

PARLIAMENT OF VICTORIA

**PARLIAMENTARY DEBATES
(HANSARD)**

LEGISLATIVE ASSEMBLY

FIFTY-SEVENTH PARLIAMENT

FIRST SESSION

QUESTIONS ON NOTICE

Tuesday, 27 May 2014

(Extract from book 7)

Internet: www.parliament.vic.gov.au/downloadhansard

By authority of the Victorian Government Printer

The Governor

The Honourable ALEX CHERNOV, AC, QC

The Lieutenant-Governor

The Honourable Justice MARILYN WARREN, AC

The ministry

(from 17 March 2014)

Premier, Minister for Regional Cities and Minister for Racing	The Hon. D. V. Napthine, MP
Deputy Premier, Minister for State Development, and Minister for Regional and Rural Development	The Hon. P. J. Ryan, MP
Treasurer	The Hon. M. A. O'Brien, MP
Minister for Innovation, Minister for Tourism and Major Events, and Minister for Employment and Trade	The Hon. Louise Asher, MP
Minister for Local Government and Minister for Aboriginal Affairs.	The Hon. T. O. Bull, MP
Attorney-General, Minister for Finance and Minister for Industrial Relations.	The Hon. R. W. Clark, MP
Minister for Health and Minister for Ageing	The Hon. D. M. Davis, MLC
Minister for Education	The Hon. M. F. Dixon, MP
Minister for Sport and Recreation, and Minister for Veterans' Affairs	The Hon. D. K. Drum, MLC
Minister for Planning, and Minister for Multicultural Affairs and Citizenship	The Hon. M. J. Guy, MLC
Minister for Ports, Minister for Major Projects and Minister for Manufacturing	The Hon. D. J. Hodgett, MP
Minister for Housing, and Minister for Children and Early Childhood Development	The Hon. W. A. Lovell, MLC
Minister for Public Transport and Minister for Roads	The Hon. T. W. Mulder, MP
Minister for Energy and Resources, and Minister for Small Business.	The Hon. R. J. Northe, MP
Minister for Liquor and Gaming Regulation, Minister for Corrections and Minister for Crime Prevention	The Hon. E. J. O'Donohue, MLC
Assistant Treasurer, Minister for Technology and Minister responsible for the Aviation Industry	The Hon. G. K. Rich-Phillips, MLC
Minister for Environment and Climate Change, and Minister for Youth Affairs.	The Hon. R. Smith, MP
Minister for the Arts, Minister for Women's Affairs and Minister for Consumer Affairs	The Hon. H. Victoria, MP
Minister for Higher Education and Skills	The Hon. N. Wakeling, MP
Minister for Agriculture and Food Security, and Minister for Water.	The Hon. P. L. Walsh, MP
Minister for Police and Emergency Services, and Minister for Bushfire Response	The Hon. K. A. Wells, MP
Minister for Mental Health, Minister for Community Services, and Minister for Disability Services and Reform	The Hon. M. L. N. Wooldridge, MP
Cabinet Secretary	Mrs I. Peulich, MLC

Legislative Assembly committees

Privileges Committee — Ms Barker, Mr Clark, Ms Green, Mr Hodgett, Mr Morris, Mr Nardella, Mr O'Brien, Mr Pandazopoulos and Mr Walsh.

Standing Orders Committee — The Speaker, Ms Allan, Ms Asher, Ms Barker, Mr Hodgett, Ms Kairouz, Mr O'Brien and Mrs Powell.

Joint committees

Accountability and Oversight Committee — (*Assembly*): Ms Kanis, Mr McIntosh and Ms Neville.
(*Council*): Mr D. R. J. O'Brien and Mr Ronalds.

Dispute Resolution Committee — (*Assembly*): Ms Allan, Ms Asher, Mr Clark, Ms Hennessy, Mr Merlino, Mr O'Brien and Mr Walsh. (*Council*): Mr D. Davis, Mr Drum, Mr Lenders, Ms Lovell and Ms Pennicuik.

Economic Development, Infrastructure and Outer Suburban/Interface Services Committee — (*Assembly*): Mr Burgess and Mr McGuire. (*Council*): Mrs Millar and Mr Ronalds.

Education and Training Committee — (*Assembly*): Mr Brooks and Mr Crisp. (*Council*): Mr Elasmarr and Mrs Kronberg.

Electoral Matters Committee — (*Assembly*): Mr Delahunty. (*Council*): Mr Finn, Mrs Peulich, Mr Somyurek and Mr Tarlamis.

Environment and Natural Resources Committee — (*Assembly*): Ms Duncan, Mr Pandazopoulos and Ms Wreford. (*Council*): Mr Koch and Mr D. D. O'Brien.

Family and Community Development Committee — (*Assembly*): Ms Halfpenny, Mr Madden, Mrs Powell and Ms Ryall. (*Council*): Mrs Coote.

House Committee — (*Assembly*): The Speaker (*ex officio*), Ms Beattie, Mr Blackwood, Mr Burgess, Ms Campbell, Ms Thomson and Mr Weller. (*Council*): The President (*ex officio*), Mr Eideh, Mr Finn, Ms Hartland, Mr D. R. J. O'Brien and Mrs Peulich.

Independent Broad-based Anti-corruption Commission Committee — (*Assembly*): Ms Kanis, Mr Kotsiras, Mr McIntosh and Mr Weller. (*Council*): Mr Viney.

Law Reform, Drugs and Crime Prevention Committee — (*Assembly*): Mr Carroll, Mr McCurdy and Mr Southwick. (*Council*): Mr Ramsay and Mr Scheffer.

Public Accounts and Estimates Committee — (*Assembly*): Mr Angus, Ms Garrett, Mr Morris, Mr Pakula and Mr Scott. (*Council*): Mr O'Brien and Mr Ondarchie.

Road Safety Committee — (*Assembly*): Mr Languiller, Mr Perera, Mr Tilley and Mr Thompson. (*Council*): Mr Elsbury.

Rural and Regional Committee — (*Assembly*): Mr Howard, Mr Katos, Mr Trezise and Mr Weller. (*Council*): Mr D. R. J. O'Brien.

Scrutiny of Acts and Regulations Committee — (*Assembly*): Ms Barker, Ms Campbell, Mr Gidley, Mr Nardella, Dr Sykes and Mr Watt. (*Council*): Mr Dalla-Riva.

Heads of parliamentary departments

Assembly — Clerk of the Parliaments and Clerk of the Legislative Assembly: Mr R. W. Purdey

Council — Clerk of the Legislative Council: Mr W. R. Tunnecliffe

Parliamentary Services — Secretary: Mr P. Lochert

**MEMBERS OF THE LEGISLATIVE ASSEMBLY
FIFTY-SEVENTH PARLIAMENT — FIRST SESSION**

Speaker:

The Hon. CHRISTINE. FYFFE (from 4 February 2014)

The Hon. K. M. SMITH (to 4 February 2014)

Deputy Speaker:

Mr P. WELLER (from 4 February 2014)

Mrs C. A. FYFFE (to 4 February 2014)

Acting Speakers:

Mr Angus, Ms Beattie, Mr Blackwood, Mr Burgess, Ms Campbell, Mr Languiller, Mr McCurdy, Mr McGuire, Mr McIntosh, Ms McLeish, Mr Morris, Mr Nardella, Mr Northe, Mr Pandazopoulos, Ms Ryall, Dr Sykes and Mr Thompson. (to 2 April 2014)

Mr Angus, Mr Blackwood, Mr Burgess, Mr Crisp, Mr McCurdy, Mr McIntosh, Ms McLeish, Mr Morris, Ms Ryall, Dr Sykes and Mr Thompson. (from 3 April 2014)

Leader of the Parliamentary Liberal Party and Premier:

The Hon. D. V. NAPHTHINE (from 6 March 2013)

The Hon. E. N. BAILLIEU (to 6 March 2013)

Deputy Leader of the Parliamentary Liberal Party:

The Hon. LOUISE ASHER

Leader of The Nationals and Deputy Premier:

The Hon. P. J. RYAN

Deputy Leader of The Nationals:

The Hon. P. L. WALSH

Leader of the Parliamentary Labor Party and Leader of the Opposition:

The Hon. D. M. ANDREWS

Deputy Leader of the Parliamentary Labor Party and Deputy Leader of the Opposition:

The Hon. J. A. MERLINO

Member	District	Party	Member	District	Party
Allan, Ms Jacinta Marie	Bendigo East	ALP	Languiller, Mr Telmo Ramon	Derrimut	ALP
Andrews, Mr Daniel Michael	Mulgrave	ALP	Lim, Mr Muy Hong	Clayton	ALP
Angus, Mr Neil Andrew Warwick	Forest Hill	LP	McCurdy, Mr Timothy Logan	Murray Valley	Nats
Asher, Ms Louise	Brighton	LP	McGuire, Mr Frank ⁶	Broadmeadows	ALP
Baillieu, Mr Edward Norman	Hawthorn	LP	McIntosh, Mr Andrew John	Kew	LP
Barker, Ms Ann Patricia	Oakleigh	ALP	McLeish, Ms Lucinda Gaye	Seymour	LP
Battin, Mr Bradley William	Gembrook	LP	Madden, Mr Justin Mark	Essendon	ALP
Bauer, Mrs Donna Jane	Carrum	LP	Merlino, Mr James Anthony	Monbulk	ALP
Beattie, Ms Elizabeth Jean	Yuroke	ALP	Miller, Ms Elizabeth Eileen	Bentleigh	LP
Blackwood, Mr Gary John	Narracan	LP	Morris, Mr David Charles	Mornington	LP
Brooks, Mr Colin William	Bundoora	ALP	Mulder, Mr Terence Wynn	Polwarth	LP
Brumby, Mr John Mansfield ¹	Broadmeadows	ALP	Naphtine, Dr Denis Vincent	South-West Coast	LP
Bull, Mr Timothy Owen	Gippsland East	Nats	Nardella, Mr Donato Antonio	Melton	ALP
Burgess, Mr Neale Ronald	Hastings	LP	Neville, Ms Lisa Mary	Bellarine	ALP
Campbell, Ms Christine Mary	Pascoe Vale	ALP	Newton-Brown, Mr Clement Arundel	Prahran	LP
Carbines, Mr Anthony Richard	Ivanhoe	ALP	Noonan, Mr Wade Mathew	Williamstown	ALP
Carroll, Mr Benjamin Alan ²	Niddrie	ALP	Northe, Mr Russell John	Morwell	Nats
Clark, Mr Robert William	Box Hill	LP	O'Brien, Mr Michael Anthony	Malvern	LP
Crisp, Mr Peter Laurence	Mildura	Nats	Pakula, Mr Martin Philip ⁷	Lyndhurst	ALP
D'Ambrosio, Ms Liliana	Mill Park	ALP	Pallas, Mr Timothy Hugh	Tarneit	ALP
Delahunty, Mr Hugh Francis	Lowan	Nats	Pandazopoulos, Mr John	Dandenong	ALP
Dixon, Mr Martin Francis	Nepean	LP	Perera, Mr Jude	Cranbourne	ALP
Donnellan, Mr Luke Anthony	Narre Warren North	ALP	Pike, Ms Bronwyn Jane ⁸	Melbourne	ALP
Duncan, Ms Joanne Therese	Macedon	ALP	Powell, Mrs Elizabeth Jeanette	Shepparton	Nats
Edwards, Ms Janice Maree	Bendigo West	ALP	Richardson, Ms Fiona Catherine Alison	Northcote	ALP
Eren, Mr John Hamdi	Lara	ALP	Ryall, Ms Deanne Sharon	Mitcham	LP
Foley, Mr Martin Peter	Albert Park	ALP	Ryan, Mr Peter Julian	Gippsland South	Nats
Fyffe, Mrs Christine Ann	Evelyn	LP	Scott, Mr Robin David	Preston	ALP
Garrett, Ms Jane Furneaux	Brunswick	ALP	Shaw, Mr Geoffrey Page ⁹	Frankston	Ind
Gidley, Mr Michael Xavier Charles	Mount Waverley	LP	Smith, Mr Kenneth Maurice	Bass	LP
Graley, Ms Judith Ann	Narre Warren South	ALP	Smith, Mr Ryan	Warrandyte	LP
Green, Ms Danielle Louise	Yan Yean	ALP	Southwick, Mr David James	Caulfield	LP
Halfpenny, Ms Bronwyn	Thomastown	ALP	Sykes, Dr William Everett	Benalla	Nats
Helper, Mr Jochen	Ripon	ALP	Thompson, Mr Murray Hamilton Ross	Sandringham	LP
Hennessy, Ms Jill	Altona	ALP	Thomson, Ms Marsha Rose	Footscray	ALP
Herbert, Mr Steven Ralph	Eltham	ALP	Tilley, Mr William John	Benambra	LP
Hodgett, Mr David John	Kilsyth	LP	Trezise, Mr Ian Douglas	Geelong	ALP
Holding, Mr Timothy James ³	Lyndhurst	ALP	Victoria, Ms Heidi	Bayswater	LP
Howard, Mr Geoffrey Kemp	Ballarat East	ALP	Wakeling, Mr Nicholas	Ferntree Gully	LP
Hulls, Mr Rob Justin ⁴	Niddrie	ALP	Walsh, Mr Peter Lindsay	Swan Hill	Nats
Hutchins, Ms Natalie Maree Sykes	Keilor	ALP	Watt, Mr Graham Travis	Burwood	LP
Kairouz, Ms Marlene	Kororoit	ALP	Weller, Mr Paul	Rodney	Nats
Kanis, Ms Jennifer ⁵	Melbourne	ALP	Wells, Mr Kimberley Arthur	Scoresby	LP
Katos, Mr Andrew	South Barwon	LP	Wooldridge, Ms Mary Louise Newling	Doncaster	LP
Knight, Ms Sharon Patricia	Ballarat West	ALP	Wreford, Ms Lorraine Joan	Mordialloc	LP
Kotsiras, Mr Nicholas	Bulleen	LP	Wynne, Mr Richard William	Richmond	ALP

¹ Resigned 21 December 2010

² Elected 24 March 2012

³ Resigned 18 February 2013

⁴ Resigned 27 January 2012

⁵ Elected 21 July 2012

⁶ Elected 19 February 2011

⁷ Elected 27 April 2013

⁸ Resigned 7 May 2012

⁹ LP until 6 March 2013

CONTENTS

QUESTIONS ON NOTICE

TUESDAY, 27 MAY 2014

3340.	Planning: growth areas infrastructure	1899
3341.	Planning: growth areas infrastructure	1899
3342(b).	Planning: growth areas infrastructure	1899
3343(b).	Planning: growth areas infrastructure	1899
3344(b).	Planning: growth areas infrastructure	1900
3345(b).	Planning: growth areas infrastructure	1900
3346(b).	Planning: growth areas infrastructure	1900
3347(b).	Planning: growth areas infrastructure	1900
3348(b).	Planning: growth areas infrastructure	1900
3349.	Planning: growth areas infrastructure	1901
3350(b).	Planning: growth areas infrastructure	1901
3351.	Planning: growth areas infrastructure	1901
3352.	Planning: growth areas infrastructure	1901
3353.	Planning: growth areas infrastructure	1902
3354.	Planning: growth areas infrastructure	1902
3355.	Planning: growth areas infrastructure	1903
3356.	Planning: growth areas infrastructure	1903
3357.	Planning: growth areas infrastructure	1903
3358(b).	Planning: growth areas infrastructure	1904
3359(b).	Planning: growth areas infrastructure	1904
3360.	Planning: growth areas infrastructure	1904
3361(b).	Planning: growth areas infrastructure	1904
3362.	Planning: growth areas infrastructure	1905
3367.	Planning: growth areas infrastructure	1905
3368.	Planning: growth areas infrastructure	1905
3369(b).	Planning: growth areas infrastructure	1906
3370(b).	Planning: growth areas infrastructure	1906
4393.	Police and emergency services: staffing	1906
4394.	Police and emergency services: staffing	1906
4395.	Police and emergency services: staffing	1906
4396.	Police and emergency services: staffing	1907
4397.	Police and emergency services: staffing	1907
4398.	Police and emergency services: staffing	1907
4399.	Police and emergency services: staffing	1907
4400.	Police and emergency services: staffing	1907
4854.	Mental health: beds	1907
4856.	Mental health: beds	1908
4857.	Mental health: beds	1909
4858.	Mental health: beds	1909
4859.	Mental health: beds	1910
4860.	Mental health: beds	1911
4997.	Liquor and gaming regulation: fire safety inspections	1911
5004.	Corrections: prisoner transport	1911
5106.	Roads: Hallam Road upgrade	1912
5107.	Roads: Hallam Road upgrade	1912
5200.	Environment and climate change: Bellarine Bayside Foreshore Committee of Management	1912
5201.	Environment and climate change: Bellarine Bayside Foreshore Committee of Management	1912
5202.	Environment and climate change: Bellarine Bayside Foreshore Committee of Management	1913

QUESTIONS ON NOTICE

*Answers to the following questions on notice were circulated on the date shown.
Questions have been incorporated from the notice paper of the Legislative Assembly.
Answers have been incorporated in the form supplied by the departments on behalf of the appropriate ministers.
The portfolio of the minister answering the question on notice starts each heading.*

Tuesday, 27 May 2014

Planning: growth areas infrastructure

3340. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — what bodies were consulted in relation to work-in-kind provisions for the Growth Areas Infrastructure Contribution.

ANSWER:

During the development of the work-in-kind regime for the Growth Area Infrastructure Contribution the following industry and professional bodies were consulted: Property Council of Australia; Urban Development Institute of Australia; Housing Industry Association; Victorian Environment and Planning Law Association and the Law Institute of Victoria.

Planning: growth areas infrastructure

3341. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — will the minutes of any meetings or consultations that were undertaken in regard to work-in-kind provisions for the Growth Areas Infrastructure Contribution be provided.

ANSWER:

I am informed that, in relation to consultation between the department, the Growth Areas Authority, and industry and professional bodies, minutes of the key issues raised are available and can be provided if requested.

Planning: growth areas infrastructure

3342(b). Mr McGUIRE to ask the Attorney-General for the Minister for Planning — when did the concept of work-in-kind provisions on Growth Areas Infrastructure Contributions first arise.

ANSWER:

I am informed that work-in-kind has been discussed as a possibility for a number of years and was raised when the first bill was introduced in 2009.

It is also noted that the policy document from which the Growth Areas Infrastructure Contributions arose was *A Plan for Melbourne's Growth Areas* (2005), which states that 'There will be flexibility for contributions to be met, either completely or in part, by direct "in-kind" provision and/or cash payments if that is what is chosen' (p. 12).

Planning: growth areas infrastructure

3343(b). Mr McGUIRE to ask the Attorney-General for the Minister for Planning — where did the idea of work-in-kind provisions for Growth Areas Infrastructure Contributions first originate.

ANSWER:

I am informed that the idea of work-in-kind was developed during the discussions on the drafting instructions for the legislation in 2009, but was originally outlined in *A Plan for Melbourne's Growth Areas* (2005).

Planning: growth areas infrastructure

3344(b). Mr McGUIRE to ask the Attorney-General for the Minister for Planning — will the original documentation/proposal for work-in-kind provisions for the Growth Areas Infrastructure Contribution be provided.

ANSWER:

I am informed that original documentation is available upon request.

Planning: growth areas infrastructure

3345(b). Mr McGUIRE to ask the Attorney-General for the Minister for Planning — was the Premier or Treasurer present during any meetings or consultations in regard to work-in-kind provisions for the Growth Areas Infrastructure Contribution.

ANSWER:

I am informed that neither the Premier nor the Treasurer themselves were present during the consultations with industry and professional bodies but that representatives of the Department of Treasury and Finance were closely involved in the consultation process.

Planning: growth areas infrastructure

3346(b). Mr McGUIRE to ask the Attorney-General for the Minister for Planning — when were government members first notified that work-in-kind provisions for the Growth Areas Infrastructure Contribution would become government policy.

ANSWER:

I am informed that briefings were given to both government and opposition backbenchers at the time the 2011 Bill was introduced to Parliament. I note that the first reading of the bill was on 31 May 2011.

Planning: growth areas infrastructure

3347(b). Mr McGUIRE to ask the Attorney-General for the Minister for Planning — with reference to notifying government members that work-in-kind provisions for the Growth Areas Infrastructure Contribution would become government policy:

Was the member for

- (1) South Eastern Metropolitan Region, Mrs Peulich;
- (2) Carrum;
- (3) Mordialloc

notified at the same meeting as the other government members.

ANSWER:

I am informed that those members were notified at the same time as other government members.

Planning: growth areas infrastructure

3348(b). Mr McGUIRE to ask the Attorney-General for the Minister for Planning — will the minutes of the initial briefing for government members regarding work-in-kind provisions for the Growth Areas Infrastructure Contribution be provided.

ANSWER:

I am informed that no minutes are available.

Planning: growth areas infrastructure

3349. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — was the Municipal Association of Victoria involved in any discussions or consultations on work-in-kind provisions for the Growth Areas Infrastructure Contribution.

ANSWER:

The work-in-kind provisions relate to provision of state infrastructure, not local infrastructure.

Planning: growth areas infrastructure

3350(b). Mr McGUIRE to ask the Attorney-General for the Minister for Planning — was Business First involved in any consultations or discussions in regard to work-in-kind provisions for the Growth Areas Infrastructure Contribution.

ANSWER:

I am informed that Business First was not involved in any consultations or discussions.

Planning: growth areas infrastructure

3351. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — does the Minister for Planning have the power to negotiate with property developers the ‘agreed values’ of every piece of infrastructure provided under the work-in-kind provisions for the Growth Areas Infrastructure Contribution.

ANSWER:

No, I do not have that power. The *Growth Areas Infrastructure Contribution Work-in-Kind Agreements Guidelines* (published February 2014) provide a clear administrative process for reaching an agreed value for a piece of work-in-kind infrastructure.

The process will be managed by the Metropolitan Planning Authority and will involve:

- the Receiving Agency assessing the detailed design
- an independent quantity surveyor costing the works
- the Valuer-General of Victoria providing the land valuation. Where the value of the land is over \$750,000 the Government Land Monitor’s approval is required.

Planning: growth areas infrastructure

3352. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — is there a requirement for anyone other than the minister and the property developers he is negotiating with to be in the room during negotiations of work-in-kind provisions for the Growth Areas Infrastructure Contribution.

ANSWER:

I am informed that there were no discussions with the Municipal Association of Victoria. The work-in-kind provisions relate to provision of state infrastructure, not local infrastructure.

I am informed that the process of negotiating a work-in-kind proposal will be managed by the Metropolitan Planning Authority, and the values of works and land will be determined by experts independent of the Metropolitan Planning Authority.

This process includes:

- the Receiving Agency assessing the detailed design
- an independent quantity surveyor costing the works
- the Valuer-General of Victoria providing the land valuation. Where the value of the land is over \$750,000 the Government Land Monitor’s approval is required.

I would not be present during negotiations on proposals. I am an approver of the final proposal and a signatory to the agreement.

Planning: growth areas infrastructure

3353. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — is there a requirement for each individual piece of infrastructure provided under work-in-kind provisions for the Growth Areas Infrastructure Contribution to be independently valued.

ANSWER:

I am informed that the process for valuing infrastructure proposals includes:

- the Receiving Agency assessing the detailed design
- an independent quantity surveyor costing the works
- the Valuer-General of Victoria providing the land valuation. Where the value of the land is over \$750,000 the Government Land Monitor’s approval is required.

Each piece of proposed work-in-kind infrastructure will be independently costed.

Planning: growth areas infrastructure

3354. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — is there a requirement for the ‘agreed value’ of an individual infrastructure project provided under work-in-kind provisions for the Growth Areas Infrastructure Contribution to be made public.

ANSWER:

I am informed that under section 201VC (2) of the Planning and Environment Act 1987 (the act), the Department of Transport, Planning and Local Infrastructure (DPTPLI) and Growth Areas Authority (trading as the Metropolitan Planning Authority) are required to report on the Growth Areas Infrastructure Contribution (GAIC).

DTPLI and the Metropolitan Planning Authority (MPA) will report on the agreements in their annual reports.

As the provision of work-in-kind will affect GAIC revenues, it is important there is appropriate transparency and accountability relating to the work-in-kind agreements. The agreements are recorded on property titles in accordance with the requirements of the act.

The MPA will also maintain a public register of all work-in-kind arrangements and include a summary of new agreements entered into in its annual report. The information to be included in the public register will include:

- The land to which the GAIC liability applies
- The parties to the work-in-kind agreement

- The nature of land and/or works to be provided under the work-in-kind agreement
- The dates by which the land or works are to be transferred to the Receiving Agency
- The amount of the GAIC credit to be granted on satisfactory performance of the GAIC liable entity's obligations under the agreement.

The work-in-kind agreements are also subject to public disclosure consistent with Victorian government procurement policy, which requires full disclosure of contracts worth more than \$10 million and a summary of contracts greater than \$100,000 and less than \$10 million.

Planning: growth areas infrastructure

3355. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — is there a requirement on specifying how the 'agreed value' has been established for individual pieces of infrastructure provided under work-in-kind provisions for the Growth Areas Infrastructure Contribution.

ANSWER:

The Department of Transport, Planning and Local Infrastructure (DTPLI) and the Metropolitan Planning Authority, in consultation with the Department of Treasury and Finance and the State Revenue Office, recently published the *Growth Areas Infrastructure Contribution Work-in-Kind Agreements Guidelines* (February 2014).

The guidelines describe the establishment and administration of work-in-kind agreements, including how the value or infrastructure and works is agreed between the parties to the agreements..

The guidelines are to be read in conjunction with Part 9B of the Planning and Environment Act 1987.

Planning: growth areas infrastructure

3356. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — is there a mechanism for comparing and contrasting the values of individual pieces of infrastructure provided under work-in-kind provisions for the Growth Areas Infrastructure Contribution.

ANSWER:

I am informed that there will be a mechanism for comparing and contrasting the values of individual pieces of infrastructure provided under work-in-kind provisions as, through the arrangements entered into, there has to be a decision by the government on the need and priority of the works proposed by the developer.

It is anticipated that although the principles being applied to each transaction will be comparable, every situation will be unique in its own way.

Planning: growth areas infrastructure

3357. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — is there a requirement for a cost-benefit analysis to be performed on any piece of infrastructure provided through work-in-kind provisions for the Growth Areas Infrastructure Contribution.

ANSWER:

I am informed that the assessment process for work-in-kind proposals will adequately demonstrate the costs and benefits of each work-in-kind proposal. The process is described in the *Growth Areas Infrastructure Contribution Work-in-Kind Agreements Guidelines* (published February 2014).

The Receiving Agency also provides an estimated cost of providing equivalent works at government standards through the usual government procurement process.

Planning: growth areas infrastructure

3358(b). **Mr McGUIRE** to ask the Attorney-General for the Minister for Planning — will the minutes of any discussions, briefings or consultations with the Department of Treasury and Finance in regard to work-in-kind provisions for the Growth Areas Infrastructure Contribution be provided.

ANSWER:

I am informed that minutes of any discussions with the Department of Treasury and Finance in regard to work-in-kind provisions will not be provided.

Planning: growth areas infrastructure

3359(b). **Mr McGUIRE** to ask the Attorney-General for the Minister for Planning — how can the public be assured that the Minister for Planning has consulted other ministers who are considered to have a relevant interest in the subject matter of a work-in-kind agreement relating to a Growth Areas Infrastructure Contribution.

ANSWER:

I am informed that the assessment process for work-in-kind proposals involving provision of works specifies that the Receiving Agency (government department or agency) assesses the detailed design and provides an estimated cost of providing equivalent works at government standards through the usual government procurement process.

The process is described in the *Growth Areas Infrastructure Contribution Work-in-Kind Agreements Guidelines* (published February 2014).

The legislation further requires that other ministers with a relevant interest in the subject matter be consulted and the administrative processes utilised will ensure that this occurs.

Planning: growth areas infrastructure

3360. **Mr McGUIRE** to ask the Attorney-General for the Minister for Planning — is the municipal tier of government included in negotiations for infrastructure provided through work-in-kind provisions for Growth Areas Infrastructure Contributions.

ANSWER:

I am informed that the municipal tier of government is not directly involved in negotiations for infrastructure provided through work-in-kind agreements mainly because they involve proposals for state infrastructure and assets.

However, the government agencies involved in the assessment of proposals are aware of local priorities in the growth areas through recent consultation with local councils and the Metropolitan Planning Authority. In most cases, the proposed developments being assessed would be outlined in the relevant Precinct Structure Plan which has gone through extensive consultation.

Planning: growth areas infrastructure

3361(b). **Mr McGUIRE** to ask the Attorney-General for the Minister for Planning — what requirements ensure the process for establishing work-in-kind provisions for the Growth Areas Infrastructure Contribution will be transparent and accountable.

ANSWER:

I am informed that the legislative requirements for reporting and the assessment and administrative processes are described in the *Growth Areas Infrastructure Contribution Work-in-Kind Agreements Guidelines* (published February 2014).

These processes and requirements will ensure transparency and accountability.

Planning: growth areas infrastructure

3362. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — how will competition to drive value for taxpayers be established through the work-in-kind provisions for the Growth Areas Infrastructure Contribution.

ANSWER:

I am informed that the assessment process for work-in-kind proposals will adequately demonstrate value for taxpayers for each work-in-kind proposal. The process is described in the *Growth Areas Infrastructure Contribution Work-in-Kind Agreements Guidelines* (published February 2014).

That process is:

- the Receiving Agency assessing the detailed design
- an independent quantity surveyor costing the works
- the Valuer-General of Victoria providing the land valuation. Where the value of the land is over \$750,000 the Government Land Monitor’s approval is required.

The Receiving Agency also provides an estimated cost of providing equivalent works at government standards through the usual government procurement process.

Planning: growth areas infrastructure

3367. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — which developers were consulted in regard to work-in-kind provisions for the Growth Areas Infrastructure Contribution.

ANSWER:

I am informed that developers were not consulted prior to the legislation being presented to Parliament. During 2013 consultation was conducted with industry, including representatives of the Property Council of Australia and the Urban Development Institute of Australia, Victorian Environmental Planning Association, Housing Industry Association and Law Institute of Victoria.

Planning: growth areas infrastructure

3368. Mr McGUIRE to ask the Attorney-General for the Minister for Planning — will the minutes of any consultations or meetings that were undertaken with property developers in regard to work-in-kind provisions for the Growth Areas Infrastructure Contribution be provided.

ANSWER:

I am informed that, in relation to consultation between the department, the Growth Areas Authority, and industry and professional bodies, minutes of the key issues raised are available and can be provided if requested.

Planning: growth areas infrastructure

3369(b). **Mr McGUIRE** to ask the Attorney-General for the Minister for Planning — is there a requirement for the Treasurer to be present during any negotiations in regard to work-in-kind provisions for Growth Areas Infrastructure Contributions.

ANSWER:

I am informed that the Treasurer would not be present during negotiations on proposals. The Treasurer is an approver of proposals where the total value of the Growth Areas Infrastructure Contribution work-in-kind credit is over \$2 million. Representatives of the Department of Treasury and Finance will be consulted in finalising any work-in-kind agreement.

Planning: growth areas infrastructure

3370(b). **Mr McGUIRE** to ask the Attorney-General for the Minister for Planning — is there a requirement for the Treasurer to be involved in the negotiations that establish work-in-kind provisions for Growth Areas Infrastructure Contributions exceeding \$2 million.

ANSWER:

I am informed that the Treasurer would not be involved in negotiations on work-in-kind proposals. The Treasurer is an approver of proposals where the total value of the Growth Areas Infrastructure Contribution work-in-kind credit is over \$2 million. Representatives of the Department of Treasury and Finance will be consulted in finalising any work-in-kind agreement.

Police and emergency services: staffing

4393. **Ms KAIROUZ** to ask the Minister for Police and Emergency Services — how many unfilled shifts were there at Sunshine Police Station in 2011–12.

ANSWER:

I am advised that:

The provision of the requested information would involve the unreasonable diversion of Victoria Police resources.

Police and emergency services: staffing

4394. **Ms KAIROUZ** to ask the Minister for Police and Emergency Services — how many unfilled shifts were there at Sunshine Police Station in 2012–13.

ANSWER:

I am advised that:

The provision of the requested information would involve the unreasonable diversion of Victoria Police resources.

Police and emergency services: staffing

4395. **Ms KAIROUZ** to ask the Minister for Police and Emergency Services — how many unfilled shifts were there at Caroline Springs Police Station in 2011–12.

ANSWER:

I am advised that:

The provision of the requested information would involve the unreasonable diversion of Victoria Police resources.

Police and emergency services: staffing

4396. Ms **KAIROUZ** to ask the Minister for Police and Emergency Services — how many unfilled shifts were there at Caroline Springs Police Station in 2012–13.

ANSWER:

I am advised that:

The provision of the requested information would involve the unreasonable diversion of Victoria Police resources.

Police and emergency services: staffing

4397. Ms **KAIROUZ** to ask the Minister for Police and Emergency Services — how many unfilled shifts were there at Keilor Downs Police Station in 2011–12.

ANSWER:

I am advised that:

The provision of the requested information would involve the unreasonable diversion of Victoria Police resources.

Police and emergency services: staffing

4398. Ms **KAIROUZ** to ask the Minister for Police and Emergency Services — how many unfilled shifts were there at Keilor Downs Police Station in 2012–13.

ANSWER:

I am advised that:

The provision of the requested information would involve the unreasonable diversion of Victoria Police resources.

Police and emergency services: staffing

4399. Ms **KAIROUZ** to ask the Minister for Police and Emergency Services — how many unfilled shifts were there at Melton Police Station in 2011–12.

ANSWER:

I am advised that:

The provision of the requested information would involve the unreasonable diversion of Victoria Police resources.

Police and emergency services: staffing

4400. Ms **KAIROUZ** to ask the Minister for Police and Emergency Services — how many unfilled shifts were there at Melton Police Station in 2012–13.

ANSWER:

I am advised that:

The provision of the requested information would involve the unreasonable diversion of Victoria Police resources.

Mental health: beds

4854. Mr **NOONAN** to ask the Minister for Mental Health — what was the total number of secure extended care units in 2012–13 by location and service name.

ANSWER:

I am informed that:

The total number of secure extended care units in 2012–13 by location and service name was:

Health Service	Location	No. of Beds
Austin Health	Heidelberg	25
Melbourne Health	St Albans	26
Monash Health	Dandenong	20
Ballarat Health	Ballarat	12
Bendigo Health	Bendigo	8
Latrobe Regional	Traralgon West	6
South West Health	Warrnambool	3
Barwon Health	Belmont	3

Mental health: beds

4856. Mr NOONAN to ask the Minister for Mental Health — what was the total number of community care units in 2012–13 by location and service name.

ANSWER:

I am informed that:

The total number of community care units in 2012–13 by location and service name was:

Health Service	Location	No. of Beds
Alfred Health	St Kilda	20
Eastern Health	Camberwell	20
Eastern Health	Ringwood East	20
Melbourne Health	Broadmeadows	20
Monash Health	Flemington	20
Peninsula Health	Preston	20
St Vincent's Hospital	St Albans	20
Monash Health	Doveton	20
Monash Health	East Bentleigh	20
Peninsula Health	Frankston	20
St Vincent's Hospital	North Fitzroy	20
Werribee Mercy	Werribee	20
Ballarat Health	Ballarat East	20
Barwon Health	Belmont	12
Bendigo Health	Bendigo	12
Goulburn Valley Health	Shepparton	10
Latrobe Regional	Traralgon	14
North East and Border	Beechworth	18
North East and Border	Wodonga	8
South West Health	Warrnambool	2

Mental health: beds

4857. Mr NOONAN to ask the Minister for Mental Health — what was the total number of adult residential rehabilitation beds:

- (1) In 2010–11.
- (2) In 2011–12.
- (3) In 2012–13.
- (4) From 1 July 2013 to date.

ANSWER:

I am informed that:

The total number of adult residential rehabilitation beds:

- (1) In 2010–11 is 101.
- (2) In 2011–12 is 101.
- (3) In 2012–13 is 101.
- (4) From 1 July 2013 to date is 101.

Mental health: beds

4858. Mr NOONAN to ask the Minister for Mental Health — what was the total number of adult residential rehabilitation beds in 2012–13 by auspice agency, location and service name.

ANSWER:

I am informed that:

The total number of adult residential rehabilitation beds in 2012–13 by auspice agency, location and service name is:

Auspice Agency	Location	Service Name	Number of Beds 2012–13
MIND Australia	West Brunswick	Appleby Crescent	15
	Albert Park	Edith Pardy	14
	Williamstown	Electra Street	10
	Preston	Rosa Gilbert	12
	Armadale	Trelowarren	15
	Brunswick	Victoria Street	17
<i>Total: MIND Australia</i>			83
Mental Illness Fellowship Total	St Kilda	Opening Doors Rossdale	14
The Sisters of Mercy	Flemington	McAuley House (formerly Regina Coeli)	4
Total number of adult residential rehabilitation beds 2012–13			101

Mental health: beds

4859. Mr NOONAN to ask the Minister for Mental Health — what was the total number of youth residential rehabilitation beds in 2012–13 by auspice agency, location and service name.

ANSWER:

I am informed that:

There are 164 Victorian government funded youth residential rehabilitation places.

The total number of funded youth residential rehabilitation places in 2012–13 by auspice agency, location and service name was:

Auspice Agency	Location	Service Name	Number of funded places 2012–13
Centacare	Ballarat	MASC Youth Residential Rehabilitation	10
Doutta Galla Community Health	Essendon	Rocket Youth Residential Rehabilitation	10
MIND Australia	Rosanna	Apollo	10
	Bendigo	Bendigo	10
	Reservoir	Chiron	10
	Hawthorn	Denham House	8
	Moorabbin	Nette Court	8
	Wantirna South	Narana	10
	Noble Park	Kamara	10
	Seaford	Seaford	10
	Shepparton	Jacaranda	10
	Traralgon	Traralgon (Wannik Gunyah Program)	10
	Warrnambool	Purro Gunya	10
	Box Hill South	Be Street (Formerly Wattle Bridge)	8
Wodonga	Wodonga	10	
<i>Total: MIND Australia</i>			<i>124</i>
Western Region Health Centre Ltd	St Albans	Rocket Residential Rehabilitation Service	10
Mental Illness Fellowship	Geelong West	Collins Place	10
Total Number of Youth residential rehabilitation places 2012–13			164

Mental health: beds

4860. Mr NOONAN to ask the Minister for Mental Health — what was the total number of youth residential rehabilitation beds:

- (1) In 2010–11.
- (2) In 2011–12.
- (3) In 2012–13.
- (4) From 1 July 2013 to date.

ANSWER:

I am informed that:

There are 164 Victorian government funded youth residential rehabilitation places.

The total number of youth residential rehabilitation funded places:

- (1) In 2010–11 was 164.
- (2) In 2011–12 was 164.
- (3) In 2012–13 was 164.
- (4) From 1 July 2013 to date is 164.

Liquor and gaming regulation: fire safety inspections

4997. Mr DONNELLAN to ask the Minister for Liquor and Gaming Regulation — with reference to inspections conducted pursuant to s148W of the Liquor Control Reform Act 1998:

- (1) How many have been conducted since:
 - (a) 1 January 2011
 - (b) 1 January 2013
- (2) How many have resulted in the issuing of advice or notices requesting remedial action to the premises since:
 - (a) 1 January 2011
 - (b) 1 January 2013

ANSWER:

I am advised that:

The Metropolitan Fire Brigade (MFB) and the Country Fire Authority (CFA) are authorised to exercise powers under section 148W of the Liquor Control Reform Act 1998 (LCRA).

In addition to section 148W of the LCRA, there are other powers by which Fire Service Inspectors can enter a premises, including section 32 of the Metropolitan Fire Brigades Act 1958 and section 227E of the Building Act 1993.

Inspection records kept by the MFB and CFA do not specify which power was used to enter the property.

Corrections: prisoner transport

5004. Mr PAKULA to ask the Minister for Corrections — what are the details of each breach report regarding prisoner transit service providers.

ANSWER:

I am advised that:

In 2010 one default notice was issued to the transport service provider for non-compliance with its operating instructions.

Roads: Hallam Road upgrade

5106. Ms **GRALEY** to ask the Minister for Roads — has the relocation of electrical, gas and Telstra services at various locations of the Hallam Road upgrade project in Hampton Park been completed.

ANSWER:

I am informed that, as at the date the question was raised:

No, some delays experienced have been due to the programming and reprogramming of relocation dates by service authorities.

Roads: Hallam Road upgrade

5107. Ms **GRALEY** to ask the Minister for Roads — has the road surfacing of the southbound carriageway of Hallam Road in Hampton Park been completed.

ANSWER:

I am informed that, as at the date the question was raised:

The final road surfacing of the new southbound carriageway of Hallam Road between Coral Drive / Fordholm Road and Ormond Road has not been placed.

Environment and climate change: Bellarine Bayside Foreshore Committee of Management

5200. Ms **NEVILLE** to ask the Minister for Environment and Climate Change — has the Chair of the Board of Bellarine Bayside Committee of Management resigned.

ANSWER:

I am informed that Ms Cathy Whelan has resigned as the chairperson of the Bellarine Bayside Foreshore Committee of Management Inc.

Environment and climate change: Bellarine Bayside Foreshore Committee of Management

5201. Ms **NEVILLE** to ask the Minister for Environment and Climate Change — are there currently five vacancies, including the positions of Chair and Deputy Chair, on the Board of Bellarine Bayside Committee of Management; if so:

- (1) Why has the recruitment process to fill the vacancies been delayed until the end of 2014, after the state election.
- (2) What procedures are being put in place to ensure the effective management of Crown land for which the Committee is responsible, in the period before the vacancies are filled.

ANSWER:

I am informed that the Department of Environment and Primary Industries is currently reviewing the process to supplement the membership of the Bellarine Bayside Foreshore Committee of Management Incorporated.

The Bellarine Bayside Foreshore Committee of Management Incorporated currently has four members on the committee. The Crown Land (Reserves) Act 1978 under which the committee is appointed specifies a minimum of three members. I am advised that the Department of Environment and Primary Industries is working with the new chair to assist the committee, and provide appropriate support during the interim period.

Environment and climate change: Bellarine Bayside Foreshore Committee of Management

5202. Ms NEVILLE to ask the Minister for Environment and Climate Change — was the former Liberal candidate for Bellarine offered to chair the Board of Bellarine Bayside Committee of Management but advised the recruitment process was being delayed until the end of 2014, after the Victorian state election.

ANSWER:

I am advised by Department of Environment and Primary Industries (DEPI) that at no time was anyone from outside the Committee approached to take on the chair, or any other role on the Bellarine Bayside Foreshore Committee of Management.

I can further advise that DEPI has appointed Ms Vicki Perrett as acting chair of the committee pending the appointment of an ongoing chair. This appointment will be made through an independent and transparent Expression of Interest process.