



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by MS HUNTER on 27 June 2012 : Ms Tracy Stewart, Director, Planning and Performance took on notice the following question(s):

Ref: Hansard Transcript Wednesday 27 June 2012 PAGE 999

In relation to : Percentage of students with a disability in public and non-government schools

**MS HUNTER:** Yes, and I am just trying to get some sense of what percentage increase we are seeing each year in students with disabilities coming into our government schools.

**Ms Stewart:** Over the last three years from 2010 to 2012 the numbers of students have increased from 1,869 in public schools—sorry, students with a disability—to 1,890 in 2012 in our public schools.

**THE CHAIR:** Okay, so that is taken on notice.

**DR BOURKE MLA:** The answer to the Member's question is as follows:—

Number of enrolments of students with special needs, in Government sector, 2008 to 2012

	2008	2009	2010	2011	2012	Change (%) 2008-2012
Government	1759	1783	1869	1848	1890	7.45%

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date: 5/7/12

By the Minister for Education and Training, Dr Chris Bourke MLA



# LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

## SELECT COMMITTEE ON ESTIMATES 2012-2013



### ANSWER TO QUESTION TAKEN ON NOTICE DURING PUBLIC HEARINGS

Asked by MR SMYTH on 27 June 2012 : Mr Stephen Gniel, Executive Director, Learning Teaching and Student Engagement took on notice the following question(s):

Ref: Hansard Transcript 27 June 2012 PAGE 1015

In relation to : What mechanisms are available to identify students that require further funding

**MR SMYTH:** How do we identify these children? Have we had more parents asking for assessments over the last four years?

**Mr Gniel:** We have seen an increase in the number of students, as I have just said. In terms of how many have asked for it, I do not have that information. But I know the outcome of it.

**MR SMYTH:** You do not have it? Would the department have it if we requested it?

**Mr Gniel:** I think it depends on the definition as to where you ask for it. A parent may have said to a teacher, "Is there a possibility that there's a learning difficulty here?" - and then they have gone through some conversation and that has not been the case - as opposed to someone who has gone to a doctor and received a diagnosis and that goes back and obviously goes through the SCAN process for funding.

**MR SMYTH:** Could you perhaps take it on notice and see whether or not back in the department you have got information about how we become aware of these children, what percentage of the breakdown are the SCAN assessments and how we came to that knowledge?

**Mr Gniel:** Yes, I can certainly take it on notice and provide more information about the kinds of mechanisms - I think that is what you are asking for - that it comes to our attention that students may need additional funding

DR CHRIS BOURKE MLA: The answer to the Member's question is as follows:-


If a teacher or parent expresses a concern that a student is experiencing difficulties with learning, the teacher in consultation with the parents may refer the student to the school counsellor for assessment or referral to another professional.

It is the responsibility of the school counsellor to make an application for Disability Education funded programs on behalf of the school and student. The school counsellor is responsible for gathering the required evidence from appropriate professionals to ensure the student meets program criteria. This may require the school counsellor to complete specific assessments on students.

All students who meet ACT Student Disability Criteria have a Student Centred Appraisal of Need (SCAN) assessment. The purpose of this assessment is to determine the level of targeted funding the school will receive to support the adjustments identified in the student's

Individual Learning Plan (ILP). The SCAN profile is reviewed at major transition points in the student's schooling.

Approved for circulation to the Select Committee on Estimates 2012-2013

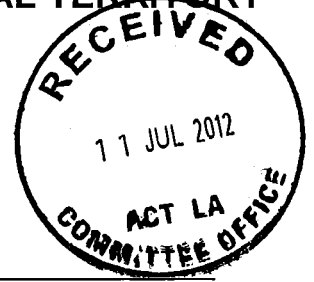
Signature:  Date: 10/7/12

By the Minister for Education and Training, Dr Chris Bourke MLA



LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY  
SELECT COMMITTEE ON ESTIMATES 2012-2013

ANSWER TO QUESTION TAKEN ON NOTICE  
DURING PUBLIC HEARINGS



Asked by MS HUNTER on Wednesday 27 June 2012: Ms Joanne Garrisson took on notice the following question(s):

Ref: Hansard Transcript Wednesday 27 June 2012 PAGE 1046

In relation to : Status of the current applications for in-principal approval

**MS HUNTER:** Okay. I wanted to go back to the registration of non-government schools. There are, as I understand it, three applications that are in at the moment. What is the timing on approval? When will those applications be decide upon?

**Ms Garrisson:** Sorry, Ms Hunter, you are talking about in-principle approvals for new schools? Not the registration of—

**MS HUNTER:** Sorry, in-principle agreement.

**Ms Garrisson:** Just clarifying.

**MS HUNTER:** Yes, certainly.

**Ms Garrisson:** Obviously with the in-principle approval process, we have as of 11 May—I think - approval for seven schools or campuses. We have the Islamic school of Canberra for expansion to year 12 at its current site in Weston. We have the Canberra Christian school for a kindergarten to year 12 campus in the Molonglo development area. We have the Brindabella Christian school for kindergarten to year 12 campus on the previous site of Charnwood high school. We have the Canberra Muslim Youth Inc. for a kindergarten to year 10 campus in northern Canberra and we have the Catholic Education Office for a permanent site for a secondary campus in Gungahlin.

In considering all of those applications, once we have received an in-principle application, we place an ad in the *Canberra Times*. That ad goes in the *Canberra Times* seeking community input on those proposals. They have 60 days - that period of time – to provide input around that. Following that, we then provide to the minister the information that we have received around that so that a decision can be made.

**MS HUNTER:** So where are we up to?

**Ms Garrisson:** I would have to take that on notice an all of those seven.

**DR CHRIS BOURKE MLA:** The answer to the Member's question is as follows:—

As at 28 June 2012 the Education and Training Directorate has received five applications for In-principle Approval (IPA) of new developments from ACT non-government schools. At the Budget estimates hearing this figure was incorrectly quoted as seven applications. The current status of the five applications is as follows:

- E12-504
1. Islamic School of Canberra –
    - a. Application for IPA for additional year levels received 28 June 2011
    - b. Notice of application inviting written comments was published in the *Canberra Times* on 16 July 2011
    - c. Written comments closed 30 September 2011
  
  2. Canberra Christian School
    - a. Application for IPA for development of new campus received 24 November 2011
    - b. Notice of application inviting written comments was published in the *Canberra Times* on 11 February 2012
    - c. Written comments closed 20 April 2012
  
  3. Brindabella Christian College
    - a. Application for IPA for development of new campus received 19 January 2012
    - b. Notice of application inviting written comments was published in the *Canberra Times* on 11 February 2012
    - c. Written comments closed 20 April 2012
  
  4. Canberra Muslim Youth Inc.
    - a. Application for IPA for development of new school received 6 February 2012
    - b. Notice of application inviting written comments was published in the *Canberra Times* on 11 February 2012
    - c. Written comments closed 20 April 2012
  
  5. Good Shepherd Primary School – Secondary Campus –
    - a. Application for IPA for an alternative site for previously approved campus received 5 April 2012
    - b. Notice of application inviting written comments was published in the *Canberra Times* on 14 April 2012
    - c. Written comments closed 15 June 2012

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:



Date: 10/7/12

By the Minister for Education and Training, Dr Chris Bourke MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**

**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by MS HUNTER on Wednesday 27 June 2012: Ms Joanne Garrison, Director, Information, Communications and Governance took on notice the following question(s):

Ref: Hansard Transcript 27 June 2012 Page 1048 1049

In relation to : How many submissions the Directorate received in relation to Brindabella Christian College, Canberra Christian College Molonglo and the Islamic School.

**MR DOSZPOT:** I have a supplementary on that. The applications for new non-government schools—I am talking about Brindabella Christian college, Canberra Christian college Molonglo, and the Islamic school, how many submissions did the directorate receive in respect of these applications?

**Ms Garrison:** I would have to take that on notice. I do not have a number of the submissions that supported those in-principle approval applications.

**MR DOSZPOT:** We would like to get the information, if we could, on how many submissions. I am happy for you to take it on notice.

**THE CHAIR:** So that is taken on notice.

**Ms Garrison:** Can I just clarify that? The submission is a submission. Are you wanting to know how many community comments that we received following the submission?

**MR DOSZPOT:** In respect of those applications.

**DR CHRIS BOURKE MLA:** The answer to the Member's question is as follows:—

The written comments received by the Directorate in response to the applications for In-principle Approval include comments submitted by individuals and groups, and expressions of interest in enrolment. The number of comments received regarding the applications referred to are as follows:

Islamic School of Canberra

- 6 comments

Canberra Christian School

- 33 comments

E12-505

Brindabella Christian College

- 36 comments

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature: 

Date: 10/7/12

By the Minister for Education and Training, Dr Chris Bourke MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by MS HUNTER on Wednesday 27 June 2012: Ms Joanne Garrisson, Director, Information, Communications and Governance took on notice the following question(s):

Ref: Hansard Transcript Wednesday 27 June 2012 PAGE 1051

In relation to : Advertisement of applications for in-principle approval.

**MS HUNTER:** You were saying that you advertise in the paper. Is that the only place that you let people know that these processes are in train?

**Ms Garrisson:** Yes, it is a large ad that is placed when these are coming up.

**MS HUNTER:** In the public notices, is it?

**THE CHAIR:** Does go on the website or does it go anywhere else?

**Ms Garrisson:** I will have to take that on notice.

**DR CHRIS BOURKE MLA :** The answer to the Member's question is as follows:—

In accordance with Section 83 of the *Education Act* 2004, a notice of an application for In-principle Approval is published in the Community Comments sections of a Saturday edition of *The Canberra Times*. This notice invites written comments on the proposal.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

10/7/12

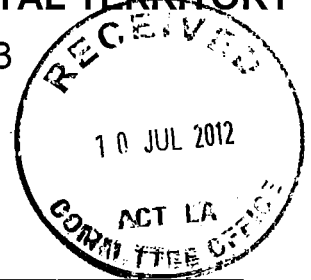
By the Minister for Education and Training, Dr Chris Bourke MLA



# LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2012-2013

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by MR DOSZPOT on 27 June 2012 : Mr Rodney Bray, Director, Schools Capital Works took on notice the following question(s):

Ref: Hansard Transcript 27 June 2012 PAGE 1056

In relation to : Melba/Copland Year 10 cohort relocation

**MR DOSZPOT:** No, look, and, as I say, I do understand a principal autonomy issue as well. But what concerns me is that the parents are concerned about the environment that their children are going to go into with older students. And it is that parental concern that I am concerned about if they have not been consulted about such a major thing. So that is my question to you.

**Mr Bray:** Rodney Bray, sorry, Director, Schools Capital Works. I will get some more information and pass it back through the executive. But normally our processes like that, we—a move like this, temporary arrangement, would be consulted through the principal as our normal operation and they then obviously consult with the board and usually the P&C through any sort of major change like that. So I suppose it comes back to what Ms Joseph was saying that the principal liaises with us and with the school community. We take their advice and, you know, we do our work accordingly.

It is probably worth noting—just roughly, in terms of the separation, the two sites are about a kilometre and a half apart. But the Copeland site itself has had a large amount of upgrade works done over the last few years, and in terms of accommodation capacity, there is no issue with having a proper and appropriate accommodation for the year 10 students that were shifted there. It would not be a case of being shoe horned into tight spaces. There is sufficient area within the Copeland campus to accommodate them quite comfortably. But certainly the issue you raised about the social relationships with the older students is something that the school would have to manage. But I will get some more details taking that on notice and bring that back to the committee.

**DR BOURKE:** The answer to the Member's question is as follows:—

In considering the arrangements to re-locate the Year 10 students, the school consulted with the School Board, the Parents and Citizens Association, school staff and students, as well as holding ongoing meetings with the student leadership group.

The school community had been updated on the infrastructure works and temporary re-location arrangements for students in the school newsletters. A copy of the 20 June 2012 newsletter is attached.



Infrastructure improvement works have been programmed for the Daintree wing of the Melba (high school) campus of the Melba Copland Secondary School. The works are extensive and will require the re-location of students in order to undertake the full scope works during Semester 2 in 2012. The planned works are scheduled to be completed ready for the start of the 2013 school year.

There are close to 500 students in Years 7 to 10 on the Melba campus and, in order to manage the works and the safety of all students and staff at the site, the school had decided to transfer the 130 Year 10 students to the Copland campus. This is a temporary re-location with students remaining at the Copland site only for the duration of the works. Year 10 students will return to the Melba site from the start of the 2013 school year.

The Melba Copland Secondary School is looking forward to receiving the improvements to the Daintree wing.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

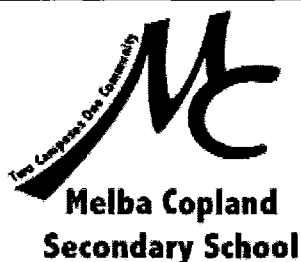


Date:

10/7/12

By the Minister for Education and Training, Dr Chris Bourke MLA





# NEWSLETTER

## Melba Copland Secondary School



## Principal's Message

July 2012

### Term Dates 2012

Term 1 - Feb 6- April 13

Term 2 - April 30 - July 6

Term 3 - July 23 - Sept 28

Term 4 - Oct 15 - Dec 21

### MCSS Contacts Post:

Conley Drive

Melba ACT 2615

W: [www.mcass.act.edu.au](http://www.mcass.act.edu.au)

E: [mecacss@mcass.act.edu.au](mailto:mecacss@mcass.act.edu.au)

### Yr 7-10 (High School Campus)

Phone: 6205 6711

Fax: 6205 6710

### Yr 11-12 (College Campus)

Phone: 6205 7622

Fax: 6205 7629

### Principal

Michael Battenally

### Deputy Principals

Mary Arnold— High School

Marion McIntosh— College

Jesse Sidhu - High School

### Business Manager

Pam Edwards—MCSS

Semester 1 at MCSS provided our students with a breadth of opportunities to grow as young people and achieve improved academic outcomes. This MCSS News provides numerous examples student involvement and success this semester. Of course the most important measures of success are derived from the **Year 7-12 Semester 1 Student Reports** available for collection and distribution on the last day of semester.

These performance reports are valuable in reviewing student learning and pathways, and we encourage all parents and carers to discuss the reports at home. During the holiday break, uncollected reports are available from the College front office.

Preparations for **student transitions to Year 11 and Year 7 in 2013** will be a significant priority for semester 2 at MCSS. For current Year 10 students they will be invited to **Year 11 2013 Course Selection Interviews with parents/carers on Tuesday 14 August from 4.30-7.00pm**. Invitations will be posted to all Year 10 students on Friday 6 July.

**For current Year 6 students**, offers of MCSS placement will also be posted on Friday 6 July. This will of course involve local primary schools in a **transition to Year 7 program throughout semester 2**. Following confirmation of 2012 enrolment, parents/carers will be advised of the Year 7 2012 transition program details early in semester 2.

**High School Classroom Development Semester 2 2012** - In the MCSS News earlier this month I shared some exciting infrastructure development news for our school. Semester 2 will be the start date the High School campus Humanities classroom area known as 'Daintree' will undergo demolition and reconstruction in semester 2.

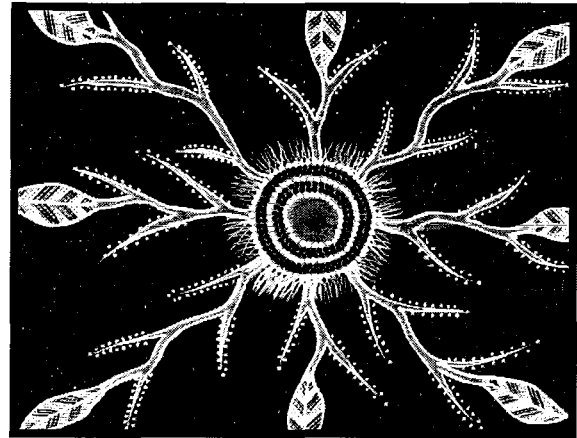
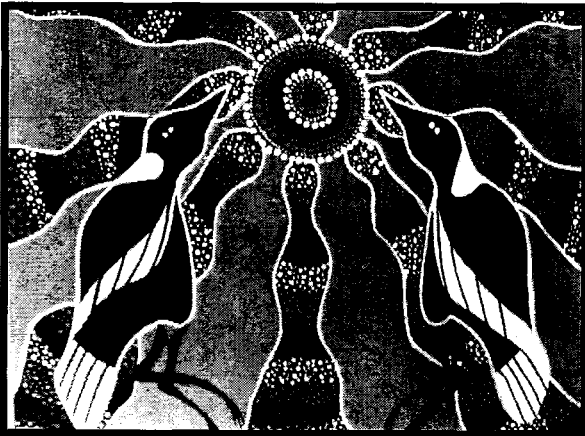
The design for the modernized learning areas will support the integration of communications technology, collaborative learning, team teaching and increased visibility throughout the largest teaching area on the campus. It has taken three years of continual planning and advocacy with the Education Directorate to attract this investment at the HS campus. **(More.....See page 11)**

### Our Vision

"That all young people at MCSS learn, thrive and are equipped with the skills to lead fulfilling, productive and responsible lives"

## Indigenous Student Art Exhibition

by Rose Madden (Y8) and Breanna Barker (Y9)



Further details of changes to school operations in semester 2 and design plans for this major project are included within this **MCSS News**. Detailed design plans of the classroom modernization are on display in the foyers of both campuses.

### Voluntary Contributions

The School Board has asked me to remind parents and carers that **voluntary contributions** provide funds that are very important in supporting learning programs at the school. Thank you to those who have already supported the school programs through their contributions. For any students unable to make financial contributions, the school has established an equity fund.

### Celebrations and Congratulations

Members of our school continue to achieve many terrific results and opportunities to broaden their talents. The list below contains an amazing range of this term's student and staff successes – congratulations to all!

\* **National Reconciliation Week - Indigenous Arts Exhibition at West Belconnen Child and Family Centre (Opened Monday 2 July)** – a joint project with Canberra High School exhibiting over 50 pieces of high quality Aboriginal and Torres Strait Islander art. (Indigenous Education Officer - Patrick Chapman, Resident Cultural Artist – Peter Finegan)

\* **Churchill Scholarship** – Teacher Terry Eveston has been awarded a Churchill Scholarship linked to the successful NRMA Road Safety Trust grant previously attained by Terry and MCSS. His studies will continue his development of school based curriculum for cycling and road awareness

\* **MCSS Dance Crew** – have performed at our local primary schools this term with a number of performing arts students. (Teacher in charge – Joni Wood)

\* **Talent Quest**— Talent Quest was held this week and it was great to have so many students involved. (Well Done to the Performing Arts teachers)

\* **ACT Schools Murray Trophy Debating Competition for year 9 & 10 students** – MCSS tops the ladder as they head to the semi-finals. Congratulations to **Melba 1**: Kal Slater, Sarah Buchhorn, Karl Ilpola (Year 9 Students) **Melba 2**: Emma Hodges, Max Mitchell, Oscar Hales (Year 10 students) (Teacher in charge – Reuben Creighton)

\* **Sports Champions** – please note the reports from recent participation and success within this MCSS News.

Bringing together the two campuses as 'one community' is a rewarding challenge and the future prospects for our school continue to grow.

On behalf of Melba Copland Secondary School we wish you all a safe, enjoyable and well-deserved mid-year break.

Regards  
Michael Battenally, Principal

*Michael Battenally*

Principal

*Mary Arnold*

Deputy Principal

*Marion McIntosh*

Deputy Principal

*Jesse Sidhu*

Deputy Principal

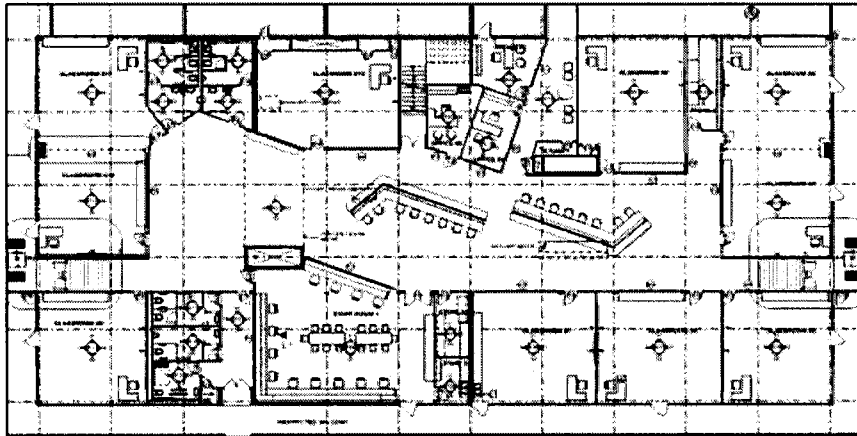
# MCSS School Community Update



## High School Classroom Development Semester 2 2012

In the MCSS News earlier this month I shared some exciting infrastructure development news for school. I have now received confirmation of a start date from the project manager I can now advise that the High School campus classroom area known as 'Daintree' will undergo demolition and reconstruction in semester 2. The design for the modernized learning areas will support the integration of communications technology, collaborative learning, team teaching and increased visibility throughout the largest teaching area on the campus. It has taken three years of continual planning and advocacy with ETD to get this investment at the HS campus.

Included in this update are some graphics to reflect the scale of the improvements. Detailed design plans of the classroom modernization are on display in the foyers of both campuses.



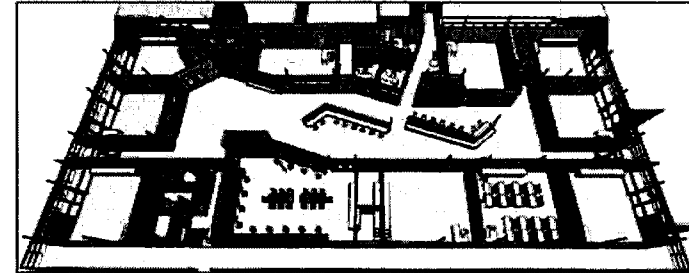
As you can see in the plan image above this initiative impacts on the High School campus operation as 12 classroom areas are lost for all of semester 2. The remaining High School classroom areas are not able to accommodate a significant number of classes so the decision has been made to relocate Year 10 students to the College campus as a suitable solution to the disruption anticipated by the construction program.

We now have two major planning actions to undertake:

1. Relocating Year 10 classes to the College campus
2. Accommodating year 7-9 classes across the High School campus

The executive team has developed the initial plans for accommodating classes and teacher allocations at both campuses. The classroom utilization for semester 2 has impacted on both campuses and the school facilities staff will ensure learning areas will be furnished and comfortable for the commencement of semester 2.

At the College campus some maintenance is planned to improve the designated learning areas. Relocation of IWBs and display screens/projectors will also ensure that all Y10 classrooms are 'connected'.



On the High School campus classroom accommodation for the year 7-9 classes disrupted will be distributed across the school. Utilisation will be high and concentrated in some areas. Some previously unused areas are now being put back online and furnished to match needs. Each faculty area may have to vary the flexible access to class areas that may have occurred in semester 1.

Temporary teacher accommodation for the two High School two staffrooms vacated in Daintree will be transferred to the Camelot conference room. The Executive teachers will be in an adjacent location and appropriate furniture will be obtained for the temporary staff offices.

We have commenced ongoing consultation with students and in particular the awareness of the Year 10 students concern about not finishing their year 10 studies in the more familiar class areas is acknowledged. All practical measures available to the school will be considered and we will work closely with the students. This will be to ensure there is confidence in the relocation and transition arrangements for Year 10 students as they transition to the college years a semester earlier than anticipated.

During semester 1 this year, many Year 10 students have participated in classes at the College campus. This has become a very positive benefit for accessing facilities, supporting a broad curriculum choice. In 2011 the school invested in a number of college preparation initiatives and the feedback provides a foundation of confidence in what is now possible for the cohort of completing Year 10 students.

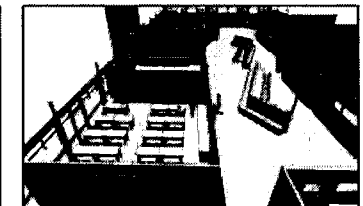
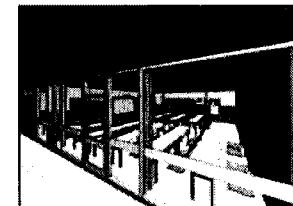
Thank you for your support with the semester 2 changes to the operation of the school. We are the lucky High School campus at the moment as I am not aware of any other major works and we have the benefit of having two campuses to cope with the disruption.

We will keep students and the community informed of arrangements throughout this period.

Kind regards

*M. Battenally*

Michael Battenally  
Principal  
Melba Copland Secondary School  
20 June 2012



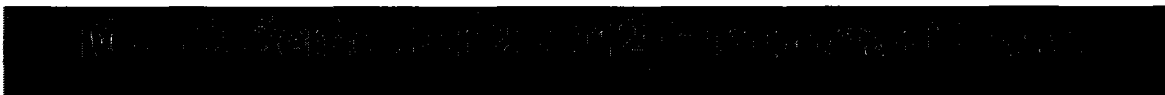
Administration: Conley Drive, Melba ACT 2615  
Email: melbacss@mcss.act.edu.au • Internet: www.mcss.act.edu.au  
7-10 Campus Telephone: 02 6205 6711 • 11-12 Campus Telephone: 02 6205 7622 • Facsimile: 02 6205 6710



Administration: Conley Drive, Melba ACT 2615  
Email: melbacss@mcss.act.edu.au • Internet: www.mcss.act.edu.au  
7-10 Campus Telephone: 02 6205 6711 • 11-12 Campus Telephone: 02 6205 7622 • Facsimile: 02 6205 6710



EL2-508



<b>Date</b>	<b>Event</b>	<b>Details</b>
23 - July Monday	Term 3 commences	
30 - July	AST Trial (line G & B)	College Campus—Year 12 T Students
1 - 2 August	Careers Expo	Exhibition Park Canberra
14 - August Tuesday	Year 11 2013 Course Selection Night	College Campus 4.30 - 7.00pm
15-17 August	7-12 School Musical—'ALISON'	College Campus Theatre 7pm Start
16 - August Thursday	All Colleges Moderation Day	Year 11 & 12 Student free day
23 - August Thursday	AST Trial (line A) 1.30 to 3.30	College Campus—Year 12 T Students
4 - 5 September	AST Tests	College Campus—Year 12
25 September - Tuesday	Year 7 - 12 Parent Teacher Night	College Campus 4 - 7.30pm
28 September - Friday	UAC Applications Close	Year 12 University Applications Submitted
28 September - Friday	Last Day Term 3	
15 October- Monday	Term 4 Commences	Normal Class Time Table
17 October—Wednesday	Year 7 - 12 Athletics	

Melba Copland Secondary School  
Print post approved  
PP 226480/00026

**PRINT POST**

**POSTAGE PAID  
AUSTRALIA**

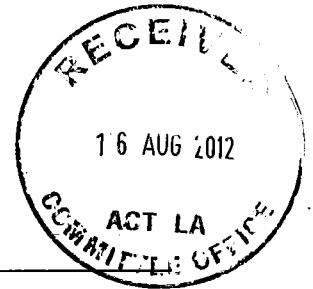
If undelivered return to:

MCSS  
15 Conley Drive  
Melba ACT 2615



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Ms Hunter on 27 June 2012 Mr Mark Whybrow, Executive Director, Finance and Corporate Support took on notice the following question(s):

Ref: Hansard Transcript 27 June 2012 PAGE 66

In relation to : Finance summary

**MS HUNTER:** I did. But just before that, Mr Whybrow, you gave a very good rundown of funding of sort of the government, non-government explanation before. It will be on *Hansard*, but is it possible to—for you to actually put that together for the committee?

**Mr Whybrow:** As in a—

**MS HUNTER:** Some sort of sheet.

**THE CHAIR:** A summary.

**MR HARGREAVES:** A summary.

**Mr Whybrow:** Yes, certainly.

Dr Chris Bourke MLA: The answer to the Member's question is as follows:—

A simplistic summary of funding sources for government and non government schools in the ACT and Australia is provided in the tables below.

Government Funding Sources	Government Schools		Non Government Schools	
	ACT <sup>1</sup> %	Australian Average <sup>2</sup> %	ACT <sup>3</sup> %	Australian Average <sup>2</sup> %
State/Territory Government	86.3	85.0	25.1	26.5
Commonwealth Government	13.7	15.0	74.9	73.5

1. Derived from *ACT Capital Territory Budget 2012-13 Budget papers number 3 and 4*.

2. Derived from Australian Government, *Review of Funding for Schooling-Final Report* December 2011.

3. Derived from *ACT Capital Territory Budget 2012-13 Budget Paper 4 page 402*.

A major funding component for non-government schools in Australia is through fees and charges. The following table incorporates private sources contributions for non-government schools.

	Non Government Schools	
	ACT <sup>1</sup> %	Australian Average <sup>1</sup> %
State/Territory Government	13.0	13.9
Commonwealth Government	42.3	46.2
Fees/Charges Donations	44.7	39.9

1. Derived from Australian Curriculum, Assessment and Reporting Authority, *National Report on Schooling in Australia 2009: Additional Statistics*.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:



Date: 14/8/12

By the Minister for Education and Training, Dr Chris Bourke MLA



LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY  
SELECT COMMITTEE ON ESTIMATES 2012-2013

ANSWER TO QUESTION TAKEN ON NOTICE  
DURING PUBLIC HEARINGS



Asked by MS HUNTER on 27 June 2012 : Ms Diane Joseph, Director-General took on notice the following question(s):

Ref: Hansard Transcript 27 June 2012 PAGE 1059

In relation to : University of Canberra Schools – Annual Report

**MS HUNTER:** I also just wanted to follow up with the University of Canberra high school and how that arrangement is going. What is happening there as far as being able to attract new students?

**DR BOURKE:** When I visited the University of Canberra high school at Kaleen I was pleased to see that the arrangements with UC were being beneficial to the high school as well as getting some synergies for the University of Canberra, which is why the program was initiated.

**Ms Joseph:** The program has actually—and I can provide for you the annual report from the program—and it actually reports specifically on key achievements in relationships between the two organisations.

**DR BOURKE:** The answer to the Member's question is as follows:—

The University of Canberra Schools Collaboration Activities Report April 2012 - June 2012 is at Attachment A.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

A handwritten signature in black ink, appearing to be "C Bourke".

Date: 10/7/12

By the Minister for Education and Training, Dr Chris Bourke MLA

UC SCHOOLS COLLABORATION ACTIVITIES REPORT April 2012 – June 2012

510-212E

Outcomes of the Collaboration Program	ACTIVITIES	UC and LG	UC & Kaleen	Both
<p><b>Outcome 1:</b> Improving pathways for students in Territory high schools through to college and tertiary education.</p>	<p><b>H Course development &amp; UC Schools UC Accelerate Program</b></p> <ul style="list-style-type: none"> <li>➤ H course in Design Foundation and in Accounting now being delivered to selected ACT Yr 11 students at UC each Wednesday;</li> <li>➤ H course development has been integrated into UC Schools Academic Partnership Plans which sit within the overall Operational Plan with a great deal of work undertaken over the past 3 months;</li> <li>➤ Contemporary Economics, IT, Discrete Mathematics, and the updated Accounting course are with the BSSS for approval. Creative Writing is ready for submission, with Sports Science in development.</li> <li>➤ UCHS Kaleen and UCSSC Lake Ginninderra hosted outstanding Open Nights in May attracting significant numbers of interested families. Both nights saw UC support the schools strongly, with representatives from UC Library, ASC and Domestic Recruitment in attendance. The Director UC Schools spoke at both Open Nights on behalf of UC.</li> <li>➤ UC Accelerate Program students participated in three two hour Academic Skills and Orientation Workshops prior to their formal course beginning. The workshops were run by the UC Academic Skills Centre in collaboration with the UC Schools Fellows.</li> </ul>	<p style="text-align: center;">✓  ✓  ✓  ✓</p>		<p style="text-align: center;">✓</p>

	<ul style="list-style-type: none"> <li>➤ The revised funds distribution model has been communicated to all relevant UC faculties and Lake G staff. It maximises the number of H Courses able to be developed and ensures fair payment to those involved in their development.</li> </ul> <p><b>Specific programs</b></p> <ul style="list-style-type: none"> <li>➤ <b>UChSK, UC and Kulture Break</b> collaboratively developed a <b>Year 6 Challenge Day</b> held on March 29<sup>th</sup> involving over 120 students from local primary schools. The students rotated through 3 workshops in the areas of dance, science and Japanese and participated in a combined dance performance at the end of the day. <b>Staff from the UC Faculty of Applied Science</b> presented 3 workshops to the students, <b>Kulture Break</b> conducted the Dance workshops and <b>UChS Kaleen staff</b> the Japanese workshops.</li> <li>➤ The <b>UC Literacy Mentoring Program for Year 7 &amp; 8</b> remains in place at UChS Kaleen and occurs for 30 minutes each day until the end of the term. Over 75 UC pre-service teachers under the guidance of Professor Kaye Lowe are involved in this one on one literacy initiative during Term 2.</li> <li>➤ New collaborative UC and UChS Kaleen Pathways extension program designed called "<b>LINK2X</b>" was launched on 29<sup>th</sup> March and is currently being implemented.</li> <li>➤ <b>Aspire UC</b> – the Years 7, 8 and 9 program is being delivered at UChS Kaleen again in 2012, with nine visits to be conducted between March – August. The Year 9 students visit UC campus in September for the "UC 4 Yourself" on-campus program. The Yr 10</li> </ul>	✓		
--	---	---	--	--



	<p>program begins in October .</p> <ul style="list-style-type: none"> <li>➤ <b>6 UC Schools Academic Partnership Plans</b> have been jointly developed with UC faculties and the activities which align to the Operational Plan have been funded from joint Steering Committee funds.</li> <li>➤ <b>GENERATE Writing Program – UC &amp; UCHSK</b> is enabling Years 7-10 students to produce and celebrate quality writing. An exhibition is planned to be held at UC in November, with a UCHSK GENERATE book to be launched at the exhibition.</li> <li>➤ UC Faculty of Arts and Design has held 3 meetings with UCSSCLG staff to progress the initiatives of their Partnership Plan, specifically the joint writing and illustrating of a number of children’s books for an exhibition as well as Master classes in Writing and Editing. A strong relationship has been formed between UC Media discipline and UCSSCLG media teachers. FAD has provided both schools with photographic equipment to use as additional school resources.</li> </ul> <p><b>Science</b></p> <ul style="list-style-type: none"> <li>• UC, through Dr Jim Woolnough, Faculty of Applied Science will be jointly leading a UC Schools Environmental Science camp with science teachers and 40 students from the two schools at UC’s Jervis Bay facility in October.</li> <li>• As a result of recent discussions, UC undergraduate pre-service teachers will be spending more time in UCSSC Lake G’s science labs to maximise resources and on site learning.</li> </ul>		<p style="text-align: center;">✓</p> <p style="text-align: center;">✓</p>	<p style="text-align: center;">✓</p> <p style="text-align: center;">✓</p>
--	--	--	---	---



UC. The application has support from key people such as Robyn Archer and Mary Porter. Lake G staff are also assisting with the application.

- 6 Academic Partner Plans reflect a number of opportunities for joint PD and engagement between UC Schools staff and UC academics.



<p><b>Outcome 3:</b> Increasing the awareness and demand by Territory school students of alternatives and options in the tertiary sector.</p>	<ul style="list-style-type: none"> <li>➤ The development of the UC Accelerate Program ( H Courses) for delivery by UC, drawing on the expertise of UCSSCLG specialist teachers, and free to USSSCLG successful student applicants.</li> <li>➤ Recent Open Nights at UC Schools supported by UC</li> </ul>	<p>✓</p>		<p>✓</p>
<p><b>Outcome 4:</b> Supporting University-led research for the development of innovative practices and effective teaching.</p>	<ul style="list-style-type: none"> <li>• Refer Outcome 2 Literacy Program. The success of this program in 2011 was such that Dr Lowe and the Director UC Schools will be presenting a joint paper at a teaching and learning conference in August on its key outcomes.</li> <li>➤ UC Schools have been allocated a two hour block on a monthly basis at the inSPIRE Centre to enable shared PD focussing on technology integration into teaching &amp; learning.</li> </ul>		<p>✓</p>	<p>✓</p>
<p><b>Outcome 5:</b> Providing inter-professional learning and practice opportunities for whole of service delivery in schools, which may include opportunities in the health, youth and justice studies, speech pathology and other professional areas.</p>				

<p><b>Outcome 6:</b> Attracting and sharing resources to benefit both parties</p>	<ul style="list-style-type: none"> <li>➤ UCSSCLG and UC College, through John Peak Director of Special English Programs UC English language Institute(UCELI), are developing a partnership to provide college-level study tours from Korea and other countries.</li>   <li>➤ UC Schools Academic Partnership Plans reflect a number of mutually beneficial resource sharing initiatives.</li> </ul>	<p>✓</p>		<p>✓</p>



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

---

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



---

Asked by Mr Doszpot on Wednesday 27 June 2012: Ms Tracy Stewart, Director, Planning and Performance took on notice the following question(s):

Ref: Hansard Transcript Wednesday 27 June 2012 Page 1059

**Ms Stewart:** I do not actually have the enrolments for Melba Copland with me, but I can certainly get that data back to you.

**MR DOSZPOT:** Thank you. We are not trying to make this difficult. I am asking questions, which is what we are here to do.

**THE CHAIR:** That has been taken on notice.

In relation to :

- Enrolment figures for Melba Copland.

Dr Chris Bourke MLA : The answer to the Member's question is as follows:-

2011 – 894  
2012 - 757

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date: 10/7/12

By the Minister for Education and Training, Dr Chris Bourke MLA



LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY  
SELECT COMMITTEE ON ESTIMATES 2012-2013

**ANSWER TO QUESTION TAKEN ON NOTICE  
DURING PUBLIC HEARINGS**



Asked by MR DOSZPOT on 27 June 2012 : Mr Stephen Gniel, Executive Director, Learning, Teaching and Student Engagement took on notice the following question(s):

Ref: Hansard Transcript 27 June 2012 PAGE 1060 1061

In relation to : Early Intervention Programs – hours for each program

**MR DOSZPOT:** The number of eligible children with development delays and disabilities who attend an early intervention program is 400, minister. Is there any unmet demand?

**Mr Gniel:** No. The capacity of each - of the full program is 312 at any one time. There are not full-year services. There is some rolling of students through that. That is why the outlook indicator is a throughput measure. So there is no waiting list or anything like that.

**MR DOSZPOT:** That is good to hear. I believe there is an average of \$4,691 for 2011-12. How many hours does this represent?

**Dr Bourke:** Well, that is an average cost, isn't it? It would depend upon the individual needs of the individual child. But is that actually worked out?

**Mr Gniel:** I am looking for the exact hours for the programs. There are different programs, as you would be aware, Mr Doszpot. I was just looking at whether I had the number of hours for each of those programs. I may need to get back to you about the actual hours.

**THE CHAIR:** Do you want to take that on notice?

**Mr Gniel:** Yes.

**DR CHRIS BOURKE MLA:** The answer to the Member's question is as follows:-

Hours for Early Intervention Programs are as follows:

Program	Hours per week
Early Intervention Playgroups	2.5 hours per week
Autism Intervention Unit	9 hours per week
Early Intervention Units	5.25 hours per week
Language Intervention Unit	4.5 hours per week

Approved for circulation to the Select Committee on Estimates 2012-2013

E12-512

Signature:



Date: 10/7/12

By the Minister for Education and Training Dr Chris Bourke MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Shane Rattenbury MLA on 20 June 2012 : The Attorney-General, took on notice the following question:

Ref: Hansard Transcript 20 June 2012 PAGE 360

In relation to : Ombudsman's funding transfer to CMCD

What was the allocation for the Ombudsman in the 2011-12 financial year? If it is \$327,000 this year, what was the equivalent amount in the previous year?

Mr Corbell MLA : The answer to the Member's question is as follows:-

For 2011-12, the GPO budget for the ACT Ombudsman was \$0.8m. Of this, the actual funding used by the Justice and Community Safety Directorate was \$0.32m and the funding re-allocated to the Chief Minister and Cabinet Directorate was \$0.48m in 2011-12. In 2010-11, the GPO budget funding for the ACT Ombudsman was \$0.8m.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**

**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Shane Rattenbury MLA on 20 June 2012 : Mr Peter Garrison, Solicitor-General, took on notice the following question:

Ref: Hansard Transcript 20 June 2012 PAGE 389

In relation to : Cost of hiring additional counsel for ACTGS

What was the cost of hiring that additional counsel? (In relation to ACT involvement in the plain packaging case in the High Court)

Mr Corbell MLA : The answer to the Member's question is as follows:-

The cost of engaging Senior Counsel, Dr Melissa Perry QC, to assist in the ACT's intervention in the tobacco plain packaging case in the High Court is as follows:

Counsel's fees for period 23 February 2012 – 23 April 2012	\$47,850.00
Disbursements, including travel and accommodation	\$ 2,659.52
<b>Total</b>	<b>\$50,509.52</b>

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

3.7.12

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Brendan Smyth MLA on 20 June 2012 : Ms Kathy Leigh, Director-General, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 350

In relation to : Breakdown of JACS FTE for 2012-13

Breakdown of FTE gained and lost for 2012-13 by ongoing and non-ongoing?

Mr Corbell MLA : The answer to the Member's question is as follows:—

The increase of **33 FTE** from 2011-12 estimated outcome to 2011-12 Budget, mainly relates to:

- The 2011-12 'Addressing Waiting Times in the Supreme Court' initiative (**10.5 FTE**) included in the 2011-12 2<sup>nd</sup> Appropriation Papers:
  - DPP (4 FTE)
  - Law Courts & Tribunals (6 FTE)
  - Corrective Services (0.5 FTE)
- Staffing related to cost recovery activities (**18 FTE**):
  - ACT Health Patient Transport Vehicle -ACTAS (6 FTE)
  - ACTGS Legal Services funded through own source revenue (7 FTE)
  - ACT Healthier Work Initiative (Worksafe) (3 FTE)
  - Southcare funded position – ESA (1 FTE)
  - ACT Public Advocate – Community Services Directorate Project (1 FTE)
- ACTAS Sustainable Front Line Resourcing 2011-12 budget initiative – 30 June 2012 full staff impact (**4.6 FTE**)

Note: This was the FTEs estimated and funding was provided on this basis. Business Units may have allocated resources differently.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

By the Attorney-General, Mr Simon Corbell MLA

Date:

3.7.12

A total increase of 17 FTE in the 2012-13 Budget from the 2011-12 estimated outcome includes:

- Net increase of **32.7 FTE** relates to 2012-13 new budget initiative resourcing as follows:

<b>2012-13 New Budget Initiative</b>	<b>FTE</b>
Campaign Finance Reform	2.0
Regulation of R18+ Video Games	1.0
Electronic Document System for SAB	0.3
Improving Access to Justice - Supreme Court Backlog	2.9
ACT Sentencing Database (ICT)	2.2
Courts & Tribunal Management System (ICT)	2.2
Corrective Services - Supporting Operational Capacity	3.0
Extending Throughcare for Offenders to the Community	1.7
AMC - Additional Facilities Project - CSU	0.5
ACTAS Sustainable Frontline Resourcing - Stage 2	8.0
ESA Station Upgrade Project - Charnwood & DD2	7.9
Cardiac Monitor/Defibrillator Replacement (P&E)	1.0
<b>Total</b>	<b>32.7</b>

- Net increase of **10.45 FTE** relates to 2012 ACT Election resourcing; and
- Estimated decrease of **26 FTE** associated with 2012-13 savings measures.



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**

**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Brendan Smyth MLA on 20 June 2012 : The Attorney-General, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012, PAGE 355

In relation to : Rollovers delay

Just in the broad for the department, on page 280 there are a number of rollovers. You might take on notice and provide a reason for each of the rollovers, please.

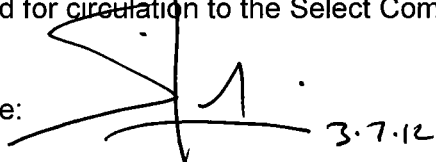
Mr Corbell MLA : The answer to the Member's question is as follows:-

On page 280 of Budget Paper No. 4, there are a number of rollovers relating to capital projects from 2011-12 to 2012-13.

The reasons for each of the projects is outlined in Attachment A.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:



3.7.12

Date:

By the Attorney-General, Mr Simon Corbell MLA

<b>Capital project rollovers from 2011-12 to 2012-13</b>		
<b>Projects</b>	<b>Reason for rollover from 2011-12 to 2012-13 and forwards</b>	<b>Total Rollovers from 2011-12 \$'000</b>
<b>Directorate - refer page 280 in 2012-13 Budget Paper 4</b>		
New Supreme Court - Forward Design	Reflects estimated cashflow in 2011-12 to undertake concept design and due diligence stage of the project. Rollover is required to continue the next stage of the project including the refinement of user requirements, functional design brief and concept design, and depending on procurement strategy, the development of preliminary sketch plans.	2,700
Working With Vulnerable People Checks	Projected capital expenditure has been amended to reflect the changes in the anticipated cash requirements. The rollover will be required for enhancements to the ICT system after the commencement of the scheme.	1,280
ESA Station Upgrade and Relocation – Phase 1 Due Diligence and Forward Design	Completion of Phase 1 of this project has been adjusted to account for delays caused by required Territory Plan Variations and to complete Final Sketch Plan design work for Aranda and Calwell/Conder sites. Final Sketch Plans for Charnwood will be completed in 2011-12. (Full Design documentation and construction are included in the next stage of the work included in the 2012-13 budget initiative.)	1,825
Emergency Services Agency - Mobile Data Solution Project	Rollover required to align project with delivery schedule put forward by the vendor.	980
ESA Centracom Replacement	Rollover required to align project with delivery schedule put forward by the vendor.	880
AMC Security and Systems Upgrades	Three of five sub-projects are expected to be achieved in 2011-12. The two remaining sub-projects; the Client Database Upgrade and the software upgrade of Keywatcher System are expected to be completed in 2012-13.	725
Emergency Services Agency- Information and Communications Technology Infrastructure	Funds will be rolled over to offset the cost of the ESA Strengthening 000 Backup Capability initiative in the 2012-13 Budget, to complete work to refresh the Information Management System (IMS) software and hardware sub-project, and make final acceptance payment for Mobile Data System (Part A).	622
Courts Security Upgrade	2011-12 works where final invoices are expected to be received in 2012-13 and construction of electronic security measures expected to be completed in 2012-13.	400
ESA Vehicle Replacement Program	Ongoing program with timing differences between funding and refresh cycle. Annual funding is provided at a flat rate, however actual refresh cycle varies according to age and condition of individual vehicles in the fleet.	310
Plant & Equipment for Servicing of Breathing Apparatus and Hazardous Materials	Project delayed due to unforeseen complexity in preparing specialist technical information for public tender on Field Service Module, and inter reliance on workforce trials, union consultation and OH&S approvals for Communications, Masks and Accountability Module.	150
Departmental Projects	2011-12 works where final invoices are expected to be received in 2012-13.	100
Legal Practice Management System Software	Phase 1 installation of Open Practice, LawDocs and HotDocs completed. Phase 2 is waiting for specifications and quotes to be finalised with SSICT and Open Practice in relation to Phase 2 (Open Practice/Oracle Interface) to be completed in 2012-13.	50
Work cover Integration (ISIS) - OHS IBS System	The funds will be used to make upgrades to IBS to allow for possible changes in the liquor fee structure, should changes be approved by the Legislative Assembly following the current review of the fee structure.	49
Emergency Services Agency Communications Project	Funds will be rolled over to offset the cost of the ESA ESA Strengthening 000 Backup Capability initiative in the 2012-13 Budget.	45
<b>Total Directorate Rollovers from 2011-12</b>		<b>10,116</b>



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Brendan Smyth MLA on 20 June 2012 : Mr Andrew Taylor, Public Trustee for the ACT, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 52

In relation to : Public Trustee for the ACT IT systems upgrades

So all of those upgrades and activities cost how much? (Breakdown of costs of all the systems upgrades for the Public Trustee)

Mr Corbell MLA : The answer to the Member's question is as follows:-

The Public Trustee for the ACT (PTACT) advises that a number of IT related projects are under development that, collectively, are of strategic importance, including:

- Video loop (marketing) for Canberra Connect, including TV for PTACT Reception (incl installation)- PTACT Reception \$6,994
- Ultradata Business system "TACT" upgrades -
  - TACTICS software facilitates Microsoft programs such as Word, Excel, Access, Outlook talking directly to TACT databases for live information. \$24,926
  - TACT Auto Share update module \$23,500
  - Tax File Number (TFN) module amendments(ATO requirement) \$6,300
  - TFN data entry (temp. employed 3 mths) \$11,000
  - Upgrade to Universe Version 11 (TACT DB management system) \$2,000
- Access Precedent Letter Database system (ongoing development) \$2,000
- Acquire and roll-out CCH Capital Gains Tax online reporter \$2,654.55
- PTACT has diverted a staff member for one year to progress all tasks including work towards scoping additional projects \$75,000

**TOTAL (inc software & wages)**

**\$152,654.00**

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

By the Attorney-General, Mr Simon Corbell MLA

Date:

3-7-12


**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**
**SELECT COMMITTEE ON ESTIMATES 2012-2013**


---

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**


Asked by Ms Meredith Hunter MLA on 20 June 2012 : Mr Alasdair Roy, Commissioner for Young People, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 Page 27

In relation to : HRC's complaints handling project

Could you give a little bit more detail about what that project was intending to do? (In relation to the complaints handling project, provide details of why this did not proceed).

Mr Corbell MLA : The answer to the Member's question is as follows:—

The Health Services Commissioner has advised me that this project was to assist the private sector with developing internal complaints handling procedures, as the Health Directorate has good processes in place. The project did not proceed as complaint numbers continued to rise in the financial year and a significant backlog needed to be addressed. I am advised that this backlog is now almost under control.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Shane Rattenbury MLA on 25 June 2012 : Ms Alison Playford, Deputy Director-General, took on notice the following question(s):

Ref: Hansard Transcript 25 June 2012 PAGE 786-787

In relation to : NSW database disaggregation

My understanding is that the NSW database does not allow for the disaggregation by date, so it is hard to pull trend data out of the database. Am I correct in that understanding and if so, will the ACT one have that capability?

Mr Corbell MLA : The answer to the Member's question is as follows:—

The NSW Judicial Commission has advised that their system (Judicial Information Research System) allows for a simple trend analysis to be performed from data using either the first two years or the last two years data for the Local Court.

The NSW Judicial Commission will work with the ACT Government to establish the data needs for the ACT in the development and creation of the sentencing database.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mrs Vicki Dunne MLA on 20 June 2012 : The Attorney-General, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 359

In relation to : Victims of Crime - payments re restitution orders and proceeds of crime

When you take that on notice can you also advise how much is brought in by restitution orders and proceeds of crime?

Mr Corbell MLA : The answer to the Member's question is as follows:—

For the current financial year:

- (1) Payments made to victims pursuant to awards made under the *Victims of Crimes (Financial Assistance) Act 1983* amounted to \$1,450,622.74.
- (2) Amounts recovered from offenders pursuant to restitution orders under the Act amounted to \$75,217.46.\*
- (3) Amounts paid to the Territory under the *Confiscation of Criminal Assets Act 2003* during were:
  - a. \$40,518.31 in cash
  - b. Amounts held by the Public Trustee for the ACT as asset pending sale – \$500,000.00\*\* (property at valuation)

\*Restitution orders reimburse the Territory for payments made to victims, and are not permitted to be satisfied out of a proceeds of crime orders.

\*\*The property is subject to a mortgage of \$337,000.00.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**



**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**

Asked by Mr Brendan Smyth MLA on 20 June 2012 : Mr Mark McCabe, WorkSafe ACT Commissioner, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 379

In relation to : WorkSafe ACT referrals made to Health Directorate inspectors

In, say, the last 12 months, how many referrals would have been made across to the health inspectors?

Mr Corbell MLA : The answer to the Member's question is as follows:—

There is no mechanism for tracking of the referrals made from WorkSafe ACT to the Health Directorate. A record of each referral is made on the relevant file, but there is no central record of the total of these referrals. Anecdotal feedback from inspectors suggests that in the order of 5-10 referrals in total may have been made in the last 12 months.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**

**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mrs Vicki Dunne MLA on 25 June 2012 : Ms Alison Purvis, Courts Administrator, took on notice the following question(s):

Ref: Hansard Transcript 25 June 2012 PAGE 783

In relation to : Probate matter listing

And also could you give the committee an indication of the time it takes to clear a probate matter?

Mr Corbell MLA : The answer to the Member's question is as follows:—

The time from lodgement to completion averages less than 5 days.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

A handwritten signature in black ink, appearing to be "S. Corbell", followed by the date "3.7.12".

Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**

**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr John Hargreaves MLA on 20 June 2012 : The Attorney-General took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 342

In relation to : Court fees collected in FY 2011-12 to date

How much do we actually collect in the way of court fees in the past 12 months?

Mr Corbell MLA : The answer to the Member's question is as follows:—

Court Fee revenue totalled \$1,748,863 to May 2012 YTD. The full year figure will be not available until after 30 June 2012.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

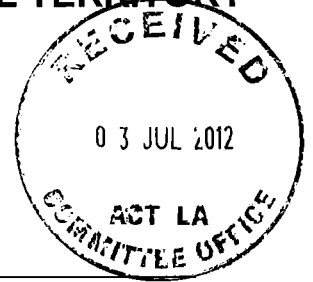
Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Shane Rattenbury MLA on 20 June 2012 : The Attorney-General took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 343

In relation to : Data in relation to consultation/forum shopping on court fees

Do you have any data on how many interstate people are currently making use of the ACT courts in what you have suggested might be some sort of forum shopping manner?

Mr Corbell MLA : The answer to the Member's question is as follows:-

Without analysing individual files the court is unable to say how many litigants from interstate commence proceedings in the ACT that could be commenced in another jurisdiction. The reason litigants choose to commence in the ACT and whether fees were a factor is not something which would be recorded.

Bringing fees into line with other jurisdictions ensures that a significant fee differential does not provide incentives for litigants to forum shop based on fees. It means that lower fees in the ACT will not be a factor in litigants deciding to commence matters in the ACT, which could be commenced in another jurisdiction especially one that is more convenient. Consideration of the issue of forum shopping at the Standing Committee on Law and Justice was one of the factors taken into account in revising the court fees.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**

**SELECT COMMITTEE ON ESTIMATES 2012-2013**



**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**

Asked by Mr Brendan Smyth MLA on 20 June 2012 : Mr Mark McCabe, WorkSafe ACT Commissioner, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 379

In relation to : Complaints about WorkSafe ACT staff conduct

In the course of, say, the last year have you had many complaints about the way your officers have applied the law and gone about their business?

Mr Corbell MLA : The answer to the Member's question is as follows:—

The Office of Regulatory Services has provision for receiving and responding to formal complaints, including those about WorkSafe ACT. WorkSafe ACT also seeks feedback about inspector performance and behaviour and encourages formal complaints where appropriate, but I am pleased to report that there have been no formal complaints in 2011-12 about WorkSafe ACT staff.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

A handwritten signature in black ink, appearing to read 'Simon Corbell', written over a vertical line that separates the signature area from the date area.

Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**



**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**

Asked by Mrs Vicki Dunne MLA on 20 June 2012 : Mr Jon White, Director of Public Prosecutions, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 371

In relation to : Additional DPP staff for the Supreme Court Blitz

Overall, how many extra staff did you get for the blitz? Could we get a breakdown of that?

Mr Corbell MLA : The answer to the Member's question is as follows:-

The DPP was funded to provide four (4) additional staff, including two (2) prosecutors grade 3 and one (1) prosecutor grade 2, and one (1) senior paralegal grade 2 for 20 weeks in 2011-12.

The DPP was able to employ during this period, six (6) additional staff: three (3) prosecutors, two (2) paralegals, and one (1) administrative officer.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

A handwritten signature in black ink, appearing to be "S. Corbell".

Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mrs Vicki Dunne MLA on 20 June 2012 : The Attorney-General, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 350

In relation to : Breakdown of Courts FTE for 2011-12

In relation to the 10.5 FTE for the 'Addressing Waiting Times at Supreme Courts' initiative, what is the breakdown for 2011-12 by ongoing and non-ongoing?

Mr Corbell MLA : The answer to the Member's question is as follows:—

The 'Addressing Waiting Times at Supreme Courts' initiative provided for 10.5 FTEs for the Justice and Community Safety Directorate in 2011-12 (part year) on a non-going basis as follows:

Justice and Community Safety Directorate	Resourcing Estimate	Period	No of FTEs (Estimated as at 30 June 12)
ACT Law Courts & Tribunal	2 Acting judges and 2 Support staff	7 weeks	4
ACT Law Courts & Tribunal - Court Registry	1 x SOG B and 1 x ASO 6	18 weeks	2
Corrective Services	Transport Unit - 1 x CO1, half day for 7 weeks	7 weeks	0.5
Director of Public Prosecutions	2 x Prosecutor Grade 3, 1 x Prosecutor Grade 2, 1 x Senior Paralegal Grade 2	20 weeks	4
<b>TOTAL</b>			<b>10.5</b>

Note: This was the FTEs estimated and funding was provided on this basis. Business Units may have allocated resources differently.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

3.7.12

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Brendan Smyth on 25 June 2012:

ACT Chief Police Officer Roman Quaedvlieg took on notice the following question(s):

In relation to :

*When, for instance, the CAT team cannot send an officer for a mental health incident, often the AFP have responded. How many incidents occurred in this calendar year where you have had to send AFP without the support of a mental health worker?*

Mr Corbell MLA : The answer to the Member's question is as follows:—

ACT Policing records its operational information on its PROMIS database. Since October 2010, as part of an increased focus on improving its front-line response capabilities when dealing with incidents involving mental health issues, ACT Policing began recording additional information noting if a sufferer of mental health formed some element of the job/operation. However, this information does not extend to whether or not a CAT member was present at the scene. As a result ACT Policing is unable to provide the data in the form and at the level requested without diversion of significant resources from its ongoing operational business. This would require a manual search of more than 6000 jobs on the PROMIS database. If Mr Smyth would like additional information regarding ACT Policing's mental health response capabilities, I am happy to arrange for a briefing with ACT Policing.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

A handwritten signature in black ink, appearing to be "S. Corbell", written over a vertical line.

Date:

By the Minister for Police and Emergency Services, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**

**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Brendan Smyth MLA on 25 June 2012 : Mr Mark Croweller, ESA  
Commissioner, took on notice the following question(s):

Ref: Hansard Transcript 25 June 2012 PAGE 747

In relation to : Overtime in the ESA

How much of the service is delivered through overtime? Could we have that, say, for the  
current year and the last two financial years, please?

Mr Corbell MLA : The answer to the Member's question is as follows:—

During 2009-2010 – ACTF&R staff worked an average 7.1 overtime shifts each.

During 2010-2011 – ACTF&R staff worked an average 11.2 overtime shifts each.

During 2011-2012 – ACTF&R staff worked an average of 6.2 overtime shifts each. (YTD)

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

A handwritten signature in black ink, appearing to be "S. Corbell", with the date "3.7.12" written below it.

Date:

By the Minister for Police and Emergency Services, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Brendan Smyth MLA on 25 June 2012 : Mr Mark Crossweller, ESA  
 Commissioner, took on notice the following question(s):

Ref: Hansard Transcript 25 June 2012 PAGE 747

In relation to : ACT F&R staff leave

Could you find out how many instances staff have not been able to take their annual or long service leave? And could we have it for the last two financial years please?

Mr Corbell MLA : The answer to the Member's question is as follows:—

All ACTF&R shift work staff (90% of all staff) take their leave according to a fixed roster that ensures they take their annual accrual each year on a rostered basis.

Non shift work staff take their leave by agreement with their supervisor and ACTF&R policy supports the taking of their annual accrual.

In relation to long service leave ACTF&R records show that:

- During 2010-2011 ACTF&R approved 1125 shifts of LSL. Seven (7) personnel had their proposed dates declined and were offered alternate dates and two (2) personnel had the proposed leave declined due to non conformance with LSL provisions.
- During 2011-2012 (to date) ACTF&R approved 1557 shifts of LSL. Five (5) personnel had their proposed dates declined and were offered alternate dates and one person had their proposed leave declined due to non conformance with LSL provisions.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

By the Minister for Police and Emergency Services, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Shane Rattenbury MLA on 20 June 2012 : The Attorney-General, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 359

In relation to : Victims of Crime - restitution orders

Is there any way of determining the amount paid out to victims compared to the amount brought in by the crime levy and restitution orders? What are the payments to victims through restitution orders?

Mr Corbell MLA : The answer to the Member's question is as follows:–

Payments made to victims pursuant to awards made under the *Victims of Crimes (Financial Assistance) Act 1983* in 2011-12 amounted to \$1,450,622.74.

Revenue from the Criminal Injuries Compensation Levy for this financial year is \$75,217.46.

Revenue from the Victims Services Levy to end of May 2012 YTD is \$21,240.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

5.7.12

Date:

By the Attorney-General, Mr Simon Corbell MLA



# LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

## SELECT COMMITTEE ON ESTIMATES 2012-2013



### ANSWER TO QUESTION TAKEN ON NOTICE DURING PUBLIC HEARINGS

Asked by Mrs Vicki Dunne MLA on 20 June 2012 : The Attorney-General, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 356

In relation to : Sentencing database

Breakdown of who is doing what in relation to entering data into the database and breakdown of \$500,000 (ongoing costs/expenses)?

Mr Corbell MLA : The answer to the Member's question is as follows:-

The role of ACT Law Courts and Tribunal (ACT LCT) officers will be to maintain the Sentencing Database by:

- Processing data and loading it onto the ACT Sentencing Database for forward capture of sentencing data;
- Managing data interfaces, such as collating data received via the MAX Courts Management System as judgments are handed down by the Courts for uploading onto the database; and
- Managing the back capture of historical sentencing data in the ACT, including the coordination of effort of all contributing agencies such as Courts, ACT Policing, ACT Director of Public Prosecutions, Parliamentary Counsels Office, Legal Aid and ACT Corrective Services, in providing ongoing access to sentencing statistics, case law, legislation and other relevant information in a timely manner.

The NSW Judicial Commission will maintain the database on behalf of the ACT.

The details of data and information will be resolved as the project is implemented with the assistance of a project steering committee.

Recurrent funding is provided in 2012-13 for training of staff (\$25,000).

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

By the Attorney-General, Mr Simon Corbell MLA

Recurrent funding of \$514,000 (indexed) is provided from 2013-14 for:

- Modifications to the database, hosting costs and support costs (\$180,000) of which approximately \$90,000 is anticipated to be paid to the NSW Judicial Commission.
- 2.2 FTE staff (\$334,000) being 1 x SOGB, 1 x ASO6 and 0.2 X JACS IT Specialist.

These officers will form a team to configure and support the database and oversee statistical operations at ACT LCT.



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mrs Dunne on 25 June 2012 : Ms Moira Crowhurst took on notice the following question(s):

[Ref: Hansard Transcript 25 June 2012, PAGE 786]

In relation to :

On page 269, BP4, there is a reduction in government payments for outputs, but there is a more substantial reduction in the total cost for this item. What is the reduction in government payments for outputs?

Also include the total costs. What was the reduction in fees from the total cost?

Mr Corbell MLA : The answer to the Member's question is as follows:—

The decrease in total cost of \$2.8m in the 2012-13 Budget from the 2011-12 Estimated Outcome for Output Class 3 Courts and Tribunal is mainly due to:

- the one-off asset transfer relating to the old Forensic Medical Centre (\$2.0m) to Land Development Agency in 2011-12;
- cessation of 2011-12 initiatives, primarily relating to the Feasibility Study for the Improved Courts and Tribunal Case Management System and e-Court Capability (\$0.560m) and the 'Blitz' on Waiting Times at the Supreme Court (\$0.338m); and
- savings measures (\$0.6m);

partially offset by,

- new initiatives (\$0.332m); and
- revised wage and indexation parameters and other net adjustments (\$0.3m).

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

By the Attorney-General, Mr Simon Corbell MLA

[533]

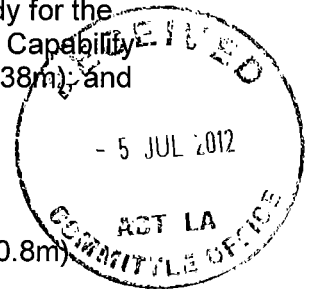
The decrease in Government Payment for Outputs (GPO) of \$0.4m in the 2012-13 Budget from the 2011-12 Estimated Outcome for Output Class 3 Courts and Tribunal is mainly due to:

- cessation of 2011-12 initiatives, primarily relating to the Feasibility Study for the Improved Courts and Tribunal Case Management System and e-Court Capability (\$0.560m) and the 'Blitz' on Waiting Times at the Supreme Court (\$0.338m); and
- savings initiatives (\$0.6m);

These are partially offset by additional funding provided for :

- new initiatives (\$0.3m); and
- revised wage and indexation parameters and other net adjustments (\$0.8m)

The 2012-13 GPO funding and the Total Costs for Output Class 3 as shown in page 269 of Budget Paper 4 do not include Court fees revenue.





**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Coe on 25 June 2012 : Ms Moira Crowhurst took on notice the following questions:

[Ref: Hansard Transcript 25 June 2012, PAGE 785]

In relation to :

Why did the total cost of the Directorate budget for the Courts decrease by \$2.8m? Provide a breakdown of the budget reduction? (refer to p 269, BP4)

Mr Corbell MLA : The answer to the Member's question is as follows:—

The decrease in total cost of \$2.8m in the 2012-13 Budget from the 2011-12 Estimated Outcome for Output Class 3 Courts and Tribunal is mainly due to:

- the one-off asset transfer relating to the old Forensic Medical Centre (\$2.0m) to Land Development Agency in 2011-12;
- cessation of 2011-12 initiatives, primarily relating to the Feasibility Study for the Improved Courts and Tribunal Case Management System and e-Court Capability (\$0.560m) and the 'Blitz' on Waiting Times at the Supreme Court (\$0.338m); and
- savings initiatives (\$0.6m);

partially offset by,

- new initiatives (\$0.332m); and
- revised wage and indexation parameters and other net adjustments, (\$0.3m).

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

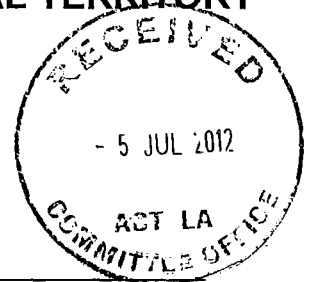
Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Brendan Smyth MLA on 25 June 2012 : Ms Alison Purvis, Courts Administrator, took on notice the following question(s):

Ref: Hansard Transcript 25 June 2012 PAGE 783

In relation to : Probate cases filed

Could we have the data on the number of probate cases for each of the last three years?

Mr Corbell MLA : The answer to the Member's question is as follows:--

Probate lodgements for the last 3 years are as follows:

Type	2008-09	2009-10	2010-11
Grant of probate	571	588	615
Grant of Letters of Administration	69	76	73
Reseal (see note)	31	20	24

**Note:** Section 80 of the *Administration and Probate Act 1929* applies if a court of competent jurisdiction in a reciprocating jurisdiction has granted probate of a will, administration of an estate or an order to collect and administer an estate. On application by a relevant person, the ACT Supreme Court may order that the probate, administration or order be sealed with the seal of the court, known as a 'reseal'.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Brendan Smyth MLA on 25 June 2012: The Minister for Police and Emergency Services took on notice the following question(s):

Ref: Hansard Transcript 25 June 2012 PAGE 748

In relation to :

Smyth: Could you provide the Committee with the number of times a station has been closed for a shift over the last 12 months?

Mr Corbell: It depends on the question. If the question is whether or not the appliance is available for response, we can certainly advise of instances where appliances were not available for response.

Smyth: If you can take both on notice, that would be kind.

Mr Corbell MLA : The answer to the Member's question is as follows:-

ACTF&R crews who are required to undertake training whilst on duty at operational response stations are available for response during such training. The training may take place at their station, at another station or at the ACTF&R training centre. As a general policy, skills maintenance training is usually undertaken whilst on duty on shift and skills acquisition training of greater complexity or longer duration is generally undertaken in an off shift environment. When staff are undertaking training in an off shift environment minimum staffing is maintained in their absence to ensure availability of response resources.

There have not been any instances where operational crews or an appliance is unavailable for response due to training.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

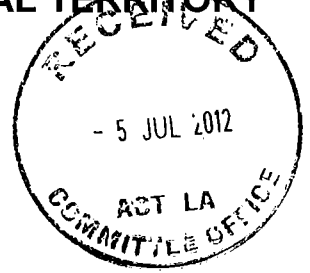
Date: 4.7.12

By the Minister for Police and Emergency Services, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Brendan Smyth MLA on 25 June 2012 : Mr Simon Corbell MLA took on notice the following question(s):

[Ref: Hansard Transcript 25 June 2012 [PAGE 743]]

In relation to :

On pg 124 [of Budget Paper 4], what is the breakdown of the \$3.7m identified as staffing related costs?

Mr Corbell MLA : The answer to the Member's question is as follows:—

The Emergency Services Agency (ESA) 2012-13 new budget initiative 'ESA – Maintaining Operational Capacity' will enable the ESA to meet recent increases in employee, supplies and services costs and maintain the quality and effectiveness of its services. This initiative provides recurrent funding of \$3.7m in 2012-13 only, including:

- Employee expenses including productivity offsets from prior wage agreements and other wages and salaries costs such as operational overtime and allowances (\$2.2m);
- Increases in workers compensation premiums above indexation (\$0.9m); and
- Supplies and services, including increases above inflation for fuel and oil (\$0.6m).

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

4.7.12

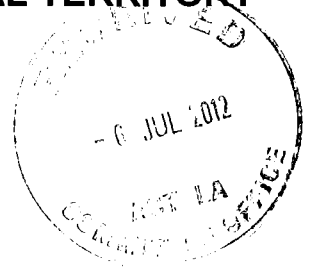
Date:

By the Attorney-General, Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**



Asked by Mr Brendan Smyth MLA on 25 June 2012: Mr Simon Corbell, Minister for Police and Emergency Services took on notice the following question(s):

Ref: Hansard Transcript 25 June 2012 PAGE 759

In relation to : Breaches of the private-plated vehicles policy

The number of incidents where there have been breaches of the private-plated vehicles policy and any correspondence concerning those breaches.

Mr Corbell MLA : The answer to the Member's question is as follows:–

The ACT Ambulance Service has reviewed three (3) incidents. There have been no other such incidents in the Emergency Services Agency.

In the first two (2) incidents, it was demonstrated that the member concerned had sought permission in writing for interstate use of the vehicle.

In the third incident, the member was advised and reminded by the ACTAS Chief Officer of their obligations under the Guideline.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

6.7.12

Date:

By the Minister for Police and Emergency Services , Mr Simon Corbell MLA



# LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

## SELECT COMMITTEE ON ESTIMATES 2012-2013

### ANSWER TO QUESTION TAKEN ON NOTICE DURING PUBLIC HEARINGS



Asked by Mrs Vicki Dunne MLA on 20 June 2012 : The Attorney-General, took on notice the following question(s):

Ref: Hansard Transcript 20 June 2012 PAGE 354-355

In relation to : CLC capital costs

In the options for the feasibility study, what methodology was used for calculating the costs of the various options, and can the workings out be provided to the committee? What I am asking for is the methodology that underpinned that and the workings out. I am asking: is there more information than what is contained in this 25-page document?

Mr Corbell MLA : The answer to the Member's question is as follows:—

The Study of Options and Feasibility for a Community Legal Centre Hub responds to a motion of the Assembly on 19 October 2011 calling on the Government to provide assistance to CLCs through an evaluation of their accommodation options which assesses space requirements and functional suitability of new accommodation in respect to long term staffing and office requirements.

The Study makes it clear that the figures are estimates only. The section of the Study entitled "The basis for costings included in this study" states:

"The estimates of costs are based on floorspace requirements, possible locations and estimated relocation, refurbishment and rental costs identified in discussions with CLCs and informed by Government accommodation guidelines.

Should any option be progressed, further development of detailed costings based on an actual proposal, developed in consultation with technical experts, would be required. Consideration would also need to be given to how the option would be funded. Any commitment by the ACT Government to an option would be dependent on the approval of funding through the usual budget process.

The estimates should therefore be taken only to be indicative of the order of costs involved in exercising a particular option."

The Study was based on detailed consultation with CLCs located at Havelock House Northbourne Avenue to identify their current and projected accommodation needs.

The Justice and Community Safety Directorate, in conjunction with the Community Services Directorate, prepared an accommodation functional brief on the accommodation requirements for the community legal centres occupying part of the ground floor of Havelock House.

The accommodation requirements detailed in the functional brief were developed on the basis that the existing accommodation does not meet the core business of the CLCs in Havelock House in the following areas:-

- size for the number of staff employed or contingency space for additional work projects or programs relating to improving access to justice and education about the law;
- space to accommodate "warm referrals" between services;
- disability access; and
- security measures.

The functional brief described the minimum accommodation requirements needed to operate CLCs effectively and allow for future growth, on the basis of a number of criteria including:

- the functional relationships between the CLCs;
- the required hours of operation;
- locational requirements;
- security needs;
- signage needs;
- fitout standards applicable to officers providing the kind of services provided by CLCs, including the need for circulation space, enclosed offices, etc;
- relevant legislation, policies and Australian Standards;
- occupational health and safety issues; and
- furniture and workstation requirements, including dimensions, layout, ICT environment, data points and modem ports, printers, telephones, etc.

The spatial needs of CLCs, identified in the functional brief, varied according to whether particular CLCs would or could be collocated. An estimation of the required floor area and specific fitout needs was determined for each of the CLCs in differing scenarios.

The functional brief included 45 separate data sheets setting out the floor area, fitout needs and special needs for different accommodation elements for the CLCs.

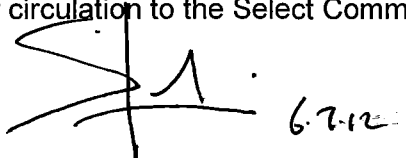
The Study of Options and Feasibility for a Community Legal Centre Hub took note of the spatial and operational needs identified in the functional brief and then considered a number of accommodation options for the CLCs, and outlines associated costs and dependencies. No particular option was recommended in the study.

An estimated cost of implementing each option was worked out on the basis of:

- current fitout cost rates for ACT Government offices (the rate applied by the Economic Development Directorate at the time the Study was prepared was \$1,700/m<sup>2</sup>);
- additional procurement (4%) and insurance (1%) fees;
- current Government rental rates (\$136/m<sup>2</sup> in Civic at the time the Study was prepared);
- estimated current commercial rent (estimated at \$400/m<sup>2</sup> in Civic at the time the Study was prepared), dependant on location and availability; and
- relocation costs based on a rate of \$300/person.

Estimated total costs of the options are set out in the conclusion at page 26 of the Study. The way in which each estimate was reached is discussed for each option where the option is considered in full in the Study.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:  Date: \_\_\_\_\_

By the Attorney-General, Mr Simon Corbell MLA



# LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2012-2013

**ANSWER TO QUESTION TAKEN ON NOTICE  
DURING PUBLIC HEARINGS**



Asked by Mrs Vicki Dunne MLA on 25 June 2012: Ms Alison Purvis, Courts Administrator, took on notice the following question(s):

Ref: Hansard Transcript 25 June 2012 PAGE 794

In relation to : Unrecovered fines

Perhaps, on notice, we could have some analysis of the extent. From recollection, at the time there was about \$3 million in unrecovered fines. Some of those were very old. What progress has been made on that backlog? How much has been written off as people being uncontactable or whatever? What proportion of that are people who have made some sort of arrangements? To what extent are you using payment over time? To what extent are you garnisheeing? And there are other provisions, like the seizing of property, which is probably not very productive. They are all there. So some analysis for the committee on what has actually been done and what aspects of the legislation have been operationalised.

Mr Corbell MLA: The answer to the Member's question is as follows:-

***What progress has been made on the backlog?***

Data for the last 3 completed financial years indicates that the amount of outstanding fines has remained relatively stable at around the \$3.3 to \$3.6 million mark. The amount outstanding at any one time fluctuates due to the continuous nature of fine imposition and payment.

Progress has been made in contacting fine defaulters and putting in place measures to pay off their fines. The table below outlines the steps taken and the number of notices sent in addressing the issue of the backlog.

***How much has been written off?***

The value of write-offs of fines by the Court for the period from 1 July 2011 until 31 May 2012 were \$200,951. These are all items identified as seven years or older and uneconomical to collect.

***How much is being paid off? What are the means of repayment?***

There are currently 443 fine defaulters on instalment plans which are paid via direct debit deduction from their financial institution account. While data is not available from the MAX Case Management System on the amount being paid overall the average payment by instalment is approximately \$20 per fortnight.

***What aspects of the legislation have been operationalised to address the backlog?***

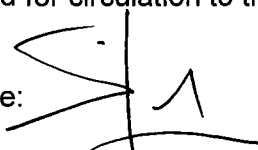
The remedies available under the *Crimes (Sentence Administration) Act 2005* that have been used in enforcing outstanding fines, along with numbers, to date are:

Remedy	1 July 2010 – 30 June 2011	1 July 2011 – 30 June 2012
Penalty notices issued (s.116C)	3,319	3,943
Administrative fee applied (s.116G)	1,926	1,746
Default notice issued (s.116H)	1,926	1,746
Reminder notice issued (s.116J)	6,737	1,661
Payment arrangements made with defaulter, including further time to pay and payment by instalment (s.116K)	0	443
Notification to the road transport authority of the default in order for drivers licence sanction to occur (s.116M)	24	6,308
Examination notices issues (s.116O)	0	1,948

In addition, fine defaulters who are in prison for other reasons can seek to serve time in lieu of payment of fines.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:



9.7.12

Date:

By the Attorney-General, Mr Simon Corbell MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

---

**ANSWER TO QUESTION TAKEN ON NOTICE**  
**DURING PUBLIC HEARINGS**

---

Asked by Mr Smyth on 2 July 012 : Ms Howson took on notice the following question(s):

[Ref: Hansard Transcript 2 July 2012 [PAGE 1367]

In relation to : Billabong Aboriginal Development Corporation

Can the Minister provide a chronology of engagement that we have with the organisation over that period of them attempting to register.

Minister Bourke : The answer to the Member's question is as follows:-

I refer Mr Smyth to the response to E12-542 Question 16.



Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

Handwritten signature of Dr Chris Bourke.

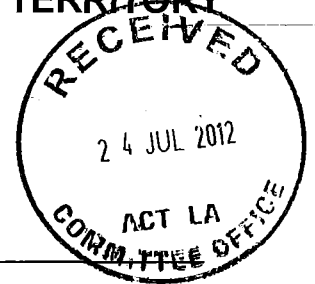
Date: 20/7/12

By the Minister for Aboriginal and Torres Strait Islander Affairs, Dr Chris Bourke MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION ON NOTICE**



**BRENDAN SMYTH** : To ask the Minister for Aboriginal and Torres Strait Islander Affairs:

[Ref: Community Services, BP4, page number 345, output class3.2]

In relation to Billabong Aboriginal Development Corporation (BADC):

1. Why, when giving evidence to the Select Committee on Estimates on 22 June 2012, did you and one of your senior advisers claim that BADC is not an Aboriginal organisation.
2. What research have you undertaken on the status of BADC and what was the outcome of that research.
3. What options are available for an Aboriginal organisation to become registered or incorporated.
4. What documentation has the ACT Government received from BADC and from its precursor entity, Billabong Aboriginal Corporation (BAC), about the establishment and current status of the Corporation.
5. Over how many years has the ACT Government been receiving documentation from BADC and BAC in relation to the Corporation participating in ACT Government programs.
6. Why is the ACT Government not aware of the original status of BAC nor of the current status of BADC.
7. Have you seen the original *Certificate of Incorporation of an Aboriginal Association* of 29 June 1998 for Billabong Aboriginal Corporation and, if not, why not.
8. Are you aware of the approval of the request by BAC, of 24 December 2007, to transfer the Corporation's registration to the *Corporations Act 2001* and, if not, why not.
9. Are you aware of the registration, on 6 November 2008, of the renamed BADC by ASIC and, if not, why not.
10. What is the composition of the Board of BADC and, if you are not aware of the composition, why not.
11. What proportion of the Board members are Indigenous.
12. What is the composition of the membership of BADC and, if you are not aware, why not.
13. What proportion of the members are Indigenous.
14. Have you seen the Rules which were approved when the Corporation was registered in 1998 and, if not, why not.
15. Did these Rules change when BADC was registered by ASIC and, if there were any changes, were these changes material in terms of BADC's relationship with the ACT Government.
16. What was the extent of the 'enormous amount of work done by Housing ACT' with the Corporation over the past 12 months or so.
17. What work did the Registrar for not-for-profit housing perform with the Corporation over and above that which was required in the normal course of duties of the Registrar.
18. Was \$8,000 provided to BADC to assist the Corporation with the registration process for the community housing program and, if not, why not.
19. What funding did each of the other providers and potential providers to the community housing program receive.
20. Is it correct that each community housing program provider receives \$815 each year to fund their management of community housing program properties and, if this is not correct, what funding is provided to each of the providers.

**MINISTER BOURKE** : The answer to the Member's question is as follows:–

1. An Aboriginal organisation can be defined in several ways:
  - it can be registered under the *Corporations (Aboriginal and Torres Strait Islander) Act 2006*;
  - it can be a member of the National Congress of Australia's First Peoples and/ or meet the definition of an Aboriginal organisation within their constitution; or
  - it can be recognised by the local Aboriginal and Torres Strait Islander community as an Aboriginal organisation.

I am aware that Billabong Aboriginal Corporation was deregistered under the Corporations (Aboriginal and Torres Strait Islander) Act 2006 on 26 November 2008. The Billabong Aboriginal Development Corporation did not exist until 6 November 2008 and it is not registered under the Corporations (Aboriginal and Torres Strait Islander) Act 2006.

Billabong Aboriginal Development Corporation is not a member of the National Congress of Australia's First Peoples.

I am not aware of any significant acknowledgment within the Canberra Aboriginal and Torres Strait Islander community for the recognition of Billabong Aboriginal Development Corporation as an Aboriginal organisation.

2. I am advised that documentation can be found on Billabong Aboriginal Development Corporation on the Australian Securities and Investment Commission website.
3. Any organisation based in the ACT may be incorporated under:
  - a. the *Corporations Act 2001* (Cth) (companies limited by guarantee);
  - b. the *Australian Securities and Investment Commission Act 2001* (Cth) (ASIC Act);
  - c. the *Associations Incorporations Act 1991* (ACT); or in the case of an Aboriginal organisation;
  - d. the *Corporations (Aboriginal and Torres Strait Islander) Act 2006* (CATSI Act).
4. In its various forms over time, Billabong Aboriginal Development Corporation has provided documentation to several functional areas of the ACT Government.
5. See (4) above.
6. The ACT Government is aware of Billabong in its former and current entity status.
7. I have seen the registration certificate of Billabong Aboriginal Corporation from 1998.
8. Yes.
9. Yes.
10. The Australian Securities and Investment Commission website advises that the Board of the Billabong Aboriginal Development Corporation comprises the following people:
  - a. Anthony James Best
  - b. Roley Clinton Cameron; and
  - c. Raymond Hodge.
11. This information is not recorded by Australian Securities and Investment Commission.

12. Billabong Aboriginal Development Corporation has no registered members. Under the *Corporations Act 2001*, there is no requirement to have a constitution that would allow membership. Billabong Aboriginal Development Corporation has not lodged a constitution with Australian Securities and Investment Commission.

13. Not applicable (see above).

14. No.

15. See 12 and 14 above.

16. The extent of the work between the ACT Government and Billabong since January 2011, including the Housing vehicle established by Billabong for the purposes of registration, called *Bambrah Housing Ltd*, is as follows:

Issue	Action	Date
Accreditation against the National Community Housing Standards	GlobalMark, an external accreditation and certification company engaged at Community Service expense to assist BADC in completing the accreditation process.	2011
Registration of the organisation under Part 4A of the Housing Assistance Act 2007.	Community Services Directorate had extensive communication with Mr Best regarding the registration and accreditation of BADC and/or Bambrah.	2011-2012
	Correspondence with and support from the Registrar, Not for Profit Housing Providers,	2011-2012
Tenancy matters	Assistance by Housing ACT to resolve rental debt issues	2011-2012
Support from Community Organisations	CHC Affordable Housing, assisted Billabong to become a registered housing provider at the request of Community Services Directorate	2011
Return of head In its various forms leased properties to Housing ACT	Discussions with Mr Best and visits to BADC tenants to discuss their tenancy preferences.	2012

17. The Registrar has worked with Billabong Aboriginal Development Corporation since December 2009 to assist it to become registered under *Part 4A of the Housing Assistance Act 2007*.

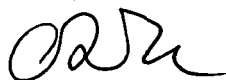
18. No.

19. Housing ACT provided \$8,000 per organisation to GlobalMark to assess for accreditation against the National Community Housing Standards, including Billabong Aboriginal Development Corporation.

20. No. Different community housing providers have differing funding processes in place. Some community housing providers are on 'keep the rent' model, some remit 30% of all rental income, while others are on benchmark payment with no additional funding. Billabong was on benchmark payment with additional funding until the closure of its Indigenous Housing Program on 30 June 2012.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:



Date: 20/7/12

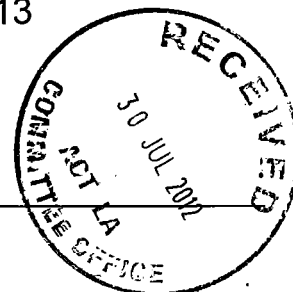
By the Minister for Aboriginal and Torres Strait Islander Affairs, Chris Bourke MLA



# LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

## SELECT COMMITTEE ON ESTIMATES 2012-2013

### QUESTION ON NOTICE



**BRENDAN SMYTH:** To ask the ACT Auditor-General:

[Ref: Auditor-General, BP4, page number 23]

In relation to Report No. 2/2012 – *Whole-of-Government Information and Communication Technology (ICT) Security and Management and Services:*

1. On what basis did you find that 'The protection of the ACT Government [ICT] network is robust'.

The audit examined whole-of-government arrangements associated with the security and management of ACT Government **networks** as managed by Shared Services ICT. The audit report noted that Shared Services ICT is responsible for the **perimeter security** of ACT Government networks and their applications and has successfully defended over 1 million attempts to access the ACT Government's network in the nine month period to 31 March 2012.

2. Were you aware of Report No 4 of 2011 from the WA Auditor-General, which was published in June 2011.

Yes. Report No 4 of 2011 from the WA Auditor-General was released on 15 June 2011, during the time audit fieldwork was being undertaken. It was reviewed and considered as part of the audit.

3. If so, what note did you take of this report from the Western Australian Auditor-General.

The WA Auditor-General's report was reviewed and considered as part of the audit. However, it was recognised that the WA Auditor-General adopted a different approach for the audit. Our audit examined the whole-of-government arrangements for ICT security, with a view to making recommendations for change to strengthen existing overarching structures and controls. The WA Auditor-General sought to expose potential weaknesses in existing structures and controls. His audit initiated hostile scans of agencies' websites and attacks on agencies' internal networks; left USBs 'lying around'; reviewed risks to identifying and managing cyber threats and risks to implementing good

#### **INSTRUCTIONS FOR LODGING QUESTIONS ON NOTICES (QON):**

**Please remember, as discussed in the information sessions on the Estimates Inquiry:**

1. Each QON must be brought to the Committee Office as a signed hard copy AND, the same day, emailed in Word format to [lydia.chung@parliament.act.gov.au](mailto:lydia.chung@parliament.act.gov.au)
2. This must occur within **3 working days of when you were sent the uncorrected proof transcript**. Day 1 of the 3 working days is the working day immediately following the working day you were sent the uncorrected proof transcript. **Example:** *The hearing is on Monday. If you are sent the uncorrected proof transcript of the hearing the next day (that is usually when it arrives), you must submit the QON by close of business the Friday of the same week.*

practice guidance and standards; and examined agencies penetration testing of infrastructure.

4. Why are there such differences in the approaches of the WA and ACT Audit Offices in evaluating the security of their respective Government's ICT systems.

They are different audits.

5. What contact did you have with the WA Auditor-General before finalising your Report into ICT security in the ACT Government.

None.

6. Were you aware that there have been similar reports prepared for the NSW and Queensland Governments.

It is unclear as to what reports are being referred to. At the commencement of the audit, a literature review was conducted, with a view to informing the audit team of potential issues that have been identified in other jurisdictions and potential approaches for the audit.

7. If so, how did the approaches in and findings from those reports influence the approach you adopted in preparing your Report.

The potential issues that have been identified in other jurisdictions and potential approaches for the audit were considered during planning for the audit. These were considered and informed the development of audit criteria and the audit method and approach.

8. Why did you place such a high priority on conducting a review of literature to provide you with information for your analysis and report.

When planning and executing audits, the Audit Office recognizes and acknowledges reports from other audit offices and any other reviews that may be relevant. Appropriate weight and consideration was given to other reviews and other reports when undertaking this audit, in accordance with the audit scope and objectives.

9. How did you '[assess] the degree to which [various ACT Government agencies] fulfilled their [ICT security] functions.

The audit, being aimed at whole-of-government arrangements, meant that the auditees were Shared Services ICT (within the Treasury Directorate) and the Security and Emergency Management Branch (within Justice and Community Safety Directorate). It did not consider individual systems of agencies. However it did highlight that only 5% of ACT Government systems were covered by security plans.

10. Why did you not undertake a technical approach to evaluating the ACT Government's ICT security.

The audit took the approach that ICT whole-of-government arrangements were fundamental to the protection of data held by the ACT Government. Recommendations from the report will strengthen these arrangements.

Brendan Smyth



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION ON NOTICE**



VICKI DUNNE MLA : To ask the Minister for Industrial Relations

Ref: Chief Minister and Cabinet Directorate, Output 1.3, Industrial Relations, Budget paper 4, page 38 and 42

**1. Total cost**

- (a) Why is the budget total cost increasing by \$360,000, or more than 10%?
- (b) Are there efficiency savings built in to the budget increase? If yes:
  - (i) How much; and
  - (ii) In what areas?

**2. Workers Compensation**

- (a) What have been the emerging trends and issues in the ACT workers compensation scheme during 2011-12?
- (b) What is the government's assessment of them?

**3. National Work Safety laws**

- (a) What feedback has the government received from employers in relation to the new work safety laws and regulations?
- (b) What analysis has the government done as to the impact of the new laws and regulations on the ability of employers to do business?
- (c) Has the government reviewed the impact or effectiveness of the new laws and regulations?
- (d) If yes, what changes is the government contemplating?
- (e) If no, when will the government undertake such a review?

DR BOURKE MLA: The answer to the Member's question is as follows:—

**1. Total cost**

- (a) The increase of \$360,000 in 2012-13 from the estimated outcome is mainly due to the Asbestos Regulation and Coordination initiative, reinstatement of anticipated savings that were predicated on national harmonisation having been achieved and a resultant reduction in intergovernmental workloads, revised wage parameters and amortisation of the Injury Prevention Information System and the Accident Information Management System. These have been partially off-set by the 2012-13 savings measures and movement in the allocation of corporate overheads.
- (b) Yes, approximately \$60,000 associated with the 2012-13 savings has been built into the increase. Savings will be achieved through reduction in administrative costs and employee expenses. A range of options for implementing the savings measures are currently being explored.

## 2. Workers Compensation

(a) Since 2009, the ACT Government has undertaken an incremental three phase improvement plan to the private sector workers' compensation scheme (the Scheme). The plan focuses on reducing red tape and improving the operations and management of the Scheme.

During 2011-12:

- Legislative amendments were made to the *Workers Compensation Act 1951* ('WC Act') and the *Workers Compensation Regulation 2002* ('WC Regulation') pursuant to the introduction of the *Workers Compensation (Terrorism) Amendment Act 2012*.
- Amendments were made to the Regulatory framework for Approved Insurers and Self-Insurers and I endorsed the *Workers Compensation (Premium Rate Methodology) Protocol 2012 (No 1)* and the *Workers Compensation (Statutory Lump Sum and Common Law) Protocol 2012 (No 1)*. These two protocols are intended to enhance the level of transparency around the Scheme's performance and operation in relation compliance of Insurers.
- The Directorate assisted in negotiating a national agreement between workers' compensation jurisdictions that provides greater clarity for employers and their workers when they work across jurisdictional boundaries. It is anticipated that these arrangements will be codified in the ACT in the near future.
- The ACT Government became a party to a new national Clinical Framework for the Delivery of Health Services to people with compensable injuries.

(b) The developments in the Scheme in 2011-2012 have had a positive impact for improving the transparency and the efficiency of the Scheme.

### National Work Safety laws

(a) The government receives feedback on the work safety laws from all duty holders through direct communication and feedback primarily with the Office of Industrial Relations and WorkSafe ACT. Feedback is also sought and received from the ACT Work Safety Council, a tripartite advisory group established, in part, to advise me as Minister for Industrial Relations on work safety, workers compensation, bullying in the workplace and other psychosocial issues.

Generally feedback has been very positive with no significant implementation issues identified. This is largely due to the new provisions being very similar to previous legislation enacted by government. I am aware that work has been undertaken with specific stakeholders including the CFMEU and MBA on clarifying requirements around the requirement for high risk licenses (particularly in relation to dogging work) and these have been resolved through cooperative meetings and the release of guidance documentation to assist duty holders and workers alike.

(b) In developing the national work safety laws, Safe Work Australia commissioned Consultation and Decision Regulatory Impact Statements which evaluated the impact on employers of the proposed laws, including Territory employers. As previously mentioned feedback on the laws is actively sought from stakeholders via the Work Safety Council.

(c) On 13 April 2012 the Council of Australian Governments agreed that the current work health and safety laws (as in place in the ACT) will be reviewed by the end of 2014. It is anticipated that this review will assess the impact and effectiveness of the laws on Territory workers and business. The Territory will actively participate in this review through its membership on Safe Work Australia.

(d) None at this stage.

(e) See (c) above.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature: 

Date:  
16/7/12

By the Minister for Industrial Relations, Dr Chris Bourke



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

---

**ANSWER TO QUESTION ON NOTICE**

---



Ms Bresnan: To ask the Minister for Industrial Relations

[Ref: ACT Long Service Leave Authority, Statement of Intent, Page 3]

In relation to: Investment Risk

1. I note that the ACT Long Service Leave Authority will be undertaking a review of its investment strategy in 2012-13:
  - a) Will this review be undertaken using internal resources or outsourced external experts?
  - b) If outsourced external experts are to be used, what is the budgeted cost for these services?

DR BOURKE MLA: The answer to the Member's questions are as follows: -

- a) The review of the investment strategy will initially be conducted within the Authority, including inputs from the Governing Board Members and the current investment manager, Vanguard Investments Australia Limited. A part of the examination of the investment strategy will entail an examination of the need for the engagement of external resources to obtain independent advice on the direction of future objectives and associated strategies.
- b) Should it be determined that external experts are required, sourcing of the services will be undertaken in accordance with ACT Government procurement guidelines.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

A handwritten signature in black ink, appearing to be 'C Bourke'.

Date: 16/7/12

By the Minister for Industrial Relations, Dr Chris Bourke MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION ON NOTICE**



Ms Bresnan: To ask the Minister for Industrial Relations

[Ref: ACT Long Service Leave Authority, Statement of Intent, Page 3]

In relation to: Contribution Levy Payment Risk

1. Could you please advise what the monitoring activities that are undertaken by the Authority's compliance Team are?
2. Does the Compliance Team's monitoring activity include auditing employers and if so, how is it ensured that a representative number of employers are subject to audit?

DR BOURKE MLA: The answer to the Member's question is:

1. The Compliance Team monitors the registration of covered employers through a variety of avenues, such as the telephone directory, newspaper advertisements and industry publications. The team also liaises with other organisations such as Shared Services Procurement, Master Builders Association, Master Plumbers Association, Construction Industry Training and Employment Association, relevant employee organisations and the Canberra Institute of Training. Representation by employees claiming missing services also bring to light unregistered employers.

2. The Compliance Team undertake employer visits at both company work sites and administrative offices, during which they obtain details of all activities being conducted within the ACT and employees working on those activities. The details are then checked against registration records.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature:

A handwritten signature in black ink, appearing to be 'DR Bourke'.

Date:

16/7/12

By the Minister for Industrial Relations, Dr Chris Bourke MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION ON NOTICE**



AMANDA BRESNAN MLA : To ask the Minister for Industrial Relations

Ref: Budget paper 4, page number 42, Output 1.3

In relation to: Accountability Indicators

1. Indicator (a) – Could you please advise how you determined a target of 4 for this accountability indicator? Given that the scope, timing and delivery of submissions to Government is dependent on the nature of emerging priorities, could you please advise why the target in the 2011-12 Budget and 2011-12 Estimated Outcome are the same?
2. Indicator (e) – What are the emerging issues that will require legislative change?
3. Indicator (j) – Could you please advise how you determined a target of 4 for this accountability indicator? Does this mean that you only expect to brief Government on 4 occasions during the 2012-13 year?
4. Indicator (k) – Could you please advise why this is a new indicator? Given that risks posed by dangerous substances are an important component of occupational health and safety risk management systems, does this mean that you have not been monitoring these issues in prior financial years?

DR BOURKE MLA: The answer to the Member's question is as follows:–

1. As it is not possible to precisely know in advance of the number of issues that will arise, the target is only an estimate based in historical trends. The actual 2011-2012 outcome has exceeded both the Budget target and the estimated outcome. This was due to an increased number of issues emerging in the lead up to the harmonisation of work health and safety.
2. Since 2009, the ACT Government has undertaken an incremental three phase improvement plan to the private sector workers' compensation scheme (the Scheme). The plan focuses on reducing red tape and improving the operations and management of the Scheme. I am advised that in 2012-13 the Chief Minister and Cabinet Directorate will bring forward further proposals to build on the work undertaken to date.
3. Again, this target is an estimate. The number of briefs to Government will depend on emerging issues and government decisions in relation to matters such as expanding the portable long service schemes and reviewing the future application of public holidays (e.g. when Christmas Day and Boxing Day fall on a weekend). These matters will also be subject to community consultation.
4. This target represents proposed amendments to the Dangerous Substances legislation to align it with model work health and safety laws (where appropriate) which the Government has previously foreshadowed.



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION ON NOTICE**



AMANDA BRESNAN MLA : To ask the Minister for Industrial Relations

Ref: Budget paper 4, page number 38, Output 1.3

In relation to: Workplace Bullying

1. I note that the Federal Government will be holding a public hearing in Canberra as part of its inquiry into workplace bullying and that a tentative date of August 2012 has been set. Could you please advise:
  - (a) What will the ACT Government do to ensure that this hearing is adequately publicised to ACT residents?
2. What initiatives have you taken either through the 2012-13 Budget or otherwise to help address the high nature of workplace bullying in ACT workplaces.

DR BOURKE MLA: The answer to the Member's question is as follows:—

1. The Inquiry into Workplace Bullying is being conducted by the Parliament of Australia House Standing Committee on Education and Employment. The Committee is due to report on this Inquiry by 30 November 2012 and I am advised that, at this stage, the Committee intends to hold a hearing in Canberra on Friday, 17 August 2012. This Inquiry has been widely reported on through national and local media outlets and a Canberra hearing will be publicly notified by the Committee when confirmed. The ACT Work Safety Council, comprised of representatives of business, workers and the general community, are also aware of this inquiry and likely hearing. This is an inquiry of the Commonwealth Parliament and any further publicity is a matter for the Commonwealth.
2. The ACTPS has a number of ongoing programs and initiatives in place, including the RED Framework and work on values and behaviours, performance management and training and development that are funded through directorates ongoing appropriations. The Office of Industrial Relations is participating in national efforts coordinated by Safe Work Australia to produce a national Code of Practice on workplace bullying. A draft Code of Practice has been commented on during a national public consultation period and is currently under review. I am advised that a final Code should be available for the ACT to adopt under work safety laws later this year. In the interim I have sought advice from the ACT Work Safety Council on measures that may be taken to effectively prevent and respond to workplace bullying and other psychosocial hazards at work. I am advised that the Council has formed a sub-committee specifically for this purpose which will first meet prior to the next meeting of the Council on 17 August 2012. The Government has approved a Submission to the national Inquiry into Workplace Bullying.



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION ON NOTICE**



Ms Bresnan: To ask the Minister for Industrial Relations

[Ref: ACT Long Service Leave Authority, Statement of Intent, Page 4]

In relation to : Employer Returns and Payments

1. I note that 80% of employer returns and payments were submitted by the due date (five working days after the end of the month following the relevant quarter) in 2011-12 and that this target remains the same for the 2012-13 and forward estimate years.

Could you please advise:

- a) The breakdown for the remaining 20% of employers in terms of how long they took to submit their returns and payments?
- b) What action is taken against employers who fail to lodge returns and payments on time and whether you charge interest on late payments?

DR BOURKE MLA : The answer to the Member's question is:

- a) While our target is set at 80% of employer returns and payments being submitted by the due date, our performance measure for the January-March 2012 quarter shows that we achieved 94%.

At the expiry of the due date the Compliance Team commences follow-up action, which includes telephone contact followed by a failure to lodge letter. In the event that the employer has still not complied, the matter is then referred to a debt collection agency.

Our follow-up actions resulted in achieving a compliance of 99.5%. Of the remaining outstanding returns 7 are in the construction industry and 2 are in the community services industry.

- b) If an employer still fails to lodge their return and payment a month after the due date, the account is referred to the debt collection agency. If the debt collection agency is unsuccessful in recovering the debt, the Authority will take the employer to ACAT.

The Authority does not charge interest on late payments, but employers who fail to lodge returns and payments on time receive a penalty of \$100 for each month. Continued failure to lodge returns and payments will result in penalties of \$200 per month.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature: 

Date: 16/7/12

By the Minister for Industrial Relations, Dr Chris Bourke MLA



**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**  
**SELECT COMMITTEE ON ESTIMATES 2012-2013**

**ANSWER TO QUESTION ON NOTICE**



**Ms Dunne MLA : To ask the Minister for Territory and Municipal Services**

Ref: Environment and Sustainable Development Budget paper 4, page 305

In relation to : Environment protection and water regulation – Mulligans Flat Nature Reserve.

1. What investigations are being made into the damage recently done to the fences at Mulligans Flat Nature Reserve?
2. Has any group or organisation claimed responsibility? If yes what action is the ACT Government taking in response?
3. What is the estimated cost to repair the damage?
4. To what extent, if any, was the species preservation program for the mob of Eastern Bettongs, recently released into Mulligans Flat, impacted as a result of this incident?

**Mr Barr: The answer to the Member's question is as follows:–**

1. The Australian Federal Police (AFP) investigated the damage the day following its discovery and is involved in ongoing investigations.
2. The Territory and Municipal Services Directorate is not aware of any group or organisation claiming responsibility for the vandalism.
3. The recent vandalism to the Sanctuary fence at Mulligans Flat Nature Reserve cost approximately \$6,000. This figure includes the cost of repairing the fence along with the additional monitoring required to ensure the Sanctuary remains predator free.
4. The bettong reintroduction project was not impacted by the fence vandalism. After the incident, daily monitoring confirmed that all the bettongs were unharmed and remained within the Sanctuary. Monitoring cameras were deployed in the Sanctuary to aid in the early detection of any predators that may have entered through the holes in the fence and baits were laid as a precaution. No predator activity was detected.

Approved for circulation to the Select Committee on Estimates 2012-2013

Signature: *Andrew Barr*

Date: 17. 7. 12

By the A/g Minister for the Territory and Municipal Services, Mr Andrew Barr MLA.