

**LEGISLATIVE COUNCIL**

**C256**

**QUESTION WITHOUT NOTICE  
(Of which some notice has been given)**

**Wednesday, 19 March 2014**

Hon Robin Chapple to the Minister for Mental Health representing the Minister for Planning.

Regarding the tearing down of buildings at the Swan Valley Nyungah Community, which took place on the morning of Tuesday 18 March 2014, I ask:

1. Did the Minister obtain a Section 18 under the *Aboriginal Heritage Act 1972*?
2. If no to (1), why not?
3. Was the Minister aware that the Sacred Dome was located on Pyrton Land and not on the Land addressed in the switch of Land from WAPC to Parks and Recreation?
4. If no to (3), why not?
5. When did the Department notify the City of Swan about the demolition order?
6. Will the Minister table the correspondence from the Department to the City of Swan advising of the demolition order?
7. If no to (6), why not?

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**I thank the Hon. Member for some notice of this question.**

- (1) No
  - (2) There was no requirement for a section 18 approval as the land does not fall within the meaning of section 5 of the Aboriginal Heritage Act 1972.
  - (3) Yes
  - (4) Not applicable
  - (5-7) The demolition permit was issued by the Building Commission and the Building Commission notified the City of Swan.
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