

1645—MR DICK PERSSON

Ms Ficarra to the Minister for Education and Training, Minister for Industrial Relations, Minister for the Central Coast, and Minister Assisting the Minister for Finance representing the Premier, Minister for Citizenship—

The Minister for Education and Training representing the Premier stated in his answer to the Question on Notice 1505 that Mr Dick Persson is an "SES officer of the Department of Premier and Cabinet, Mr Persson is subject to the Code of Conduct for officers of the Department of Premier and Cabinet. Mr Persson is also subject to any whole of government codes by virtue of his appointment to an SES position in the Department of Premier and Cabinet" .

1. In view of the Premier's answer, will the Premier ensure that a full investigation be undertaken by his Department into Mr Persson's conduct in relation to breaches of the Code of Conduct for officers of the Department of Premier and Cabinet, possible maladministration pursuant to the Ombudsman's Act and corrupt conduct pursuant to the Independent Commission Against Corruption Act?
 - a. If so, will the Department look at Mr Persson's conduct in relation to the following;
 - i. abuse of residents of Warringah and making defamatory comments about objectors to the Dee Why Town Centre LEP at Council meetings since 13 November 2007?
 - ii. breaches of the principles of administrative law in that he has fettered his discretion and failed to provide procedural fairness by issuing a Media Release on Warringah Council letterhead in November 2007 promoting the Dee Why Town Centre proposal to increase height limits from 5 and 6 storeys to 20 storeys in stating "it is Dee Why's last chance" and also providing the contact details of Multiplex developments in the Council Media Release?
 - iii. conduct that amounts to maladministration pursuant to the Ombudsman's Act 1974 and possible corrupt conduct pursuant to the ICAC Act 1988 by his comments regarding objectors, for why a Public Hearing should not be held and failure to adhere to the Warringah Council Code

of Conduct and Independent Hearing and Assessment Panel Charter?

- iv. conduct that amounts to maladministration pursuant to the Ombudsman's Act 1974 and possible corrupt conduct pursuant to the ICAC Act 1988 due to his conflict of interest occasioned by his meetings with Multiplex/Vambucca development representatives and public comments in relation to the applicants and the applications?
 - v. alleged misuse of the Warringah Council issued Credit Card?
 - vi. failing to act impartially, in the public interest and to maintain public trust?
- b. If not, why not?

Question asked on 9 April 2008 (session 54-1) and printed in [Questions & Answers Paper No. 46](#).

No answer has been published

1644—MR DICK PERSSON

Ms Ficarra to the Minister for Lands, Minister for Rural Affairs, Minister for Regional Development representing the Minister for Local Government, Minister for Aboriginal Affairs, Minister Assisting the Minister for Health (Mental Health)—

The Minister for Education and Training representing the Premier stated in his answer to the Question on Notice 1505 that Mr Dick Persson is an "SES officer of the Department of Premier and Cabinet, Mr Persson is subject to the Code of Conduct for officers of the Department of Premier and Cabinet. Mr Persson is also subject to any whole of government codes by virtue of his appointment to an SES position in the Department of Premier and Cabinet" .

1. In view of the Premier's answer, will the Minister for Local Government ensure that a full investigation be undertaken by his Department into Mr Persson's conduct in relation to breaches of the Code of Conduct for officers of the Department of Premier and Cabinet, possible maladministration pursuant to the Ombudsman's Act and corrupt conduct pursuant to the Independent Commission Against Corruption Act?

- a. If so, will the Department look at Mr Persson's conduct in relation to the following;
- i. abuse of residents of Warringah and making defamatory comments about objectors to the Dee Why Town Centre LEP at Council meetings since 13 November 2007?
 - ii. breaches of the principles of administrative law in that he has fettered his discretion and failed to provide procedural fairness by issuing a Media Release on Warringah Council letterhead in November 2007 promoting the Dee Why Town Centre proposal to increase height limits from 5 and 6 storeys to 20 storeys in stating "it is Dee Why's last chance" and also providing the contact details of Multiplex developments in the Council Media Release?
 - iii. conduct that amounts to maladministration pursuant to the Ombudsman's Act 1974 and possible corrupt conduct pursuant to the ICAC Act 1988 by his comments regarding objectors, for why a Public Hearing should not be held and failure to adhere to the Warringah Council Code of Conduct and Independent Hearing and Assessment Panel Charter?
 - iv. conduct that amounts to maladministration pursuant to the Ombudsman's Act 1974 and possible corrupt conduct pursuant to the ICAC Act 1988 due to his conflict of interest occasioned by his meetings with Multiplex/Vambucca development representatives and public comments in relation to the applicants and the applications?
 - v. alleged misuse of the Warringah Council issued Credit Card?
 - vi. failing to act impartially, in the public interest and to maintain public trust?
- b. If not, why not?

Question asked on 9 April 2008 (session 54-1) and printed in [Questions & Answers Paper No. 46](#).

No answer has been published

1577—WARRINGAH COUNCIL MAYOR AND COUNCILLOR FEES

Ms Ficarra to the Minister for Education and Training, Minister for Industrial Relations, Minister for the Central Coast, and Minister Assisting the Minister for Finance representing the Premier, Minister for Citizenship—

I refer to my question on Notice 1276 where I asked the Minister representing the Minister for Local Government whether Mayor and Councillors fees are paid to the State Government when a Council is under administration. I note the Minister responded "no".

1. Can the Premier please advise why :
 - a. the Warringah Council Annual Report for 2006/2007 states:
 - i. Mayor/Councillor Fees and Expenses
Between 1 July 2006 and 30 June 2007 the Mayor and Councillors fees were paid to the NSW Premier's Department as an Administrator was appointed. The total paid was \$222,092.
Mayoral Allowance - \$207,430
Seminars and Conferences - nil
Travel Allowance - \$1,180
Mobile Phones - \$1,926
Motor Vehicle - \$11,556?
 - b. the Warringah Council Annual Report for 2005/2006 states:
 - i. Mayor/Councillor Fees & Expenses
Between 1 July 2005 and 30 June 2006 the Mayor and Councillors fees were paid to the NSW Premier's Department as an Administrator was appointed. The total paid was \$219,362.00
Mayoral Allowance - \$199,600
Seminars and Conferences - \$1,670
Travel Allowance - \$1,473
Mobile Phones \$2,409
Motor Vehicles - \$14,208?
 - c. the Warringah Council Annual Report for 2004/2005 states:
 - i. Section 428(2) (f) Mayor/Councillor Fees & Expenses
Between 1 July 2004 and 30 June 2005 the

Mayor and councillors fees were paid to the NSW Premier's Department as an Administrator was appointed. The total paid was \$199,600?

2. In view of the above extracts from the Warringah Council Annual reports that clearly show payments of the Mayor and Councillor fees and expenses to the Government:
 - a. what is the total amount, for each council under administration, of funds received since 2003?
 - b. what have these funds received by the Government from the Councils under administration been spent on?
3. Did the Minister for Local Government mislead the House in his answer 1276?
4. Will the Premier ensure that a full review of all payments made by Councils is undertaken and a report provided as to whether the respective Councils are being charged correctly and that no Administrator is being paid by both the State Government and Council?
5. Is Mr Persson receiving both salary and expenses from Warringah Council and the State Government?
6. Why do the Warringah Council Annual Reports state that Mr Persson has received reimbursement for expenses each year between \$200,000 and \$208,000 from Warringah Council when Mayor and Councillor fees are being paid to the State Government?

Question asked on 1 April 2008 (session 54-1) and printed in [Questions & Answers Paper No. 42](#).

No answer has been published