



## LEGISLATIVE COUNCIL

2023-24

FIRST SESSION OF THE FIFTY-EIGHTH PARLIAMENT

# QUESTIONS AND ANSWERS

No. 307

THURSDAY 1 AUGUST 2024

(The Questions and Answers Paper published on Monday to Friday of each week will contain, by number and title, all questions to which answers have been received the previous day and any new questions asked that day. Consequently, the full text of any question will be printed only twice: when notice is given; and, when answered.)

Notice given on date shown.

<b>Publication of Questions</b>	<b>Answer to be lodged by</b>
Q & A No. 292 (Including Question Nos 2564 to 2566)	1 August 2024
Q & A No. 293 (Including Question Nos 2567 to 2569)	2 August 2024
Q & A No. 294 (Including Question Nos 2570 to 2572)	5 August 2024
Q & A No. 295 (Including Question Nos 2573 to 2578)	6 August 2024
Q & A No. 296 (Including Question Nos 2579 to 2580)	7 August 2024
Q & A No. 297 (Including Question Nos 2581 to 2586)	8 August 2024
Q & A No. 298 (Questions—Nil)	-
Q & A No. 299 (Questions—Nil)	-
Q & A No. 300 (Questions—Nil)	-
Q & A No. 301 (Questions—Nil)	-
Q & A No. 302 (Including Question Nos 2587 to 2588)	15 August 2024
Q & A No. 303 (Including Question Nos 2589 to 2597)	16 August 2024
Q & A No. 304 (Questions—Nil)	-
Q & A No. 305 (Questions—Nil)	-
Q & A No. 306 (Questions—Nil)	-
Q & A No. 307 (Including Question Nos 2616 to 2619)	22 August 2024

**11 JULY 2024**

(Paper No. 292)

\* 2564 EMERGENCY SERVICES—FIRE AND RESCUE STAFF STOOD DOWN DURING COVID—The Hon. John Ruddick to ask the Special Minister of State, Minister for Roads, Minister for the Arts, Minister for Music and the Night-time Economy, and Minister for Jobs and Tourism representing the Minister for Customer Service and Digital Government, Minister for Emergency Services, and Minister for Youth Justice—

- (1) During the COVID-19 pandemic when frontline firefighting staff were desperately needed to fill an already short-staffed workforce, Fire and Rescue NSW took the dramatic step to stand down any employee who sensibly and courageously refused to undergo mandatory vaccination with experimental COVID-19 vaccines that have since been withdrawn due to dangerous side effects. What portion of Fire and Rescue NSW's over \$90 million dollar budget blowout, born by New South Wales taxpayers during the 2021-2022 Financial Year, was a direct result of standing down these staff?
  - (a) Will these staff received an apology by way of letter or backpay for the 22 months they were suspended?

Answer—

I am advised that:

- (1) Fire and Rescue NSW (FRNSW) is unable to quantify the financial impact due to system limitations in tracking data.
    - (a) FRNSW implemented its mandatory COVID-19 vaccination policy on 3 December 2021 following extensive consultation and detailed risk assessments. FRNSW relied on guidance from NSW Health, the Department of Premier and Cabinet and the Emergency Services Board of Commissioners COVID-19 Working Group on vaccination requirements. No FRNSW employee was suspended from duty under provisions of the Fire and Rescue NSW Regulation as a result of the implementation of the policy.
- \* 2566 WATER—MALPAS DAM—The Hon. Aileen MacDonald to ask the Minister for Water, Minister for Housing, Minister for Homelessness, Minister for Mental Health, Minister for Youth, and Minister for the North Coast—
- (1) Are you aware of the Malpas Dam to the southeast of Guyra and to the north of Armidale in the Northern Tablelands of New South Wales?
  - (2) Are you aware that one of the worst droughts on record threatened water supplies in the region and Guyra Dam was on track to run out of water in mid-2019?
  - (3) Have you given any consideration to raising the walls of the Malpas Dams to help prevent water shortages in the future?
  - (4) Given there was no allocation of money in the recent State Budget for such a project, would you consider allocating funds to raise the dam to prevent potentially catastrophic shortages in the future?
  - (5) Would it assist you to know the previous Coalition Government considered the raising of the dam such a vital priority that it pledged \$27 million in the 2022-2023 Budget to withstand future droughts?
  - (6) Do you have any intention to deliver long-term water security to the region?

Answer—

I am advised:

- (1) Yes.
- (2) Yes.

- (3)–(4) The NSW Government has all options on the table in relation to proposed water projects. I have been advised that the former Coalition Government entered a funding deed in relation to Malpas Dam on 2 March 2023, one day before the former Government went into caretaker mode.
- (5) While the local member announced funding of \$27 million for the raising of Malpas Dam spillway, there was no allocation for this in the 2022-23 Budget.
- (6) Yes.

### 1 AUGUST 2024

(Paper No. 307)

2616 GAMING AND RACING—GREYHOUND STATUSES AND REHOMING—The Hon. Emma Hurst to ask the Special Minister of State, Minister for Roads, Minister for the Arts, Minister for Music and the Night-time Economy, and Minister for Jobs and Tourism representing the Minister for Aboriginal Affairs and Treaty, Minister for Gaming and Racing, Minister for Veterans, Minister for Medical Research, and Minister for the Central Coast—

- (1) The greyhounds listed below were residing at the Wyee Greyhounds as Pets (GAP) Rehoming Facility before it was closed down:

	<b>Microchip Number</b>	<b>GAP Greyhound Name</b>	<b>Racing Name</b>
(a)	95600004273466	Puddin'	Stylish
(b)	95600004821405	Foxy	One Foxy Missile
(c)	95600004892422	Puddles	Groundwater Boy
(d)	95600005106154	Dusty	I'm Dusty
(e)	95600005397342	Shamie	Shamie
(f)	95600005413064	Shadow	Chance Amelia
(g)	95600006663120	Trent	Starlight Trent
(h)	95600006667068	Toffee	Adesanya
(i)	95600006671125	Latte	Ziping Lattee
(j)	95600006671894	Rusty	Indi's Boy
(k)	95600006672500	Willow	Iceni Boudica
(l)	95600006676884	Spiro	Lad From Bunnan
(m)	95600006677656	Lola	Lola Lovelace
(n)	95600006697978	Dave	Rogue Painter
(o)	95600006809343	Danielle	Chloe's Lass
(p)	95600006809758	Pete	Kinlock Otto
(q)	95600006812680	Tiny	Little Stars
(r)	95600006813194	Cooper	Bull Key
(s)	95600007373536	Rebel	Rotten Rebel
(t)	95600007432605	Maddie	Princess Maddie
(u)	95600007434288	Tiger	Tarawi Tiger

(v)	956000007434336	Forest	Unnamed
(w)	956000007464668	Ally	Lady Sterling
(x)	956000007467570	Bart	Copper Power
(y)	956000007824018	Spider	Tarantula
(z)	956000007832907	Lucas	Saka Boom
(aa)	956000007837408	Jack	Just Naturally
(bb)	956000007848085	Ghost	Unnamed
(cc)	956000009463747	Sooty	Showtime Jack
(dd)	956000009479577	Aimee	Molly Tiara
(ee)	956000009574145	Gizmo	Zippping Gizmo
(ff)	956000011358493	Demi	Unnamed
(gg)	956000011358801	Hazel	Unnamed
(hh)	956000011575006	Tina	Frantina
(ii)	956000011575270	Panda	Unnamed
(jj)	956000011704127	Waffles	Unnamed
(kk)	956000011710089	Rosie	Miss Leggy
(ll)	956000011713124	Custard	Unnamed
(mm)	956000011780284	Chandler	Psycho's Chance
(nn)	956000012226390	Action	Let's Go Action
(oo)	956000012226694	Flash	Twin Turbo
(pp)	956000012247058	Ken	Blocked Knows
(qq)	956000012247542	Buddy	Hey Buddy
(rr)	956000012252430	Buster	Ibiza
(ss)	956000012869145	Pal	Unnamed
(tt)	956000013020640	Squirt	Unnamed

Please advise the status of each individual greyhound, including whether they:

- (i) are in the care of Greyhound Racing NSW or Greyhounds as Pets (and if so, please advise where they are currently being held and in what type of facility)?
  - (ii) have been sent to the United States via the 'Aussie Mates In The States' program?
  - (iii) have been rehomed within New South Wales?
  - (iv) have been euthanised?
- (2) Since October 2023, how many greyhounds have been sent to the United States via the 'Aussie Mates In The States' program?
  - (3) Since October 2023, how many greyhounds have died in connection with the 'Aussie Mates In The States' program? Please provide details of any deaths, including the names of any greyhounds that have died and the details surrounding their death.
  - (4) Has the Greyhound Welfare & Integrity Commission (GWIC) conducted any further audit of the 'Aussie Mates In The States' program since their last report in October 2023?

- (5) In Greyhound Racing NSW's 2023 Annual Report, Greyhound Racing NSW claims to have rehomed 2022 greyhounds in the 2022-2023 financial year:
- (a) How many of these greyhounds were 'rehomed to self', that is, retained by greyhound racing participants?
  - (b) How many these greyhounds accessed the Greyhound Racing NSW 'Homing Assistance Scheme' (HAS) only, and had not otherwise been rehomed?
- (6) How many greyhounds were 'rehomed to self' in financial year:
- (a) 2021-22?
  - (b) 2022-23?
  - (c) 2023-24?
- (7) How many Homing Assistance Scheme greyhounds in 2022-23 were then rehomed through the 'Aussie Mates In The States' program in 2023-24?
- (8) In the Greyhound Welfare & Integrity Commission's 2023 Annual Report – covering the same period – the Greyhound Welfare & Integrity Commission reported that only 1,654 greyhounds were reported as 'retired'. How is this difference explained?
- (a) Has the Greyhound Welfare and Integrity Commission or have you conducted any investigation to determine the discrepancy between these rehoming figures?
    - (i) If not, why not?

2617 POLICE AND COUNTER-TERRORISM—PRIVATE INVESTIGATORS—Ms Sue Higginson to ask the Minister for Agriculture, Minister for Regional New South Wales, and Minister for Western New South Wales representing the Minister for Police and Counter-terrorism, and Minister for the Hunter—

- (1) How many Class 2E (Private Investigator) licences are active in New South Wales?
- (2) How many complaints were made about private investigators in each of the 2019/2020, 2020/2021, 2021/2022, 2022/2023, and 2023/2024 financial years?
  - (a) Of those complaints, by financial year, how many complaints resulted in a police investigation?
    - (i) Of these investigations, how many resulted in the suspension of a licence?
    - (ii) Of these investigations, how many resulting in the revocation of a licence?
- (3) How many private investigator licences were revoked in each of the 2019/2020, 2020/2021, 2021/2022, 2022/2023, and 2023/2024 financial years?
  - (a) Of these, how many were revoked due to:
    - (i) Conviction for an indictable offence, including assault, theft, fraud, drug offences and murder?
    - (ii) Links to criminal intelligence or a criminal investigation?
    - (iii) Providing false or misleading information to Security Licensing & Enforcement Directorate (SLED) in a licence application or renewal?
    - (iv) Breaching the *Security Industry Act 1997* or the regulations?
    - (v) Criminal intelligence that suggests likelihood to engage in improper conduct due to holding the licence?
    - (vi) Revoked with no reason given?
    - (vii) Other reasons (please specify)?

2618 POLICE AND COUNTER-TERRORISM—POLICE ACCESS TO INFORMATION—Ms Sue Higginson to ask the Minister for Agriculture, Minister for Regional New South Wales, and Minister for Western New South Wales representing the Minister for Police and Counter-terrorism, and Minister for the Hunter—

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- (1) How many police officers have been charged with "Access/modify restricted data held in computer" in the 2019-2020 to date, broken down by financial year?
  - (2) How many NSW Police Force civilian employees have been charged with "Access/modify restricted data held in computer" between 2019-2020 to date, broken down by financial year?
  - (3) How many civil claims and compensation payments have been made by the NSW Police Force in relation to complaints of 'unauthorised/unlawful access' and 'unauthorised/improper disclosure of information' between 2019-2020 to date, broken down by financial year?
  - (4) How many complaints were made against NSW Police Force officers for 'unauthorised/unlawful access' and 'unauthorised/improper disclosure of information' between 2019-2020 to date, broken down by financial year?
    - (a) Of these, how many resulted in a finding of misconduct?
    - (b) Of these, how many resulted in a finding of misconduct and the sanctioning of a police officer?
    - (c) Of these, how many resulted in a finding of misconduct and the suspension of an officer's employment?
    - (d) Of these, how many resulted in a finding of misconduct and the suspension of an officer's employment without pay?
    - (e) Of these, how many resulted in a finding of misconduct and the termination of an officer's employment?
    - (f) Of these, how many resulted in a finding of misconduct and a criminal case against an officer?
    - (g) Of these, how many were ongoing at the end of this period?
    - (h) Of these, how many were declined?
  - (5) How many complaints were made against NSW Police civilian employees for 'unauthorised/unlawful access' and 'unauthorised/improper disclosure of information' between 2019-2020 to date, broken down by financial year?
    - (a) Of these, how many resulted in a finding of misconduct?
    - (b) Of these, how many resulted in a finding of misconduct and the sanctioning of a civilian employee?
    - (c) Of these, how many resulted in a finding of misconduct and the suspension of a civilian employee's employment?
    - (d) Of these, how many resulted in a finding of misconduct and the suspension of a civilian employee's employment without pay?
    - (e) Of these, how many resulted in a finding of misconduct and the termination of a civilian employee's employment?
    - (f) Of these, how many resulted in a finding of misconduct and a criminal case against a civilian employee?
    - (g) Of these, how many were ongoing at the end of this period?
    - (h) Of these, how many were declined?
  - (6) Where the NSW Police Force declined to investigate complaints made against officers and civilian employees for 'unauthorised/unlawful access' and 'unauthorised/improper disclosure of information' between 2019-2020 to date, how many were declined because:
    - (a) action was being, or would be taken to remedy the subject-matter of the misconduct matter without the need for an investigation?
    - (b) the misconduct matter is frivolous, vexatious or not made in good faith?
    - (c) the subject-matter of the misconduct matter is trivial?

- (d) the relevant conduct occurred too long ago to justify investigation?
- (e) there is or was available an alternative and satisfactory means of redress in relation to the relevant conduct?
- (f) the complainant does not or could not have an interest, or a sufficient interest, in the conduct complained of?
- (g) civil, criminal or disciplinary proceedings, or a coroner's inquest, relating to the subject-matter of the misconduct matter are pending or reasonably in contemplation?
- (h) declined with no reason given?
- (i) declined for other reasons (please specify)?

2619 POLICE AND COUNTER-TERRORISM—PROSECUTION OF OFFENCES INTRODUCED BY THE INCLOSED LANDS, CRIMES AND LAW ENFORCEMENT LEGISLATION AMENDMENT (INTERFERENCE) BILL 2016 AND THE ROADS AND CRIMES LEGISLATION AMENDMENT BILL 2022—Ms Sue Higginson to ask the Minister for Agriculture, Minister for Regional New South Wales, and Minister for Western New South Wales representing the Minister for Police and Counter-terrorism, and Minister for the Hunter—

- (1) In the 2019/2020 financial year, how many people were arrested for offences introduced by the Inclosed Lands, Crimes and Law Enforcement Legislation Amendment (Interference) Bill 2016?
  - (a) Of these, how many were charged?
    - (i) What is the breakdown of the offences charged?
  - (b) Of these, how many were granted bail?
    - (i) Of these, how many received bail conditional upon orders restricting association with protesters?
    - (ii) Of these, how many received bail conditional upon orders restricting attendance of protests?
  - (c) Of these, how many appeared before a court?
  - (d) Of these, how many received a conviction?
  - (e) Of these, how many received fines?
  - (f) Of these, how many were women?
  - (g) Of these, how many were under the age of 30?
- (2) In the 2020/2021 financial year, how many people were arrested for offences introduced by the Inclosed Lands, Crimes and Law Enforcement Legislation Amendment (Interference) Bill 2016?
  - (a) Of these, how many were charged?
  - (b) Of these, how many were granted bail?
    - (i) Of these, how many received bail conditional upon orders restricting association with protesters?
    - (ii) Of these, how many received bail conditional upon orders restricting attendance of protests?
  - (c) Of these, how many appeared before a court?
  - (d) Of these, how many received a conviction?
  - (e) Of these, how many received fines?
  - (f) Of these, how many were women?
  - (g) Of these, how many were under the age of 30?
- (3) In the 2021/2022 financial year, how many people were arrested for offences introduced by the Inclosed Lands, Crimes and Law Enforcement Legislation Amendment (Interference) Bill 2016?



- (a) Of these, how many were charged?
    - (i) What is the breakdown of the offences charged?
  - (b) Of these, how many were granted bail?
    - (i) Of these, how many received bail conditional upon orders restricting association with protesters?
    - (ii) Of these, how many received bail conditional upon orders restricting attendance of protests?
  - (c) Of these, how many appeared before a court?
  - (d) Of these, how many received a conviction?
  - (e) Of these, how many received fines?
  - (f) Of these, how many were women?
  - (g) Of these, how many were under the age of 30?
- (4) In the 2022/2023 financial year, how many people were arrested for offences introduced by the Inclosed Lands, Crimes and Law Enforcement Legislation Amendment (Interference) Bill 2016?
- (a) Of these, how many were charged?
    - (i) What is the breakdown of the offences charged?
  - (b) Of these, how many were granted bail?
    - (i) Of these, how many received bail conditional upon orders restricting association with protesters?
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  - (e) Of these, how many received fines?
  - (f) Of these, how many were women?
  - (g) Of these, how many were under the age of 30?
- (5) In the 2023/2024 financial year, how many people were arrested for offences introduced by the Inclosed Lands, Crimes and Law Enforcement Legislation Amendment (Interference) Bill 2016?
- (a) Of these, how many were charged?
    - (i) What is the breakdown of the offences charged?
  - (b) Of these, how many were granted bail?
    - (i) Of these, how many received bail conditional upon orders restricting association with protesters?
    - (ii) Of these, how many received bail conditional upon orders restricting attendance of protests?
  - (c) Of these, how many appeared before a court?
  - (d) Of these, how many received a conviction?
  - (e) Of these, how many received fines?
  - (f) Of these, how many were women?
  - (g) Of these, how many were under the age of 30?
- (6) In the 2021/2022 financial year, how many people were arrested for offences introduced by the Roads and Crimes Legislation Amendment Bill 2022?

- (a) Of these, how many were charged?
    - (i) What is the breakdown of the offences charged?
  - (b) Of these, how many were granted bail?
    - (i) Of these, how many received bail conditional upon orders restricting association with protesters?
    - (ii) Of these, how many received bail conditional upon orders restricting attendance of protests?
  - (c) Of these, how many appeared before a court?
  - (d) Of these, how many received a conviction?
  - (e) Of these, how many received fines?
  - (f) Of these, how many received a custodial sentence?
  - (g) Of these, how many were women?
  - (h) Of these, how many were under the age of 30?
- (7) In the 2022/2023 financial year, how many people were arrested for offences introduced by the Roads and Crimes Legislation Amendment Bill 2022?
- (a) Of these, how many were charged?
    - (i) What is the breakdown of the offences charged?
  - (b) Of these, how many were granted bail?
    - (i) Of these, how many received bail conditional upon orders restricting association with protesters?
    - (ii) Of these, how many received bail conditional upon orders restricting attendance of protests?
  - (c) Of these, how many appeared before a court?
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  - (f) Of these, how many received a custodial sentence?
  - (g) Of these, how many were women?
  - (h) Of these, how many were under the age of 30?
- (8) In the 2023/2024 financial year, how many people were arrested for offences introduced by the Roads and Crimes Legislation Amendment Bill 2022?
- (a) Of these, how many were charged?
    - (i) What is the breakdown of the offences charged?
  - (b) Of these, how many were granted bail?
    - (i) Of these, how many received bail conditional upon orders restricting association with protesters?
    - (ii) Of these, how many received bail conditional upon orders restricting attendance of protests?
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  - (f) Of these, how many received a custodial sentence?
  - (g) Of these, how many were women?

(h) Of these, how many were under the age of 30?

David Blunt AM  
Clerk of the Parliaments

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Authorised by the Parliament of New South Wales