 1935 [No 58](#)
- Fisheries Management Act 1994 [No 38](#)
- Food Act 2003 [No 43](#)
- Game and Feral Animal Control Act 2002 [No 64](#)
- Gene Technology (GM Crop Moratorium) Act 2003 [No 12](#)
- Gene Technology (New South Wales) Act 2003 [No 11](#)
- Hemp Industry Act 2008 [No 58](#)
- Local Land Services Act 2013 [No 51](#) (except Part 11 and Divisions 2 and 3 of Part 12, jointly with the Minister for Energy and Environment)
- Marine Estate Management Act 2014 [No 72](#), jointly with the Minister for Energy and Environment
- Meat Industry Act 1978 [No 54](#)
- Poppy Industry Act 2016 [No 37](#)
- Prevention of Cruelty to Animals Act 1979 [No 200](#), jointly with the Minister for Local Government
- Rice Marketing Act 1983 [No 176](#)
- Rural Assistance Act 1989 [No 97](#)
- Soil Conservation Act 1938 [No 10](#) (except parts, jointly with the Minister for Energy and Environment)
- Stock Medicines Act 1989 [No 182](#)
- Sydney Market Authority (Dissolution) Act 1997 [No 52](#)

- Veterinary Practice Act 2003 [No 87](#)

54. What are the specific acts that each department/agency/office is responsible for supporting the Minister in administering?

ANSWER:

The Department of Planning, Industry & Environment is responsible for supporting the Minister in administering all the Acts listed in the question.

55. What are the key objects of these acts and how do these inform your advice to Minister?

ANSWER:

Objects of the Acts are defined in the Acts.

56. What, if any, planned reviews are being done over the next 2 years for any of these acts or their regulations?

- (a) Which regulations that fall under these acts are due to cease as at 1 September 2019, and 1 September 2020?
- (b) Given that various regulations, as set out under the Subordinate Legislation Act, cease five years after being published, what mechanisms have you set up to ensure that regulations which are required to be maintained after this 5 year period remain in force?

ANSWER:

The Department reviews regulations due for repeal as part of the staged repeal program under the Subordinate Legislation Act 1989.

57. Which acts in this portfolio are yet to commence?

- (a) What provisions in specific acts have yet to commence?

ANSWER:

The list of acts and sections fully or partially uncommenced is available on the NSW Legislation website <https://www.legislation.nsw.gov.au/#/table/uncommencedActs?sort=alpha>

58. In terms of each of the acts, are there any provisions that need clarifying for the department/agency/office to be able to better support the Minister?

- (a) What amendments have been proposed?

ANSWER:

The Department identifies opportunities to make minor changes to portfolio legislation as part of the statute law revision program or its own miscellaneous legislative proposals.

- (a)

59. In terms of the following jointly administered acts, how is the responsibility shared between the Ministers and their departments/agencies/offices?

- (a) With the Minister for Local Government
- (b) With the Minister for Energy and the Environment

ANSWER:

Any issues of common interest in jointly administered Acts are addressed in the normal course of business with the relevant agencies/ departments or Ministerial offices.

60. How are these acts operationalised between the Ministers and their departments/ agencies/offices?
- (a) For example the Prevention of Cruelty to Animals Act between your Minister and the Minister for Local Government?
 - (b) Or the Soil Conservation Act between your Minister and the Minister for Energy and the Environment?

ANSWER:

Refer to the answer provided for Question 59

61. What happens when there is a conflict in the administration of these acts between the Ministers and their departments/agencies/offices?
- (a) Other than matters that are referred to Cabinet, what is the mechanism to solve conflicts between the Ministers who share responsibility?

ANSWER:

Refer to the answer provided for Question 59

GIPA Questions to agency heads

62. Since March 30, how many formal GIPAs have your cluster/ department received in relation to Agriculture?

ANSWER:

From 30 March to 11 September 2019: three.

63. Out of those received formal GIPAs, how many have you determined to:
- (a) Grant full access to the information?
 - (b) Grant partial access to the information?
 - (c) Not grant access to the information?

ANSWER:

From 30 March to 11 September 2019

- (a) 0
- (b) 0
- (c) 0

64. Out of those GIPAs where partial information or no information was granted, how many have decided to appeal?
- (a) Out of those who have decided to appeal, how many have decided to use:
 - i. The agency's internal appeals' mechanism?
 - ii. Review by the Information Commissioner?
 - iii. Review by NCAT?
 - (b) How many of those GIPAs have been overturned on appeal?
 - i. Internal appeals' mechanism?
 - ii. Review of the Information Commissioner?
 - iii. Review by NCAT?

ANSWER:

Zero.

65. Since March 30, in regard to GIPAs that have been granted full or partial access, how many appear on the agency's disclosure log?
- (a) What is the rationale for not putting GIPAs on the agency's disclosure log (excluding GIPAs asking for personal information)?

ANSWER:

The Department of Planning, Industry and Environment is in the process of consolidating disclosure logs for the agencies that now form the Department of Planning, Industry and Environment, creating a single disclosure log. The Department of Planning, Industry and Environment did not exist prior to 1 July 2019, and decisions in relation to applications to the Department of Planning, Industry and Environment will not be posted to the disclosure log until the review period has expired (40 working days after decision). The disclosure logs with decisions of agencies made between 1 April to 30 June 2019, where information maybe of interest to members of the public, are being updated as the review period for those decisions expires. Websites are currently being updated and decisions made, which are appropriate for the disclosure log, will be posted in due course.

Note: decisions to release information will not be put on the disclosure log while a third party has a right to request review of an agency's decision to release. This would be a minimum of 40 working days from the date of the decision, and longer if review rights are activated.

- (a) The GIPA Act does not require all applications to be placed on a disclosure log

66. Has any GIPAs that appeared on the agency's disclosure log been taken down?
- (a) For what reason/s?

ANSWER:

No.

- (a) N/A

Ministerial Travel/Meal Allowance

67. How many nights travel were claimed by the Minister during the 2018-19 period?

ANSWER:

In 2018-19, total expenditure by the Ministry on domestic travel was \$1,093,735.

68. How many nights travel were claimed by the Minister's spouse during the 2018-19 period?

ANSWER:

Refer to the answer provided for Question 67

69. What was the total amount of travel allowances claimed by the Minister and their spouse (if applicable) during 2018-19?

ANSWER:

Refer to the answer provided for Question 67

70. What is the total amount of meal allowances claimed by the Minister and their spouse (if applicable) during 2018-19?

ANSWER:

Refer to the answer provided for Question 67

Efficiency dividends

71. What was the forecast efficiency dividend saving for each department, statutory agency and/or other body within your portfolio in 2018-19?

ANSWER:

Savings from the NSW Government's efficiency dividend are outlined in the Budget Papers.

72. What is the forecast efficiency dividend saving for each department, statutory agency and/or other body within your portfolio in
- (a) 2019-20?
 - (b) 2020-21?
 - (c) 2021-22?

ANSWER:

Savings from the NSW Government's efficiency dividend are outlined in the Budget Papers.

73. What was the total efficiency dividend that was achieved for each department, statutory agency and/or other body within your portfolio between 2011-12 and 2018-19 inclusively?

ANSWER:

Savings from the NSW Government's efficiency dividend are outlined in the Budget Papers.

Ministerial Office Administration

74. How many staff are in your ministerial office?
- (a) What was the average salary for staff members in your office during 2018-19?
 - (b) What is the estimated average salary for a ministerial staffer in your office in 2019-20 based on current appointments?

ANSWER:

Ministers' Office staff numbers and salary bands are available on the DPC website. Refer to: <https://www.dpc.nsw.gov.au/publications/premiers-and-ministers-staff-numbers/>

75. How many iPhone/smart phones are assigned to your staff?
- (a) For each phone, how much was each bill in 2018-19?
 - (b) How many phones have been lost or replaced due to damage in your office?
 - (c) What is the cost of replacing those phones?

ANSWER:

There were 261 smartphones and other mobile devices allocated across the Ministers' IT Network in 2018-2019. The total usage cost of these smart phones and other mobile devices (including iPads) was \$334,630, compared to 2009-10 expenditure of \$434,854 under Labor. There were 6 devices lost/stolen across the Ministerial Offices during 2018-2019. The cost of replacing any lost or stolen devices is claimed through the NSW Treasury Managed Fund. Repairs are funded by the Department of Premier and Cabinet, Corporate and Ministerial Services.

76. How many iPads or tablets has DPC assigned to your Ministerial office and to whom have they been issued?

- (a) What was the cost of providing iPads or tablets to your Ministerial Office in 2018-19?
- (b) How many iPads or tablets have been replaced due to lost or damage in 2018-19?
- (c) What was the cost of replacing these devices?

ANSWER:

There were 111 iPads allocated across the Ministers' IT Network in 2018-2019. The cost of replacing any lost or stolen devices is claimed through the NSW Treasury Managed Fund. Repairs are funded by the Department of Premier and Cabinet, Corporate and Ministerial Services.

77. Has any artwork been purchased or leased for display in your ministerial office in 2018-19?
- (a) What is the cost of this?

ANSWER:

Artwork in Ministers' Offices includes art donated at no cost.

78. Have any floral displays or indoor plants or pot plants been hired or leased for display in your ministerial office in 2018-19?
- (a) If so, what was the cost of these items?

ANSWER:

Floral arrangements purchased by the Ministry are managed within Ministerial office budgets.

79. Have any floral displays or indoor plants or pot plants been purchased for display in your ministerial office in 2018-19?
- (a) If so, what was the cost of these items?

ANSWER:

Floral arrangements purchased by the Ministry are managed within Ministerial office budgets.

80. What was the total cost of all subscriptions by you and your staff to news services, newspapers, magazines, journals and periodicals (including online services) in 2018-19?
- (a) What are these services/newspapers/magazines/journals/periodicals?
 - (b) Who is the subscriber for each of these?

ANSWER:

Ministers' offices subscribe to a modest number of publications, which are managed within Ministerial office budgets.

81. What was the total value of all gifts purchased for use by you and your office in 2018-19?
- (a) What were the gifts purchased?
 - (b) Who were they gifted to?

ANSWER:

Gifts are presented to dignitaries during overseas missions and to dignitaries visiting NSW in accordance with established protocol.

82. Do you purchase bottled water or provide water coolers for your office?
- (a) What is the monthly cost of this?

ANSWER:

The Ministry spent \$466 on filtered water for their offices in 2018-19.

83. How much did your ministerial office spend on hospitality, including catering and beverages, in 2018-19?

ANSWER:

Expenditure on hospitality across the Ministry totalled \$27,782 in 2018-19, which includes catering for stakeholder meetings and courtesy calls with visiting dignitaries.

84. What non-standard features are fitted to your ministerial vehicle?
(a) What is the cost of each non-standard feature?

ANSWER:

Ministers, the Leader of the Opposition, other nominated public office holders and certain former office holders are provided with official cars and drivers. During 2018-19, all costs associated with these vehicles were paid from the relevant Ministerial office budget.

85. What was the total bill for your office in 2018-19 for:
(a) Taxi hire
(b) Limousine hire
(c) Private hire care
(d) Hire car rental
(e) Ridesharing services?

ANSWER:

Expenditure on taxis, hire cars and ride share services in 2018-19 across the Ministry was \$119,179, compared to 2009-10 expenditure of \$175,776 under Labor.

86. Were any planes or helicopters chartered by you or your office and paid for with public money in 2018-19?
(a) If yes, will you please detail each trip, the method of transport and the cost?

ANSWER:

Expenditure on charter flights for the Ministry totalled \$83,845 in 2018-19, compared to 2009-10 expenditure of \$281,567 under Labor.

87. Have you had media training or speech training?
(a) If yes, who paid for it?
(b) If paid by taxpayers, what was the amount paid in 2018-19?

ANSWER:

No.

Agile Workspaces/Activity Based Working/Hot-desking

88. Have any of your departments, statutory agencies and/or other bodies adopted agile working environment/activity based working practices e.g. hot-desking?
(a) If not, are there plans to introduce activity based working practices in 2019-20?

ANSWER:

Accommodation planning for Planning, Industry and Environment Cluster agencies is undertaken in accordance with the Government's accommodation strategy and design guidelines. Agile working environments are being rolled out as appropriate.

89. How much have your departments, statutory agencies and/or other bodies spent in the roll-out of the agile working environment including laptops, furniture, lockers and other equipment in 2018-19?

ANSWER:

Accommodation planning for Planning, Industry and Environment Cluster agencies is undertaken in accordance with the Government's accommodation strategy and design guidelines. Agile working environments are being rolled out as appropriate.

Hospitality

90. For each department, statutory agency and/or other body in the Minister's portfolio please report:
- (a) How much was spent on hospitality, including catering and beverages, in 2018-19?
 - (b) Whether the department, statutory agency and/or other body has coffee machines? And if so:
 - i. How many?
 - ii. What was their purchase cost?
 - iii. What is their maintenance cost?
 - iv. Who has access to them?
 - v. Which staff have access to the machines?

ANSWER:

Expenditure on hospitality is limited to official work related purposes with any related staff benefits subject to Fringe Benefits Tax provisions. The provision and acceptance of gifts, benefits and hospitality is subject to specific policies and agency Codes of Conduct and is strictly monitored.

Labour Hire Firms

91. Do any departments, statutory agency and/or other bodies within your portfolio responsibilities utilise the services of Labour Hire Firms? If yes, please advise in table form for 2018-19:
- (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
 - (g) The highest hourly or daily rate paid to an employee provided by a labour hire company
 - (h) Who authorised the use of labour hire companies?
 - (i) Do staff under these labour hire arrangements receive as much training and security clearance as permanent staff?

ANSWER:

The Planning, Industry and Environment Cluster uses Labour Hire firms, in accordance with NSW Public Service policies to cover temporary vacancies as required.

Stationery

92. For each department, statutory agency and/or other body in the Minister's portfolio please report:
- (a) What was the cost of stationery for the following financial years:

- i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019
 - v. 2019-present
- (b) What brand of paper is used?
- i. Is this paper Australian made?

ANSWER:

Stationery purchases by Planning, Industry and Environment Cluster agencies are made in accordance with the applicable policies and procedures on procurement.

Credit Cards

93. For each department, statutory agency and/or other body in the Minister's portfolio please report:
- (a) How many credit cards are currently on issue for staff?
 - i. Please provide a break-down of this information by grade.
 - (b) What was the value of the largest reported purchase on a credit card for the following financial years:
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019
 - v. 2019-present
 - (c) What was each largest reported purchase for?
 - (d) How much interest was paid on amounts outstanding from credit cards for the following financial years:
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019
 - v. 2019-present
 - (e) How much was paid in late fees on amounts outstanding from credit cards for the following financial years
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019
 - v. 2019-present
 - (f) What was the largest amount outstanding on a single card at the end of a payment period and what was the card holder's employment grade?
 - (g) How many credit cards have been reported lost or stolen?
 - i. What was the cost to replace them?
 - (h) How many credit card purchases were deemed to be illegitimate or contrary to agency policy?
 - i. What was the total value of those purchases?
 - ii. How many purchases were asked to be repaid on the basis that they were illegitimate or contrary to agency policy and what was the total value thereof?
 - iii. Were all those amounts actually repaid?
 - iv. If no, how many were not repaid, and what was the total value thereof?

- (i) What was the largest purchase that was deemed illegitimate or contrary to agency policy and asked to be repaid, and what was the cardholder's employment grade?
 - i. What that amount actually repaid, in full?
 - ii. What amount was left unpaid?
- (j) Are any credit cards currently on issue connected to rewards schemes?
 - i. Do staff receive any personal benefit as a result of those reward schemes?
- (k) Can a copy of the staff credit card policy please be provided?

ANSWER:

The NSW Government has implemented a P-Card program to realise a number of benefits including savings from the use of cards over traditional high cost procure-to-pay processes and the enhanced capability to track and monitor expenditure.

Cards are issued to staff according to business need and are managed in accordance with Treasury Policy TPP 17-09 *Use and Management of NSW Government Purchasing Cards*.

Staff are prohibited from using official P-Cards for personal or other unofficial purposes and cards are not connected to reward schemes or any other program that would provide a personal benefit to the cardholder.

All NSW Government card balances are paid within bank payments terms and therefore no late fees or interest charges are incurred.

Media and Public Relations

94. For each department, statutory agency and/or other body in the Minister's portfolio please report:

- (a) How many media/communications/public relations advisers are employed?
 - i. What is the total salary cost for media/communications/public relations advisers in 2018-19?
- (b) What is the forecast for the current financial year for the number of media/communications/public relations advisers to be employed and their total cost?
- (c) What is the total cost of media monitoring services?
 - i. Please provide a breakdown by department, statutory agency and/or other body.
- (d) Are any media or public relations advisers currently engaged as contractors?
 - i. Who are these contracts with?
 - ii. What is the value of these contracts?
- (e) How much was spent on media or public relations advisors in financial year:
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019
 - v. 2019-present?

ANSWER:

- (a-b) The Department of Planning, Industry and Environment staff numbers are included in the Annual Report. The Department of Planning, Industry and Environment staff numbers undertaking media or public relations activities are commensurate with need and can go down or up as required.
- (c-e) The Financial Statements, including legal, consulting and any other general costs from third party service providers, are available in the agency annual report. These are available in accordance with NSW Government Procurement Policy.

Facebook

95. How much did your ministerial office spend on Facebook advertising or sponsored posts in 2018-19?

ANSWER:

No taxpayer money has been spent on Facebook advertising or sponsored posts.

96. How much did your department, statutory agency and/or other body in the Minister's portfolio spend on Facebook advertising or sponsored posts in 2018-19?

ANSWER:

Where appropriate, social media is used by agencies alongside other forms of advertising as a cost effective medium of communication.

Overseas Trips

97. Were any of your overseas trips in the last financial year paid for in part or in full by using public money?

- (a) If so, did any of your relatives or friends accompany you on these trips?
- (b) Have you undertaken any official overseas travel that was privately funded?
- (c) If so, what was the nature of these trips?
- (d) Who paid for these trips?

ANSWER:

Details of overseas travel including costs are published on agency websites.

Department/Agency Travel

98. What was the total expenditure in 2018-19 by departments, statutory agencies and/or other bodies within your portfolio on:

- (a) Taxi hire
- (b) Limousine
- (c) Private car hire
- (d) Hire car rental
- (e) Ridesharing services
- (f) Chartered flights?

ANSWER:

Agency travel was conducted in accordance with relevant NSW Government policies and guidelines including Treasury Circular TC18-15 and ATO determinations.

Drivers

99. Are any of the senior executives in the relevant department, statutory agency and/or other body provided drivers?

- (a) If so, can you please specify which positions are provided drivers?
- (b) In total, how many drivers are used by senior executives in the department, statutory agency and/or other body?
- (c) What is the total cost of drivers for senior executives in the department, statutory agency and/or other body?

ANSWER:

No senior executives in the Department of Premier and Cabinet are provided drivers.

Consulting

- 100.** For each department, statutory agency and/or other body in the Minister's portfolio please report:
- (a) How much was spent in legal costs in 2018-19?
 - i. For what specific purposes or matters was legal advice sought?
 - (b) Have departments, statutory agencies and/or other bodies under your portfolio engaged any consultants to provide the following services or advice in 2018-19:
 - i. Social media
 - ii. Photography
 - iii. Acting training
 - iv. Ergonomics
 - (c) What was the cost of these services?
 - i. Social media
 - ii. Photography
 - iii. Acting training
 - iv. Ergonomics

ANSWER:

The Financial Statements, including legal, consulting and any other general costs from third party service providers, are available in agency annual report.

Web Content

- 101.** For each department, statutory agency and/or other body in the Minister's portfolio please report:
- (a) What were the top 20 most utilised (by data sent and received) unique domain names accessed this year?
 - (b) What were the top 20 most accessed (by number of times accessed) unique domain names accessed this year?

ANSWER:

Based on the information available, the top 20 websites by unique URL (domain) for the Department of Planning, Industry and Environment are;

nationalparks.nsw.gov.au
planningportal.nsw.gov.au
environment.nsw.gov.au
planning.nsw.gov.au
dpi.nsw.gov.au
epa.nsw.gov.au
industry.nsw.gov.au
rbgsyd.nsw.gov.au
foodauthority.nsw.gov.au
darlingharbour.com
Sydneyolympicpark.com.au
energysaver.nsw.gov.au
therocks.com
olg.nsw.gov.au
petregistry.nsw.gov.au
liquorandgaming.nsw.gov.au
centennialparklands.com.au
forestrycorporation.com.au
aquaticcentre.com.au
wildaboutwhales.com.au

Department/Agency Staffing

102. How many redundancies were processed by departments, statutory agencies and/or other bodies within your portfolio responsibilities during 2018-19?

- (a) Of these redundancies, how many were:
- i. Voluntary?
 - ii. Involuntary?

ANSWER:

Voluntary redundancies are a component for agencies to achieve their efficiency dividends. Redundancy figures can be found in the Annual Report. The Labour Expense Cap introduced in the 2012-13 Budget also continues to give Secretaries as much flexibility as possible to achieve these savings in the most appropriate ways to meet the service requirements of their agencies. Frontline staff such as, nurses, police officers and school teachers and regional employees have been quarantined from this measure.

103. What was the total cost of all redundancies?

ANSWER:

Refer to the answer provided for Question 102

104. Have any staff who received a redundancy in the last two years undertaken any paid work or provided any paid services for the department, statutory agency and/or other body with which they were formerly employed?

- (a) What was the nature of these works/services?
- (b) What was the total cost of these works or services?

ANSWER:

Refer to the answer provided for Question 102

105. Are any staff formerly employed by your ministerial office now employed by departments, statutory agencies and/or other bodies under your portfolio responsibility?

ANSWER:

Refer to the answer provided for Question 102

106. How many staff were dismissed from departments, statutory agencies and/or other bodies under your portfolio responsibilities in 2018-19?
(a) What were the reason/s for each dismissal?

ANSWER:

Refer to the answer provided for Question 102

107. How much was spent advertising for recruitment for the following financial years:
(a) 2015-16
(b) 2016-17
(c) 2017-18
(d) 2018-2019
(e) 2019-present?

ANSWER:

Advertising expenses can be found in the Annual Report.

Smart Phone

108. How many mobile phones are given to staff or board members?
(a) How many new mobile phones were purchased in the last year?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

109. What is the total cost of these phones for the following financial years:
(a) 2015-16
(b) 2016-17
(c) 2017-18
(d) 2018-2019
(e) 2019-present?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

110. How many had to be replaced due to damage?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

111. How many were reported as lost?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

112. How many tablets are given to staff or board members?

- (a) How many new tablets in the last year?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

113. What is the total cost of these tablets for the following financial years?

- (a) 2015-16
(b) 2016-17
(c) 2017-18
(d) 2018-2019?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

114. How many phones and tablets had to be replaced due to damage?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

115. How many were reported as lost?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

116. How many people have both a smart phone and a tablet?

- (a) What is the lowest ranked official who has both a work smart phone and tablet?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

117. How many staff or board members overspent on their phone or tablet data bill?

- (a) By how much?
(b) What was the average cost of data bills for tablets and mobile phones?
(c) What was the highest monthly cost?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

118. Do the departments, statutory agencies and/or other bodies within your portfolio have an iTunes account?
- (a) What was the total expenditure in 2018-19 on iTunes?
 - (b) What applications/subscriptions/services were purchased through iTunes?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

119. Do the departments, statutory agencies and/or other bodies within your portfolio have a Google Play Store account?
- (a) What was the total expenditure in 2018-19 on through the Google Play Store?
 - (b) What applications/subscriptions/services were purchased through the Google Play Store?

ANSWER:

IT costs are managed within each agency's budget and in accordance with the NSW Government's ICT and procurement policies and frameworks.

Merchant fees

120. Please provide a list of all transactions where customers need to pay a merchant fee on credit and/or debit card payments to a department, statutory agency and/or other body within your portfolio.

ANSWER:

All NSW Government agencies are required to impose surcharges to recoup their merchant interchange fees, pursuant to Treasury Circular TC12/13. The Department of Planning, Industry and Environment does not accept payment for goods and services, so we do not impose merchant fees on our customers.

The Department of Planning, Industry and Environment staff only use their P-cards for the purchase of goods and services for official business purposes. If particular vendors elect to impose a merchant fees on card transactions, that is an unavoidable cost of doing business. It would not be possible to determine fees charges to Departmental cards, as these would either be embedded in the individual transaction cost, or if separately disclosed would require each monthly card statement for each user to be reviewed.

121. Please provide the percentage and/or amount of the merchant fees applied to all credit and/or debit card payments/transactions to a department, statutory agency and/or other body within your portfolio.

ANSWER:

Please refer to the response to 120

122. What was the total amount paid in merchant fees on credit and/or debit card payments to departments, statutory agencies and/or other bodies within your portfolio in 2018-19?

ANSWER:

Please refer to the response to 120

Advertising and Sponsorships

123. For each department, statutory agency and/or other body in the Minister's portfolio please report:

- (a) How much was spent on advertising in the following financial years:
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019?

ANSWER:

The Financial Statements, including advertising, are available in agency annual reports. The NSW Government may use advertising to inform the public of their rights, obligations and entitlements as well as to explain government policies, programs, services and initiatives. Government advertising is conducted within guidelines outlined in the NSW Government Advertising Handbook. Any sponsorship arrangements are conducted within ICAC principles.

124. Has your department, statutory agency and/or other body within your portfolio engaged in any corporate sponsorships?

- (a) Who were these sponsorships with?
- (b) What was the purpose of these sponsorships?
- (c) What was the value of these sponsorships, by case and year?
- (d) What was the value of these sponsorships in the following financial years:
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-19?

ANSWER:

The Financial Statements, including advertising, are available in agency annual reports. The NSW Government may use advertising to inform the public of their rights, obligations and entitlements as well as to explain government policies, programs, services and initiatives. Government advertising is conducted within guidelines outlined in the NSW Government Advertising Handbook. Any sponsorship arrangements are conducted within ICAC principles.

Probity Auditor

125. Has your office or department, statutory agency and/or other body within your portfolio used a Probity Auditor or Probity Advisors, or similar, in the past five years? If so please list the company and/or individual, the project, the engagement dates, and their total remuneration in tabular format.

ANSWER:

In accordance with the NSW Procurement Board's Direction (PBD-2013-05), the Department of Planning, Industry and Environment has internal mechanisms in place to ensure that probity considerations are routinely taken into account in its procurement decisions, and the use of external probity advisers and auditors is the exception rather than the rule. The former Department of Industry and former Department of Planning and Environment specifically incorporated PBD2013-05 into procurement procedures, in addition to providing guidance regarding probity on intranets. Agency Annual Report includes all consultancies including those involving probity advisers valued more than \$50,000.

Energy

126. For each department, statutory agency and/or other body within your portfolio by name, how much electricity did it consume for each of:
- (a) 2014-15?
 - (b) 2015-16?
 - (c) 2016-17?
 - (d) 2017-18?
 - (e) 2018/19?

ANSWER:

Energy purchases by Planning, Industry and Environment Cluster agencies are made in accordance with the applicable policies and procedures on procurement under whole of government Contracts 776 (small sites under 100,000 kwh per annum) and 777.

Under these contracts the following suppliers are mandated:

- 776 - Origin Energy Electricity Limited
- 777 - ERM Power Retail Pty Ltd

The NSW Government Resource Efficiency Policy was introduced in 2014 to reduce the NSW Government's operating costs and lead by example in increasing the efficiency of the resources it uses.

NSW Government agencies are required to report on energy use under the Government Resource Efficiency Policy. The Department of Planning, Industry and Environment publishes progress reports on compliance with the policy.

127. What proportion of the electricity consumed by each department, statutory agency and/or other body within your portfolio by name for those years came from renewable sources? Please name each source of energy (coal, solar, wind, etc.) and the proportion of the total electricity used.

ANSWER:

Please refer to the response to 126.

128. How much money was spent on electricity for each department, statutory agency and/or other body within your portfolio by name in each of the above financial years?

ANSWER:

Please refer to the response to 126.

129. What was the name of the energy supplier to each department, statutory agency and/or other body within your portfolio by name for those financial years?

ANSWER:

Please refer to the response to 126.

130. How much electricity is it estimated that each department, statutory agency and/or other body within your portfolio will consume in:
- (a) 2019-20?
 - (b) 2020-21?
 - (c) 2021-22?

ANSWER:

Please refer to the response to 126.

131. What proportion of that electricity is it estimated will come from renewable sources, for each year?

ANSWER:

Please refer to the response to 126.

132. For each department, statutory agency and/or other body within your portfolio by name, please provide the estimated proportion of energy to be used from each kind of energy (coal, gas, solar, wind etc.)?

ANSWER:

Please refer to the response to 126.

133. What is the name of the energy supplier to each department, statutory agency and/or other body within your portfolio for each of:

- (a) 2019-20?
- (b) 2020-21?
- (c) 2021-22?

ANSWER:

Please refer to the response to 126.

General Costs

134. For each department, statutory agency and/or other body in the Minister's portfolio please report:

- (a) Any gardening services used for indoor or outdoor pot plants/flowers maintenance?
 - i. Who are the contracts with?
 - ii. How much does each contract cost?
 - iii. How often do they visit?
 - iv. How much was spent on this service in financial year:
 - 2015-16
 - 2016-17
 - 2017-18
 - 2018-19?
- (b) Any floral displays or indoor plants or pot plants hired or leased for display in any offices?
 - i. Who were the contracts with?
 - ii. How much was each contract cost?
 - iii. How much was spent on this service in financial year:
 - 2015-16
 - 2016-17
 - 2017-18
 - 2018-19?

ANSWER:

The Financial Statements, including expenditure on any general costs, are available in an agency's annual report. Plant and related purchases by Planning, Industry and Environment Cluster agencies are made in accordance with the applicable policies and procedures on procurement.

Domestic Violence Leave Policies, Awareness and Usage

135. For each department, statutory agency and/or other body in the Minister's portfolio please report:
- (a) A copy of the entity's policy or web link to the entity's domestic violence leave policy;
 - (b) Date of introduction of domestic violence leave into enterprise agreements/contracts of employment, awards as applicable;
 - (c) Whether or not all employees and/or contractors are eligible for domestic violence leave;
 - (d) Number of days of domestic violence leave that have been taken in each financial year since the introduction of such leave;
 - (e) Number of days available for eligible staff to access domestic violence leave in each financial year;
 - (f) Number of other personal days of leave that have been taken in each financial year since the introduction of domestic violence leave;
 - (g) Number of sick days available for eligible staff to access domestic violence leave in each financial year;
 - (h) Whether or not all staff and/or contractors have access to Employee Assistance Programs?
 - (i) What training has been undertaken with management and administration for those involved in approving and/or processing domestic violence leave on issues such as?
 - i. Privacy and confidentiality of information about domestic violence
 - ii. Access to emotional, psychological, financial and medical support which may be required

ANSWER:

- (a) Section 6.18 of the Public Service Industrial Relations Guide provides guidance to staff and management on appropriate strategies for supporting a staff member experiencing domestic violence. This guidance further references Section 84A of the Award (leave for matters arising from domestic violence) and Treasury Circular 19-08 Domestic and Family Violence Workplace Support Policy – Guiding Principles for Agencies.
- (b) Section 84A was added to the Award in 2011.
- (c) All staff members employed under the Award in a cluster agency are entitled to be absent from the workplace due to an incident of domestic violence if required. Similar clauses apply to agencies covered by their own negotiated agreements.
- (d) From 1 January 2019, a separate leave type of Domestic & Family Violence Leave was made available as a separate leave type. In 2018-19, there were no reported leave days of this type taken.
- (e) – (g) In accordance with the Award, NSW Government Sector employees are entitled to ten days paid domestic and family violence leave per calendar year. This leave is non-cumulative and can be taken in part-days, single days, or consecutive days. Staff may also utilise all available Family and Community Service Leave, Sick Leave and Carer's Leave to assist with managing domestic violence circumstances. If this leave is unavailable special leave may be granted up to five days per calendar year. Data is not available for days of domestic violence leave or days of other personal leave taken, as these are not separately noted when special leave is processed as a single leave category.
- (h) All staff, their families and contractors have access to the Employee Assistance Program.
- (i) An e-learning module has been developed in consultation with Family and Community Services. The Department of Planning, Industry and Environment is working to ensure all staff are trained in line with the developed modules.

136. Who has provided training on domestic violence in the workplace?

ANSWER:

The Department of Planning, Industry and Environment is an accredited White Ribbon Workplace through White Ribbon Australia. The Department of Planning, Industry and Environment continues to provide ongoing support and guidance to cluster agencies on best practice approaches to supporting women who are experiencing domestic violence.

137. What percentage of staff in each agency has undertaken domestic violence training?

ANSWER:

An e-learning module has been developed in consultation with Family and Community Services. The Department of Planning, Industry and Environment is working to ensure all staff are trained in line with the developed modules.

138. What efforts have been made to ensure that perpetrators (or their accomplices) within the staffing profile are not able to access personal information of victims in order to identify their location, or other information which may assist in committing domestic violence against them, including changing or accessing records in such a way as to disadvantage them financially or legally?

ANSWER

The Department of Planning, Industry and Environment complies with the highest levels of document and privacy management consistent with the *Privacy and Personal Information Act 1998 (NSW)*.

Sexual harassment and Anti-bullying training and awareness programs

139. For each department, statutory agency and/or other body in the Minister's portfolio please report:

- (a) Date of introduction of sexual harassment and anti-bullying training and awareness programs and a copy of such documentation.
 - i. Whether or not all employees and/or contractors have received such training?
 - ii. Is this course mandatory for all employees/ contractors?
 - iii. How long for each session, how many sessions?
 - iv. Who delivers it?
 - v. Is the program tailored to take into consideration specific needs of LGBTQIA, ATSI and CALD or other at risk groups?
 - How?
- (b) What percentage of staff in each department, statutory agency and/or other body within your portfolio have undertaken sexual harassment and anti-bullying training and awareness programs?
- (c) How many complaints have been initiated in relation to:
 - i. Sexual harassment
 - ii. Bullying
 - iii. Workplace violence

ANSWER

- (a) This training was formally introduced first in July 2013 and is regularly reviewed and updated in accordance with policies and guidance.

- i – v. The Department of Planning, Industry and Environment includes anti-bullying and harassment training as part of the induction process for new staff. The training is interactive, comprising of videos and knowledge quizzes that must be passed with 100% accuracy and takes 30 minutes to complete.
- (b) Participation is mandatory in the Department of Planning, Industry and Environment and a number of agencies in the cluster.
- (c) Complaints of this nature are addressed through the Department of Planning, Industry and Environment’s relevant policies and procedures. Not all complaints are raised as a formal complaint and may be addressed informally and directly between the individuals concerned.

Participation of women in Government

140. For each department, statutory agency and/or other body in the Minister’s portfolio please report:

- (a) What number and percentage of women are employed within the department, statutory agency and/or other body within your portfolio?
- (b) What number and percentage of women are employed within the management levels of the department, statutory agency and/or other body within your portfolio?
- (c) What number and percentage of women are employed in the top ten leadership positions of the department, statutory agency and/or other body within your portfolio?
- (d) What strategies does the department, statutory agency and/or other body within your portfolio use to encourage women into management and leadership positions?
- (e) What is the gender pay gap within your department, statutory agency and/or other body within your portfolio?
- (f) Does the department, statutory agency and/or other body within your portfolio report participation of women figures to Women NSW on a regular basis?

ANSWER

- (a-c) This information is available in each agency’s Annual Report.
- (d) All agencies use gender balance on interview panels as well as offering flexible working arrangements to allow better management of work and home commitments. Agencies continue to promote diversity and inclusion strategies which promote a workplace free from social biases of any kind.
- (e) All equivalent positions determined by an objective assessment of their work value are paid the same salary within all agencies. The relevant distribution of women in each classification of work across the sector is reported by the Public Service Commission (PSC) but is also available in the agency’s Annual Report.
- (f) The workforce profile data collected by the PSC is made available to Women NSW.

Professional Photography

141. How much has been spent on professional photography for the following financial years:

- (a) 2015-16
- (b) 2016-17
- (c) 2017-18
- (d) 2018-2019

- (e) 2019-present?

ANSWER:

The Financial Statements, including expenditure on professional photography, are available in agency annual reports.

Unmanned Aerial Services

142. How much has been spent on Unmanned Aerial Services for the following financial years:

- (a) 2015-16
- (b) 2016-17
- (c) 2017-18
- (d) 2018-2019
- (e) 2019-present?

ANSWER:

The Financial Statements, including expenditure on unmanned aerial services, are available in agency annual reports.

Seconded Staff

143. How many staff from your department, statutory agency and/or other body within your portfolio have been seconded to your Ministerial Office, for the following financial years:

- (a) 2015-16
- (b) 2016-17
- (c) 2017-18
- (d) 2018-2019
- (e) 2019-present?

ANSWER:

NSW Government sector employees may be seconded from agencies to Ministers' offices in accordance with Clause 35 of the Government Sector Employment Regulation 2014.

144. Please provide their names, their substantive work title, and their seconded work title.

ANSWER:

NSW Government sector employees may be seconded from agencies to Ministers' offices in accordance with Clause 35 of the Government Sector Employment Regulation 2014.

Consultant Costs

145. For each department, statutory agency and/or other body in the Minister's portfolio please report, the total expenditure on consultants by financial year:

- (a) 2015-16
- (b) 2016-17
- (c) 2017-18
- (d) 2018-2019
- (e) 2019-present?

ANSWER:

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

146. What are names and values of the five most expensive reports produced by consultancies for each department, statutory agency and/or other body in the Minister's portfolio by financial year:
- (a) 2015-16
 - (b) 2016-17
 - (c) 2017-18
 - (d) 2018-2019
 - (e) 2019-present?

ANSWER:

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

WESTERN NEW SOUTH WALES

Questions from the Hon Mark Buttigieg MLC (on behalf of the NSW Labor Opposition)

Sand Supply to the Broken Hills Mining Industry

147. What has he done to ensure the Broken Hills mining industry will not run out of sand within the next month due to suppliers being unable to obtain licences?

ANSWER:

Questions relating to mining are a matter for the Minister for Resources.

Benefits of a container terminal at the Port of Newcastle for Western NSW

148. Is the Minister aware that the 2019 NSW Nationals Conference passed the following motion:

"That conference call on the NSW Nationals to ensure:

The removal of all obstacles facing the Newcastle Container Terminal Expansion Plans, including the cap on the number of containers and the State Government fee payable on container exports and The Port's development of a high intensity container terminal."

ANSWER:

Yes.

149. Does the Minister support the motion as passed by the 2019 NSW Nationals Conference?

ANSWER:

Motions are a matter for the National Party Secretariat

150. Does the Minister agree with the Deputy Premier's comments that western district farmers and primary producers would "absolutely" benefit from a container port at Newcastle?

ANSWER:

This is a matter for the Deputy Premier.

151. Does the cap on containers at the Port of Newcastle drive up costs of farming exports?

ANSWER:

This matter should be referred to the Minister for Trade

152. Would a container terminal in Newcastle lower freight costs for Western NSW exports?

ANSWER:

This matter should be referred to the Minister for Transport and Roads

153. Have any farmers contacted you to express concern about the NSW Governments restrictions on the Port of Newcastle?

ANSWER:

It is unclear what restrictions the questions is referring to.

154. What would be the benefit to western district farmers and primary producers?

ANSWER:

It is unclear what the question is referring to.

155. How many jobs would a container terminal in Newcastle deliver for Western NSW?

ANSWER:

This matter should be referred to the Minister for Transport and Roads.

156. Would a container in Newcastle reduce freight costs for businesses in Newcastle, the Hunter and Northern and Western NSW?

ANSWER:

Questions relating to freight are a matter for the Minister for Transport and Roads.

157. What would be the economic benefit to NSW of a container terminal in Newcastle?

ANSWER:

This matter should be referred to the Minister for Transport and Roads.

158. What would be the economic benefit to Western NSW of a container terminal in Newcastle?

ANSWER:

This matter should be referred to the Minister for Transport and Roads.

Ministerial Travel/Meal Allowance

159. How many nights travel were claimed by the Minister during the 2018-19 period?

ANSWER:

Refer to the answer provided for Question 67

160. How many nights travel were claimed by the Minister's spouse during the 2018-19 period?

ANSWER:

Refer to the answer provided for Question 68

161. What was the total amount of travel allowances claimed by the Minister and their spouse (if applicable) during 2018-19?

ANSWER:

Refer to the answer provided for Question 69

162. What is the total amount of meal allowances claimed by the Minister and their spouse (if applicable) during 2018-19?

ANSWER:

Refer to the answer provided for Question 70

Efficiency dividends

163. What was the forecast efficiency dividend saving for each department, statutory agency and/or other body within your portfolio in 2018-19?

ANSWER:

Refer to the answer provided for Question 71

164. What is the forecast efficiency dividend saving for each department, statutory agency and/or other body within your portfolio in

- (a) 2019-20?
- (b) 2020-21?
- (c) 2021-22?

ANSWER:

Refer to the answer provided for Question 72

165. What was the total efficiency dividend that was achieved for each department, statutory agency and/or other body within your portfolio between 2011-12 and 2018-19 inclusively?

ANSWER:

Refer to the answer provided for Question 73

Ministerial Office Administration

166. How many staff are in your ministerial office?

- (a) What was the average salary for staff members in your office during 2018-19?
- (b) What is the estimated average salary for a ministerial staffer in your office in 2019-20 based on current appointments?

ANSWER:

Refer to the answer provided for Question 74

167. How many iPhone/smart phones are assigned to your staff?

- (a) For each phone, how much was each bill in 2018-19?
- (b) How many phones have been lost or replaced due to damage in your office?
- (c) What is the cost of replacing those phones?

ANSWER:

Refer to the answer provided for Question 75

168. How many iPads or tablets has DPC assigned to your Ministerial office and to whom have they been issued?

- (a) What was the cost of providing iPads or tablets to your Ministerial Office in 2018-19?
- (b) How many iPads or tablets have been replaced due to lost or damage in 2018-19?
- (c) What was the cost of replacing these devices?

ANSWER:

Refer to the answer provided for Question 76

169. Has any artwork been purchased or leased for display in your ministerial office in 2018-19?

- (a) What is the cost of this?

ANSWER:

Refer to the answer provided for Question 77

170. Have any floral displays or indoor plants or pot plants been hired or leased for display in your ministerial office in 2018-19?

(a) If so, what was the cost of these items?

ANSWER:

Refer to the answer provided for Question 78

171. Have any floral displays or indoor plants or pot plants been purchased for display in your ministerial office in 2018-19?

(a) If so, what was the cost of these items?

ANSWER:

Refer to the answer provided for Question 79

172. What was the total cost of all subscriptions by you and your staff to news services, newspapers, magazines, journals and periodicals (including online services) in 2018-19?

(a) What are these services/newspapers/magazines/journals/periodicals?

(b) Who is the subscriber for each of these?

ANSWER:

Refer to the answer provided for Question 80

173. What was the total value of all gifts purchased for use by you and your office in 2018-19?

(a) What were the gifts purchased?

(b) Who were they gifted to?

ANSWER:

Refer to the answer provided for Question 81

174. Do you purchase bottled water or provide water coolers for your office?

(a) What is the monthly cost of this?

ANSWER:

Refer to the answer provided for Question 82

175. How much did your ministerial office spend on hospitality, including catering and beverages, in 2018-19?

ANSWER:

Refer to the answer provided for Question 83

176. What non-standard features are fitted to your ministerial vehicle?

(a) What is the cost of each non-standard feature?

ANSWER:

Refer to the answer provided for Question 84

177. What was the total bill for your office in 2018-19 for:

(a) Taxi hire

(b) Limousine hire

- (c) Private hire care
- (d) Hire car rental
- (e) Ridesharing services?

ANSWER:

Refer to the answer provided for Question 85

- 178.** Were any planes or helicopters chartered by you or your office and paid for with public money in 2018-19?
- (a) If yes, will you please detail each trip, the method of transport and the cost?

ANSWER:

Refer to the answer provided for Question 86

- 179.** Have you had media training or speech training?
- (a) If yes, who paid for it?
 - (b) If paid by taxpayers, what was the amount paid in 2018-19?

ANSWER:

Refer to the answer provided for Question 87

Agile Workspaces/Activity Based Working/Hot-desking

- 180.** Have any of your departments, statutory agencies and/or other bodies adopted agile working environment/activity based working practices e.g. hot-desking?
- (a) If not, are there plans to introduce activity based working practices in 2019-20?

ANSWER:

Refer to the answer provided for Question 88

- 181.** How much have your departments, statutory agencies and/or other bodies spent in the roll-out of the agile working environment including laptops, furniture, lockers and other equipment in 2018-19?

ANSWER:

Refer to the answer provided for Question 89

Hospitality

- 182.** For each department, statutory agency and/or other body in the Minister's portfolio please report:
- (a) How much was spent on hospitality, including catering and beverages, in 2018-19?
 - (b) Whether the department, statutory agency and/or other body has coffee machines? And if so:
 - i. How many?
 - ii. What was their purchase cost?
 - iii. What is their maintenance cost?
 - iv. Who has access to them?
 - v. Which staff have access to the machines?

ANSWER:

Refer to the answer provided for Question 90

Labour Hire Firms

183. Do any departments, statutory agency and/or other bodies within your portfolio responsibilities utilise the services of Labour Hire Firms? If yes, please advise in table form for 2018-19:

- (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
- (g) The highest hourly or daily rate paid to an employee provided by a labour hire company
- (h) Who authorised the use of labour hire companies?
- (i) Do staff under these labour hire arrangements receive as much training and security clearance as permanent staff?

ANSWER:

Refer to the answer provided for Question 91

Stationery

184. For each department, statutory agency and/or other body in the Minister's portfolio please report:

- (a) What was the cost of stationery for the following financial years:
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019
 - v. 2019-present
- (b) What brand of paper is used?
 - i. Is this paper Australian made?

ANSWER:

Refer to the answer provided for Question 92

Credit Cards

185. For each department, statutory agency and/or other body in the Minister's portfolio please report:

- (a) How many credit cards are currently on issue for staff?
 - i. Please provide a break-down of this information by grade.
- (b) What was the value of the largest reported purchase on a credit card for the following financial years:
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019
 - v. 2019-present
- (c) What was each largest reported purchase for?
- (d) How much interest was paid on amounts outstanding from credit cards for the following financial years:
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019

- v. 2019-present
- (e) How much was paid in late fees on amounts outstanding from credit cards for the following financial years
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019
 - v. 2019-present
- (f) What was the largest amount outstanding on a single card at the end of a payment period and what was the card holder's employment grade?
- (g) How many credit cards have been reported lost or stolen?
 - i. What was the cost to replace them?
- (h) How many credit card purchases were deemed to be illegitimate or contrary to agency policy?
 - i. What was the total value of those purchases?
 - ii. How many purchases were asked to be repaid on the basis that they were illegitimate or contrary to agency policy and what was the total value thereof?
 - iii. Were all those amounts actually repaid?
 - iv. If no, how many were not repaid, and what was the total value thereof?
- (i) What was the largest purchase that was deemed illegitimate or contrary to agency policy and asked to be repaid, and what was the cardholder's employment grade?
 - i. What that amount actually repaid, in full?
 - ii. What amount was left unpaid?
- (j) Are any credit cards currently on issue connected to rewards schemes?
 - i. Do staff receive any personal benefit as a result of those reward schemes?
- (k) Can a copy of the staff credit card policy please be provided?

ANSWER:

Refer to the answer provided for Question 93

Media and Public Relations

186. For each department, statutory agency and/or other body in the Minister's portfolio please report:

- (a) How many media/communications/public relations advisers are employed?
 - i. What is the total salary cost for media/communications/public relations advisers in 2018-19?
- (b) What is the forecast for the current financial year for the number of media/communications/public relations advisers to be employed and their total cost?
- (c) What is the total cost of media monitoring services?
 - i. Please provide a breakdown by department, statutory agency and/or other body.
- (d) Are any media or public relations advisers currently engaged as contractors?
 - i. Who are these contracts with?
 - ii. What is the value of these contracts?
- (e) How much was spent on media or public relations advisors in financial year:
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019
 - v. 2019-present?

ANSWER:

Refer to the answer provided for Question 94

Facebook

187. How much did your ministerial office spend on Facebook advertising or sponsored posts in 2018-19?

ANSWER:

Refer to the answer provided for Question 95

188. How much did your department, statutory agency and/or other body in the Minister's portfolio spend on Facebook advertising or sponsored posts in 2018-19?

ANSWER:

Refer to the answer provided for Question 96

Overseas Trips

189. Were any of your overseas trips in the last financial year paid for in part or in full by using public money?

- (a) If so, did any of your relatives or friends accompany you on these trips?
- (b) Have you undertaken any official overseas travel that was privately funded?
- (c) If so, what was the nature of these trips?
- (d) Who paid for these trips?

ANSWER:

Refer to the answer provided for Question 97

Department/Agency Travel

190. What was the total expenditure in 2018-19 by departments, statutory agencies and/or other bodies within your portfolio on:

- (a) Taxi hire
- (b) Limousine
- (c) Private car hire
- (d) Hire car rental
- (e) Ridesharing services
- (f) Chartered flights?

ANSWER:

Refer to the answer provided for Question 98

Drivers

191. Are any of the senior executives in the relevant department, statutory agency and/or other body provided drivers?

- (a) If so, can you please specify which positions are provided drivers?
- (b) In total, how many drivers are used by senior executives in the department, statutory agency and/or other body?
- (c) What is the total cost of drivers for senior executives in the department, statutory agency and/or other body?

ANSWER:

Refer to the answer provided for Question 99

Consulting

192. For each department, statutory agency and/or other body in the Minister's portfolio please report:
- (a) How much was spent in legal costs in 2018-19?
 - i. For what specific purposes or matters was legal advice sought?
 - (b) Have departments, statutory agencies and/or other bodies under your portfolio engaged any consultants to provide the following services or advice in 2018-19:
 - i. Social media
 - ii. Photography
 - iii. Acting training
 - iv. Ergonomics
 - (c) What was the cost of these services?
 - i. Social media
 - ii. Photography
 - iii. Acting training
 - iv. Ergonomics

ANSWER:

Refer to the answer provided for Question 100

Web Content

193. For each department, statutory agency and/or other body in the Minister's portfolio please report:
- (a) What were the top 20 most utilised (by data sent and received) unique domain names accessed this year?
 - (b) What were the top 20 most accessed (by number of times accessed) unique domain names accessed this year?

ANSWER:

Refer to the answer provided for Question 101

Department/Agency Staffing

194. How many redundancies were processed by departments, statutory agencies and/or other bodies within your portfolio responsibilities during 2018-19?
- (a) Of these redundancies, how many were:
 - i. Voluntary?
 - ii. Involuntary?

ANSWER:

Refer to the answer provided for Question 102

195. What was the total cost of all redundancies?

ANSWER:

Refer to the answer provided for Question 103

196. Have any staff who received a redundancy in the last two years undertaken any paid work or provided any paid services for the department, statutory agency and/or other body with which they were formerly employed?
- (a) What was the nature of these works/services?
 - (b) What was the total cost of these works or services?

ANSWER:

Refer to the answer provided for Question 104

197. Are any staff formerly employed by your ministerial office now employed by departments, statutory agencies and/or other bodies under your portfolio responsibility?

ANSWER:

Refer to the answer provided for Question 105

198. How many staff were dismissed from departments, statutory agencies and/or other bodies under your portfolio responsibilities in 2018-19?

(a) What were the reason/s for each dismissal?

ANSWER:

Refer to the answer provided for Question 106

199. How much was spent advertising for recruitment for the following financial years:

(a) 2015-16

(b) 2016-17

(c) 2017-18

(d) 2018-2019

(e) 2019-present?

ANSWER:

Refer to the answer provided for Question 107

Smart Phone

200. How many mobile phones are given to staff or board members?

(a) How many new mobile phones were purchased in the last year?

ANSWER:

Refer to the answer provided for Question 108

201. What is the total cost of these phones for the following financial years:

(a) 2015-16

(b) 2016-17

(c) 2017-18

(d) 2018-2019

(e) 2019-present?

ANSWER:

Refer to the answer provided for Question 109

202. How many had to be replaced due to damage?

ANSWER:

Refer to the answer provided for Question 110

203. How many were reported as lost?

ANSWER:

Refer to the answer provided for Question 111

204. How many tablets are given to staff or board members?
(a) How many new tablets in the last year?

ANSWER:

Refer to the answer provided for Question 112

205. What is the total cost of these tablets for the following financial years?
(a) 2015-16
(b) 2016-17
(c) 2017-18
(d) 2018-2019?

ANSWER:

Refer to the answer provided for Question 113

206. How many phones and tablets had to be replaced due to damage?

ANSWER:

Refer to the answer provided for Question 114

207. How many were reported as lost?

ANSWER:

Refer to the answer provided for Question 115

208. How many people have both a smart phone and a tablet?
(a) What is the lowest ranked official who has both a work smart phone and tablet?

ANSWER:

Refer to the answer provided for Question 116

209. How many staff or board members overspent on their phone or tablet data bill?
(a) By how much?
(b) What was the average cost of data bills for tablets and mobile phones?
(c) What was the highest monthly cost?

ANSWER:

Refer to the answer provided for Question 117

210. Do the departments, statutory agencies and/or other bodies within your portfolio have an iTunes account?
(a) What was the total expenditure in 2018-19 on iTunes?
(b) What applications/subscriptions/services were purchased through iTunes?

ANSWER:

Refer to the answer provided for Question 118

211. Do the departments, statutory agencies and/or other bodies within your portfolio have a Google Play Store account?
(a) What was the total expenditure in 2018-19 on through the Google Play Store?

- (b) What applications/subscriptions/services were purchased through the Google Play Store?

ANSWER:

Refer to the answer provided for Question 119

Merchant fees

212. Please provide a list of all transactions where customers need to pay a merchant fee on credit and/or debit card payments to a department, statutory agency and/or other body within your portfolio.

ANSWER:

Refer to the answer provided for Question 120

213. Please provide the percentage and/or amount of the merchant fees applied to all credit and/or debit card payments/transactions to a department, statutory agency and/or other body within your portfolio.

ANSWER:

Refer to the answer provided for Question 121

214. What was the total amount paid in merchant fees on credit and/or debit card payments to departments, statutory agencies and/or other bodies within your portfolio in 2018-19?

ANSWER:

Refer to the answer provided for Question 122

Advertising and Sponsorships

215. For each department, statutory agency and/or other body in the Minister's portfolio please report:

- (a) How much was spent on advertising in the following financial years:
- i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-2019?

ANSWER:

Refer to the answer provided for Question 123

216. Has your department, statutory agency and/or other body within your portfolio engaged in any corporate sponsorships?
- (a) Who were these sponsorships with?
 - (b) What was the purpose of these sponsorships?
 - (c) What was the value of these sponsorships, by case and year?
 - (d) What was the value of these sponsorships in the following financial years:
 - i. 2015-16
 - ii. 2016-17
 - iii. 2017-18
 - iv. 2018-19?

ANSWER:

Refer to the answer provided for Question 124

Probity Auditor

217. Has your office or department, statutory agency and/or other body within your portfolio used a Probity Auditor or Probity Advisors, or similar, in the past five years? If so please list the company and/or individual, the project, the engagement dates, and their total remuneration in tabular format.

ANSWER:

Refer to the answer provided for Question 125

Energy

218. For each department, statutory agency and/or other body within your portfolio by name, how much electricity did it consume for each of:

- (a) 2014-15?
- (b) 2015-16?
- (c) 2016-17?
- (d) 2017-18?
- (e) 2018/19?

ANSWER:

Refer to the answer provided for Question 126

219. What proportion of the electricity consumed by each department, statutory agency and/or other body within your portfolio by name for those years came from renewable sources? Please name each source of energy (coal, solar, wind, etc.) and the proportion of the total electricity used.

ANSWER:

Refer to the answer provided for Question 127

220. How much money was spent on electricity for each department, statutory agency and/or other body within your portfolio by name in each of the above financial years?

ANSWER:

Refer to the answer provided for Question 128

221. What was the name of the energy supplier to each department, statutory agency and/or other body within your portfolio by name for those financial years?

ANSWER:

Refer to the answer provided for Question 129

222. How much electricity is it estimated that each department, statutory agency and/or other body within your portfolio will consume in:

- (a) 2019-20?
- (b) 2020-21?
- (c) 2021-22?

ANSWER:

Refer to the answer provided for Question 130

223. What proportion of that electricity is it estimated will come from renewable sources, for each year?

ANSWER:

Refer to the answer provided for Question 131

224. For each department, statutory agency and/or other body within your portfolio by name, please provide the estimated proportion of energy to be used from each kind of energy (coal, gas, solar, wind etc.)?

ANSWER:

Refer to the answer provided for Question 132

225. What is the name of the energy supplier to each department, statutory agency and/or other body within your portfolio for each of:

- (a) 2019-20?
- (b) 2020-21?
- (c) 2021-22?

ANSWER:

Refer to the answer provided for Question 133

General Costs

226. For each department, statutory agency and/or other body in the Minister's portfolio please report:

- (a) Any gardening services used for indoor or outdoor pot plants/flowers maintenance?
 - i. Who are the contracts with?
 - ii. How much does each contract cost?
 - iii. How often do they visit?
 - iv. How much was spent on this service in financial year:
 - 2015-16
 - 2016-17
 - 2017-18
 - 2018-19?
- (b) Any floral displays or indoor plants or pot plants hired or leased for display in any offices?
 - i. Who were the contracts with?
 - ii. How much was each contract cost?
 - iii. How much was spent on this service in financial year:
 - 2015-16
 - 2016-17
 - 2017-18
 - 2018-19?

ANSWER:

Refer to the answer provided for Question 134

Domestic Violence Leave Policies, Awareness and Usage

227. For each department, statutory agency and/or other body in the Minister's portfolio please report:

- (a) A copy of the entity's policy or web link to the entity's domestic violence leave policy;

- (b) Date of introduction of domestic violence leave into enterprise agreements/contracts of employment, awards as applicable;
- (c) Whether or not all employees and/or contractors are eligible for domestic violence leave;
- (d) Number of days of domestic violence leave that have been taken in each financial year since the introduction of such leave;
- (e) Number of days available for eligible staff to access domestic violence leave in each financial year;
- (f) Number of other personal days of leave that have been taken in each financial year since the introduction of domestic violence leave;
- (g) Number of sick days available for eligible staff to access domestic violence leave in each financial year;
- (h) Whether or not all staff and/or contractors have access to Employee Assistance Programs?
- (i) What training has been undertaken with management and administration for those involved in approving and/or processing domestic violence leave on issues such as?
 - i. Privacy and confidentiality of information about domestic violence
 - ii. Access to emotional, psychological, financial and medical support which may be required

ANSWER:

Refer to the answer provided for Question 135

228. Who has provided training on domestic violence in the workplace?

ANSWER:

Refer to the answer provided for Question 136

229. What percentage of staff in each agency has undertaken domestic violence training?

ANSWER:

Refer to the answer provided for Question 137

230. What efforts have been made to ensure that perpetrators (or their accomplices) within the staffing profile are not able to access personal information of victims in order to identify their location, or other information which may assist in committing domestic violence against them, including changing or accessing records in such a way as to disadvantage them financially or legally?

ANSWER:

Refer to the answer provided for Question 138

Sexual harassment and Anti-bullying training and awareness programs

231. For each department, statutory agency and/or other body in the Minister's portfolio please report:

- (a) Date of introduction of sexual harassment and anti-bullying training and awareness programs and a copy of such documentation.
 - i. Whether or not all employees and/or contractors have received such training?
 - ii. Is this course mandatory for all employees/ contractors?
 - iii. How long for each session, how many sessions?
 - iv. Who delivers it?

- v. Is the program tailored to take into consideration specific needs of LGBTQIA, ATSI and CALD or other at risk groups?
 - How?
- (b) What percentage of staff in each department, statutory agency and/or other body within your portfolio have undertaken sexual harassment and anti- bullying training and awareness programs?
- (c) How many complaints have been initiated in relation to:
 - i. Sexual harassment
 - ii. Bullying
 - iii. Workplace violence

ANSWER:

Refer to the answer provided for Question 139

Participation of women in Government

232. For each department, statutory agency and/or other body in the Minister’s portfolio please report:

- (a) What number and percentage of women are employed within the department, statutory agency and/or other body within your portfolio?
- (b) What number and percentage of women are employed within the management levels of the department, statutory agency and/or other body within your portfolio?
- (c) What number and percentage of women are employed in the top ten leadership positions of the department, statutory agency and/or other body within your portfolio?
- (d) What strategies does the department, statutory agency and/or other body within your portfolio use to encourage women in to management and leadership positions?
- (e) What is the gender pay gap within your department, statutory agency and/or other body within your portfolio?
- (f) Does the department, statutory agency and/or other body within your portfolio report participation of women figures to Women NSW on a regular basis?

ANSWER:

Refer to the answer provided for Question 140

Professional Photography

233. How much has been spent on professional photography for the following financial years:

- (a) 2015-16
- (b) 2016-17
- (c) 2017-18
- (d) 2018-2019
- (e) 2019-present?

ANSWER:

Refer to the answer provided for Question 141

Unmanned Aerial Services

234. How much has been spent on Unmanned Aerial Services for the following financial years:

- (a) 2015-16
- (b) 2016-17
- (c) 2017-18
- (d) 2018-2019
- (e) 2019-present?

ANSWER:

Refer to the answer provided for Question 142

Seconded Staff

235. How many staff from your department, statutory agency and/or other body within your portfolio have been seconded to your Ministerial Office, for the following financial years:
- (a) 2015-16
 - (b) 2016-17
 - (c) 2017-18
 - (d) 2018-2019
 - (e) 2019-present?

ANSWER:

Refer to the answer provided for Question 143

236. Please provide their names, their substantive work title, and their seconded work title.

ANSWER:

Refer to the answer provided for Question 144

Consultant Costs

237. For each department, statutory agency and/or other body in the Minister's portfolio please report, the total expenditure on consultants by financial year:
- (a) 2015-16
 - (b) 2016-17
 - (c) 2017-18
 - (d) 2018-2019
 - (e) 2019-present?

ANSWER:

Refer to the answer provided for Question 145

238. What are names and values of the five most expensive reports produced by consultancies for each department, statutory agency and/or other body in the Minister's portfolio by financial year:
- (a) 2015-16
 - (b) 2016-17
 - (c) 2017-18
 - (d) 2018-2019
 - (e) 2019-present?

ANSWER:

Refer to the answer provided for Question 146

GIPA Questions to the CEOs/ Department Secretaries

239. Since March 30, how many formal GIPAs have your cluster/ department received?

ANSWER:

Note: The current Department of Planning, Industry and Environment (DPIE) did not exist until 1 July 2019. Prior to this, the primary agencies which now make up DPIE were:

- The Department of Planning and Environment (DPE)

- The Office of Environment and Heritage (OEH)
- The Department of Industry (DOI)
- The Office of Local Government (OLG)

Some other business units which now make up DPIE were part of other clusters prior to 1 July, and some parts of the previous agencies no longer form part of DPIE. For example:

- Heritage is now part of the Department of Premier and Cabinet
- The State Archives and Records Authority is now part of Premier and Cabinet
- Property NSW was previously part of the Department of Finance, Services and Innovation
- The Land and Housing Corporation was previously part of Family and Community Services.

DPIE's response to the questions taken on notice are therefore split into two categories:

1. 30 March to 30 June 2019, and
2. 1 July to 11 September 2019

The first category will include figures for DPE, OEH, DOI and OLG only, and separately. The second category will provide a single figure for the current DPIE cluster.

30 March to 30 June 2019	
DPE	40
OEH	23
DOI	43
OLG	2
1 July to 11 September 2019	
DPIE	103

240. Out of the received formal GIPAs, how many have you determined to:

- (a) Grant full access to the information?
- (b) Grant partial access to the information?
- (c) Not grant access to the information?

ANSWER:

- a) Grant full access to the information?

30 March to 30 June 2019	
DPE	8
OEH	4

DOI	11
OLG	2
1 July to 11 September 2019	
DPIE	9

b) Grant partial access to the information?

30 March to 30 June 2019	
DPE	17
OEH	7
DOI	13
OLG	0
1 July to 11 September 2019	
DPIE	22

c) Not grant access to the information?

30 March to 30 June 2019	
DPE	3
OEH	2
DOI	1
OLG	0
1 July to 11 September 2019	
DPIE	5

Note: Where there are discrepancies between the number received and the number of outcomes, it will be because of one of the following:

- Transferred to another agency
- Withdrawn by the applicant
- Not yet finalised
- Information not held
- Refuse to deal (see section 60 of the GIPA Act for the reasons an agency can refuse to deal with an application)

241. Out of the GIPA where partial information or no information was granted, how many have decided to appeal?

- (a) Out of those who have decided to appeal, how many have decided to use:
- i. The agency's internal appeals' mechanism?
 - ii. Review by the Information Commissioner?
 - iii. Review by NCAT?
- (b) How many of those GIPAs have been overturned on appeal?
- i. Internal appeals' mechanism?
 - ii. Review of the Information Commissioner?
 - iii. Review by NCAT?

ANSWER:

30 March to 11 September 2019 = 15

Note 1: Whilst there is no formal 'appeal' function under GIPA, applicants and third parties consulted during the processing of an application can request a decision be reviewed by the NSW CAT.

Requests for review by third parties are because that party has objected to release but the agency has decided to release despite their objections. A third-party application for review is therefore usually because they want information to be withheld.

The figures are therefore given for reviews requested by the original applicant, as these are more likely in the nature of an 'appeal' against access to information being declined.

Note 2: The figures are given as consolidated figures for the full period of 30 March 2019 to 11 September 2019.

- a) Out of those who have decided to appeal, how many have decided to use:
- i. The agency's internal appeal mechanism?
 - ii. Review by the Information Commissioner?
 - iii. Review by the NCAT?

i. The agency's internal appeal mechanism	8
ii. Review by the Information Commissioner	5
iii. Review by the NCAT	2

- b) How many of those GIPAs have been overturned on appeal?
- i. Internal appeals mechanism?

- ii. Review by the Information Commissioner?
- iii. Review by NCAT?

i. Internal appeals mechanism	4
ii. Review by the Information Commissioner	1
iii. Review by the NCAT	1

Decisions are not ‘overturned’ by internal review the original decision is varied. The Information Commissioner cannot vary a decision, only make recommendations to the agency to review a decision.

242. GIPAs that have been granted full or partial access, how many appear on the agency’s disclosure log?

- (a) What is the rationale for not putting GIPAs on the agency’s disclosure log (excluding GIPAs asking for personal information)?

ANSWER:

DPIE is in the process of consolidating disclosure logs for the agencies that now form DPIE, creating a single disclosure log. DPIE did not exist prior to 1 July 2019, and decisions in relation to applications to DPIE will not be posted to the disclosure log until the review period has expired (40 working days after decision). The disclosure logs with decisions of agencies made between 1 April to 30 June 2019, where information maybe of interest to members of the public, are being updated as the review period for those decisions expires.

Websites are currently being updated and decisions made, which are appropriate for the disclosure log, will be posted in due course.

Note: decisions to release information will not be put on the disclosure log while a third party has a right to request review of an agency’s decision to release. This would be a minimum of 40 working days from the date of the decision, and longer if review rights are activated.

- a) What is the rationale for not putting GIPAs on the agency’s disclosure log (excluding GIPAs asking for personal information)?

The GIPA Act does not require all applications to be placed on a disclosure log, only those matters which the agency deems is likely to be of interest to other members of the public.

243. Has any GIPAs that appeared on the agency’s disclosure log been taken down?

- (a) For what reason/s?

ANSWER:

No.

- (a) N/A