

**BUDGET ESTIMATES 2014-2015
SUPPLEMENTARY QUESTIONS ON NOTICE**

**ATTORNEY GENERAL, JUSTICE
20 August 2014**

Answers to be returned by:	Thursday 12 September 2014
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Questions from David Shoebridge

ATTORNEY GENERAL, JUSTICE

1. What submissions did the department make to the review of Bail undertaken by former Attorney General John Hatzistergos?
2. What advice have you sought about the changes?
3. What is the projected impact of the change to the bail laws to remand populations in NSW?
4. Has this impact been costed by treasury?
 - (a) If so, what is the cost?
5. Is there a process within the Department where proposed new laws or practices are considered against the impact they will have on the civil liberties of residents of NSW?
 - (a) If not, why not?
6. Regarding the move-on provisions, in the last 12 months how many orders have been issued to move on?
7. Of these, how many were issued to Aboriginal people?
8. How many move-on orders were issued to members of motorcycle gangs?
9. What is the current status of the outsourcing to private contractors of court reporters in NSW?
10. What guarantee is there that Supreme Court reporters in criminal and civil trials will not be outsourced?
11. What are the current predictions for changes to the remand population size over the next 12 months?

12. Were corrective services tracking changes in remand population prior to the commencement of the bail law reforms?
13. What has been the change in the remand population since the 2014 changes to bail laws came into effect?
14. What is the average cost per day per juvenile inmate?
15. What is the average cost per inmate per adult male inmate?
16. What is the average cost per day per adult female inmate?
17. Has further consideration been given to trialling computers in cells to allow inmates to expand their educational prospects and connect with their families?
18. How is the Government planning to reduce the appalling high and inequitable proportion of Aboriginal and Torres Strait Islander juveniles incarcerated?
19. What programs are already in place to address this?
20. What future steps are planned?

Questions from Hon Adam Searle MLC

ATTORNEY GENERAL

21. Do you and your Department still support the NSW Aboriginal Justice Plan beyond Justice 2004-2014?
22. What is the current funding for 2014-5 for local court diversion programs, including Drug and Alcohol MERIT, Circle Sentencing, CREDIT, and Forum Sentencing?
 - (a) What was the funding for the same programs for 2013-14?
23. How much funding was allocated in 2013-14 to the NSW Crime Prevention Grants program?
 - (a) How much is allocated in 2014-15?
24. Were any Councils awarded crime prevention grants last financial year?
 - (a) If so, which Councils?
25. At which Courts does the Court referral of Eligible Defendants into Treatment (CREDIT) program operate?
26. Will you rule out privatizing or outsourcing any of the Sheriff's offices' current functions?

27. What is your response to consorting laws being used against those with intellectual disabilities who are clearly not gang members?
28. Has that Auscript, or any other transcription/sound monitor company donated to you or the Liberal Party
29. What has been the cost of changes to the name of your Department in 2014?
 - (a) What has been the cost of changing web sites?
30. The Attorney General is the only ministerial position specifically acknowledged in the Constitution and is commonly viewed as a unique position. The Department is one of the oldest. Why has it disappeared?
31. What is your view of the role of the Attorney in appointing judges?
 - (a) Do you support your party's 2011 Election position of using a panel system to appoint judges?
32. Do you support the reversion of SCs to QCs?
33. Do you support barristers being able to incorporate their practice?
34. When will a decision be made as to whether Eddie Obeid will be charged with matters arising from ICAC?
 - (a) What advice have you received to date about the DPP's consideration of charges and indictments against Obeid?
35. How many positions are funded in this year's budget for the Anti –Discrimination Board?
 - (a) Is that an increase or decrease of positions on the previous year?
 - (b) For the last twelve months how many positions have been left vacant for budgetary savings?
 - (c) How many positions were made redundant in 2013-14?
 - (d) Will the Government ever respond to the Legislative Council Committee Report into vilification offenses?
 - (e) If so, when?
36. Do you agree with Colefax DCJ's view of these provisions of the surveillance Devices Act in his Judgement on 16/2/2013, that is, that phone taps should only be used for the most serious criminal matters?
 - (a) If you don't, do you propose amendments to the laws?
 - (b) It must be unsatisfactory, mustn't it, for police to be ignoring a court's ruling?
 - (c) What will you do to ensure the police will obey the law?

37. How many offenders in NSW are currently subject to Extended Supervision Orders?
 - (a) How many are high risk sex offenders?
 - (b) How many are high risk violent offenders?
38. How many offenders in NSW are currently subject to Continuing Detention Orders?
 - (a) How many are high risk sex Offenders?
 - (b) How many are high risk violent offenders?
39. How many applications have you made since becoming Attorney General under the Crimes (High Risk Offenders) Act?
 - (a) How many are for sex offenders and how many for violent offenders?
40. How many applications did your predecessor as Attorney General make under the Crimes (High Risk Offenders) Act since he took office?
 - (a) How many were for sex offenders and how many for violent offenders?
41. Can you confirm that the building in which the Office of the Director of Public Prosecutions (ODPP) is located at 4 George Street, Parramatta, and the Justice Precinct building located near it, are to be sold?
 - (a) When was this decision taken?
42. On the assumption that the ODPP and other bodies operating from the Justice Precinct will have to either pay commercial rent or have it paid on their behalf, what impact on the budget of your portfolio will any sale of these buildings have?
43. What was the budget for the Industrial Relations Commission for the 2012-2013 financial year?
44. What was the budget for the Industrial Relations Commission for the 2013-2014 financial year?
45. What is the budget for the Industrial Relations Commission for the 2014-2015 financial year?
46. In answering the above questions regarding the budget of the Industrial Relations Commission, can you provide the total budget for the tribunal and details of the funding for the Industrial Court of NSW.
47. What major works that are part of the Court Upgrade Program (including Justice Link Project) being upgraded in the Monaro Electorate?
 - (a) What is the budget allocation for these projects for the 2014/15 budget?

JUSTICE

48. How many juveniles were held in the prison system as at:-
 - (a) 1/7/13
 - (b) 1/1/14
 - (c) 30/6/14
49. How many Intensive Corrections Orders have been made by Courts in these periods:-
 - (a) 1/7/13-31/12/13
 - (b) 1/1/14-30/6/14
 - (c) 1/7/14 to date
50. Which contractors have Corrective Services retained since 1/7/13 and at what cost?
51. What recruitment of staff for Correctional Services has occurred since 1/7/13?
 - (a) How many prospective Correctional Services employees have graduated from the Bush Farm since 1/7/13?
52. As at 30/6/14 how many staff had accrued recreation leave greater than 40 days?
53. How many deaths in custody occurred in Correctional Services for the year ending 30/6/12 and at what times?
 - (a) How many of the deceased were Aboriginal?
54. How many full-time equivalent staff were employed in Corrective Services NSW as at:-
 - (a) 1/1/13
 - (b) 1/7/13
 - (c) 1/1/14
 - (d) 1/7/14
55. How many staff positions have been cut from Corrective Services since
 - (a) 1 July 2011?
 - (b) 1 July 2013?
56. In 2013-14 what was the daily average number of persons supervised by Corrective Services under community based orders?
57. Since July 2013, what has been the daily average number of persons supervised by Corrective Services under community based orders?
58. What level of supervisions and monitoring- including random home visits and urinalysis- occurred by Corrective Services on community based offenders in the period 1/7/13 to date?

59. How many FTE staff were employed to undertake offender supervision in 2013/14 and how many will there be by 31/12/14?
60. Has funding been altered or reduced in the current budget for:-
- (a) Addiction programs?
 - (b) Aggression and violence programs?
 - (c) Employment programs
 - (d) Education programs?
 - (e) Drug Treatment?
 - (f) Mental health services?
 - (g) Therapeutic treatment for violence and sexual offending?
- i. If yes, to any of the above, how much funding has been cut?
61. Has funding been altered or reduced in the current budget in relation to any of the following staff positions:-
- (a) Psychologists
 - (b) Counsellors
 - (c) Social workers
 - (d) Mental health workers
 - (e) Other medical staff
 - (f) Teachers and trainers?
- i. If yes to any of the above, how many staff positions be lost?
62. How many inmates are currently participating in CUBIT programs?
- (a) What funding is provided to this program in the current budget?
63. How many inmates were participating in the CUBIT program on the following dates:-
- (a) 1 May 2013;
 - (b) 1 September 2013;
 - (c) 1 December 2013;
 - (d) 1 May 2014?
64. Which recommendations of the Hamburger Review have not been implemented by either the Government or Corrective Services?
65. How many people were wrongfully detained by Corrective Services in 2011/12?
- (a) Did any of these incidents lead to claims for compensation?
 - (b) If so, how many?
 - (c) What was the total amount of compensation paid out to person wrongfully detained by Corrective Services?
 - (d) What were Corrective services' total legal expenses associated with settling or contesting claims relating to wrongful detention?

66. How many inmates are currently participating in the Intensive Drug and Alcohol Treatment Program at the John Moroney Correctional Complex?
 - (a) How many inmates have successfully completed the program and how many have failed?
67. Have any overdoses or other drug-related health incidents or emergencies occurred at the Intensive Drug and Alcohol Treatment jail since 1 January 2013?
 - (a) If so, how many?
68. Have random searches of inmates and their cells occurred at the Intensive Drug and Alcohol Treatment Program at John Moroney in 2013-14?
 - (a) If so, how many?
 - (b) Are all visitors to the John Moroney CC searched for illicit drugs and other contraband material?
 - (c) Have any illicit drugs or other contraband material been found in the possession of either inmates or visitors to this Centre?
 - (d) If so, on how many occasions and what action was taken?
69. Does Corrective Services NSW separate prisoners according to their ethnic and/or religions background?
 - (a) If so, which groups are separated?
 - (b) How are prisoners' ethnic and religious backgrounds identified?
70. Since 1/7/13 how many of the following incidents have occurred and from which Correctional Services Centres?
 - (a) Erroneous releases
 - (b) Escapes and absconding
71. On how many occasions have escaped or erroneously released prisoners committed offences while at large?
72. For the year ending 30/6/14 how many:-
 - (a) Inmate assaults on staff; and
 - (b) Inmate assaults on inmates were there in Correctional Centres
73. On how many occasions did Corrective Services staff require medical attention following an assault by an inmate?
74. How many inmate assaults involved the use of a weapon?
 - (a) What weapons were used?
75. Has compensation been paid to any inmates or staff following an assault within a prison?
 - (a) If so, how much in total has been paid out?

76. How many of the following were carried out in financial year 2013/14 across the NSW Correctional Centre System:-
- (a) Inmate searches;
 - (b) Searches of Inmates cells; and
 - (c) Visitor searches
77. How many were carried out the previous financial year?
78. What was the total amount of contraband seized in the financial year 2013/14?
79. Are searches randomised?
80. Is advance warning of searches given to inmates?
81. Are all visitors to Correctional Centres searched and observed?
82. What is the highest number of full-time custody prisoners during any one day in the periods:-
- (a) 1/7/13-31/12/13
 - (b) 1/1/14-30/6/14
 - (c) 1/7/14 to date?
83. How many offenders as at 30/6/13 were subject to Home Detention?
- (a) How many were so subject as at 30/6/14?
84. What has been the average time out of cells in each Correctional Centre:-
- (a) 1/1/13-30/6/14; and
 - (b) 1/7/14 to date?
85. Have any wings or portions of prisons been reopened since 1/7/13 and how many prisoners are held there?
86. There's quite a waiting list for the treatment program in prison for sexual offenders called CUBIT. How long is the waiting list now?
87. How widespread is CUBIT?
- (a) Does it operate in prisons in regional areas in NSW?
88. Does the Mothers and Children Program continue to operate in NSW prisons?
- (a) How many prisoners participated in the program in the last financial year?
 - (b) How many are projected to participate in the coming financial year?
89. Why is it that women have less access to education, rehabilitation and employment training programs while imprisoned than do men?

90. Why is it that women in prison can earn a higher wage by working in a prison industry than if they do a full-time educational course?
91. Last year your Government privatised the Community offenders Support Program (COSP) and said the private sector would run such services.
- (a) Which private bodies have now been engaged to run such services and programs?
 - (b) How much is paid to those private operators?
 - (c) How many released prisoners have been assisted under these new arrangements?
 - (d) How many released prisoners have found accommodation as a result of these services?
 - (e) What services are run within jails to reintegrate prisoners into the community as part of this program?
 - (f) How many prisoners are not able to achieve parole because they can't provide satisfactory accommodation options? And these would previously have been able to use COSP's as accommodation?
92. Granted the current incredibly low recidivism rates of ex-prisoners on the Community Restorative Centre (CRC) program, why did you cut their funding?
93. Won't the reduction in CRC's funding mean greater recidivism, more people returning to prison and greater costs to the corrections system?
94. Isn't your move to fund almost exclusively 12 week post release programs entirely shortsighted?
- (a) Aren't many people released from prison likely to have complex needs that won't be resolved in 12 weeks?
95. Do you realise with the cut to the CRC's funding there are likely to be no specialist post release services in Sydney working long term with high risk ex-prisoners?
96. Prisoners frequently have complex issues: mental illness, cognitive impairment, homelessness, alcohol and other drug related use. How can you expect anything meaningful to be done about that in 12 weeks?
97. What has happened to your Government proposals for social impact bonds in relation to reducing recidivism?
98. What is the current level of Aboriginal employment within Juvenile Justice?
- (a) What programs has your Government introduced to alter the level of Aboriginal employment within Juvenile Justice?
99. How many sexual assaults have occurred within Juvenile Justice Centres since 1/7/13?
- (a) At which Centres did these occur?

100. How many assaults on staff by detainees and at which Juvenile Justice Centres have occurred since 1/7/13?
101. Since 1/7/13 how many:-
 - (a) Escapes and;
 - (b) Incorrect releases
 - (c) Have occurred, and from which Juvenile Justice Centres?
102. How many wrongful detentions, at which Juvenile Justice Centres and for how long have occurred since 1/7/13?
103. What is the current maximum capacity of Juvenile Justice Centres?
104. What is the average number of detainees in the period of 1/7/13 to date?
 - (a) What is the number of detainees as at today's date?
105. How many young offenders have been detained in Juvenile Justice Centres since 1/7/13?
106. How many new staff have been employed by Juvenile Justice since 1/7/13?
107. Since 1/7/13 how much has been spent on charter air flights to transport detainees of Juvenile Justice?
108. How many times, for how long and at what Juvenile Justice Centres have detainees been segregated or separated since 1/7/13?
109. Where does Juvenile Justice have current psychological and drug and alcohol counsellors?
 - (a) How many such persons are at those locations?
110. How many instances have there been of discovery of contraband at Juvenile Justice Centres since 1/7/13?
111. Since 1/7/13, how many detainees have been:-
 - (a) Enrolled in Education and Training units;
 - (b) or placed in a TAFE course
112. How many unfilled vacancies are there for staff at Juvenile Justice as at 1/7/14, and how long have these vacancies been unfilled?
113. How many detainees over the age of 18 years were there in Juvenile Justice Centres as at:-
 - (a) 1/1/14
 - (b) 1/7/14

114. How many drug detections have there been in Juvenile Justice Centres since 1/7/13?
- (a) How many K9 searches have been conducted with Juvenile Justice Centres since 1/7/13?
 - (b) How many visitors to Juvenile Justice Centres have been screened by K9 units since 1/7/13?
 - (c) How many visitors have been refused access to Juvenile Justice Centres since 1/7/13 due to an indication of illicit substances following a K9 unit screen?
 - (d) How many drug and alcohol tests have been carried out since 1/7/13 and how many of those have returned a positive result?
115. Have there been any deaths of detainees in Juvenile Justice Centres since 1/7/13?
- (a) If so how many and in which Centres?
116. What has been the rate of self-harm since 1/7/13?
117. What is the average age of staff in Juvenile Justice Centres as at 1/7/14?
118. Since 1 July 2013 how many:-
- (a) New positions
 - (b) New employees
 - (c) have there been introduced into Juvenile Justice?
119. How many sexual assaults have occurred since 1/7/2013 within Juvenile Justice Centres?
- (a) At which centres?

QUESTIONS FOR BOTH PORTFOLIOS

Donations

120. Given evidence at ICAC that Hunter Liberal Members of Parliament received cash from prohibited donors, can you guarantee that you did not receive an illegal donation at the last election?
121. Last week the Premier put out a statement that said:
- "I have always absolutely complied with the electoral funding laws and the records are there for all to see. Yes, I can guarantee that I have never accepted an illegal donation."*
- Will you make that same statement?
122. Do you think the people of NSW have a right to know who is making donations to candidates during election campaigns?

123. Given that the Liberals channel all donations through a centralised accounting system which means most individual MPs do not disclose the people and organisations that personally donate to their campaigns, will you fully disclose the source of all donations you received at the 2011 election campaign?
124. Will you release the full list of donors who donated to your 2011 election campaign?
125. In the interest of transparency and accountability, will you commit to publicly release the source of donations for the 2015 election?

Lobbyists

126. On how many occasions have you met with a lobbyist, and what were the dates of these meetings?
127. Which lobbyists have you met with, and what was discussed?
128. The Minister for Finance has banned lobbyists from meeting him and his office; will you make the same commitment?
- (a) If not, why not?

Cross Border Commissioner

129. How many times have you met with the Cross Border Commissioner:
- (a) In the last twelve months
- (b) Since the creation of the position.
130. What issues or topics have you referred to the Cross Border Commissioner:
- (a) In the last twelve months
- (b) Since the creation of the position.

Labour Hire Firms

131. Do any Departments/agencies within your portfolio responsibilities utilise the services of Labour Hire Firms?
- If yes, please advise in table form:
- (a) The names of the firms utilised
- (b) The total amount paid to each firm engaged
- (c) The average tenure period for an employee provided by a labour hire company
- (d) The longest tenure for an employee provided by a labour hire company
- (e) The duties conducted by employees engaged through a labour hire company
- (f) The office locations of employees engaged through a labour hire company

Consultancy Work

132. Has the consultancy company Crosby Textor done any consultancy work for the Dept of Primary Industries?
 - (a) If so what projects was Crosby Textor consulted on?
 - (b) What was the cost of the consultancy work for each project?
 - (c) Was there a tender process for these projects?
133. Does Crosby Textor currently have any contract work with the Department, if so, what is their role in the project?
134. Has the consultancy company Premier State done any consultancy work for the Dept of Primary Industries?
 - (a) If so what projects was Premier State consulted on?
 - (b) What was the cost of the consultancy work for each project?
 - (c) Was there a tender process for these projects?
135. Does Premier State currently have any contract work with the Department, if so, what is their role in the project?
136. Has the Government Contracting company Serco or its affiliates done any consultancy work for the Dept of Primary Industries?
 - (a) If so what projects was Serco or its affiliates assisted with?
 - (b) What was the cost of the consultancy work for each project?
 - (c) Was there a tender process for these projects?
137. Does Serco or any of its affiliates currently have any contract work with the Department, if so, what is their role in the project?

Phones/iPads

138. How many blackberries/smart phones are assigned to your staff?
139. For each phone, how much was each bill in the 2013/14 financial year?
140. How many have phones have been lost in your office?
141. What is the cost of replacing those phones?
142. How many iPads does DPC assign to your Ministerial office and to whom have they been issued?
143. How many iPads have you purchased for your office and to whom have they been issued?

- 144. How many iPhones does DPC assign to your Ministerial office and to whom have they been issued?
- 145. How many iPhones have you purchased for your office and to whom have they been issued?
- 146. How many iPhones have been lost in your office?
- 147. How many iPads have been lost in your office?
- 148. What is the cost of replacing those phones or iPads?

Media/public relations

- 149. How many media or public relations advisers are employed for each of your portfolio agencies?
- 150. What is the forecast for 2014/15 for the number of media or public relations advisers to be employed and their total cost?

Overseas trips

- 151. Have any of your overseas trips in the past year been paid for in part or in full by using public money?
- 152. If so, did any of your relatives or friends accompany you on these trips?

Office costs

- 153. What is the annual remuneration package for your chief of staff?
- 154. What is the annual remuneration package for your head media advisor?
- 155. What is the annual remuneration package for each of your staff?
- 156. What is the estimated expenditure for your office budget in 2014/15?
- 157. Have any office renovations or fit outs been undertaken in your ministerial office since April, 2011?
 - (a) If so, could you give details of contracted costs?
- 158. What is your Ministerial office budget for 2014/15?
- 159. How many political advisors are in your office?

160. How many administration staff?
161. How many Department Liaison Officers are assigned to your office?
162. How many staff in the Department are assigned to Ministerial support duties?
163. Are any contractors or consultants working in your ministerial office?
(a) If so, in what capacities?
164. How much did your Ministerial office spend on contractors or consultants?

Cabcharge

165. How much did your Ministerial office spend on taxi fares, including Cabcharge in the 2013/14 financial year?

Restructure

166. Are any of your portfolio agencies undergoing a restructure?
167. How many jobs are expected to be cut as a result of that restructure?
168. How many people are expected to have their wages cut as a result of that restructure?
169. How many voluntary redundancies were offered in your Departments since April 2011?
170. What has been the total cost of redundancies since April 2011?
171. How many voluntary redundancies were accepted from employees in your Departments since April 2011?
172. How many voluntary redundancies are expected to be offered in 2014/15?

Agency costs

173. How much did your Department(s) spend on catering in 2013/14?
174. How much did your Department(s) spend on stationary in 2013/14?
175. What is your Department's catering budget?
176. What is your Department's stationary budget?
177. Since April 2011 have any of the agencies in your Department(s) changed their branding?
(a) If so, how much was spent on rebranding the agency?

Correspondence

178. How long is the average turnaround for responding to correspondence in your Department(s)?
179. How many pieces of correspondence have been outstanding for more than 60 days?

Paying bills on time

180. In 2013/14 how many invoices has your Department(s) failed to pay a supplier or contractor for more than 30 days?
181. As a result of late payment, how much penalty interest has been paid to contractors since 1 January 2011?
182. How many invoices have been outstanding for longer than 60 days?

Grants to non-government organisations

183. Does your department provide recurrent grant funds to non-government organisations?
If yes,
- (a) What are the names of all organisations in receipt of funding?
 - (b) What is the total amount of funding received by each organisation including goods and services tax?
 - (c) On what date was the funding advanced?
 - (d) What was the purpose for each grant or funding advance?
 - (e) Was any funding withheld or returned?
 - (f) If so, what were the reasons for withholding or requiring the funding to be returned?
 - (g) What is the indexation rate applied to non -recurrent grant funds?
 - (h) What are the details of any costs involved in each study, audit, taskforce or review?

Contractors

184. How many contractors has your Department(s) retained since 1 July 2014 and at what cost?

Aboriginal employment

185. What is the current level of Aboriginal employment within your Department(s)?
186. How has that changed since 1 July 2013?

Charter air flights

187. Since 1 July 2011, how much has been spent on charter air flights by your Department(s)?

Reviews and studies

188. In relation to feasibility studies, audits, taskforces and reviews:

Is your department currently undertaking any feasibility studies, audits, taskforces or reviews? If so; then;

- (a) What are the terms of reference or details of each study, audit, taskforce or review?
- (b) Who is conducting the study, audit, taskforce or review?
- (c) Was each study, audit, taskforce or review was publically advertised seeking expression of interest or competitive tenders?
- (d) Is there a contract in place detailing terms of engagement for the study, audit, taskforce or review?
- (e) What is the timeline of each study, audit, taskforce or review?
- (f) What are the details of any costs involved in each study, audit, taskforce or review?

Parliamentary Secretary

189. Can you please list all travel related costs for your Parliamentary Secretary incurred in their capacity as Parliamentary Secretary since 1 July 2013

- (a) kilometres travelled
- (b) accommodation,
- (c) air fares
- (d) meals/entertaining?

190. Can you please provide details of the following activities undertaken by your Parliamentary Secretary since 1 July 2013;

- (a) meetings attended in their capacity as Parliamentary Secretary?
- (b) functions attended in their capacity as Parliamentary Secretary?

191. How often do you meet with your Parliamentary Secretary?

- (a) Are these meetings documented?
- (b) Who attends these meetings?

192. Who provides instructions and direction to your Parliamentary Secretary, you or your Chief of Staff?

Media training

193. Has the Minister been provided with Speech, Voice or Media Training since becoming Minister? If so, then;
- (a) Who conducted the training?
 - (b) When was it conducted?
 - (c) Where was it conducted what were the costs of the training?
 - (d) Who paid for the training?
194. Has the Parliamentary Secretary been provided with Speech, Voice or Media Training since becoming Parliamentary Secretary? If so, then;
- (a) Who conducted the training?
 - (b) When was it conducted?
 - (c) Where was it conducted what were the costs of the training?
 - (d) Who paid for the training?