

## **Questions on Notice taken by Jodi Henderson**

### **Cherry Creek**

**1. When will the work of the consultants appointed to do the environmental and Aboriginal cultural heritage work required for the Cherry Creek site be completed?**

The Department of Justice and Regulation is conducting an ecological and biodiversity assessment and an Aboriginal cultural heritage survey as part of the planning process for the new site.

Experienced ecological consultants have been engaged to undertake environmental assessments to assist the Department in requesting the necessary permits and approvals prior to construction commencing.

Consultants experienced in cultural heritage have also been engaged to undertake field assessments and prepare a draft Cultural Heritage Management Plan to the standard required by Aboriginal Victoria. The Wathaurung Aboriginal Corporation is the Registered Aboriginal Party for the Cherry Creek area and will be involved in the fieldwork and consulted on any decisions that will affect cultural heritage.

At this stage, no indicative completion dates are available as the timeframes will depend on outcomes of initial assessments, which will be scheduled by the Major Programs and Projects Office of the Department of Justice and Regulation in due course.

### **Notification of Malmsbury escape**

**2. When did the Department inform the Minister's office about the escape at Malmsbury?**

The Minister's office was informed on 25 January 2017.

**3. When did the Department inform the Minister about the escape at Malmsbury?**

I am advised that the Minister was informed by her staff on 25 January 2017 based on advice provided by the Department of Health and Human Services.

**4. How was the Minister informed about the escape at Malmsbury (in person/over the phone)?**

I am advised that the Minister was informed by phone.

**5. How often was the Minister informed about the escape at Malmsbury and by whom?**

Victoria Police took control of the situation with senior departmental staff in attendance. As new information of the circumstances became available, the Minister was regularly kept informed by the Secretary and the Deputy Secretary, Operations, Department of Health and Human Services.

**6. Who undertook the issue to enable the identities of the escapees to be known?**

The Acting General Manager, Secure Youth Justice Centre, Malmsbury Youth Justice Precinct undertook the process to identify the escapees.

The Department of Health and Human Service's Chief Practitioner Human Services was posted to the Police Command to facilitate information sharing in relation to the escapees.

**Agency staff figures**

**7. What is the current proportion of agency staff compared to permanent staff?**

**8. At the end of last year, what was the proportion of agency staff compared to regular casual and permanent staff?**

Month/Location	Agency staff	Departmental staff
December 2016		
Grevillea	8%	92%
Malmsbury	22%	78%

Parkville	4%	96%
April 2017		
Grevillea	26%	74%
Malmsbury	40%	60%
Parkville	2%	98%

Note: Above percentages are the monthly averages

### Staff disciplinary processes

**9. How many staff have been subject to discipline or adverse findings in relation to restraints over the last 2 years?**

Twelve (12).

### Referrals to Victoria Police

**10. How many matters have been referred to the Police for alleged criminal behaviour since 1 January 2015?**

Parkville: There have been 278 notifications to Victoria Police with regard to incidents of alleged criminal behaviour perpetrated by clients since 1 January 2015.

Malmsbury: There have been 398 notifications to Victoria Police with regard to incidents of alleged criminal behaviour perpetrated by clients since 1 January 2015.

Grevillea: There have been 20 notifications to Victoria Police with regard to incidents of alleged criminal behaviour perpetrated by clients since Grevillea opened in late November 2016.

### **Malmsbury escape – sally port issues**

**11. Was the door malfunctioning on 25 January when the mass escape occurred?**

No the door was not malfunctioning on the day.

**12. How many times had the door been malfunctioning over the 6 month period preceding the mass escape?**

The below details have been taken from reports on service calls and responses undertaken from 25 July 2016 to 25 January 2017.

7 September 2016: Attended site to inspect operation of Sally Port doors. Checked reed switches and tested door operation. Full test of doors could not fault operation of doors at this time.

29 October 2016: Attended site to rectify fault found during Routine Maintenance. Identified faulty door operation as door had run off guide tracks. Door placed back into tracks and adjusted alignment. Damage to door was panel beaten where required.

25 January 2017: Report of external roller door raising 10 cm and stopping then lowering. Technician attended the site in the morning and tested all functions. All tested correctly at this time.

**13. What action had been taken to ensure that the secure door was secure?**

As above.

**14. How did the young offenders get through the door on 25 January?**

The sally port was levered open.

### **November 2016 Parkville riot**

**15. Was the November riot categorised as one incident?**

There were three incidents registered as part of the Parkville riot from 12–14 November 2016. Two (2) were Category 1 incidents and one (1) was a Category 2 incident.

### **Advising the Minister's office**

**16. When a category 1 incident has occurred who does the Department send a text to within the Minister's office (in terms of position)?**

The process that I follow as Executive Director, Youth Justice Operations, Department of Justice and Regulation is to send a text to Minister's Adviser or Chief of Staff. Depending on the severity of the incident, a telephone call may instead be used to notify the Minister's Adviser or Chief of Staff to ensure speed and efficiency.

Category 1 incidents are the most serious and include incidents such as death of clients; allegations of physical or sexual assault; and serious client behavioural issues that impact on client or staff safety. Because of the breadth of incidents that may be classed as category 1, I make a judgement as to whether the Minister's office needs to be advised immediately, or whether it is sufficient for the Minister to receive the information once the incident has been dealt with.

Jodi Henderson

Executive Director Youth Justice Operations Youth Justice Department of Justice and Regulation