

LEGISLATIVE COUNCIL

Question on notice

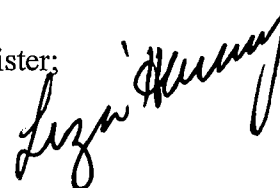
Tuesday, 18 February 2014

711. Hon Robin Chappie to the Attorney General representing the Minister for Road Safety.

I refer to the motor vehicle accident on the Broome-Derby road (Derby Highway) on Friday, 20 December 2013 that claimed the life of a 13 year-old girl, question without notice No. 17 asked in the Legislative Council on 14 May 2013, Australian Standard 1742.2 (1994), Section 3.11.2.7, the Main Roads special Stray Animals signs, the *Highways (Liability for Straying Animals) Act 1983*, and the Pastoral Lands Board Liability for Straying Stock on Roads document located at:

<http://www.lands.wa.gov.au/Publications/Documents/Pastoral-Lands-Liability-for-Straying-Stock-on-Roads.pdf>:

- (a) is or has the road been fenced by the pastoralists for the sections of the stations Roebuck Plains and Yeeda Stations that interact with the Derby Highway;
- (b) if yes to (a), on what date was this/these areas last fenced;
- (c) is or has the road been fenced by the lessees or owners of the Knowsley Agricultural Area that interact with the Derby Highway;
- (d) if yes to (c), on what date was this/these areas last fenced;
- (e) is or has the road been fenced by the owners of Freehold Lot 103 of Plan Number 215040 that interact with the Derby Highway;
- (f) if yes to (e), on what date was this area last fenced;
- (g) on what specific date was the advisory group for the management of straying livestock in pastoral regions set up in 2012;
- (h) how many times has that advisory group met since its inception and on what dates;
- (i) who are the members of that group and which organisations do they represent;
- (j) does this advisory group keep minutes of their meetings;
- (k) if yes to (j), will the Minister table those minutes;
- (l) if no to (j), why not;
- (m) if no to (l), why not;
- (n) does this advisory group provide updates of their activities/progress to the Minister;
- (o) if yes to (n), will the Minister table them;
- (p) if no to (n), why not;
- (q) if no to (o), why not;
- (r) is a secretariat provided by a department and, if so, by which department;
- (s) what progress to date has the advisory group made in managing or making recommendations to the Minister in respect of the management of straying livestock in pastoral regions;
- (t) in what way is the Main Roads' fencing policy similar to that of its Queensland counterpart;
- (u) is it a requirement that pastoral leases should be fenced to manage straying livestock interacting with road users;
- (v) if no to (u), why not;
- (w) does the nature and amount of traffic using the Derby Highway mean that it meets the criteria required by the *Highways (Liability for Straying Animals) Act 1983*;
- (x) if no to (w), why not;
- (y) does the *Highways (Liability for Straying Animals) Act 1983* have effect in all clauses to



the Derby Highway;
(z) if no to (y), why not;
(aa) will the Minister Table a copy of the Australian Standard 1742.2 (1994);
(bb) if no to (aa), why not;
(cc) in relation to the Main Roads' special Stray Animals signs, how many are placed on either side of the Derby Highway;
(dd) at what intervals are these signs placed along either side of the Derby Highway;
(ee) if there is not uniformity in relation to the distances of the placement of these signs along either side of the Derby Highway, can the Minister explain why;
(ff) how many of these signs are the primary warning signs and how many are supplementary warning signs;
(gg) why is there inconstancy between the Highways (Liability for Straying Animals) Act 1983 , the Pastoral lands board document and the Main Roads Stray Animals website 2.2 Background statement; and
(hh) do pastoralists, particularly those whose properties adjoining highways, have a legal responsibility for stock that stray onto these roadways?

Answer

Refer to Legislative Council Question on Notice 700.

- (a)-(f) Refer to Legislative Council Question on Notice 709.
- (g)-(t) Refer to Legislative Council Question on Notice 710.
- (u)-(v) Refer to Legislative Council Question on Notice 709.
- (w)-(ff) Refer to Legislative Council Question on Notice 710.
- (gg)-(hh) Refer to Legislative Council Question on Notice 709.