



LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

QUESTION ON NOTICE



Mr Hanson : To ask the Attorney-General

[Ref: Justice and Community Safety Directorate, Output 1 – Justice Services]

- (1) In relation to embedding the one public service culture (Business and Corporate Strategies (BP4, p205)):
 - (a) In what ways has JACS contributed to the embedding of the one public service culture;
 - (b) What have been JACS' achievements internally;
 - (c) What has so far been learned from implementation of the strategy;
 - (d) What efficiencies have so far been achieved;
 - (e) How has service to the public improved?
- (2) In relation to Output 1.1 – Policy Advice and Justice Programs (BP4, p212)
 - (a) In relation to the program to review legislation (eg Liquor Act, workplace privacy laws, etc) (ref BP4, p203-4):
 - i) What is the timetable for those reviews; and
 - ii) What stakeholder consultation process will be employed?
 - (b) In relation to the Community Legal Services Hub (\$1.05m over four years, BP3, p138):
 - i) In the 7th Assembly, the government produced a report on the viability of a community legal services hub and concluded that the cost – an amount of some \$12 million – made the proposal unviable. What has changed to bring that figure down to the level allocated over the next budget cycle?
 - ii) Has a site been selected? If yes, where? If no, when will that occur?
 - (c) In relation to the Sentence Administration Board:
 - i) What policies, rules or practices does the Sentence Administration Board apply to sexual and violent offenders who re-offend while on parole?
 - ii) Have there been instances in which the Board has relaxed those policies, rules or practices for paroled sexual or violent offenders only to see recidivism?
 - iii) What is the Board's usual response in those circumstances?
 - iv) What, if any, policy or legislative recommendations has the Board made to government in relation to sexual or violent recidivism by offenders who are on parole?
 - v) What has been the government's response to those recommendations?

- vi) What is the government's strategy to address any disturbing trends in relation to sexual and violent offence recidivism, particularly by offenders on parole, but also by those who have served their sentences?
- (3) In relation to Output 1.2 – Legal Services to Government (BP4, p212), What legal services cost savings have emerged from the creation of the position of ACT Solicitor-General? If none, why?
 - (4) In relation to Output 1.7 – Regulatory and transport services (BP4, p213) and Strategic Objective 4 (Effective regulation and enforcement) (BP4, p209):
 - (a) Why is there such a low expectation (32%) for construction company compliance with OHS legislation when the government has committed to implementing the "Getting Them Home Safely" report?
 - (b) Why are the measurements for OHS legislation compliance and accuracy of Registrar General's data to be discontinued in 2013-14?
 - (c) In relation to the data for the response timeliness for workplace incidents:
 - i) Why is this data no longer available; and
 - ii) How will it be measured in future?
 - (5) In relation to Changes to Appropriation (Table at top of BP 4, p225):
 - (a) What comprises the savings of almost \$15.4 million over four years?
 - (b) Provide details.
 - (c) Will any staff reductions involve involuntary redundancies?
 - (d) How does this impact on service delivery?

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

- (1) (a) The Justice and Community Safety Directorate has contributed to the embedding of the one public service culture in the following ways:
 - i) The Directorate has demonstrated commitment to the one public service culture and the ACT Public Sector values and behaviours through its Strategic Plan and the associated Implementation Strategy.
 - ii) Executives have attended facilitated discussions on the Values and the Code of Conduct and are expected to have discussions with staff regarding expectations.
 - iii) Business units are actively talk with their teams about the single public service and encouraging structured communication between Directorates.
 - iv) Executives actively participate as a member of the Strategic Board and other whole of government committees.
 - v) The Directorate is implementing key whole of government strategies.
 - vi) The Directorate is contributing to the establishment of the new across directorate structure of ACT Public Service enterprise agreements including leading the negotiations of 4 agreements.
- (b) JACS has successfully integrated the road transport regulation and policy functions into the operations of the Office of Regulatory Services and Legislation Policy and Programs Branch following the Government's adoption of the Hawke Review. In order to

facilitate the co-location of these functions the Directorate has also completed all activities under the whole of government Accommodation Strategy.

The Directorate has also adopted the Government's branding guidelines except where exemptions have been granted.

Changes to the ACT Statute Book that resulted following the Government's acceptance of the Hawke Review.

The Directorate has implemented a range of red tape reduction strategies in accordance with the one public service commitment to reduce red tape including the extension of outdoor cafe permits to last for two years and the abolition of the requirement to display a motor vehicle registration sticker on ACT vehicles. Additionally, the Directorate is currently developing processes to allow for streamlined police history checking for business licensees.

(c)(d)(e) The Chief Minister and Treasury Directorate is best placed to respond to these questions as they are the drivers of the Implementation Strategy.

(2) (a) In relation to the program to review legislation:

Liquor Act 2010

- i. Work commenced on this review in December 2012.
- ii. All Directorates and the Liquor Advisory Board were invited to provide comments on the draft terms of reference for the review by 7 February 2013, and comments from these stakeholders are being considered in the finalisation of the terms of reference.

Workplace Privacy Act 2011

- i. The review of the Workplace Privacy Act commenced on 14 September 2012, after the first full year of operation. I anticipate that the review report will be tabled in the Legislative Assembly later this year.
- ii. In September 2012 a discussion paper was released for public consultation, with comments closing on 14 December 2012.

JACS is engaging with stakeholders to finalise policy advice and complex policy questions on competing rights and interests.

Residential Tenancies Act 1997

- i. The review of the Residential Tenancies Act is currently underway.
- ii. My directorate has already had preliminary discussions with CSD, the ACT Tenants Union, the Real Estate Institute of the ACT and the ACT Civil and Administrative Tribunal (ACAT).

As part of the review my directorate will be undertaking community consultations which will be advertised in the print media and on the Justice and Community website.

Mental Health (Treatment and Care) Act 1994

- i. Two Exposure Draft Bills were released on 22 August 2012 and 17 April 2013 as part of the Review of the *Mental Health (Treatment and Care) Act 1994*. The Mental Health (Treatment and Care) Amendment Bill 2013 is scheduled for introduction later this year.

- ii. As well as the public release of two Exposure Draft Bills, a Review Advisory Committee (RAC) has been involved in the development of proposals recommended to the ACT Government. The RAC includes community organisations, consumer and carer representatives as well as relevant government agencies.

(b) In relation to the Community Legal Services Hub:

- (i) The *Study of options and feasibility for a community legal centre report hub* did not conclude "that the cost- an amount of some \$12 million- made the proposal unviable."

The Study was undertaken by my Directorate in consultation with relevant agencies as a preliminary assessment of the feasibility of establishing a community legal centre hub as well as considering other accommodation options for CLCs. The study explored broadly framed options and approximate costs of those options, which were put forward as possible solutions to the current CLC accommodation problem.

The option identified by the *Study* as the most viable was the option of moving a single community legal centre out of Havelock House, and that was supported by the Government in the 2012-13 Budget, which provided funding of \$666,000 over 3 years starting in the 2013-14 financial year to support the relocation of the Women's Legal Centre from Havelock House.

During work to prepare for the relocation of the Women's Legal Centre, it became clear that a more effective result for the CLCs and for the Government could be achieved by funding rent only for commercial premises for all the CLCs housed in Havelock House.

The option of not funding relocation and fit out costs was not considered in the options paper. However, that option reflects the Government's position that the funding of CLCs is not core Government business, but that the CLCs perform an important function in meeting a need in the most vulnerable in our community that should be supported.

The current market for office space in the ACT has also made this option more viable than it was at the time of the Study.

The funding announced in the 2013-14 budget meets 2 main objectives, by providing space for the CLCs and providing centralisation of the CLCs.

The Government has struck the right balance between assisting community legal services and the Government's responsibility to exercise budgetary caution throughout this period of economic uncertainty.

- (ii) The CLCs are currently locating an appropriate office space.

(c) In relation to questions (i), (ii), (iii), (iv) and (v), I am advised by the Sentence Administration Board as follows:

- (i) The Sentence Administration Board (the Board) applies the relevant provisions of its primary governing legislation, the *Crimes (Sentence Administration) Act 2005* (the Act), to sexual and/or violent offenders who reoffend while on parole. If a violent and/or sexual offender is charged with committing an offence punishable by imprisonment while on parole then, pending a determination of guilt, whether he or she will be remanded in custody or granted bail will be an issue for the courts to rule on. Once the person is convicted or found guilty of an ACT offence committed on parole then that parole is automatically cancelled under section 149 of the Act and the offender is

recommitted prison. Section 150 of the Act makes similar provision for cancellation of parole on conviction for an offence against a law of the Commonwealth, a State or another Territory that is punishable by imprisonment. Again, on cancellation the offender is recommitted prison. Section 151 of the Act provides for cancellation of parole on conviction or finding of guilt for an offence punishable by imprisonment against ACT law, Commonwealth law or the law of a State or another Territory. In such a case, the board must decide the date, or the earliest date, when the offence was committed and the Board is taken to have cancelled the offender's parole order on that date. This means the offender will be recommitted to prison to serve the time remaining on the parole order as at the date of cancellation.

(ii) No

(iii) Those circumstances have not arisen.

(iv) The Board has not made recommendations to government specifically in relation to sexual or violent recidivism by offenders who are on parole.

(v) Not applicable in light of response to iv

(vi) In relation to Question 2 (iv) the Government is not aware that the ACT has experienced any 'disturbing trends' in relation to sexual and violent recidivism. The Government monitors the implementation and impact of ACT laws and responds as appropriate.

(3) In relation to Output 1.2 – Legal Services to Government (BP4, p212)

The creation of the office of Solicitor-General for the ACT was not intended as a savings measure but to create a role within the ACT that reflected the increasing complexity of the Territory's legal functions and to put the ACT on the same footing as other jurisdictions, enhancing its position in the national arena. In establishing the new position of Solicitor-General, consideration was given to the nature of the services to be required and the size of the jurisdiction. On this basis, it was determined that the role of the Solicitor-General may not require a separate dedicated full-time officer. The functions and duties of the role could be appropriately carried out concurrently with the functions of chief solicitor, the head of the office of the Government Solicitor. The then chief solicitor had been performing many of the functions of a solicitor-general and the government took the view that it was appropriate to appoint the then chief solicitor as the ACT's first solicitor-general, who also continues to perform the functions of the chief solicitor.

The creation of the role of Solicitor-General did not result in any direct savings. A significant efficiency, however, has been achieved by having that role also fulfil the functions of the Chief Solicitor, whereas in all other jurisdictions there are two distinct offices. It means that the Solicitor-General is aware of all significant legal matters of the Territory, no separate specific support structure is required as the office of the Government Solicitor provides that support, and the Solicitor-General is readily available to contribute to the oversight of the government's legal affairs. Also, there is a saving in legal expenses where the Solicitor-General appears for the Territory because otherwise external barristers would have to be engaged.

(4) In relation to Output 1.7 – Regulatory and Transport Services (BP4, p213) and Strategic Objective 4 (Effective regulation and enforcement) (BP4, p209)

(a) The Work Safety Commissioner addressed this question (asked by Mr Gentleman) at Estimates Hearing on Wednesday 19 June 2013 (see Hansard pp 398-399): “The figure is actually linked to why we do not think that is a useful measure anymore. Unfortunately, as we get better at targeting poor performers, that figure goes down. It is not an accurate measure. The way it is worded, it looks like it is a measure of the general rate of OHS compliance across the territory. It is not. It is a measure of the OHS compliance rate across the businesses that we inspect. So as we get better at targeting the businesses that are not performing, that figure goes down. I think I have been asked that question at each estimates that I have come to. The figure has got worse, but I would argue that is because we are getting better at targeting the businesses that are not doing the job right.

One thing we considered was whether we should do a totally random sample of businesses and get a figure from that, so that we could have that measure. But that would deflect our resources away from where we believe they should be—that is, non-performing businesses. By my calculation, it would take about 10 per cent of our inspections to get a decent number that you could regard as having some statistical validity, and that is 10 per cent of our work being deflected from businesses that are not performing”.

(b) The Attorney-General addressed question 4(b) and (c) (asked by Mr Gentleman) at Estimates Hearing on Wednesday 19 June 2013 (see Hansard p 398): “The Office of Regulatory Services has undertaken a review of all of the performance measures for their functions. Some of these are being discontinued. The measures that are being discontinued are: percentage of individuals, businesses, workplaces that comply with relevant legislation, percentage of workplaces that comply with OH&S legislation and percentage of workplaces that have a compliant workers compensation policy.

Instead, a number of new measures will be introduced. They are designed to try and cover the actual areas of regulation and the three key themes of WorkSafe ACT, which are education, inspection and enforcement. They will focus on the performance of WorkSafe rather than the performance of stakeholders.

(c) The measurement really should be focused on the services delivered by WorkSafe itself rather than a third party whom WorkSafe may or may not be able to influence or control.

The new measures are focused on timeliness—that is, the percentage of registrations processed within a particular time frame—the number of proactive inspections by both WorkSafe and Fair Trading, the number of notices issued by WorkSafe and a range of educational activities”.

(5) (a) These savings relate to ACT Policing

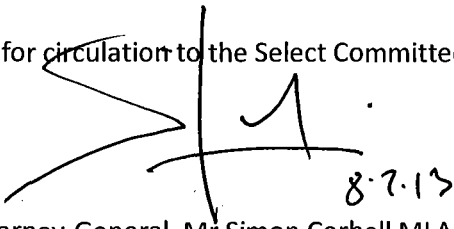
(b) The general savings measure is 1 per cent applied to the Territorial appropriation for ACT Policing for 2013-14 and each of the budget out years (2014-15 to 2016-17)

(c) No

(d) The impact on ACT Policing was addressed at the estimates hearing of 19 June 2013 (see Hansard, p444-445)

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature:

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Date:

By the Attorney-General, Mr Simon Corbell MLA



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Jeremy Hanson MLA
19 June 2013



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QUESTION ON NOTICE



Mr Hanson: To ask the Attorney-General

[Ref: JACS, Output Class 3 – Courts and Tribunals]

- (1) In relation to note 5 of the Table titled Strategic Indicator 1 at BP4, p206, to what extent has the increased civil jurisdiction in the Magistrates Court contributed to the “favourable” trend in the Supreme Court?
- (2) In relation to the accountability indicators at BP4 p221 and the backlog figures across the civil and criminal jurisdictions in the Supreme and Magistrates Courts:
 - (a) Will improvement in these figures come about only as a result of a continuing “blitz”?
 - (b) If no:
 - i) To what extent will a continuing “blitz” contribute to that improvement; and
 - ii) What other measures will be implemented to achieve that improvement?
 - (c) Does this not indicate the need for additional permanent full time judicial services in the ACT?
 - (d) If no, why?
 - (e) If yes, when will those additional permanent full time services be provided?
 - (f) What have the various phases of “blitz” cost?
 - (g) What budget was allocated to those “blitzes”?
 - (h) What impact has the increased civil jurisdiction in the Magistrates Court had on the backlog in the Supreme Court?
 - (i) Has Justice Refshauge’s “time out” to reduce his backlog finished?
 - (j) If no, when will it finish?
 - (k) What backlog reduction has he achieved during his “time out”?
- (3) In relation to matters coming before the ACT Supreme Court and noting that the number of cases is less per 100,000 head of population than in most other jurisdictions, to what extent are matters heard in the ACT Supreme Courts more complex and more time-consuming than matters heard before superior courts in other jurisdictions?
- (4) In relation to the After Hours Bail Support Service:
 - (a) How is the success of this service measured?
 - (b) How are offenders referred?
 - (c) Is it working well for law enforcers?

- (5) In relation to Circle Sentencing:
- (a) How many offenders have used circle sentencing?
 - (b) What are the recidivism rates relating to offenders who been through circle sentencing process?

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

- (1) Data on Strategic Indicator 1 will be reported in the 2012/13 JACS Annual Report. The Government's legislative amendments which commenced on 25 July 2011 increased the civil jurisdiction from \$50,000 to \$250,000 and these have been designed to reduce lodgements in the ACT Supreme Court. Note 5 relates to the backlog indicator in the ACT Supreme Court which measures matters older than 24 months. Given the change in jurisdiction occurred less than 24 months ago, the flow on effects may not be reflected in this backlog figure for the 2012/13 financial year.
- (2) In relation to the accountability indicators at BP4 p221 and the backlog figures across the civil and criminal jurisdictions in the Supreme and Magistrates Courts:
- (a) No
 - (b) If no:
 - i) The Blitz has been finalised.
 - ii) The implementation of a new case management approach referred to as the docket system; investment in a new ICT case management system to improve case flow, and; less lodgments as a result of the Government's legislative amendments in 2011.
 - (c) No
 - (d) Because the judicial workload is likely to be reduced by measures taken to decrease lodgements and increase the number of finalisations per year.
 - (e) Not applicable
 - (f) Total additional funding of \$1,207,530 was provided by Government for the appointment of two acting judges and additional support staff in the Court, the Director of Public Prosecutions, Legal Aid and other justice agencies to conduct the blitz.

	2011-12	2012-13
JACS	\$582,530	\$503,000
Legal Aid	\$89,000	\$33,000
Total	\$671,530	\$536,000

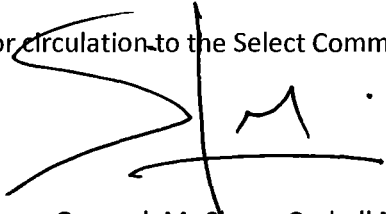
- (g) Refer to answer f above.
- (h) An analysis of data from the 2012/13 will take place after the end of the financial year and reported in the 2012/13 JACS Annual Report.
- (i) No
- (j) Justice Refshauge has been given time out of court to work on reserved judgments until early August 2013.

- (k) Justice Refshauge's judgments are published on the ACT Supreme Court website. The total number of matters finalised in the period will not be known until after the period has ended.
- (3) I provided a response to this question at the Estimates Hearing on 19 June 2013. The work of an intermediate court or a superior court like the Supreme Court is largely the same across jurisdictions.
- (4) In relation to the After Hours Bail Support Service (AHBSS):
- (a) The success of the AHBSS is measured by the number of young people and occasions of:
- diversion from custody at Bimberi Youth Justice Centre when young person currently in Police custody;
 - other diversionary assistance;
 - total client related matters.
- (b) Young people for direct diversion from Police custody are referred by ACT Policing. Support to assist young people to comply with their bail conditions or other community based orders comes from young people themselves, natural supports, family members, community organisations and government organisations such as Police and CPS, Youth Justice Case Management. Other requests come from young people themselves, natural supports, family members, community organisations and government organisations such as Police and CPS and Youth Justice Case Management.
- (c) The AHBSS has received positive feedback from ACT Policing, the Children's Court and Youth Justice Case Management.
- (5) In relation to Circle Sentencing:
- (a) The number of offenders using circle sentencing is broken up into referrals and assessments. Not everyone referred in a year will be assessed in that same year, and not all assessments in a year are of people referred in the same year. This accounts for any difference in the number of people referred when compared to the number of people assessed within the same reporting period.
- i) In the current financial year up to 30th April 2013, 43 referrals have been received. This represents a 43% increase in referrals compared to the same reporting period in 2011-12 of 30 referrals. Of the 43 people referred, 35 are adults, made up of 19 males and 16 females. The remaining eight are young people, made up of three males and five females. The total number of young people referred in this reporting period remains consistent with 2011-12.
- ii) The overall number of referrals to the Galambany Court, for both adults and young people in 2011-12, was 34. This is a 10% increase in total referrals compared to 31 referrals received in 2010-11.
- iii) In the current financial year up to 30th April 2013, 28 assessments have been conducted. Of the 28 people assessed, 23 are adults and five are young people. This is consistent with the same reporting period in 2011-12 of 28 assessments. Two young people have withdrawn from the process prior to being assessed. Twelve adults and one young person were awaiting assessment as at 30th April 2013.
- iv) The overall number of assessments conducted for adults and young people in 2011-12, was 34. This is a 10% increase in total assessments compared to 31 assessments conducted in 2010-11.

- (b) The Galambany Court does not currently capture recidivism data on offenders going through the circle sentencing process. However, this is currently being discussed and the Directorate is looking into how this may be done in the future.

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Signature:

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By the Attorney-General, Mr Simon Corbell MLA



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- (2) In relation to the accountability indicators at BP4 p221 and the backlog figures across the civil and criminal jurisdictions in the Supreme and Magistrates Courts:
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Mr Hanson: To ask the Attorney-General

[Ref: Legal Aid Commission, BP4 p 525 and Statement of Intent]

- (1) In relation to Statement of Intent (law reform (p 6)):
 - (a) What recommendations did the Commission make to government during 2012-13?
 - (b) What was the government's response to those recommendations?
 - (c) If any were not taken up, does the Commission intend to pursue them again? If no, why?
- (2) In relation to Statement of Intent (indigenous services (p6))
 - (a) Does the Commission expect that its budget funding will allow a full continuation of these services during 2013-14?
 - (b) If not, to what extent will services be cut?
- (3) In relation to the Statement of Intent (strategic plan for 2013-2017):
 - (a) What does this plan say in relation to the interaction of the Commission with community legal service organisations?
 - (b) What input will the Commission have to the proposed community legal services hub?

Jeremy Hanson MLA
19 June 2013

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

(1)(a) During 2012-13 the Commission provided submissions to the Government in relation to the following:

- Mental Health Act review
- Judicial complaints
- Proposed changes to ACT domestic family and sexual assault laws
- Proposed changes to the Bail Act
- Supreme Court Case Management proposal (the docket system)
- Police Powers in the ACT

The Commission also provided comments on relevant Cabinet Submissions.

(1)(b) The Government considers the views of all stakeholders in relation to policies on which it is consulting. The views of the Legal Aid Commission carry weight because the Commission has a unique perspective on the interests of defendants. The Government values the views of the Commission and takes them into consideration in coming to a balanced policy position.

(1)(c) The Commission has a duty under section 10(2)(a) of the *Legal Aid Act 1977* to make recommendations to the Minister with respect to any reforms of the law the desirability of which has come to its attention in the course of exercising its functions. In common with submissions from other stakeholders in the justice system submissions and recommendation made by the Commission on law reform issues are considered by the Government in the normal course of the legislation drafting process. Once a decision has been made by the Government on a law reform issue the Commission would not ordinarily pursue recommendations that have not been taken up unless there was a change in circumstances warranting further submissions on the subject.

(2)(a) Yes, the Commission expects to fully continue its Indigenous services in 2013-17 using recurrent funding provided by the ACT Government and a grant from the Commonwealth Government.

(3)(a) The Commission's Strategic Plan for 2013-17 can be viewed on its website at <http://www.legalaidact.org.au/>

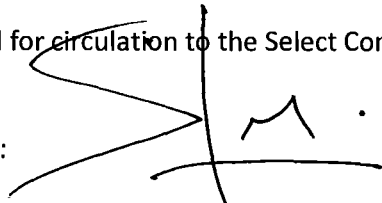
Part 3 of the plan relates to collaboration and external relationships and includes the following goal and strategies:

Goal	Strategies
Foster collaborative relationships with other legal aid service providers	<p>Actively participate as a member of the ACT Legal Assistance Forum (ACTLAF) by facilitating:</p> <ul style="list-style-type: none"> • coordination of legal assistance service provision in the ACT region to ensure that services are provided efficiently and effectively, and that areas of expertise and specialisation are respected and maintained in a manner that complements the services of other members, meets changing needs in the community and avoids unnecessary duplication of effort; • cooperation between ACTLAF members and endeavouring to provide practical help and support when required; • the encouragement of referral of clients between services; • the exchange of information and experiences concerning the delivery of legal assistance services in the ACT region,

	<p>including new initiatives and plans that may impact on service delivery;</p> <ul style="list-style-type: none"> • participation as a member of working groups to foster collaboration in community legal education, service delivery, professional training, research and other projects designed to identify and address legal need in the ACT region. <p>Investigate opportunities for ACTLAF members to reduce administrative overhead costs, for example, sharing back office infrastructure and costs.</p> <p>Investigate opportunities to enhance the representation of clients in cases that require a range of expertise by teaming with other in-house or external lawyers.</p> <p>Explore opportunities for establishing cooperative service delivery and professional development opportunities with other organisations both within and outside the legal assistance sector.</p> <p>Investigate the usefulness and potential for short-term lawyer exchanges with other legal aid commissions and other kindred organisations such as community legal centres and justice agencies.</p>
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3(b) The Government announced funding of \$1.05m over 4 years for accommodation costs for the Women’s Legal Centre, the Welfare Rights and Legal Centre and the Tenants Union to move from Havelock House into commercial premises. The Legal Aid Commission has relatively recent experience of finding and leasing commercial premises. While it is possible that the CLCs finding commercial accommodation will consult with the Legal Aid Commission on an informal basis given the Commission’s recent experience, the Government has no plans to formally consult the Legal Aid Commission.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature:  Date: 8.7.13

By the Attorney-General, Mr Simon Corbell MLA



LEGISLATIVE ASSEMBLY

FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

QUESTION ON NOTICE

Mr Hanson : To ask the Attorney-General

[Ref: Legal Aid Commission, BP4 p 525 and Statement of Intent]

- (1) In relation to Statement of Intent (law reform (p 6)):
 - (a) What recommendations did the Commission make to government during 2012-13?
 - (b) What was the government's response to those recommendations?
 - (c) If any were not taken up, does the Commission intend to pursue them again? If no, why?
- (2) In relation to Statement of Intent (indigenous services (p6))
 - (a) Does the Commission expect that its budget funding will allow a full continuation of these services during 2013-14?
 - (b) If not, to what extent will services be cut?
- (3) In relation to the Statement of Intent (strategic plan for 2013-2017):
 - (a) What does this plan say in relation to the interaction of the Commission with community legal service organisations?
 - (b) What input will the Commission have to the proposed community legal services hub?

Jeremy Hanson MLA
19 June 2013

INSTRUCTIONS FOR LODGING QUESTIONS ON NOTICES (QON):

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LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

ANSWER TO QUESTION ON NOTICE



Mr Jeremy Hanson : To ask the Attorney-General

Ref: Public Trustee, BP4 p 535 and Statement of Intent

- (1) In relation to business and corporate strategies (BP4, p536) and the reporting requirements of the Australian Charities and Not for Profit Commission (ACNC):
- Are these reporting requirements different to those of the ACT Government?
 - What reporting format challenges does this raise?
 - How is it proposed to meet those challenges?
 - What cost is anticipated in the resolution of these challenges?
- (2) In relation to performance measures from 1 July 2013 (Statement of Intent p 7), what is being done to address the declining trend in the "reasonable revenue efficiency" figures (at the foot of the table)?

Simon Corbell MLA: The Public Trustee has advised me that:—

Question (1)

PTACT administers two classifications of charitable funds, tax deductible and non-tax deductible, all of which are trusts.

The Australian Taxation Office has its reporting requirements for the Tax Deductible Item 2 Funds known as Public Ancillary Funds (PuAF) and has issued PuAF Guidelines 2011 which list 57 compliance requirements.

One of these requirements is for annual distributions of 4% and PTACT funds will be compliant with this requirement. However guideline 28 is an audit requirement that the auditor shall audit compliance with these Guidelines by the fund and the trustee. Given the general nature of some of the guidelines, this may have its difficulties.

The Australian Charities and Not for Profits Commission (ACNC) has called upon all charitable funds, whether associations or trusts and whether tax deductible or not, to register with the ACNC. PTACT duly completed the ACNC registration requirements for its charitable funds in January 2013.

In regard to ACT reporting requirements, PTACT charitable funds being trusts are not subject to the *Associations Incorporation Act 1991*. Additionally, collections by Trustee Companies and Public Trustees are exempt from the *Charitable Collections Act 2003* under section 7 and Regulation 6, being deemed sufficiently governed by the Trustee Companies Act, the *Public Trustee Act 1985* and their specific audit requirements.

In answer to your specific questions:

- (a) Any ACNC reporting requirements will be completely additional, there being no such requirements of Public Trustees under ACT legislation.
- (b) The ACNC annual reporting requirements are yet to be fully introduced and full accounting reporting has been delayed until year ending 30 June 2014. However PTACT has sophisticated Trust Accounting systems in place and, since inception of its charitable foundations, has complied fully with Australian Accounting Standards. PTACT has recently taken advice from PwC regarding annual accounts for its charitable funds and is adopting the PwC recommendations. Although reporting is an additional task, PTACT is confident its systems will ensure seamless compliance with ACNC requirements. However audit may be more challenging if requirements additional to verification of financial accounts are introduced.
- (c) The PTACT is well placed to meet the challenges when these are precisely known.
- (d) There will be costs and impact upon PTACT resources. Currently, the PTACT officer charge out rate is \$197 per hour and PTACT anticipates being able to absorb these costs rather than pass these on to the charities reliant upon charitable distributions from PTACT funds.

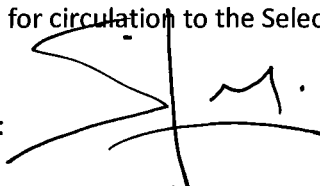
Question (2)

The performance measures expressed in the table under "Reasonable Revenue Efficiency" are based upon PTACT's estimated financial outcome for 2013. A significant percentage of PTACT's revenue is derived from capital and income commissions applied to PTACT's management of assets including financial and property. Effectively, the income from both of these forms of commission is directly related to the performance of financial and property markets, neither of which are able to be influenced by the PTACT. Bond rates have steadily decreased over the past year with the rate paid at 31 March 2012 being 4.5% compared to the rate paid at 31 March 2013 being 3.5%. PTACT's commissions on the management of trusts and client funds is also lower as a result of the lower asset value of their funds. The ACT property market is reported to be more or less seeing the inverse of Sydney's current surge of consumer confidence. Whilst historically strong and almost certain to recover, the market is reflecting current lack of confidence given reported market outlook uncertainties.

The unfortunate result for PTACT is that despite the same level of inputs the predicted output in terms of revenue is lower.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature:



Date: 1.7.13

By the Attorney-General, Mr Simon Corbell MLA



LEGISLATIVE ASSEMBLY

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SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

QUESTION ON NOTICE

Mr Hanson : To ask the Attorney-General

[Ref: Public Trustee, BP4 p 535 and Statement of Intent]

- (1) In relation to business and corporate strategies (BP4, p536) and the reporting requirements of the Australian Charities and Not for Profit Commission (ACNC):
 - (a) Are these reporting requirements different to those of the ACT Government?
 - (b) What reporting format challenges does this raise?
 - (c) How is it proposed to meet those challenges?
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Jeremy Hanson MLA
19 June 2013

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



Asked by Mr Coe on 18 June 2013: Mr Dawes took on notice the following question(s):

[Ref: Hansard Transcript 18 June 2013 [PAGE 273]]

In relation to:

MR COE: Have the LDA ever been, to the best of your knowledge, the sole proponent for a Territory Plan variation?

MINISTER BARR : The answer to the Member's question is as follows:-

Yes. The LDA is currently a sole proponent for the pending Territory Plan variations at Symonston Section 1 and East Fyshwick.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: *Andrew Barr*

Date: *1.7.2013*

By the Minister for Economic Development, Andrew Barr MLA

INSTRUCTIONS FOR ANSWERING QUESTIONS TAKEN ON NOTICE (QTON):

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LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

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



Asked by Mr Smyth on 18 June 2013 : MR Cox took on notice the following question(s):

[Ref: Hansard Transcript [18 June 2013] [PAGE 72]]

In relation to :

Could you provide the committee—I assume your last full year is the calendar year 2012, with all the activity covered by the Canberra Business Point?

MR BARR: The answer to the Member's question is as follows:—

The combined numbers to date of Canberra BusinessPoint activity demonstrate that the program continues to receive strong patronage and that it is delivering a broad range of services and activities to the small business community. Whilst there is some disparity in activity numbers year to year the program continues to meet its overall targets.

Following is a complete year to date quarter by quarter breakdown of Canberra BusinessPoint activities combined for the last two (2) financial years:

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CANBERRA BUSINESSPOINT ACTIVITY – 1 JULY 2011 TO 30 JUNE 2012

	Q1 (1.7.11 to 30.9.11)	Q2 (1.10.11 to 31.12.11)	Q3 (1.1.12 to 31.3.12)	Q4 (1.4.12 to 30.6.12)	TOTAL 2011/12
ONE TO MANY					
BUSINESS 101 WORKSHOPS (CBC)	2 (31)	2 (43)	2 (34)	3 (44)	9 (152)
BUSINESS FUNDAMENTALS (CBC)	2 (30)	2 (43)	2 (34)	3 (45)	9 (152)
INDUSTRY SPECIFIC (CBC)	7 (103)	13 (186)	1 (24)	4 (105)	25 (418)
EMERGING ISSUES (CBC)	3 (55)	5 (86)	2 (41)	3 (57)	13 (239)
MASTERCLASS (LBIC)	1 (25)	1 (25)	1 (25)	1 (18)	4 (93)
CLINICS (LBIC)	2 (12)	1 (8)	1 (6)	1 (2)	4 (28)
WORKSHOPS (LBIC)	0 (0)	1 (25)	0 (non held)	0 (non held)	1 (25)
TOTAL	21 (256)	25 (416)	9 (164)	14 (271)	65 (1107)
ONE-ON-ONE CLIENT SESSIONS (CBC) (HOURS & CLIENTS)	87 (87)	66 (66)	65 (65)	93 (93)	311 (311)
ONE-ON-ONE CLIENT SESSIONS (LBIC)	157	136	93	155	541 ¹
TOTAL	244	202	158	248	852
NETWORKING EVENTS • CBC	4 (168)	3 (199)	2 (82)	5 (171)	14 (620)
TOTAL	4 (168)	3 (199)	2 (82)	5 (171)	14 (620)

¹ The overarching Lighthouse report details the number of one-on-one client consultation which includes face-to-face and phone contact. Some clients are seen on more than one occasion and each consultation is counted.

CANBERRA BUSINESSPOINT ACTIVITY – 1 JULY 2012 TO 30 JUNE 2013

	Q1 (1.7.12 to 30.9.12)	Q2 (1.10.12 to 31.12.12)	Q3 (1.1.13 to 31.3.13)	Q4 (1.4.13 to 30.6.13)	TOTAL 2012/13
ONE TO MANY					
BUSINESS 101 WORKSHOPS (CBC)	2 (36)	2 (36)	2 (31)		
BUSINESS FUNDAMENTALS (CBC)	2 (34)	2 (36)	2 (31)		
INDUSTRY SPECIFIC (CBC)	0 (0)	2 (38)	1 (39)		
EMERGING ISSUES (CBC)	4 (76)	2 (69)	3 (55)		
MASTERCLASS (LBIC)	1 (16)	1 (12)	1 (10)		
CLINICS (LBIC)	1 (5)	0 (0)	0 (0)		
WORKSHOPS (LBIC)	1 (40)	1 (25)	0 (0)		
TOTAL	11 (207)	10 (216)	9 (136)		30 (559)
ONE-ON-ONE CLIENT SESSIONS (CBC)	142	51	87		
ONE-ON-ONE CLIENT SESSIONS (LBIC)	142	69	102		
TOTAL	284	120	189		593
NETWORKING EVENTS					
• CBC	2 (65)	2 (101)	1 (44)		
• LBIC	0 (0)	0 (0)	2 (75)		
TOTAL	2 (65)	2 (101)	3 (119)		7 (285)

The Canberra BusinessPoint accountability indicators in BP4 report against the 'one-to-one' services provided by Canberra Business Council in its delivery of Module 1 and the 'one-to-many' services delivered by the Lighthouse Business Innovation Centre in its delivery of Module 2. However, both service providers in their respective delivery of Canberra BusinessPoint deliver one-to-one and one-to-many activities.

Canberra BusinessPoint Module 1 provides for advisory services and information for small business 'intenders' and relatively early stage firms. Activities include seminars, business viability diagnostics, face-to-face advisory services, 'business basics' training and networking support.

Canberra BusinessPoint Module 2 provides for more specific services around entrepreneurship, commercialisation and mentoring for small firms with high growth potential. Activities include advice

and support for commercialisation grant applications and investment preparation and pitching, training related to innovation and commercialisation development.

The Economic Development Directorate acknowledges that this situation has led to confusion around reporting against the Canberra BusinessPoint accountability indicators. Business Development revised all Accountability Indicators for the 2012-13 Budget in response to Audit recommendations (Audit on the Statement of Performance). Constructing meaningful Accountability Indicators across the full set of activities attached to Output Class 1.2 is challenging, given the large number of program involvements and information it generates.

An independent review of Canberra BusinessPoint will be commissioned in the second half of 2013 to examine the effectiveness of the program and to benchmark Canberra BusinessPoint against small business advisory services delivered across other jurisdictions. The recommendations from the review will inform future delivery models of business advisory services in the ACT and provide guidance on performance indicators and measures. This will be the second major review of Canberra BusinessPoint.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: 

Date: 27.6.2013

By the Minister for Economic Development, Andrew Barr MLA



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

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



Asked by Mr Wall on 18 June 2013: Mr Cox took on notice the following question(s):

[Ref: Hansard Transcript [18 June 2013] [PAGE 73]]

In relation to :

MR WALL: How many applications for the Innovation Connect Grant Program were received during 2012-13? How many grants have been awarded for the year?

MR BARR: The answer to the Member's question is as follows:—

For the 2012-13 financial year the Program awarded a total of 26 grants from 84 formal applications submitted for assessment. Of the 26 grants awarded, eight are currently being negotiated following an Assessment Panel meeting on 7 June 2013.

Once terms have been agreed and Deeds of Grant signed details of the successful grant recipients will be provided to me for release and publication on the Business Development website (refer www.business.act.gov.au).

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: *Andrew Barr*

Date: *27.6.2013*

By the Minister for Economic Development, Andrew Barr MLA

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



Asked by Mr Smyth on 18 June 2013: Mr Cox took on notice the following question(s):

[Ref: Hansard Transcript [18 June 2013] [PAGE 297-298]]

In relation to:

What return do we get from investment through the Screen Investment Fund including a breakdown between general and documentary?

MR BARR : The answer to the Member's question is as follows:-

The objectives of the Fund are to encourage producers to undertake significant screen projects in the ACT, stem the leakage of production and post-production activity from the ACT to other jurisdictions, grow our creative skills base and stimulate cultural and economic development.

A review of the Fund will be conducted later in 2013. The review will seek to measure performance against these indicators.

Nine projects have been supported by the Fund. Of these, three have been completed, three are in production and three are in the contract negotiation stage. A further three (all low budget features by ACT filmmakers) have been conditionally approved subject to further development.

The three completed projects have generated ACT expenditure of \$1.115 million against a total Fund investment of \$325,000. This is a multiplier of 1:3.

Of these twelve projects, seven are documentaries and five are general (four feature films and one TV series).

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: *Andrew Barr*

Date: 26.6.2013

By the Minister for Economic Development, Andrew Barr MLA

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



Asked by Mr Smyth on 18 June 2013: Mr Cox took on notice the following question(s):

[Ref: Hansard Transcript [18 June 2013] [PAGE 301-304]]

In relation to :

1. Skilled Migration Program - Were any changes made to accommodate the Commonwealth visa category reforms on 1 July 2012? If not, does the Government intend to make any changes to accommodate the reforms?
2. Skilled Migration Program - Numbers received for the employer sponsored certified and skilled independent for 2011-12. And how were the 500 and 550 numbers determined to be appropriate for the coming year?

MR BARR : The answer to the Member's question is as follows:-

1. Firstly, I acknowledge that there was some confusion at the Hearing in relation to this question. Subsequently, Mr Cox has informed me that he answered your question from the perspective of marketing and communications changes that have been implemented around the ACT program over the past 12 months. These include:
 - Launch of *Canberra Create Your Future* branding and website incorporating an online visa application processing system;
 - Introduction of a new *Canberra Create Your Future* subscriber e-newsletter.
 - Launch of Facebook and YouTube social media platforms to support program marketing.

However, I now recognise that this was not the intent of the question. In relation to the visa and related operational changes implemented by the Department of Immigration and Citizenship (DIAC), ACT Government is required to deliver its Skilled Migration Program within the policy framework set by DIAC. However, while we must comply with the legislation set by the Commonwealth, the 1 July 2012 reforms have presented an opportunity for the ACT Government to review its current approach to the facilitation aspects of the program. As such, an external review of the Program is currently being undertaken by KPMG, which is evaluating current delivery models, in light of reform changes and current labour market conditions. This ensures the ACT continues to derive maximum benefit from skilled migration pathways and provide efficient and effective outcomes as a service deliverer. The KPMG report is due to be finalised in July 2013.

In summary, the major Commonwealth reform changes include:

- Collapsing the existing Employer Sponsored visa subclasses from six to two;
- Introduction of SkillSelect, an online Expression of Interest registration process for all intending migrants and cessation of all paper-based applications;

- Replacement of the Business Skills Program by the Business Innovation and Investment Program, with a reduction in the number of visa classes from thirteen to three;
 - Increase in the International English Language Testing System (IELTS) threshold requirements; and
 - Changes to the age limit thresholds.
2. 2011-12 numbers for employer sponsored certified were 793 and for skilled independent certified were 416. Noting that the 793 employer sponsored certified was an anomaly due to a spike in the last two months of the 2011-12 financial year prior to the impending introduction of Commonwealth driven reforms on 1 July 2012. This spike was due, in large, to impending changes from a paper-based system to an online system (SkillSelect) coupled with increasing IELTS score requirements.

The 550 (employer sponsored) and 500 (skilled independent) target numbers for the coming year were determined based on an average of the previous three years' numbers as follows:

Employer Sponsored:

- 2009–10 - 320 approved;
- 2010–11 - 494 approved;
- 2011–12 - 793 approved.

Skilled Independent:

- 2009–10 - 606 approved;
- 2010–11 - 369 approved;
- 2011–12 - 416 approved.

In addition, there are a number of variables that can affect the volume of applications received by the ACT Government for processing on a month by month basis. These include major and minor changes set by the Commonwealth such as:

- Major changes that have significant impact on visa eligibility, such as those that were implemented on 1 July 2012; and
- Minor changes that encourage applicants to bring forward their application such as the increasing of application fees.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: 

Date: 28. 6. 2013

By the Minister for Economic Development, Andrew Barr MLA



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

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



Asked by Mr Smyth on 18 June 2013 : Mr Stewart took on notice the following question(s):

[Ref: Hansard Transcript [18 June 2013] [PAGE 102]]

In relation to :

Capital Metro – What is the population density per hectare of the Gold Coast? What is the population density along the Northbourne Avenue corridor?

MR BARR : The answer to the Member's question is as follows:

Information provided by the Gold Coast Rapid Transit Team suggests, as at 30 June 2010, density of the light rail corridor of about 22 persons per hectare based on Census collection for the Statistical Local Areas (SLA) of; Southport, Main Beach, Surfers Paradise and Mermaid Beach - Broadbeach. The approved Stage One of the light rail corridor currently under construction commences in Southport and terminates at Broadbeach, so the SLA areas used are slightly larger than the light rail corridor as it takes into account Mermaid Beach.

Based on 2011 Census data, the current population density along the Northbourne Avenue section of the Capital Metro corridor is about 21 people per hectare or about 11.4 dwellings per hectare.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: *Andrew Barr*

Date: 27.6.2013

By the Minister for Economic Development, Andrew Barr MLA



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

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



Asked by Mr Smyth on 18 June 2013: Ms Priest took on notice the following question(s):

[Ref: Hansard Transcript [18 June 2013] [PAGE 332-333]]

In relation to:

Is it possible to have a copy of the Netball Audit Outcomes?

MR BARR: The answer to the Member's question is as follows:—

A draft of the ACT Netball Review has been prepared however there remain important components of the review process yet to be undertaken and reflected within the final report.

It is expected that the final report will be complete by October 2013 at which time a copy will be provided to the Member.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: *Andrew Barr*

Date: *3.7.13*

By the Minister for Sport and Recreation, Andrew Barr MLA



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

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



Asked by Mr Gentleman on 18 June 2013 : Mr Barr took on notice the following questions:

[Ref: Hansard Transcript [18 June 2013] [PAGE 338]]

In relation to:

A list of successful grant recipients under the Community Motorsport Development Program to be provided.

MR BARR: The answer to the Member's question is as follows:–

A total of \$1,004,757 has been distributed to local clubs through the Community Motorsport Development Program. This has been provided as grant payments as per the tables below.

Community Motorsport Development Program Round 1

CLUB / ORGANISATION	Amount	Project Description
Trials Club of Canberra	\$12,500	Business planning
Dual Sport Motorcycle Riders Association (Trail Bike)	\$12,500	Business planning
Southern District Motorsport Club (Hill Climb)	\$12,500	Business planning
Canberra Bulls (Motorcycle Speedway)	\$12,500	Business planning
ACT Motorcycle Club (Motor X and Flat Track)	\$12,500	Business planning
National Capital Motorsports Club (Speedway)	\$12,500	Business planning
Brindabella Motor Sports Club (Rally)	\$11,525	Business planning
Canberra Kart Racing Club	\$12,500	Business planning
Council of ACT Motor Clubs	\$9,500	Business planning
Light Car Club of Canberra*	\$13,700	Business planning
TOTAL	\$122,225	

*Grant approved and to be provided in June 2013

Community Motorsport Development Program Round 2

CLUB / ORGANISATION	Amount	Project Description
Trials Club of Canberra	\$97,640	Facility Development
Dual Sport Motorcycle Riders Association (Trail Bike)	\$24,200	Business Case
Southern District Motorsport Club (Hill Climb)	\$150,000	Track resurface
ACT Motorcycle Club (Motor X and Flat Track)	\$85,000	Bobcat purchase
Canberra Bulls (Motorcycle Speedway)	\$15,000	Facility Feasibility Study
ACT Motorcycle Club (Motor X and Flat Track)	\$8,000	Environmental
National Capital Motorsports Club (Speedway)	\$150,000	Electrical Reticulation Infrastructure
Brindabella Motor Sports Club (Rally)	\$107,075	Race Timing Equipment
Canberra Kart Racing Club	\$143,872	Facility Redevelopment DA and Fencing
ACT Motorcycle Club (Motor X and Flat Track)	\$32,132	2 x sheds
TOTAL	\$812,919	

Community Motorsport Development Program Extraordinary Funding

CLUB / ORGANISATION	Amount	Project Description
ACT Motorcycle Club	\$50,000	Fairbairn Park entry and facility improvements - 2009
National Capital Motorsport Club	\$15,000	Repair of vandalism damage - 2010
Brindabella Motorsport Club	\$4,613	Ambulance standby and noise monitoring – National Capital Rally - 2013
TOTAL	\$69,613	

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: 

Date: 25.6.2013

By the Minister for Tourism and Events, Andrew Barr MLA



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA



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

Asked by Mr Mick Gentleman on 19 June 2013: the Minister for Police and Emergency Services took on notice the following question(s):

[Ref: Hansard Transcript 19 June 2013 page 450]

In relation to: ACT Policing working with Road User Services

Mr Gentleman: Alongside those random breath tests and also the roadside drug testing, how often do you work with road user services on checking vehicles? What would be a percentage, for example?

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

It is difficult to give a definitive figure of joint operations with ACT Road Transport Authority (RTA) inspectors as these range from small operations conducted on an adhoc basis, when operational priorities allow, through to large joint operations such as:

- Operation Snowsafe – in operation June long weekend through to the October long weekend
- Operation Crossroads – an Easter and Christmas holiday road safety campaign led by Australian New Zealand Policing Advisory Agency (ANZPAA)
- Summernats – heavy involvement (3-4 Inspectors for every day of the event) with RTA Inspectors for both the main event and the City Cruise
- School Formals – an annual operation, running from November to December, focusing on road user behaviours when students are 'dropped off' at school formals
- Austrans – an annual operation focusing on heavy vehicles led by ANZPAA.

ACT Policing also undertakes joint operations with the RTA when new members, such as recruits, start in ACT Policing. For the first two weeks of their probation, new members work with ACT Policing Traffic Operations where a large number of joint patrols are undertaken with RTA Inspectors.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature:

1.7.13

Date:

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



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

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



Asked by Mr Brendan Smyth MLA on 19 June 2013: The Minister for Police and Emergency Services took on notice the following question(s):

[Ref: Hansard Transcript 19 June 2013 page 450]

In relation to: Random Breath Testing

Mr Smyth: Going back to the RBT's, of the 24,000, how many were positive?

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

The following table shows the number of Random Breath Tests conducted per quarter and the number of positive tests returned:

**Number of individuals apprehended for drink driving
Excludes Jervis Bay**

Source & Author: PROMIS and Performance, Evaluation and Review team 31 May 2013

2012				
Date apprehension created	March Quarter	June Quarter	September Quarter	December Quarter
Tests conducted	17 262	25 693	20 149	16 831
Positive result	273	358	300	325
Percentage of positive	1.6%	1.4%	1.2%	1.9%

2013				
Date apprehension created	March Quarter	June Quarter	September Quarter	December Quarter
Tests conducted	24 223	-	-	-
Positive result	270	-	-	-
Percentage of positive	1.1%			

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature:

1.7.13

Date:

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



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

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



Asked by Mr Jeremy Hanson MLA on 19 June 2013: the Minister for Police and Emergency Services took on notice the following question(s):

[Ref: Hansard Transcript 19 June 2013 page 451]

In relation to: Driving under the Influence

The Chair: Sure. I was thinking specifically about DUI and how that is trending in terms of the number of positive tests.

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

DUI, or driving under the influence, can refer to both illicit drug use and alcohol use by drivers of motor vehicles in the ACT where it contravenes the relevant legislation. In a strict sense, the offence of DUI is based on observations of a driver however two types of random roadside tests are used as a basis to commence prosecutions elsewhere in the same legislation. The following statistics reflect the positive tests over the specified periods.

In terms of Roadside Drug Testing (RDT), which commenced on 16 May 2011, through to 1 June 2013, ACT Policing has conducted 2825 road side drug screening tests. Of the 2825 RDTs performed, 64 drivers returned positive results after analysis by the ACT Government Analytical Laboratory (ACTGAL). These results do not include positive results from blood testing, conducted at hospital, after a collision. Since the implementation of RDT, ACT Policing has observed a relatively low percentage of positive results compared to the number of tests conducted. The number of positive results, while low, has fluctuated as a result of targeted and random enforcement methods during the reporting period.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature:

1-7-13

Date:

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

The following table shows a breakdown by quarter of the number of drivers who returned a positive result after RDT:

**Number of individuals apprehended for Roadside Drug Testing (RDT)
Excludes Jervis Bay**

Source: ACT Policing Traffic Operations, 25 June 2013

2011				
Date apprehension created	March Quarter	June Quarter	September Quarter	December Quarter
Tests conducted	-	28*	27*	72
Positive result	-	0	0	2
Percentage of positive	-	0%	0%	2.8%

2012				
Date apprehension created	March Quarter	June Quarter	September Quarter	December Quarter
Tests conducted	498	187	549	499
Positive result	14	8	11	3
Percentage of positive	2.8%	4.3%	2%	0.6%

2013				
Date apprehension created	March Quarter	June Quarter	September Quarter	December Quarter
Tests conducted	601	364[^]	-	-
Positive result	14	12	-	-
Percentage of positive	2.3%	3.3%	-	-

* Preliminary trial testing.

[^] Up to 1 June 2013.

The following table shows the number of Random Breath Tests conducted per quarter from 1 January 2012 to 31 March 2013 and the number of positive tests returned:

**Number of individuals apprehended for drink driving
Excludes Jervis Bay**

Source & Author: PROMIS and Performance, Evaluation and Review team 31 May 2013

2012				
Date apprehension created	March Quarter	June Quarter	September Quarter	December Quarter
Tests conducted	17 262	25 693	20 149	16 831
Positive result	273	358	300	325
Percentage of positive	1.6%	1.4%	1.2%	1.9%

2013				
Date apprehension created	March Quarter	June Quarter	September Quarter	December Quarter
Tests conducted	24 223	-	-	-
Positive result	270	-	-	-
Percentage of positive	1.1%			



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

ANSWER TO QUESTION ON NOTICE



Mr Hanson : To ask the Treasurer

[Ref: Treasury, Budget paper 3, page number 173 – 180, output class 2.2 Financial Management]

In relation to : Unallocated Capital

1. What is the unallocated capital provision for each year across the forward estimates?
2. Why is the unallocated capital provision not included in the 2013-14 budget when it has been identified in previous years?

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

- a) There is an unallocated Capital provision included in the 2013-14 Budget as follows:
 - 2014-15: \$119,751,000
 - 2015-16: \$119,751,000
 - 2016-17: \$119,751,000
- b) The general provision is shown in Figure 6.3.4. This provision has not been reflected in Table 6.1.1 of Budget Paper 3 but still exists and is incorporated into the Whole of Government financial statements.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: 

Date: 9.7.13

By the Treasurer, Andrew Barr, MLA



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

QUESTION ON NOTICE

Jeremy Hanson CSC MLA: To ask the Treasurer

[Ref: Treasury, Budget paper 3, page number 173 – 180, output class 2.2 Financial Management]

In relation to : Unallocated Capital

1. What is the unallocated capital provision for each year across the forward estimates?
2. Why is the unallocated capital provision not included in the 2013-14 budget when it has been identified in previous years?

Jeremy Hanson CSC MLA

20 June 2013

INSTRUCTIONS FOR LODGING QUESTIONS ON NOTICES (QON):

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LEGISLATIVE ASSEMBLY

FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

ANSWER TO QUESTION ON NOTICE



Mr Hanson : To ask the Treasurer

[Ref: Treasury, Budget paper 3, page number 171 – 172, output class 2.2 Financial Management]

In relation to: Government Savings

1. What is the breakdown of ceasing initiatives, including the reduction in funding across the forward estimates?
2. What is the split of 'general savings' between categories, including the reduction in funding across the forward estimates? i.e. travel, efficiency dividend, consultants.
3. What is the breakdown of the 'general savings' between Directorates, including the reduction of funding across the forward estimates?

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

1. Table 1 below indicates ceasing initiatives in the 2013-14 Budget:

Table 1: Ceasing Initiatives – 2013-14 Budget

Parent Agency	Ceasing Initiative	2013-14 \$'000	2014-15 \$'000	2015-16 \$'000	2016-17 \$'000	Total \$'000
EDD	Discontinue ANZSOG membership funding and discontinue grant funding for University of Canberra Chair In Urban and Regional Planning Undergraduate Program	300	400	400	400	1,500
JACS	Review of Managed Accommodation Program ¹	188	778	804	831	2,601
CSD	Review of Grant Arrangements following rollout of DisabilityCare Australia – Merge Quality of Life Grants into the Enhanced Service Offer and Cease Innovation Grants	500	500	500	500	2,000
Total		988	1,678	1,704	1,731	6,101

Notes: 1 - This proposal will require alternate service provision options.

2. The Government has chosen not to specifically pursue whole of government savings in areas such as travel, the application of an efficiency dividend or consultants in the 2013-14 Budget. The category of "general savings" reflects that Directorates have reviewed structures, processes and procedures, and identified savings initiatives. Details of some areas of focus the Government has chosen to pursue are provided in the *General Savings* paragraph on page 171 of 2013-14 Budget Paper 3.

3. Table 2 below indicates the breakdown of general savings between Directorates in the 2013-14 Budget:

Table 2: General Savings (Directorate Breakdown) – 2013-14 Budget

Directorate	2013-14 \$'000	2014-15 \$'000	2015-16 \$'000	2016-17 \$'000	Total \$'000
Chief Minister and Treasury Directorate	1,308	427	429	192	2,356
Health Directorate	7,000	7,147	7,297	7,450	28,894
Economic Development Directorate	-	-	-	-	-
Commerce and Works Directorate	-	-	-	-	-
Community Services Directorate	1,128	1,299	1,306	1,312	5,045
Justice and Community Safety Directorate	3,797	3,671	5,717	8,187	21,372
Environment and Sustainable Development Directorate	880	891	903	995	3,669
Canberra Institute of Technology	500	500	500	500	2,000
Territory and Municipal Services Directorate	380	760	950	950	3,040
Total	14,993	14,695	17,102	19,586	66,376

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: *Andrew Barr*

Date: 6.7.13

By the Treasurer, Andrew Barr, MLA



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

QUESTION ON NOTICE

Jeremy Hanson CSC MLA: To ask the Treasurer

[Ref: Treasury, Budget paper 3, page number 171 – 172, output class 2.2 Financial Management]

In relation to: Government Savings

1. What is the breakdown of ceasing initiatives, including the reduction in funding across the forward estimates?
2. What is the split of 'general savings' between categories, including the reduction in funding across the forward estimates? i.e. travel, efficiency dividend, consultants.
3. What is the breakdown of the 'general savings' between Directorates, including the reduction of funding across the forward estimates?

Jeremy Hanson CSC MLA

20 June 2013

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LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

ANSWER TO QUESTION ON NOTICE



Jeremy Hanson CSC MLA: To ask the Treasurer

[Ref: Treasury, Budget paper 3, page number 95, output class 2.2 Financial Management]

In relation to : Insurance Premiums

1. What has been the average actual saving to households in 2012-13 from:
 - a. The decrease in duty on insurance?
 - b. Abolishing duty of life insurance?
2. How many households have had a reduction in their premiums from:
 - a. A decrease in duty on insurance?
 - b. Abolishing duty on life insurance?
3. What evidence is there that insurance premiums have reduced in 2012-13 due to the taxation reform?
 - a. Can you provide some real life examples?

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

1. a. In 2012-13, duty on insurance premiums reduced from 10 per cent to 8 per cent. From 1 July 2013, duty reduced from 8 per cent to 6 per cent.

For example, an ACT household paying around \$2,500 per year in insurance will save around \$100 as a result of this reform. This reduction in duty will result in lower GST on insurance premiums, resulting in further savings for households.

Duty on general insurance collected in 2012-13 is estimated to be around \$44.9 million. It would have been around \$56.1 million without taxation reform.

- b. In 2012-13, duty on life insurance premiums reduced from 5 per cent to 4 per cent. From 1 July 2013, duty reduced from 4 per cent to 3 per cent.

Duty on life insurance collected in 2012-13 is estimated to be around \$2.1 million. It would have been around \$2.7 million without taxation reform.

2. All households who renewed their insurance premiums from 1 October 2012 would have benefited from the lower duty rate.
3. The ACT Government does not have access to individual household insurance policies, but the aggregate level of insurance duty collected has fallen from \$50.3 million in 2011-12 (prior to reform) to around \$47.1 million in 2012-13, and is anticipated to fall further to \$37.0 million in 2013-14.

The table below shows the duty payable for a range of premium amounts.

Duty payable on insurance premiums

Premium	10%	8%	6%	4%	2%	0%
\$500	\$50	\$40	\$30	\$20	\$10	\$0
\$1,000	\$100	\$80	\$60	\$40	\$20	\$0
\$1,500	\$150	\$120	\$90	\$60	\$30	\$0
\$2,000	\$200	\$160	\$120	\$80	\$40	\$0
\$2,500	\$250	\$200	\$150	\$100	\$50	\$0
\$3,000	\$300	\$240	\$180	\$120	\$60	\$0
\$3,500	\$350	\$280	\$210	\$140	\$70	\$0

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: 

Date: 16.7.13

By the Treasurer, Andrew Barr, MLA



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

QUESTION ON NOTICE

Jeremy Hanson CSC MLA: To ask the Treasurer

[Ref: Treasury, Budget paper 4, page number 95, output class 2.2 Financial Management]

In relation to : Insurance Premiums

1. What has been the average actual saving to households in 2012-13 from:
 - a. The decrease in duty on insurance?
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Jeremy Hanson CSC MLA

20 June 2013

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ANSWER TO QUESTION ON NOTICE



Mr Hanson : To ask the Treasurer

[Ref: Treasury, Budget paper 3, page number 65, output class 2.2 Financial Management]

In relation to : General Rates

1. What portion, in dollar terms, of the \$3,388 average increase to commercial rates is attributed to by WPI and how much to revenue replacement?
2. Given the average residential rates bill will increase by \$139:
 - a. What is the minimum increase?
 - b. What is the maximum increase?
 - c. Are there any decreases?
3. How was the increase in the fixed charge for residential rates from \$555 to \$626 determined?
4. What is the breakdown between commercial and residential rates revenue for the years 2012-13 to 2016-17?

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

1. Around 21 per cent (\$711) of the average increase can be attributed to Wage Price Indexation, with the remainder due to revenue replacement associated with taxation reform.
2.
 - a) The minimum increase observed in a General Rates bill in 2013-14 is 0 per cent.
 - b) The maximum increase observed in a General Rates bill in 2013-14 is around 20 per cent. These increases reflect both changes in the rating factors and movement in the AUV of individual properties.

Around 80 per cent of residential properties will receive an increase of between 8-12.8 per cent in 2013-14.

- c) Yes. 117 properties are expected to receive a decrease in General Rates in 2013-14.

3. Around 50 per cent of the increase in General Rates was allocated to the fixed charge component of General Rates. This resulted in an increase of the fixed charge of \$71 in 2013-14.
4. The breakdown between residential and commercial general rates for 2012-13 and 2013-14 is shown in the table below.

	2012-13 Est. Outcome \$'000	2013-14 \$'000
Residential	199,248	220,549
Commercial	92,624	117,721
Rural	103	107
Total	291,975	338,377

Treasury does not estimate the split across the forward years.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: *Andrew Barr*

Date: 8.7.13

By the Treasurer, Andrew Barr, MLA



LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

QUESTION ON NOTICE

Jeremy Hanson CSC MLA : To ask the Treasurer

[Ref: Treasury, Budget paper 4, page number 65, output class 2.2 Financial Management]

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Jeremy Hanson CSC MLA

20 June 2013

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LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

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ANSWER TO QUESTION ON NOTICE



Mr Hanson : To ask the Treasurer

[Ref: Treasury, Budget paper 3, page number 99 – 100, output class 2.2 Financial Management]

In relation to : First Home Buyers

1. What is the current average and median price for a first home in 2012-13?
2. What is the number of first home buyer grants paid to date in 2012-13?
3. How many first home buyers to date in 2012-13 have bought existing homes?
4. What is the estimated number of first home buyer grants to be paid in each year across the forward estimates?
 - a. What is the expenditure impact of the changes to the first home buyers grant (exclusion of existing homes) for each year across the forward estimates?
 - b. What is the estimated reduction in the number of grants to be paid once those buying an existing home are excluded from accessing the grant?
5. Since the changes to the home buyers concession scheme in the 2012-13 budget were implemented:
 - a. How many home buyers have accessed the concession?
 - b. How many of those referred to in (a) were first home buyers?

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

1. The average price of a first home is \$432,190. The median price of a first home is \$420,000.
2. 3,037 First Home Owner Grants were paid in 2012-13.
3. 1,887 first home buyers bought existing properties in 2012-13.

4. Treasury estimates that around 1,500 First Home Owner Grants will be paid in 2013-14. The derived financial estimate for 2013-14 is then used to derive forward year estimates by indexing the grant by the midpoint of the Reserve Bank of Australia's inflation target band of 2-3 per cent.
- a. The savings associated with the changes to the First Home Owner Grant are in large part offset against the changes associated with the Home Buyer Concession Scheme. The net impact is shown in the table below.

2013-14 (\$'000)	2014-15 (\$'000)	2015-16 (\$'000)	2016-17 (\$'000)	Total (\$'000)
-1,726	1,995	2,046	2,096	4,411

- b. The estimated reduction of First Home Owner Grants in 2013-14 is around 1,500.
5. a. Since 1 September 2012, 837 home buyers have accessed the Home Buyer Concession Scheme.
- b. We are not able to determine whether or not these were first home buyers.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature:

Andrew Barr

Date: 29. 7. 2013

By the Treasurer, Andrew Barr, MLA



LEGISLATIVE ASSEMBLY

FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2013-2014

JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

QUESTION ON NOTICE

Jeremy Hanson CSC MLA: To ask the Treasurer

[Ref: Treasury, Budget paper 4, page number 99 – 100, output class 2.2 Financial Management]

In relation to : First Home Buyers

1. What is the current average and median price for a first home in 2012-13?
2. What is the number of first home buyer grants paid to date in 2012-13?
3. How many first home buyers to date in 2012-13 have bought existing homes?
4. What is the estimated number of first home buyer grants to be paid in each year across the forward estimates?
 - a. What is the expenditure impact of the changes to the first home buyers grant (exclusion of existing homes) for each year across the forward estimates?
 - b. What is the estimated reduction in the number of grants to be paid once those buying an existing home are excluded from accessing the grant?
5. Since the changes to the home buyers concession scheme in the 2012-13 budget were implemented:
 - a. How many home buyers have accessed the concession?
 - b. How many of those referred to in (a) were first home buyers?

Jeremy Hanson CSC MLA

20 June 2013

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ANSWER TO QUESTION ON NOTICE



JEREMY HANSON CSC MLA : To ask the Minister for Commerce and Works

[Ref: Shared Services ICT, Budget paper no 4, page number 163, 2013-2014 Priorities]

In relation to continuing the lifecycle management of the ACT Government's fibre network:

1. What is involved in "lifecycle management" of this network?
2. What is the commercial life of a/the fibre network?
3. Will it have to be upgraded to increase capacity?
4. Will it have to be replaced?
 - a. If so, when and at what cost?

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

1. Lifecycle management of the ACT Government network includes management and delivery of the Whole of Government Digital Network refresh program to replace all aged network equipment. This program is essential for enhancing network reliability and availability; increasing service efficiencies and optimising network capacity.
2. The Useful Estimated Life (UEL) of ACT Government network equipment is 5 years. The ACT Government private underground fibre can last for approximately 30 years.
3. The Whole of Government Digital Network refresh program provides scalable solutions to increase the capacity of the ACT Government network where needed. As equipment is refreshed it takes advantage of improvements, such as increased capacity, which are included in newer models.

Small segments of the ACT Government private underground fibre network have reached 70% of their total current capacity. Shared Services is exploring options relating to the installation of devices such as Wavelength Division Multiplexing (WDM) which can both greatly enhance the volume of the network and add several years to the existing/remaining capacity of the network without the need to install more cabling.

4. Communications equipment on the ACT Government network needs to be refreshed and replaced every 5 years and the 2013 – 2014 budget allocation is \$6.661 million.

Construction of the ACT Government private underground fibre network was completed in 2006 at a cost of \$10.8 million with a life expectancy of 30+ years.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: *Andrew Barr*

Date: 8.7.13

By the Treasurer, Mr Andrew Barr MLA



LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY
SELECT COMMITTEE ON ESTIMATES 2013-2014

QUESTION ON NOTICE

JEREMY HANSON CSC MLA : To ask the Minister for Commerce and Works

Ref: BP 4, page 163, 2013 – 2014 Priorities

In relation to continuing the lifecycle management of the ACT Government's fibre network:

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JEREMY HANSON CSC MLA
20th June 2013

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ANSWER TO QUESTION ON NOTICE



JEREMY HANSON CSC MLA : To ask the Treasurer

Ref: BP 4, page 167, Output Descriptions:

In relation to Shared Services ICT:

1. Are there costs involved in the services that Shared Services provide to agencies?
 - a. If so, what?
2. Are these costs deemed to be value for money?
3. How do these charges compare to external ICT organisations if they were to provide the service?
4. Does Shared Services provide ICT services to all ACT Gov agencies?
 - a. If not, why not?
 - b. When was this service provision terminated?
 - c. What is the total cost of services that have been terminated or no longer provided by Shared Services?
 - d. Have there been any implication for staff involved in service provision?
 - i. If so, what?

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

1. Yes. These are outlined at Budget Paper 4, p.167 and p.190.
2. Shared Services ICT undertakes annual benchmarking against similar ICT organisations using an independent assessor for measuring and comparing key ICT services.

Benchmarking results indicate Shared Services ICT costs overall were 99% of its peers for 2011-12 and 97% for 2010-11. The 2012-13 benchmarking process is currently underway.
3. See 2 above.
4. Shared Services provides ICT services to all ACT Government agencies except for the following :
 - Aboriginal Justice Commission
 - ACT Building & Construction Industry Training Fund Authority
 - ACT Long Service Leave Authority
 - ACTEW Corporation Ltd
 - ACTTAB

- Regional Development Australia

4a. These agencies do not utilise the services of Shared Services ICT due to factors such as the nature of their operations and/or their size.

4b. Services to those agencies have not been terminated as they were never part of the shared arrangements.

4c. Not applicable.

4d. Not applicable.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: *Andrew Barr*

Date: 8.7.13

By the Treasurer, Mr Andrew Barr MLA



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JEREMY HANSON CSC MLA (CHAIR), CHRIS BOURKE MLA (DEPUTY CHAIR), MICK GENTLEMAN MLA, BRENDAN SMYTH MLA

ANSWER TO QUESTION ON NOTICE



JEREMY HANSON CSC MLA : To ask the Treasurer

[Ref: Shared Services ICT, Budget paper no 4, page number 164, 2013-2014 Priorities]

In relation to: Implementing Identity and Access Management Systems

1. What cost is involved in this implementation?
2. Which departments will this be implemented in?
3. How will the system efficiency be measured?
4. What savings will this provide?
5. Will this system provide any additional security benefits to agencies?

Treasurer: The answer to the Member's question is as follows:—

1. \$1.9m has been allocated for the Whole-of-Government Identity and Access Management initiative. Funding of \$1m and \$0.9m has been allocated across 2012-13 and 2013-14 respectively.
2. The Identity and Access Management initiative is a Whole-of-Government solution which will include business systems such as the Whole-of-Government human resource management (Chris21) system. Identity and access management will also be incorporated in a wide range of business systems in most ACT Government Directorates. The project links closely with a similar project within ACT Health, to provide a more holistic solution across government.
3. Primarily system efficiency will be measured by the time taken to gain access to the IDAM connected business systems. For example it may currently take up to five days for a user to receive access to a range of business systems whereas the IDAM solution will provide access automatically within hours.
4. The Identity and Access Management (IDAM) solution provides a range of management reports that highlight the efficiency including the number of access requests per business system.

The Identity and Access Management initiative will provide a range of efficiency savings across the Territory's business operations as follows:

- less system administrator time will be required to create and cease business system access.
- the status of access requests will be available online so that approval delays can be managed.

- reduce effort required to re-establish accounts when they expire as there will be advanced warning of expiration dates.
 - the risk of possible security breaches will be reduced.
5. Yes. The solution brings a holistic approach to managing identities, meaning that in the future people should only have access to the applications, files and other sensitive data they need to undertake their role. The solution will also ensure that when people leave the ACT Government their access is automatically removed, thus reducing the risk of unauthorised access.

Approved for circulation to the Select Committee on Estimates 2013-2014

Signature: *Andrew Barr*

Date: 4.7.13

By the Treasurer, Mr Andrew Barr MLA



LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY
SELECT COMMITTEE ON ESTIMATES 2013-2014

QUESTION ON NOTICE

JEREMY HANSON CSC MLA : To ask the Minister for Commerce and Works

Ref: BP 4, page 164, 2013 – 2014 Priorities

In relation to implementing identity and access management systems:

1. What cost is involved in this implementation?
2. Which departments will this be implemented in?
3. How will the system efficiency be measured?
4. What savings will this provide?
5. Will this system provide any additional security benefits to agencies?

JEREMY HANSON CSC MLA
20th June 2013

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ANSWER TO QUESTION ON NOTICE

JEREMY HANSON CSC MLA : To ask the Treasurer

Ref: BP 4, page 163, 2013 – 2014 Priorities

In relation to developing cloud strategies:

1. What cloud strategies have been created?
2. Will cloud computing be fully implemented in ACT Gov agencies?
3. Is cloud computing more reliable, more secure and faster?
4. Will it be hosted locally or are there some components that may be hosted elsewhere?

Treasurer: The answer to the Member's question is as follows:–

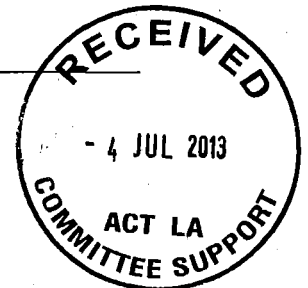
1. During 2013/14, a cloud strategy will be developed for the ACT Government in consultation with key stakeholders including all agencies.

2. Based on the industry knowledge, not all systems supporting the ACT Government are suitable for cloud-based hosting. Shared Services will work with agencies to ensure that cloud-based computing is adopted to maximise the value-for-money benefit of the ACT Government's ICT investment.

3. With regards to the specific issues of reliability, security and speed, the following information is provided:

- Reliability – reliability varies from cloud provider to cloud provider and is directly impacted by the underpinning infrastructure used by the cloud provider.
- Security – Private cloud is generally considered to be more secure, but public clouds have security risks that need to be taken into consideration in decision making.
- Speed – The ability for large cloud providers to deploy more resources to systems means that processing speeds are sensitive to expanding and contracting on-demand capacity utilisation. Speed is also affected by access through internet and other variables, such as the quality and capacity of the underpinning infrastructure.

4. The geographic location of the cloud-based hosting service would be one of a number of crucial considerations in assessing the fit-for-purpose criteria of any service. In principle, there may be some components or systems for which non-local providers may be deemed suitable.



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Signature: *Andrew Barr*

Date: 4. 7. 13

By the Treasurer, Mr Andrew Barr MLA



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