



LEGISLATIVE COUNCIL

PORTFOLIO COMMITTEES

BUDGET ESTIMATES 2021-2022 Supplementary Questions

Portfolio Committee No. 5 Legal Affairs

**ATTORNEY GENERAL AND PREVENTION OF DOMESTIC AND
SEXUAL VIOLENCE**

Hearing: 1 November 2021

Answers due by: 30 November 2021

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**ATTORNEY GENERAL AND PREVENTION OF DOMESTIC AND SEXUAL
VIOLENCE**

Questions from Ms Abigail Boyd MLC

Victims of Crime Interagency meetings

1. Did the Commissioner of Victims Rights personally attend the Victims of Crime Interagency meeting on 9 March 2021?
2. Did the Commissioner of Victims Rights personally attend the Victims of Crime Interagency meeting on 8 June 2021?

Questions from Mr David Shoebridge MLC

OPCAT

3. What is the current status of the implementation of opcat in NSW?
4. Do you accept that the community has significant concerns about the custodial oversight mechanisms in NSW?
5. Is the NSW Government still refusing to take action on this on the argument that the Federal Government should resource implementing international obligations like this?
6. Are there any plans to expand oversight in prisons in NSW?

Data breach laws

7. When are you intending to introduce the data breach bill?
8. What was the result of the consultation?
9. Will you guarantee people will have a right to be informed of breaches of their data in a timely fashion?
10. Would this new law have meant those affected by the Service NSW breach would have been contacted?
11. Will you consider including actual penalties for breaches in the scheme?

Victims Support Reviews and appeals

12. How many internal and external reviews in 2020-21 have been:
 - (a) lodged,

- (b) determined
 - (c) pending and
 - (d) settled before a decision is made
 - (e) and what have been the grounds for appeal?
13. How many appeals have been made to the Supreme Court and Court of Appeal and on what grounds in 2020-21?
14. In (a) 2018-19 (b) 2019-20 and (c) 2020-21 how many internal review determinations resulted in the following outcomes:
- (a) confirmed
 - (b) overturned
 - (c) increased
 - (d) withdrawn
 - (e) remitted
 - (f) deferred
15. How many as a number and percentage were legally represented in this process for each of those years?
16. How many as a number and percentage of (a) represented and (b) unrepresented claimants who were successful in their review for each of those years?

Part 6 Compensation awarded by the court

17. During February 2021 Budget Estimates the question was asked: How many Part 6 of the Victims Rights Support Act compensation awards were made over the past 5 years? The response was: “The Department of Communities and Justice does not hold this information.”
- (a) Why is this data not held by Department of Communities and Justice?
 - (b) Who else holds this data?

Restitution

18. What amount was recovered through restitution in
- (a) 2018-19?
 - (b) 2020-21?
19. How many written objections to a notice of restitution order were made to the Commissioner pursuant to s62 of the Victims Rights Support Act in (a) 2018-19 (b) 2019-2020 and (c) 2020-21?
20. In relation to question 4, what were the grounds for objection?

21. In relation to question 4 with a breakdown by number and percentage for each financial year, how many objections were:
- (a) Allowed in whole?
 - (b) Allowed in part?
 - (c) Disallowed?
 - (d) Confirmed the decision?
 - (e) Confirmed the decision with variation to reduce the payable?
 - (f) Reversed the decision?
 - (g) And what were the reasons for the decision?

Restitution actions

22. How many requests did Victims Services receive from applicants not to pursue restitution/requested waivers for restitution actions not to be pursued against the offender
- (a) in total
 - (b) in relation to domestic violence (as a number and percentage)
 - (c) in relation to sexual assault and child sexual abuse (as a number and percentage) for each of the following:
 - i. 2018-19
 - ii. 2019-20 and
 - iii. 2020-21
23. Of these, how many were granted
- (a) in total
 - (b) in relation to domestic violence (as a number and percentage)
 - (c) in relation to sexual assault and child sexual abuse and on what basis in
 - i. 2018-19
 - ii. 2019-20
 - iii. 2020-21?
 - iv. What reasons were provided?
24. How many were denied
- (a) in total
 - (b) in relation to domestic violence (as a number and percentage)
 - (c) in relation to sexual assault and child sexual abuse and on what basis in
 - i. 2018-19
 - ii. 2019-20 and

- iii. 2020-21?
- iv. What reasons were provided?

Changes implemented since 1 July 2020

- 25. What's the number of applications attempted to be lodged with Victims Services that are not accepted for any reason between 1 July 2020 -30 June 2021? What was the reason why the application was not accepted?
- 26. How many calls have there been to the (a) Victims Access Line (VAL) and (b) Aboriginal Contact Line (ACL) from 1 July 2020 – 30 June 2021?
- 27. What was the nature of the call referred to in question 9 and what was the response by VAL and ACL?
- 28. How many people have VAL or ACL assisted to collect evidence to support their claim for Victims Support in 2020-21?
- 29. How many people have VAL or ACL assisted by contacting a counsellor on their behalf and organising a counselling appointment in 2020-21?
- 30. How many Victims Support Scheme applications were
 - (a) received,
 - (b) awarded,
 - (c) pending,
 - (d) dismissed
 - i. between 1 July 2020 to 30 June 2021 for each of the components of Victims Support relating to:
 - (i) people living in regional, rural and remote areas?
 - (ii) people who are homeless/risk of homelessness?
 - (iii) people currently in prison/detention/closed setting?

Changes to Victims Services policies, practices and procedures

- 31. Once a person submits their Victims Support application to Victims Services that person has 12 months to collect their evidence to support their claim before Victims Services closes their application. As a matter of procedural fairness, does Victims Services advise applicants in writing the earliest date by which their matter will be determined if it is before the end of the 12 month period so they know the date by which they need to provide any relevant evidence or to ask for more time?

32. Have there been any changes to Victims Services policies, procedure or practice in relation to internal reviews? What changes have occurred and why? What consultation was undertaken with victim-survivors and/or their advocates?
33. How many complaints were resolved through Commissioner's Review in 2019-20? What were the outcomes?
34. How many complaints were resolved through Commissioner's Review in 2020-21? What were the outcomes?
35. Have there been any changes to Victims Services complaints processes in 2019-20 and 2020-2021? If yes, what are they? What consultation was undertaken in relation to this?
36. Does the Commissioner's Review mechanism continue to exist? If not, what has it been replaced with and why?
37. What other changes to Victims Services policies, practices and procedures took place in 2019-20 and 2020-21? What consultation was there with victim-survivors and/or their advocates?

Questions from the Hon Mark Buttigieg MLC on behalf of the Opposition
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Mannin' Up Men's Behaviour Change Program

38. Mission Australia Central and Far West runs a Men's Behaviour Change Program called "Mannin' Up". This program covers most of western NSW, including Dubbo, Coonamble, Broken Hill and Walgett.
 - (a) How is the Mannin' Up program delivered?
 - (b) Where is the Mannin' Up program delivered from?
 - (c) Given the distances between areas covered by Mission Australia's MBCP, is there capacity for the delivery of online services to individuals referred to the Mannin' Up program?
 - i. Has there been any study into the effectiveness of an online service delivery model as opposed to an in-person service delivery model?
39. Nine of the eleven LGAs in NSW with the highest incidence of domestic violence assault are located within the catchment zone of the Mannin' Up program.
 - (a) How many individuals were referred to the Mannin' Up program in the 2020-2021 financial year?
 - (b) How many individuals successfully completed the Mannin' Up program in the 2020-2021 financial year?
 - (c) How many individuals are on the waiting list for the Mannin' Up program as at 30 June 2021?

40. Walgett's rate of domestic violence assault per 100,000 population is 2418.9. It is a three hour drive from Walgett to Dubbo.
 - (a) If a domestic violence offender was referred to the Mission Australia MBCP from Walgett, what support is available to ensure that offender was able to access the Mannin' Up program?
 - (b) How many individuals from the Walgett LGA were referred to the Mannin' Up program in the 2020-21 financial year?
41. Coonamble's rate of domestic violence assault per 100,000 population is 2172.8. It is a one hour forty five minute drive from Coonamble to Dubbo.
 - (a) If a domestic violence offender was referred to the Mission Australia MBCP from Coonamble, what support is available to ensure that offender was able to access the Mannin' Up program?
 - (b) How many individuals from the Coonamble LGA were referred to the Mannin' Up program in the 2020-21 financial year?
42. Moree Plains' rate of domestic violence assault per 100,000 population is 1840. It is a four hour forty minute drive from Moree Plains to Dubbo.
 - (a) If a domestic violence offender was referred to the Mission Australia MBCP from Moree Plains, what support is available to ensure that offender was able to access the Mannin' Up program?
 - (b) How many individuals from the Moree Plains LGA were referred to the Mannin' Up program in the 2020-21 financial year?
43. Gilgandra's rate of domestic violence assault per 100,000 population is 1439. It is a fifty minute drive from Gilgandra to Dubbo.
 - (a) If a domestic violence offender was referred to the Mission Australia MBCP from Gilgandra, what support is available to ensure that offender was able to access the Mannin' Up program?
 - (b) How many individuals from the Gilgandra LGA were referred to the Mannin' Up program in the 2020-21 financial year?
44. Broken Hill's rate of domestic violence assault per 100,000 population is 1338.7. It is an eight hour drive from Broken Hill to Dubbo.
 - (a) If a domestic violence offender was referred to the Mission Australia MBCP from Broken Hill, what support is available to ensure that offender was able to access the Mannin' Up program?

- (b) How many individuals from the Broken Hill LGA were referred to the Mannin' Up program in the 2020-21 financial year?
45. Narrandera's rate of domestic violence assault per 100,000 population is 949.3. It is a four hour twenty minute drive from Narrandera to Dubbo.
- (a) If a domestic violence offender was referred to the Mission Australia MBCP from Narrandera, what support is available to ensure that offender was able to access the Mannin' Up program?
- (b) How many individuals from the Narrandera LGA were referred to the Mannin' Up program in the 2020-21 financial year?
46. The rate of domestic violence assault per 100,000 population in the Dubbo Regional LGA is 1120.6. How many individuals from the Dubbo Regional LGA were referred to the Mannin' Up program in the 2020-21 financial year?
47. The rate of domestic violence assault per 100,000 population in the Narromine LGA is 1089.5. How many individuals from the Narromine LGA were referred to the Mannin' Up program in the 2020-21 financial year?
48. Wentworth's rate of domestic violence per 100,000 population is 921.6. Wentworth is a nine hour drive from Dubbo.
- (a) If a domestic violence offender was referred to the Mission Australia MBCP from Wentworth, what support is available to ensure that offender was able to access the Mannin' Up program?
- (b) How many individuals from the Wentworth LGA were referred to the Mannin' Up program in the 2020-21 financial year?
- (c) Noting that there is also a Men's Behaviour Change Program located in Mildura, less than forty minutes from Wentworth across the border in Victoria, is there capacity for an individual from the Wentworth LGA to be referred to this service?

Men's Behaviour Change Programs

49. Baptist Care Family and Counselling Services runs the Facing Up MBCP, with a catchment zone including Bankstown, Campbelltown, Penrith and Tuggerah.
- (a) How is the Facing Up MBCP program delivered?
- (b) Where is the Facing Up MBCP program delivered from?
- (c) How many individuals were referred to the Facing Up MBCP program in the 2020-2021 financial year?

- (d) How many individuals successfully completed the Facing Up MBCP program in the 2020-2021 financial year?
 - (e) How many individuals are on the waiting list for the Facing Up MBCP program as at 30 June 2021?
50. Manning Support Services runs the Taking Responsibility Men's Behaviour Change Program, with a catchment zone including Taree, Forster and Gloucester.
- (a) How is the Taking Responsibility program delivered?
 - (b) Where is the Taking Responsibility program delivered from?
 - (c) How many individuals were referred to the Taking Responsibility program in the 2020-2021 financial year?
 - (d) How many individuals successfully completed the Taking Responsibility program in the 2020-2021 financial year?
 - (e) How many individuals are on the waiting list for the Taking Responsibility program as at 30 June 2021?
51. North East MBCP delivers an MBCP program in Albury.
- (a) How is the North East MBCP delivered?
 - (b) How many individuals were referred to the North East MBCP in the 2020-2021 financial year?
 - (c) How many individuals successfully completed the North East MBCP in the 2020-2021 financial year?
 - (d) How many individuals are on the waiting list for the North East MBCP as at 30 June 2021?
52. Liberty Domestic and Family Violence Specialist Services delivers the Engage2Change men's behaviour change program in Port Macquarie.
- (a) How is the Engage2Change program delivered by Liberty Domestic and Family Violence Specialist Services?
 - (b) How many individuals were referred to the Liberty Domestic and Family Violence Specialist Services Engage2Change program in the 2020-2021 financial year?
 - (c) How many individuals successfully completed the Liberty Domestic and Family Violence Specialist Services Engage2Change program in the 2020-2021 financial year?
 - (d) How many individuals are on the waiting list for the Liberty Domestic and Family Violence Specialist Services Engage2Change program as at 30 June 2021?
53. CatholicCare Wilcannia Forbes delivers the SEEDS mens' behaviour change program at Forbes.
- (a) How is SEEDS program delivered?

- (b) How many individuals were referred to the SEEDS program in the 2020-2021 financial year?
 - (c) How many individuals successfully completed the SEEDS program in the 2020-2021 financial year?
 - (d) How many individuals are on the waiting list for the SEEDS program as at 30 June 2021?
54. Men and Family delivers the MEND men's behaviour change program program at Lismore and Tweed Heads.
- (a) How is the MEND program delivered?
 - (b) Where is the MEND program delivered from?
 - (c) How many individuals were referred to the MEND program in the 2020-2021 financial year?
 - (d) How many individuals successfully completed the MEND program in the 2020-2021 financial year?
 - (e) How many individuals are on the waiting list for the MEND program as at 30 June 2021?
 - (f) The rate of domestic violence assault per 100,000 population in Tenterfield is 1152.6. The MEND program is the closest MBCP available for residents of Tenterfield.
 - i. Are individuals from Tenterfield able to be referred to the MEND program?
 - ii. If so, how many individuals from the Tenterfield LGA were referred to the MEND program in the 2020-21 financial year?
 - iii. If not, which MBCP would an individual from Tenterfield be referred to?
55. Relationships Australia runs the Building Stronger Families and Taking Responsibility men's behaviour change programs in a variety of locations across NSW.
- (a) How is the Building Stronger Families program delivered?
 - (b) How is the Taking Responsibility program delivered?
 - (c) In what locations is the Building Stronger Families program delivered?
 - (d) In what locations is the Taking Responsibility program delivered?
 - (e) How many individuals were referred to the Building Stronger Families program in the 2020-2021 financial year?
 - (f) How many individuals were referred to the Taking Responsibility program in the 2020-2021 financial year?
 - (g) How many individuals successfully completed the Building Stronger Families program in the 2020-2021 financial year?
 - (h) How many individuals successfully completed the Taking Responsibility program in the 2020-2021 financial year?

- (i) How many individuals are on the waiting list for the Building Stronger Families program as at 30 June 2021?
 - (j) How many individuals are on the waiting list for the Taking Responsibility program as at 30 June 2021?
56. Relationships Australia Canberra and Regions runs the Taking Responsibility for Respectful Relationships in Wagga Wagga.
- (a) How is the Taking Responsibility for Respectful Relationships program delivered?
 - (b) How many individuals were referred to the Taking Responsibility for Respectful Relationships program in the 2020-2021 financial year?
 - (c) How many individuals successfully completed the Taking Responsibility for Respectful Relationships program in the 2020-2021 financial year?
 - (d) How many individuals are on the waiting list for the Taking Responsibility for Respectful Relationships program as at 30 June 2021?
57. Kempsey Families Inc. runs the Engage2Change program, with a catchment including Kempsey, Nambucca Valley and Coffs Harbour.
- (a) How is the Engage2Change program delivered by Kempsey Family Inc?
 - (b) Where is the Kempsey Family Inc Engage2Change program delivered from?
 - (c) How many individuals were referred to the Kempsey Family Inc Engage2Change program in the 2020-2021 financial year?
 - (d) How many individuals successfully completed the Kempsey Family Inc Engage2Change program in the 2020-2021 financial year?
 - (e) How many individuals are on the waiting list for the Kempsey Family Inc Engage2Change program as at 30 June 2021?
 - (f) The rate of domestic violence assault per 100,000 population in Kempsey is 958.1. The MEND program is the closest MBCP available for residents of Tenterfield.
 - i. How many individuals from the Kempsey LGA were referred to the MEND program in the 2020-21 financial year?
58. Anglicare runs the STOP men's behaviour change program, with a catchment zone including Parramatta, Nowra and Ulladulla.
- (a) How is the STOP program delivered?
 - (b) Where is the STOP program delivered from?
 - (c) How many individuals were referred to the STOP program in the 2020-2021 financial year?
 - (d) How many individuals successfully completed the STOP program in the 2020-2021 financial year?

- (e) How many individuals are on the waiting list for the STOP program as at 30 June 2021?
59. CatholicCare runs the Choosing Change men's behaviour change program in Fairfield
- (a) How is the Choosing Change program delivered?
 - (b) How many individuals were referred to the Choosing Change program in the 2020-2021 financial year?
 - (c) How many individuals successfully completed the Choosing Change program in the 2020-2021 financial year?
 - (d) How many individuals are on the waiting list for the Choosing Change program as at 30 June 2021?
60. Warrina DFV Specialist Services delivers the Engage2Change program in Coffs Harbour.
- (a) How is the Engage2Change program delivered by Warrina DFV Specialist Services?
 - (b) How many individuals were referred to the Warrina DFV Specialist Services Engage2Change program in the 2020-2021 financial year?
 - (c) How many individuals successfully completed the Warrina DFV Specialist Services Engage2Change program in the 2020-2021 financial year?
 - (d) How many individuals are on the waiting list for the Warrina DFV Specialist Services Engage2Change program as at 30 June 2021?
61. Housing Plus delivers the Accountable Men men's behaviour change program in Orange.
- (a) How is the Accountable Men program delivered?
 - (b) How many individuals were referred to the Accountable Men program in the 2020-2021 financial year?
 - (c) How many individuals successfully completed the Accountable Men program in the 2020-2021 financial year?
 - (d) How many individuals are on the waiting list for the Accountable Men program as at 30 June 2021?
62. Centacare New England North West runs the Disrupting Family Violence men's behaviour change program, with a catchment that includes Tamworth and Gunnedah.
- (a) How is the Disrupting Family Violence program delivered?
 - (b) Where is the Disrupting Family Violence program delivered from?
 - (c) How many individuals were referred to the Disrupting Family Violence program in the 2020-2021 financial year?
 - (d) How many individuals successfully completed the Disrupting Family Violence program in the 2020-2021 financial year?

- (e) How many individuals are on the waiting list for the Disrupting Family Violence program as at 30 June 2021?
63. EveryMan Australia runs the Working with the Man men's behaviour change program in Queanbeyan.
- (a) How is the Working with the Man program delivered?
- (b) How many individuals were referred to the Working with the Man program in the 2020-2021 financial year?
- (c) How many individuals successfully completed the Working with the Man program in the 2020-2021 financial year?
- (d) How many individuals are on the waiting list for the Accountable Men program as at 30 June 2021?

CALD-Targeted Men's Behaviour Change Programs

64. Settlement Services International and Relationships Australia NSW run the Building Stronger Families men's behaviour change program in languages other than English.
- (a) How is the Building Stronger Families program delivered?
- (b) How many individuals were referred to the Arabic-language Building Stronger Families program in Fairfield in the 2020-2021 financial year?
- (c) How many individuals successfully completed the Arabic-language Building Stronger Families program in the 2020-2021 financial year?
- (d) How many individuals are on the waiting list for the Arabic-language Building Stronger Families program as at 30 June 2021?
- (e) How many individuals were referred to the Tamil-language Building Stronger Families program in Toongabbie in the 2020-2021 financial year?
- (f) How many individuals successfully completed the Tamil-language Building Stronger Families program in the 2020-2021 financial year?
- (g) How many individuals are on the waiting list for the Tamil-language Building Stronger Families program as at 30 June 2021?
- (h) What is the status of the implementation of the Hazaragi-language Building Stronger Families program?
- i. Where will the Hazaragi-language program be based?
- ii. How many Hazaragi speakers have been referred to a men's behaviour change program?

65. Does the Government have plans for the implementation of other non-English language men's behaviour change programs.
- (a) If so, which CALD communities will be targeted?

Impact of MBCP on Reoffending Rates

66. Of the individuals who attended Men's Behaviour Change Programs, how many had been convicted on domestic violence offences?
- (a) How many of these individuals successfully completed the program they attended?
- (b) How many of those who successfully completed a men's behaviour change program, how many were accused or convicted of domestic violence offences again within:
- i. The first twelve months after completing the program?
 - ii. The second twelve months after completing the program?
- (c) Of those who attended a men's behaviour change program but did not successfully complete the program to which they had been referred, how many were accused or convicted of domestic violence offences again within:
- i. The first twelve months after completing the program?
 - ii. The second twelve months after completing the program?

Domestic Violence Notification

67. Recommendation 30 of the Domestic Violence Death Review Team 2017-2019 Report called for the NSW Police Force and the Department of Communities and Justice to review the process for notifying domestic violence victims of the release of a defendant on bail by Police or a court, without the victim being present or if the defendant is released from custody at short notice. The recommendation also called for this process to link to Safer Pathway and provide for timely notification of victims and ensure they are linked to support services.
- (a) Was a working group established in response to this recommendation?
- i. If so, who was on the working group?
 - ii. How many times did the working group meet?
 - iii. What consultations were undertaken by the working group?
 - iv. What recommendations did this working group provide about a staged consultation process in response to this recommendation?
 - v. What consultations, if any, were undertaken in response to these recommendations?

Funding for Domestic Violence Service Providers

68. At Estimates, the Attorney-General stated that the Government wishes to move away as much as possible from the cycle of annual funding for service providers in the domestic and family violence space.
- (a) Which of the models floated by the Attorney-General, a three-year funding cycle or a five-year funding cycle, is his preferred model?
 - i. What modelling, if any, has been undertaken regarding the effectiveness of these preferred models?
 - (b) What consultations are being undertaken with the sector in regards to alternative funding models?
69. In 2014, the Government allowed generalist homelessness services to displace specialist homelessness services which had a focus on domestic violence. On 19 October 2021, the Government announced \$428.3 million to fund 75 additional women's shelters.
- (a) What influenced the Government's decision to return to a specialist service delivery model?
 - i. What review, if any, was undertaken into the impacts of the 2014 decision?
 - ii. What were the recommendations of any such review?
 - (b) What consultations if any were undertaken about the move away from a generalist service delivery model?
 - (c) At Estimates, the Attorney-General stated that a mapping exercise was being undertaken to determine where the 75 services would best be located.
 - i. What criteria are being used in the course of this mapping exercise?
 - ii. What was the consultation undertaken in determining which criteria to use?
 - iii. When is the mapping exercise expected to be completed?
 - iv. Will the Attorney-General make the results of this mapping exercise public?
 - (d) At Estimates, the Attorney-General stated that a staged tender process would be likely for the delivery of the 75 additional women's shelters.
 - i. What consultations have been undertaken with the sector regarding the tender process?
 - ii. When is the tender process expected to begin?

Victims Services

70. Victims Services undertook an internal review of the changes announced by the Commissioner in April 2020, which took effect from 1 July 2020.
- (a) Has this review been finalised?

- i. If not, when is it expected that the review will be finalised?
 - (b) Has a report been completed in relation to this review?
 - i. If so, when was the report completed?
 - ii. What recommendations were included in the report?
 - iii. Will the report be made publically available?
 - iv. If so, when will the report be made publically available?
 - (c) Noting that the submissions to this review were due on 5 March 2021, will submissions to this review be made publically available?
 - i. If so, when will they be made publically available?
 - ii. How many submissions were received by Victims Services in the course of this review?
 - iii. Which organisations and agencies provided formal submissions and/or informal feedback in the course of the review?
71. Prior to 1 July 2020, when Victims Services issued requests for documents to support Victims Support applications did government departments and agencies request payment for the documents?
- (a) If so, which departments and agencies requested payment for the provision of documents?
 - (b) When were requests for payment for documents made?
 - (c) How much did Victims Services spend on collection of documents to support Victims Support applications in:
 - i. The 2014-2015 financial year?
 - ii. The 2015-2016 financial year?
 - iii. The 2016-2017 financial year?
 - iv. The 2017-2018 financial year?
 - v. The 2018-2019 financial year?
 - vi. The 2019-2020 financial year?
 - vii. The 2020-2021 financial year?
72. On what issues were the Victims Advisory Board consulted in:
- (a) The 2018-2019 financial year?
 - (b) The 2019-2020 financial year?
 - (c) The 2020-2021 financial year?
73. How many times did the Victims Advisory Board meet in:
- (a) The 2018-2019 financial year?
 - (b) The 2019-2020 financial year?

- (c) The 2020-2021 financial year?
74. In each financial year from 1999-2000 until 2009-2010, the Victims Advisory Board published a yearly report on activities. Why did the Victim Advisory Board cease publishing a year report on activities?
- (a) Will a yearly report on activities covering financial year 2020-2021 be published?
- i. If so, when will the report be published?
 - ii. If not, why not?
75. Historically, victims of serious crimes were able to access up to 22 counselling sessions through Victims Services, with more available upon reapplication. The reapplication process has recently been altered.
- (a) How many victims of serious crimes accessed counselling sessions through Victims Services in:
- i. The 2014-2015 financial year?
 - ii. The 2015-2016 financial year?
 - iii. The 2016-2017 financial year?
 - iv. The 2017-2018 financial year?
 - v. The 2018-2019 financial year?
 - vi. The 2019-2020 financial year?
 - vii. The 2020-2021 financial year?
- (b) Of these, how many applied for further counselling sessions?
- i. How many applications for further counselling sessions were granted?
- (c) What was the total cost to the NSW Government of these counselling services in:
- i. The 2014-2015 financial year?
 - ii. The 2015-2016 financial year?
 - iii. The 2016-2017 financial year?
 - iv. The 2017-2018 financial year?
 - v. The 2018-2019 financial year?
 - vi. The 2019-2020 financial year?
 - vii. The 2020-2021 financial year?
- (d) What consultation was undertaken before the decision was taken to alter the reapplication process?
- (e) What was the rationale behind the alteration?
- i. What is the expected savings as a result of these alterations?

Increases in Domestic Violence

76. What factors have caused the increases in domestic violence in the following local government areas:

Local Government Area	Jul 2016 - Jun 2017	Jul 2017 - Jun 2018	Jul 2018 - Jun 2019	Jul 2019 - Jun 2020	Jul 2020 - Jun 2021	Rate per 100,000 population Jul 2020 - Jun 2021	2 year trend and annual percent change (Jul 2019- Jun 2021)	5 year trend and average annual percent change (Jul 2016- Jun 2021)
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Eurobodalla	143	166	174	154	214	556.2	Up 39.0%	Up 10.6%
Lismore	158	189	213	184	274	627.1	Up 48.9%	Up 14.8%
Lithgow	95	85	118	115	146	675.8	Up 27.0%	Up 11.3%
Liverpool	945	885	870	975	1089	478.5	Up 11.7%	Up 3.6%
Muswellbrook	97	90	105	138	131	799.9	Stable	Up 7.8%
Mid-Coast	416	420	432	496	527	561.6	Stable	Up 6.1%
Nambucca	102	108	121	122	164	828.1	Stable	Up 12.6%
Parramatta	671	703	781	818	869	337.9	Up 6.2%	Up 6.7%
Port Macquarie-Hastings	273	239	273	315	377	446	Stable	Up 8.4%
Ryde	203	228	289	321	307	233.9	Stable	Up 10.9%
Sutherland Shire	469	480	565	669	670	290.5	Stable	Up 9.3%
Tenterfield	48	39	70	43	76	1152.6	Up 76.7%	Up 12.2%
Upper Hunter Shire	28	36	57	62	75	528.9	Stable	Up 27.9%
Queanbeyan-Palerang Reg'l	141	135	118	190	179	293	Stable	Up 6.1%

77. What action has your government take in each of those local government areas to address the causes of domestic violence?

78. What action has your government taken to address the incidences of domestic violence in each of those local government areas?

Modern Slavery

79. How many companies operating in New South Wales have been found to have modern slavery in their supply chains – since the Modern Slavery Act was granted Royal Assent?

(a) In those three years since this Act was granted Royal Assent – how many people in modern slavery were used in the supply chains of companies operating in New South Wales?

Women's Legal Service

80. The federal budget included an announcement of new funding for women's legal centres to be distributed by the states and territories via the National Legal Assistance Partnership. Subsequent Commonwealth/State negotiations saw the criteria loosened so that eligibility was no longer limited to women's legal centres. NSW recently announced that \$4m of this funding has been allocated to Legal Aid NSW, while the remainder may be applied for through an application process open to all legal assistance providers.
- (a) Is the Attorney able to provide information as to the negotiation process that saw this Commonwealth funding allocated in this way in NSW?

Children in Detention

81. How many children aged under 14 were detained in juvenile justice in NSW in 2020-21?
- (a) Of those detained, how many children were:
- i. Detained following conviction?
 - ii. Detained on remand?
82. How many children aged under 14 who were detained in juvenile justice in 2020-21 were Aboriginal and/or Torres Strait Islander?

Community Legal Funding

83. In recent years the Commonwealth and State Governments have been contributing additional amounts to community legal centres to cover increases in salaries mandated by the Fair Work Commission's Social, Community, Home Care and Disability Services Industry Award Equal Remuneration Order (SACS ERO). These increases are intended to remedy historical undervaluing and underpayment of workers in feminised industries. Under National Legal Assistance Partnership (NLAP), the Commonwealth has rolled SACS ERO amounts into baseline allocations for community legal centres going forward (from NLAP Year 2 onwards).
- (a) Is the Attorney General able to confirm that NSW will follow suit?
84. Community Legal Centres NSW's pre-budget submission called for an extra \$8.77m to be allocated annually to enable the sector to respond to unmet legal need.
- (a) What consideration has been given to increasing the level of funding available to community legal centres in NSW?
85. Funding security is of vital importance for centres, and the clear intention of NLAP is to enhance the security of funding for the community legal centres sector.

- (a) What work has been done to move community legal centres to five-year funding cycles and to give centres confidence that they will not have their current levels of funding reduced?
86. The Commonwealth allocated significant additional one-off funds to community legal centres in 2020-21 (on top of NLAP contributions) to assist in legal responses to the summer bushfires of 2019-20 and Covid-19. The additional Commonwealth funds have now been largely expended, and yet the ongoing Covid-19 crisis in NSW is continuing to mean elevated demand for legal assistance from disadvantaged communities who are experiencing increased domestic violence, financial hardship, homelessness, job insecurity, and more.
- (a) What consideration is the Government giving to a top-up for community legal centres given the continuing Covid-19 crisis?
87. Community Legal Centres NSW's Pre-Budget Submission called for \$1.5 million recurrent funding for community legal centres to respond to and prepare for future disasters. The current Covid-19 crisis across NSW has heightened the need for such ongoing funding.
- (a) What consideration has been given to funding community legal centres in an ongoing capacity to respond to crises and disasters?

National Legal Assistance Partnership

88. What advice has the Attorney General received in relation to the delegation of the community legal centres program to NSW Legal Aid?
89. What advice has the Attorney General received in relation to the management of the community legal centres program by the Department of Communities and Justice?

Victims Support - General

90. Please provide the following in respect of applications for counselling through victims support from 1 July 2020 – 30 June 2021 for domestic violence, sexual assault and child sexual assault offences:
- (a) A breakdown of applications received for each category of offence, expressed as percentage and total number;
- (b) A breakdown of applications that resulted in awards of funding for each category of offence, expressed as a percentage and total number;
- (c) A breakdown of applications pending for each category of offence, expressed as a percentage and total number;
- (d) A breakdown of applications lapsed for each category of offence, expressed as a percentage and total number; and,

- (e) A breakdown of applications dismissed for each category of offence, expressed as a percentage and total number.
91. From 1 July 2020 – 30 June 2021, how many applications for “financial assistance – immediate needs” through victims support have been:
- (a) Received;
 - (b) Awarded;
 - (c) Pending;
 - (d) Lapsed; and
 - (e) Dismissed.
92. From 1 July 2020 – 30 June 2021, how many applications for “financial support – economic loss” through victims support have been:
- (a) Received?
 - (b) Awarded?
 - (c) Pending?
 - (d) Lapsed?
 - (e) Dismissed?
93. From 1 July 2020 – 30 June 2021, how many applications for recognition payments through victims support have been:
- (a) Received?
 - (b) Awarded?
 - (c) Pending?
 - (d) Lapsed?
 - (e) Dismissed?
94. What is the number and percentage of applications for victims support by age and gender?
- (a) For counselling?
 - (b) For financial assistance – immediate needs?
 - (c) For financial support – economic loss?
 - (d) For recognition payments?
95. Over the last five years, how many claims, lodged by Aboriginal and/or Torres Strait Islander people, for counselling have been:
- (a) Received?
 - (b) Awarded?
 - (c) Pending?
 - (d) Lapsed?

- (e) Dismissed?
96. Over the last five years, how many claims, lodged by Aboriginal and/or Torres Strait Islander people, for financial assistance – immediate needs have been:
- (a) Received?
 - (b) Awarded?
 - (c) Pending?
 - (d) Lapsed?
 - (e) Dismissed?
97. Over the last five years, how many claims, lodged by Aboriginal and/or Torres Strait Islander people, for financial support – economic loss have been:
- (a) Received?
 - (b) Awarded?
 - (c) Pending?
 - (d) Lapsed?
 - (e) Dismissed?
98. Over the last five years, how many claims, lodged by Aboriginal and/or Torres Strait Islander people, for recognition payments have been:
- (a) Received?
 - (b) Awarded?
 - (c) Pending?
 - (d) Lapsed?
 - (e) Dismissed?
99. In 2020-21 what is the average payment for:
- (a) Immediate needs?
 - (b) Economic loss?
 - (c) Recognition payments?
100. In 2020-21, to determine applications for financial assistance for immediate needs, financial support for economic loss, recognition payment, and counselling, what was the:
- (a) Shortest time?
 - (b) Longest time?
 - (c) Average time?
101. How many applicants have responded to the client satisfaction survey in 2020 -2021?
- (a) How are applicants selected to respond to the client satisfaction survey?
 - i. Provide a summary of responses.

Victim Support - Counselling

102. What is the number of:
- (a) Applications made, number of applications approved and number of applicants who actually attend counselling in 2020-2021?
 - (b) Applicants who actually accessed counselling by phone, video and in person appointments in 2020-21?
 - (c) Counsellors in each regional, rural and remote area in which they are located?
 - i. How many new Victims Support clients they assist each financial year?
 - (d) New Victims Services Approved Counsellors appointed in 2020-21?
 - i. And in which geographical areas?
 - (e) Total Victims Services Approved Counsellors?
 - (f) Days, on average, between the counsellor being contacted and their first available appointment?
 - (g) Applications for counselling where the victim-survivor is located in a closed institution, for example, Correctional Centre, Youth Detention?
 - i. What is the number of approved applications?
 - ii. What is the number of application who received counselling in a closed institution?
103. What is the number and percentage of applications for counselling made more than 10 years after the act of violence?
- (a) What is the number and percentage of these relating to domestic violence, sexual assault, child abuse and child sexual abuse?
104. How often does Victims Services contact Approved Counsellors to check the material on the Victims Services website is up-to-date, including to confirm waiting times?

Victims Support – Domestic Violence, Sexual Assault, Child Abuse, and Child Sexual Abuse

105. What number and percentage of matters were dismissed in relation to domestic violence due to:
- (a) No act of violence was determined:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
 - (b) Out of time:
 - i. In 2018-19?
 - ii. In 2019-20?

- iii. 2020-21?
- (c) Duplicate application:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (d) Not an eligible victim:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (e) Other (including use of a motor vehicle, dog, property):
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (f) Not an eligible family victim:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (g) Related act:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (h) Adverse factors:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (i) Application withdrawn by applicant or due to death of applicant:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (j) Received other entitlements:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (k) Not an eligible victims as application is for secondary victim:

- i. In 2018-19?
- ii. In 2019-20?
- iii. 2020-21?

106. What number and percentage of matters were dismissed in relation to sexual assault due to:

(a) No act of violence was determined:

- i. In 2018-19?
- ii. In 2019-20?
- iii. 2020-21?

(b) Out of time:

- i. In 2018-19?
- ii. In 2019-20?
- iii. 2020-21?

(c) Duplicate application:

- i. In 2018-19?
- ii. In 2019-20?
- iii. 2020-21?

(d) Not an eligible victim:

- i. In 2018-19?
- ii. In 2019-20?
- iii. 2020-21?

(e) Other (including use of a motor vehicle, dog, property):

- i. In 2018-19?
- ii. In 2019-20?
- iii. 2020-21?

(f) Not an eligible family victim:

- i. In 2018-19?
- ii. In 2019-20?
- iii. 2020-21?

(g) Related act:

- i. In 2018-19?
- ii. In 2019-20?
- iii. 2020-21?

(h) Adverse factors:

- i. In 2018-19?

ii. In 2019-20?

iii. 2020-21?

(i) Application withdrawn by applicant or due to death of applicant:

i. In 2018-19?

ii. In 2019-20?

iii. 2020-21?

(j) Received other entitlements:

i. In 2018-19?

ii. In 2019-20?

iii. 2020-21?

(k) Not an eligible victims as application is for secondary victim:

i. In 2018-19?

ii. In 2019-20?

iii. 2020-21?

107. What number and percentage of matters were dismissed in relation to child sexual assault due to:

(a) No act of violence was determined:

i. In 2018-19?

ii. In 2019-20?

iii. 2020-21?

(b) Out of time:

i. In 2018-19?

ii. In 2019-20?

iii. 2020-21?

(c) Duplicate application:

i. In 2018-19?

ii. In 2019-20?

iii. 2020-21?

(d) Not an eligible victim:

i. In 2018-19?

ii. In 2019-20?

iii. 2020-21?

(e) Other (including use of a motor vehicle, dog, property):

i. In 2018-19?

ii. In 2019-20?

- iii. 2020-21?
- (f) Not an eligible family victim:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (g) Related act:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (h) Adverse factors:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (i) Application withdrawn by applicant or due to death of applicant:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (j) Received other entitlements:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?
- (k) Not an eligible victims as application is for secondary victim:
 - i. In 2018-19?
 - ii. In 2019-20?
 - iii. 2020-21?

108. What is the total expenditure in 2020-21 on:

- (a) Counselling?
 - i. As a number and percentage, how much expenditure was awarded due to sexual assault?
 - ii. As a number and percentage, how much expenditure was awarded due to child sexual abuse?
 - iii. As a number and percentage, how much expenditure was awarded due to domestic violence?
- (b) Financial assistance for immediate needs?

- i. As a number and percentage, how much expenditure was awarded due to sexual assault?
- ii. As a number and percentage, how much expenditure was awarded due to child sexual abuse?
- iii. As a number and percentage, how much expenditure was awarded due to domestic violence?

(c) Financial support for economic loss – including a breakdown of actual loss of wages?

- i. As a number and percentage, how much expenditure was awarded due to sexual assault?
- ii. As a number and percentage, how much expenditure was awarded due to child sexual abuse?
- iii. As a number and percentage, how much expenditure was awarded due to domestic violence?

(d) Recognition payments?

- i. As a number and percentage, how much expenditure was awarded due to sexual assault?
- ii. As a number and percentage, how much expenditure was awarded due to child sexual abuse?
- iii. As a number and percentage, how much expenditure was awarded due to domestic violence?

109. What is the number and percentage of assaults resulting in grievous bodily harm (GBH) claims where the GBH is a psychological injury that have been awarded?

(a) Of these:

- i. What is the number and percentage assisted by Victims Services alone in each financial year since the commencement of the new scheme?
- ii. What is the number and percentage where the applicant has been assisted by an advocate since the commencement of the new scheme?
- iii. What is the number and percentage where the applicant has been legally represented since the commencement of the new scheme?

110. As a result of domestic violence, what was the average payment, in 2020-21, for:

- (a) Immediate needs?
- (b) Economic loss – including a breakdown of actual loss of wages?
- (c) Recognition payments?

111. As a result of sexual assault, what was the average payment, in 2020-21, for:
- (a) Immediate needs?
 - (b) Economic loss – including a breakdown of actual loss of wages?
 - (c) Recognition payments?
112. Due to s 44 factors, what is the number and percentage of claims, in 2020-21, involving domestic violence which services were:
- (a) Refused?
 - i. Broken down by number and percentage of each of the s 44 factors?
 - (b) Assistance was reduced?
 - i. Broken down by number and percentage of each of the s 44 factors?
113. Due to s 44 factors, what is the number and percentage of claims, in 2020-21, involving sexual assault which services were:
- (a) Refused?
 - i. Broken down by number and percentage of each of the s 44 factors?
 - (b) Assistance was reduced?
 - i. Broken down by number and percentage of each of the s 44 factors?

Department of Communities and Justice

114. Does Communities and Justice propose or is it seeking voluntary redundancies among staff this year?
- (a) How many redundancies are involved?
 - (b) What proportion of the Departmental staff is involved?
 - (c) How many redundancies have already occurred?
 - (d) If that many redundancies do not occur voluntarily what do you propose as an alternative?
115. Did Simone Walker, Deputy Secretary of Strategy, Police and Commissioning address Department of Communities and Justice staff via a Zoom meeting on 6 December last year – or any date near to that?
- (a) What did Ms Walker say about redundancies?

Fitzsimmons Graffiti

116. What was the daily cost of security at the Shane Fitzsimmons mural?
- (a) How many security guards were present at any one time?
 - (b) What is the total amount paid for security?

South West Sydney Legal Precinct

117. In October last year an announcement was made of \$1 million for a business case to investigate the potential development of a Community and Justice Precinct in Campbelltown.

- (a) What was the financial contribution to this of the State Government?
- (b) What was the financial contribution of the Federal Government?
- (c) What was the financial contribution of Campbelltown Council?