



Legislative Assembly of New South Wales

Standing Orders and Procedure Committee

Report 4/57 – October 2021

Broadcasting Resolution for the Legislative Assembly





Legislative Assembly

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New South Wales Parliamentary Library cataloguing-in-publication data:

New South Wales. Parliament. Legislative Assembly. Standing Orders and Procedure Committee

Broadcasting resolution for the Legislative Assembly / Legislative Assembly, Standing Orders and Procedure Committee [Sydney, N.S.W.] : the Committee, 2021. 1 online resource (22 pages). (Report no. 6/57 Standing Orders and Procedure Committee)

“October 2021”

Chair: Jonathan O’Dea, MP.

ISBN: 9781925214031

1. New South Wales. Parliament. Legislative Assembly—Television broadcasting of proceedings.
2. New South Wales. Parliament. Legislative Assembly—Rules and practice.
3. Legislative bodies—New South Wales—Lower chambers—Television broadcasting of proceedings.
4. Parliamentary practice—New South Wales.
 - I. O’Dea, Jonathan.
 - II. Title.
 - III. Series: New South Wales. Parliament. Legislative Assembly. Standing Orders and Procedure Committee. Report ; no. 4/57.

(328.944075 DDC22)

The motto of the coat of arms for the state of New South Wales is “Orta recens quam pura nites”. It is written in Latin and means “newly risen, how brightly you shine”.

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Membership

Chair	The Hon. Jonathan O'Dea MP
Members	Ms Steph. Cooke MP Mr Mark Coure MP Mr Adam Crouch MP Mr Michael Daley MP Mr Lee Evans MP Mr Ron Hoenig MP (from 23 June 2021) Mr Ryan Park MP (until 23 June 2021) The Hon. Mark Speakman MP Ms Anna Watson MP The Hon. Leslie Williams MP
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Speaker's foreword

The transition to the regular broadcast of the proceedings of the New South Wales Legislative Assembly commenced in 1993. The authorisation of the House is set out in Standing Order 368 which provides for the broadcast and re-broadcast of proceedings in any form and by any medium on such terms and conditions as may be determined by the Speaker from time to time.

Standing Order 368 was drafted in the era of free to air television and never contemplated the broadcasting of proceedings over the internet or the livestreaming of proceedings on social media, nor the use of video-on-demand services to allow users to watch and download past broadcasts of proceedings.

Currently, the terms and conditions for filming, re-broadcasting, viewing proceedings and obtaining clips of archival footage of proceedings are contained within a number of policy documents and locations on the Parliament's internet and intranet.

The proposed Broadcast of Proceedings Resolution developed by the Committee and which it presents for adoption by the House takes into account the current media environment and provides a primary articulation of the principles with which any authorised broadcast or rebroadcast of proceedings must be consistent.

I thank the members of the Committee for their considered and collaborative approach to this issue.

A handwritten signature in blue ink that reads "Jonathan O'Dea". The signature is written in a cursive, flowing style.

The Hon. Jonathan O'Dea MP
Chair

Recommendations

Recommendation 1 _____ 7

The Committee recommends that the House adopts the proposed Broadcast of Proceedings Resolution.

Recommendation 2 _____ 7

The Committee recommends that the House adopt a sessional order to repeal Standing Order 368.

Chapter One – Broadcast of Proceedings Resolution

Introduction

- 1.1 The Legislative Assembly, like all other Australian parliamentary jurisdictions, provides for the broadcasting and rebroadcasting of chamber and committee proceedings. Access to footage for rebroadcasting by third parties is provided, subject to certain terms and conditions. However, unlike some other Australian jurisdictions, the Legislative Assembly does not have an overarching broadcasting resolution of continuing effect.¹
- 1.2 Rather, in place of a broadcasting resolution, Standing Order 368 authorises the broadcast and rebroadcast of proceedings in any form and by any medium on terms and conditions as determined by the Speaker from time to time.
- 1.3 Proceedings of the Legislative Assembly and public hearings of Committees administered by the Legislative Assembly are broadcast on the Parliament's webpage (webcast).² Webcasts are considered part of the official record of proceedings of the House.
- 1.4 Additionally, television channels ABN Channel 2; ATN Channel 7; Nine Network Australia and Network Ten Pty Ltd receive a direct feed of proceedings which is not watermarked, that may be rebroadcast by the television channels, subject to certain terms and conditions.
- 1.5 Authorised users such as members and parliamentary staff may access recordings of past proceedings through Parliament-on-Demand. Other organisations and individuals may request recordings of past proceedings by application to the library after approval from the Clerk. Recordings of past proceedings, whether obtained through Parliament-on-Demand or by request to the library, are watermarked with Parliament's crest and contain video titles.

¹ Of the submissions received, three respondents have a broadcast resolution (Legislative Assembly of the ACT, Legislative Council of WA and the Australian Parliament). Two respondents did have a broadcast resolution that has subsequently been incorporated into the Standing Orders (Legislative Council and Legislative Assembly of Victoria). Two respondents do not currently have a broadcast resolution (Tasmanian House of Assembly and Qld Parliament). However, in Queensland, s58 of the Parliament of Qld Act provides that the Assembly may set conditions on publication of proceedings. Current conditions were tabled in 2007 and include ensuring fair & accurate reporting, context, technical restrictions and penalties for failure to comply with the conditions.

The Parliaments of South Australia and Northern Territory, who did not make a submission to this inquiry, do not have broadcasting resolutions, however, these legislatures both have comprehensive Standing Orders that set out terms and conditions relating to the transmission and broadcast of proceedings.

² Generally most public hearings are broadcast, however this is subject to the authorisation of the individual committee.

- 1.6 Specific terms and conditions apply to viewing proceedings on webcast, to media who rebroadcast footage of proceedings and to those people who access clips of past proceedings via Parliament-on-Demand or the library.
- 1.7 Since 2020 the Legislative Assembly has on occasion livestreamed specific proceedings on Facebook. Notwithstanding the provisions of Standing Order 368, the House has often passed a resolution authorising the livestreaming of the proceedings in question. The decision to have the House authorise the livestream has been made out of an abundance of caution in relation to the copyright of footage and any privilege attached to that.
- 1.8 The Committee recommends that the House adopt an overarching Broadcast of Proceedings Resolution with enduring effect.
- 1.9 A Broadcast of Proceedings Resolution would make clear that the House has authorised the broadcast of proceedings both by webcast on the internet and livestream on Parliament's social media channels and affirm that parliamentary privilege extends to such proceedings.
- 1.10 A Broadcast of Proceedings Resolution would set out the principles by which the Legislative Assembly agrees to authorise the broadcast and rebroadcast of proceedings over different mediums, with which specific terms and conditions relating to the provision and usage of broadcast material must not be inconsistent.
- 1.11 The Committee's proposed Broadcast of Proceedings Resolution may be found at Appendix One.

Background

Establishment and conduct of the inquiry

- 1.12 In 2020, as part of the Speaker's engagement plan to make parliamentary proceedings more accessible to the public, the Legislative Assembly began a trial of streaming select proceedings to Facebook via the Parliament's Facebook page.
- 1.13 In June 2020 the NSW Court of Appeal found that a group of media organisations were legally considered publishers of comments made by third party users on their Facebook pages in a case known as the *Voller* defamation case. The media organisations were therefore liable as publishers for allegedly defamatory remarks made in the comments section of posts on their Facebook pages, because they "encouraged and facilitated" comments by having public Facebook pages.³
- 1.14 In December 2020 the media organisations were granted special leave to appeal the decision to the High Court of Australia. In September 2021 the High Court dismissed the appeal and ruled that the media outlets can be held responsible for defamatory third party comments on their Facebook pages.⁴

³ Fairfax Media Publications; Nationwide News Pty Ltd; Australian News Channel Pty Ltd v Voller [2020] NSWCA 102.

⁴ Fairfax Media Publications Pty Ltd v Voller [2021] HCA 27.

- 1.15 The NSW Legislative Council has had a resolution of continuing effect for the broadcast of its proceedings since 2007. In 2019 the Council resolved to conduct a review into their existing broadcast resolution.
- 1.16 It was against this backdrop that on 29 July 2020 the Standing Orders and Procedure Committee resolved to inquire into and report on a broadcast of proceedings resolution for the Legislative Assembly.
- 1.17 The Committee wrote to parliaments in other Australian jurisdictions to seek submissions with their views on the elements that should be included in, and issues that should be considered in relation to, a broadcasting resolution. The Committee received seven submissions. The submissions are published on the Committee's [website](#) and a list of submission makers may be found at Appendix three.
- 1.18 At its meeting on 13 May 2021 the Committee considered what elements should be included in a broadcast resolution. The Committee agreed that any resolution should include: reference to social media; general terms and conditions for the filming and broadcasting of chamber proceedings, while also authorising the Speaker to determine specific terms and conditions for specific types of access; provide for the autonomy of committees to authorise recording and broadcasting of their proceedings and to set terms and conditions.
- 1.19 The Committee also agreed that a broadcasting resolution would not need to include a prohibition on using broadcast footage for the purpose of 'satire and ridicule' if it included a prohibition on digital manipulation or deceptive or misleading use and that Standing Order 368 should be reconsidered following the finalisation of a broadcast resolution.
- 1.20 At its meeting on 23 July 2021 the Committee agreed to a proposed Broadcast of Proceedings Resolution and agreed to present the proposed resolution to the House.

History of broadcasting of proceedings of the Legislative Assembly

- 1.21 Prior to 1993, proceedings of the Legislative Assembly were broadcast only very occasionally and for limited periods of time, in order for television channels to obtain file footage.
- 1.22 In May 1993 the House agreed in principle to the desirability of audio and television broadcasting of the proceedings of the Legislative Assembly.
- 1.23 In November 1993 the Speaker, the Hon. Kevin Rozzoli MP, entered into agreements with television channels regarding the videotaping of proceedings, whereby the Assembly contracted a company to record the proceedings, with costs being recovered from media outlets party to an agreement.⁵ The footage was used by media outlets in news bulletins.

⁵ The media agreement was for television channels 2,7,9 and 10. The media agreement has since lapsed, however, clean footage is still provided to the original parties to the media agreement, free of charge.

- 1.24 In 1995 Parliament installed an in-house television system and live video feed of proceedings were made available throughout the precincts.
- 1.25 Following the introduction of the video-taping of proceedings, individuals were able to request clips of past records of proceedings from the library, after approval from the Clerk. (In accordance with Standing Order 368 the Speaker has authorised the Clerk to give approval).
- 1.26 In 2002 the Assembly began broadcasting proceedings over the internet on Parliament's website.
- 1.27 In February 2020 the Speaker advised the House that the condolence motion for victims of the 2019-2020 bushfire season would be livestreamed on Facebook. Since then the Assembly has authorised the livestreaming of proceedings on a number of other special occasions including the livestreaming of the passage of legislation relating to COVID-19 and bushfire relief and the Treasurer's Budget Speech and Opposition Leader's speech in reply.
- 1.28 In 2021 Parliament introduced Parliament-on-Demand. Parliament-on-Demand is a video on demand service which provides authorised users with direct access to recordings of past proceedings via a portal on the intranet. The service currently provides access to past proceedings from 2021, with archives from earlier years to be made available in the future.

Standing Order 368

- 1.29 Currently, filming and broadcasting by any medium is authorised by the House under Standing Order 368:

The House authorises, on such terms and conditions as may be determined by the Speaker from time to time:

- (1) The filming of its proceedings and the proceedings in public of its committees; and
- (2) The broadcasting and re-broadcasting of such proceedings or extracts thereof in any form, both within and outside the Parliamentary precincts, by any medium.
-

- 1.30 Standing Order 368 was drafted to facilitate the operation of the television broadcasting agreement, to confirm the Speaker's authority to approve further release of footage or re-broadcasting of proceedings and to confirm that parliamentary privilege attaches to the broadcast of proceedings.
- 1.31 It was drafted in an era of free to air television and before the advent of the internet. As such, the Standing Order never contemplated the broadcasting of proceedings over the internet or the livestreaming of proceedings on social media, nor the use of video-on-demand services to allow users to watch and download past broadcasts of proceedings.
- 1.32 A Broadcast of Proceedings Resolution could address the changes in media technology that have occurred since the introduction of Standing Order 368.

Current arrangements

- 1.33 Parties who wish to obtain approval to film, broadcast, re-broadcast or view the Assembly's proceedings over the internet must agree to certain terms and conditions. For example: members of the press gallery must comply with press gallery guidelines; viewers of proceedings on the Assembly's webcast must accept certain terms and conditions before being able to access the webcast.

Terms and conditions

- 1.34 The terms and conditions for filming, broadcasting, viewing proceedings and obtaining clips of archival footage of proceedings are contained within a number of policy documents and locations on the Parliament's internet and intranet.

- 1.35 There are slight variations between the various terms and conditions documents. Broadly however, the terms and conditions are:

- Broadcasts of excerpts must be used only for the purpose of fair and accurate reports of proceedings and must provide a balanced presentation of differing views.
- Copyright of broadcast material belongs to the Parliament of NSW and no unauthorised use may be made of that material.
- Excerpts must not be used for:
 - (i) Political party advertising
 - (ii) Election campaigns
 - (iii) Satire or ridicule
 - (iv) Commercial sponsorship or commercial advertising.
- Television broadcasts are continuous and while in that complete and unaltered state are protected by parliamentary privilege.
- Extracts or excerpts of the broadcast are protected if they constitute fair and accurate reports of proceedings.

- 1.36 Other jurisdictions which have a broadcast resolution, including the House of Representatives and the NSW Legislative Council, provide for Presiding Officers to set further terms and conditions not inconsistent with their respective broadcast resolution.

- 1.37 The Broadcast Resolution the Committee proposes for adoption by the Legislative Assembly includes terms and conditions for broadcast and rebroadcast of proceedings, and provides for any other terms and conditions to be determined by the Speaker from time to time. A broadcast resolution would provide a single primary source of authority.

Prohibition on satire and ridicule

- 1.38 Current Legislative Assembly terms and conditions expressly prohibit the use of broadcast material for satire and ridicule.

1.39 The joint submission of the House of Representatives and Australian Senate observed the difficulty of enforcing a prohibition on the use of broadcast material for satire and ridicule, noting that their rules regarding the use of broadcast material for satire and ridicule had been removed in 2013:

... on the one hand, those rules were considered somewhat archaic. In addition, trying to enforce this restriction in the past often led to further promotion of the offending image and itself invited ridicule. Enforcement actions now rely principally on the prohibition on digital manipulation of broadcast material and photographs of parliamentary proceedings.⁶

1.40 The submission of the Australian Parliament highlights the difficulty of enforcing breaches of the restriction on the prohibition on satire and ridicule when re-broadcasting proceedings.

1.41 In recent years digital image manipulation has developed to become widespread, particularly on social media. The Committee discussed digital manipulation at its meeting on 23 July 2020 and considers that a prohibition on the digital manipulation of broadcast material should be included in the proposed Broadcast Resolution, however it is not necessary to prohibit the use of broadcast material for satire and ridicule. .

Broadcast of committee proceedings

1.42 Filming, photography and broadcasting of committee proceedings are subject to the authorisation of an individual committee. Media who are approved by a committee to cover its public proceedings must comply with certain terms and conditions that are issued by the committee.

1.43 The Committee considers that any broadcast resolution should provide for the autonomy of a committee to authorise recording and broadcasting of its proceedings and to set its own terms and conditions.

1.44 The proposed Broadcast Resolution therefore includes authority for the broadcast of proceedings of committees administered by the Legislative Assembly, subject to the authorisation of the committee in each instance. The proposed Broadcast Resolution also provides that individual requests for excerpts of sound and vision coverage of committee proceedings through the Parliament-on-Demand service require approval from the Clerk-Assistant, Scrutiny and Engagement, who has responsibility for managing the committees business unit.

Social media

1.45 The Parliament of NSW has social media accounts on Facebook, Instagram (owned by Facebook), YouTube, LinkedIn and Twitter.

1.46 Instagram, YouTube and LinkedIn have a facility for disabling comments. Facebook recently introduced controls for page owners to limit who can comment on their posts. Controls may be adjusted so comments are limited to:

⁶ Submission 6, Australian Parliament, pp. 2-3.

everyone who can see the post; only pages the NSW Parliament follows; or only profiles and pages mentioned in the post. Twitter has similar comment controls.

- 1.47 However, the Facebook comment controls cannot be used for livestreaming of broadcasts and commenting remains open to any user.
- 1.48 The NSW Parliament Digital Engagement Team actively monitors Parliament's Facebook page and removes posts that do not comply with the Parliament's cross-departmental moderation statement. Additionally, Facebook has an automatic profanity filter which blocks commonly reported words or phrases that are marked as offensive. Parliament may also add additional words to the profanity filter for its page.
- 1.49 Other jurisdictions do not include specific reference to social media in their broadcast resolutions, notwithstanding that they use social media. Some submission makers to this inquiry have noted that while they may not have specific reference to social media in their broadcast resolutions or standing orders, they do have policies and procedures in place for the active monitoring of comments on social media.⁷
- 1.50 The proposed Broadcast Resolution includes the House's authorisation of the broadcast of its proceedings on Parliament's social media channels, thereby negating the need for the recent practice of authorising such broadcasts in each instance.

Recordings of past proceedings

- 1.51 The NSW Parliament recently introduced the Parliament-on-Demand service to enable authorised users to watch, download and use broadcasts of past proceedings via a portal on the intranet, rather than needing to request clips from the library. Users must accept terms and conditions in a pop up window before being able to access footage.
- 1.52 As noted earlier, modern technological advances such as Parliament-on-Demand were not contemplated by the House when Standing Order 368 was drafted.
- 1.53 The Committee has included the authority of the House to provide access to excerpts of past proceedings through Parliament-on-Demand as part of the Broadcast Resolution.

Recommendation 1

The Committee recommends that the House adopts the proposed Broadcast of Proceedings Resolution.

Recommendation 2

The Committee recommends that the House adopt a sessional order to repeal Standing Order 368.

⁷ Submission 1, Legislative Council of Western Australia, p. 12; Submission 5, Legislative Council of Victoria, p. 2.

Appendix One – Proposed Broadcast of Proceedings Resolution

Broadcast of Proceedings

Provision of broadcast

- 1) The House authorises the broadcast and re-broadcast of the proceedings and excerpts of proceedings of the House and its committees in accordance with this resolution.
- 2) The House authorises the sound and vision broadcast of the proceedings of the House and its committees through:
 - a) the internal broadcast system within Parliament House,
 - b) the direct signal to accredited media within Parliament House,
 - c) the New South Wales Parliament website,
 - d) the New South Wales Parliament's social media channels.
- 3) The House authorises the provision of excerpts of sound and vision coverage of the proceedings of the House, including records of past proceedings, through direct access to the Parliament-on-Demand service to persons and organisations as determined by the Speaker.
- 4) Individual requests for excerpts of sound and vision coverage of the proceedings of the House by persons or organisations other than those identified in paragraph (3) (or without direct access to the Parliament-on-Demand service) require approval from the Clerk.
- 5) Individual requests for excerpts of sound and vision coverage of the proceedings of a committee through the Parliament-on-Demand service require approval from the Clerk-Assistant, Scrutiny and Engagement.

Conditions for broadcast and rebroadcast of Assembly proceedings

- 6) The live broadcast or rebroadcast of Legislative Assembly proceedings is authorised on the following conditions, and any other terms and conditions, not inconsistent with this paragraph, determined by the Speaker from time to time:
 - a) Only the following broadcast material shall be used:
 - i. the sound and vision coverage provided by the Parliament that is produced for broadcast, re-broadcast and archiving,
 - ii. official broadcast material supplied by parliamentary staff,

- iii. filming or photography on request by persons or organisations that is approved by the Speaker.
- b) Broadcast material shall be used only for the purposes of fair and accurate reports of proceedings, and shall not be digitally manipulated nor used for:
 - i. political party advertising or election campaigns,
 - ii. commercial sponsorship or commercial advertising.
- c) Reports of proceedings shall be such as to provide a balanced presentation of differing views.
- d) Excerpts of proceedings which are subsequently withdrawn may be broadcast only if the withdrawal is also broadcast.
- e) The instructions of the Speaker, or his or her delegates, on the use of recorded excerpts of proceedings must be observed at all times.

Conditions for broadcast and rebroadcast of committee proceedings

- 7) The following conditions apply to the broadcasting of committee proceedings:
 - a) The broadcasting, filming or photography of any public proceedings of a committee is subject to the authorisation of the committee in each instance.
 - b) A committee may determine conditions, not inconsistent with this resolution, for the recording and broadcasting of its proceedings, may order that any part of its proceedings not be recorded or broadcast, and may give instructions for the observance of conditions so determined and orders so made. A committee shall report to the House any wilful breach of such conditions orders or instructions.
 - c) Recording and broadcasting of proceedings of a committee shall not interfere with the conduct of those proceedings, shall not encroach into the committee's work area, or capture documents (either in hard copy or electronic form) in the possession of committee members, witnesses or committee staff.
 - d) Broadcast of committee proceedings shall be used only for the purposes of fair and accurate reports of those proceedings, and shall not be digitally manipulated nor used for:
 - i. political party advertising or election campaigns,
 - ii. commercial sponsorship or commercial advertising.
- 8) Where a committee intends to authorise the broadcasting of its proceedings, a witness who is to appear in those proceedings shall be given reasonable opportunity, before appearing in the proceedings, to object to the broadcasting on the proceedings and to state the ground of the objection. The committee shall consider any such objection, having regard to the proper protection of the witness and the public

interest in proceedings, and if the committee decides to permit broadcasting of the proceedings notwithstanding the witness' objection, the witness shall be so informed before appearing in the proceedings.

Appendix Two – Terms of Reference

The Standing Orders and Procedure Committee has been appointed to inquire into, and report on any matter relating to the standing orders or procedures of the House and its committees.

That the Standing Orders and Procedure Committee inquire into and report on:

- (a) A broadcast of proceedings resolution, and
- (b) any other related matter.

Appendix Three – Submissions

No.	Author
1	Legislative Council of Western Australia
2	House of Assembly, Parliament of Tasmania
3.	Legislative Assembly, Parliament of Victoria
4.	Legislative Assembly for the Australian Capital Territory
5.	Legislative Council of Victoria
6.	Parliament of Australia
7.	Legislative Assembly, Queensland Parliament

Appendix Four – Extracts from minutes

Minutes of Proceedings of the Standing Orders and Procedure Committee Meeting No. 16 (57th Parliament)

12:00pm, Wednesday 29 July 2020
Room 814/815, Parliament House

Members present:

The Hon. Jonathan O'Dea MP, Speaker (Chair)
Mr Greg Piper MP
The Hon. Mark Speakman MP
Mr Lee Evans MP
Mr Michael Daley MP
Mr Ryan Park MP
Mrs Leslie Williams MP
Mr Mark Coure MP
Ms Anna Watson MP

Officers in attendance:

Ms Helen Minnican, Clerk
Mr Simon Johnston, Director, House and Procedure
Mr John Young, Director, House and Procedure
Ms Carly Maxwell, Clerk Assistant, House and Procedure

Other attendees (by previous resolution of the Committee)

Mr Paul Blanch, Office of the Speaker
Mr Mitch Wright, Office of the Leader of Opposition Business

The Chair opened the meeting at 12.05pm.

1. Apologies

Ms Steph Cooke MP and Mr Adam Crouch MP.

2. Minutes of previous meeting

Agreed, on the motion of Mr Piper, seconded Mr Park: that the minutes of meeting 15 be adopted.

3. Broadcasting and live streaming

The Clerk briefed the Committee on the issues related to the streaming of proceedings on Facebook and recent advice from the Crown Solicitor's Office.

Discussion ensued.

Agreed, on the motion of Mr Daley, seconded Mrs Williams: that the Committee conduct an inquiry into a broadcasting resolution of the Legislative Assembly and make the issues

paper available to the Members of the Committee and the Chair of the Legislative Council Procedure Committee for consideration.

4. ...

5. ...

6. Next meeting

Wednesday, 16 September at 12pm (venue tbc).

There being no further business, the Committee adjourned at 12.31pm.

**Minutes of Proceedings of the Standing Orders and Procedure Committee Meeting No. 17
(57th Parliament)**

12:00pm, Wednesday 16 September 2020
Room 814/815, Parliament House

Members present:

The Hon. Jonathan O'Dea MP, Speaker (Chair)
Mr Greg Piper MP
The Hon. Mark Speakman MP
Mr Lee Evans MP
Mr Michael Daley MP
Mrs Leslie Williams MP
Ms Anna Watson MP
Ms Steph Cooke MP
Mr Adam Crouch MP
Mr Mark Coure MP (from 12.30pm)

Officers in attendance:

Ms Helen Minnican, Clerk
Mr Simon Johnston, Director, House and Procedure
Mr John Young, Director, House and Procedure
Ms Jenny Whight, Senior Procedure Officer

Other attendees (by previous resolution of the Committee)

Mr Paul Blanch, Office of the Speaker
Mr Mitch Wright, Office of the Leader of Opposition Business
Ms Georgia Luk, Office of the Speaker

The Chair opened the meeting at 12.00pm.

1. Apologies

Mr Ryan Park MP.

2. Minutes of previous meeting

Agreed, on the motion of Mr Evans, seconded Mr Piper: that the minutes of meeting 16 be adopted.

3. Inquiry into Broadcasting Resolution for the Legislative Assembly

The Speaker noted that, as resolved at the previous meeting, correspondence had been sent to the President attaching a copy of the issues paper for consideration by the Legislative Council Procedure Committee.

The Director, House and Procedure, John Young, briefed the Committee on the issues paper.

Discussion ensued.

The Committee noted the Legislative Council Procedure Committee has, since June 2019, been conducting its own inquiry into a broadcasting resolution for the Council. The Committee agreed that its inquiry should be cognizant of, and not duplicate, the work of the Legislative Council inquiry.

Agreed that the listed issues to be considered in the inquiry and canvassed with stakeholders should also include the scope of what should be captured by a broadcasting resolution and if there is a need to differentiate between broadcasting mediums and between official and unofficial broadcasts.

Members to provide additional stakeholders for inclusion in the list of stakeholders to be invited to make a submission.

4. ...

5. ...

6. ...

7. Next meeting

Wednesday 14 October at 1.15pm.

There being no further business, the Committee adjourned at 12.40pm.

Minutes of Proceedings of the Standing Orders and Procedure Committee Meeting No. 20 (57th Parliament)

12:00 noon, Thursday 25 March 2021
Jubilee Room, Parliament House

Members present:

The Hon. Jonathan O'Dea MP, Speaker (Chair)
The Hon. Mark Speakman MP
Mr Greg Piper MP
Mr Lee Evans MP
Mr Ryan Park MP
Mr Michael Daley MP
Mr Adam Crouch MP

Mr David Mehan MP (on behalf of Ms Anna Watson MP)

Officers in attendance:

Ms Helen Minnican, Clerk
Ms Carly Maxwell, Clerk-Assistant, House and Procedure
Mr Simon Johnston, Director, House and Procedure
Mr John Young, Director, House and Procedure
Mr Ben Foxe, Manager, House and Procedure

Other attendees (by previous resolution of the Committee)

Mr Paul Blanch, Office of the Speaker
Ms Georgia Luk, Office of the Speaker

The Chair opened the meeting at 12:07 pm.

7. Apologies

Ms Steph Cooke MP, Mr Mark Coure MP, Ms Anna Watson MP and the Hon. Leslie Williams MP.

The Committee resolved, on the motion of Mr Daley: That, pursuant to Standing Order 295(1), Mr David Mehan MP, Deputy Opposition Whip, be authorised to attend the meeting.

8. Minutes of previous meeting

The Committee resolved, on the motion of Mr Piper, seconded by The Speaker: That the draft Minutes of Meeting No. 19 be confirmed.

9. Inquiry into a Broadcasting Resolution of the Legislative Assembly

The Speaker referred the Committee to the Submissions received, included with the meeting papers.

The Committee resolved, on the motion of Mr Daley, seconded by Mr Speakman: That the Committee authorise the publication of submissions 1 to 7 on the Committee's website.

The Speaker referred to the summary of the submissions received prepared by the Secretariat.

Discussion ensued.

The Committee agreed that at the next meeting the Clerk would provide a briefing paper on the issues requiring consideration by the Committee relating to the need for, and the form and content of, a broadcasting resolution.

10. ...

11. ...

12. ...

13. ...

14. Next meeting

Proposed for the next sitting in May 2021.

There being no further business, the Committee adjourned at 1:02pm.

Minutes of Proceedings of the Standing Orders and Procedure Committee Meeting No. 21 (57th Parliament)

12:00 noon, Thursday 13 May 2021

Jubilee Room, Parliament House

Members present:

The Hon. Leslie Williams MP
Ms Steph Cooke MP
Mr Mark Coure MP
Mr Adam Crouch MP
Mr Lee Evans MP
Mr Ryan Park MP
Mr Greg Piper MP
The Hon. Mark Speakman MP

Officers in attendance:

Ms Helen Minnican, Clerk
Ms Carly Maxwell, Clerk-Assistant, House and Procedure
Mr Simon Johnston, Director, House and Procedure
Mr John Young, Director, House and Procedure
Mr Ben Foxe, Manager, House and Procedure
Ms Jenny Whight, Deputy Serjeant-at-Arms, House and Procedure

Other attendees (by previous resolution of the Committee)

Mr Paul Blanch, Office of the Speaker
Ms Georgia Luk, Office of the Speaker
Mr Alexander Gibson, Office of the Leader of the House

Ms Williams opened the meeting at 12:08 pm.

1. Apologies

The Hon. Jonathan O'Dea MP, Speaker, Ms Anna Watson MP and Mr Michael Daley MP.

2. Minutes of previous meeting

The Committee resolved, on the motion of Mr Evans, seconded by Mr Park: That the draft Minutes of Meeting No. 20 be confirmed.

3. Inquiry into a Broadcasting Resolution of the Legislative Assembly

The Deputy Speaker referred the Committee to the briefing paper concerning issues regarding a possible broadcasting resolution, included with the meeting papers.

The Committee discussed the briefing paper and issues regarding the form and content of a possible broadcasting resolution.

The Committee noted the following observations to be considered in the initial drafting of a broadcast resolution:

- A resolution should specifically refer to social media as a medium, without reference to various social media platforms.
- A broadcasting resolution should include general terms and conditions for the filming and broadcasting of chamber proceedings, while also authorising the Speaker to determine specific terms and conditions for specific types of access.
- A resolution must provide for the autonomy of a committee to authorise recording and broadcasting of its proceedings and to set terms and conditions.
- A broadcasting resolution would not need to include a prohibition on using broadcast footage for the purpose of 'satire and ridicule' if it included a prohibition on digital manipulation or deceptive or misleading use.
- Standing Order 368 should be reconsidered following the finalisation of a broadcast resolution.
- Parliament-on-demand should not be made available to the broader public at this time.

4. ...

5. ...

6. ...

7. ...

8. Next meeting

Proposed for the June 2021 sitting weeks.

There being no further business, the Committee adjourned at 12:44pm.

**Minutes of Proceedings of the Standing Orders and Procedure Committee Meeting No. 22
(57th Parliament)**

1:00 pm, Friday 23 July 2021

Held via Webex videoconferencing

Members present (all by Webex):

The Hon. Jonathan O'Dea MP

The Hon. Leslie Williams MP

Ms Steph Cooke MP

Mr Mark Coure MP

Mr Adam Crouch MP

Mr Michael Daley MP (from 1.21pm)

Mr Lee Evans MP

Mr Ron Hoenig MP

Mr Greg Piper MP

The Hon. Mark Speakman MP

Ms Anna Watson MP

Officers in attendance (all by Webex):

Ms Helen Minnican, Clerk

Ms Carly Maxwell, Deputy Clerk

Mr Simon Johnston, A/Clerk-Assistant, House and Procedure

Mr John Young, Director, House and Procedure

Mr Ben Foxe, Manager, House and Procedure

Other attendees (by previous resolution of the Committee, and all by Webex)

Ms Georgia Luk, Office of the Speaker

Mr Amer Nasr, Office of the Leader of the House

Mr Ben Sheath, Office of the Government Whip

Mr Dylan Parker, for Office of the Manager of Opposition Business

Mr Speaker opened the meeting at 1:02 pm.

1. Minutes of previous meeting

The Committee resolved, on the motion of Mr Coure, seconded by Mr Crouch: That the draft Minutes of Meeting No. 21 be confirmed.

The Chair advised the Committee that, on 23 June 2021, Mr Hoenig had been appointed to serve on the Committee in place of Mr Park.

2. ...

3. Inquiry into a Broadcasting Resolution of the Legislative Assembly

The Speaker referred the Committee to the initial draft resolution as circulated. Discussion ensued.

Resolved, on the motion of Mr Piper, seconded by Mr Crouch: That the draft broadcasting resolution as circulated be the proposed resolution for the House in the report of the Committee's inquiry into a Broadcasting Resolution of the Legislative Assembly.

4. ...

5. ...

6. ...

7. ...

8. Next meeting

Proposed for the end of August 2021.

There being no further business, the Committee adjourned at 2:03pm.

**Minutes of Proceedings of the Standing Orders and Procedure Committee Meeting No. 23
(57th Parliament)**

11:30 am, Tuesday 24 August 2021

Held via Webex videoconferencing

Members present (all by Webex):

The Hon. Jonathan O'Dea MP

The Hon. Leslie Williams MP

Ms Steph Cooke MP (from 12:27 pm)

Mr Mark Coure MP

Mr Adam Crouch MP

Mr Michael Daley MP

Mr Lee Evans MP

Mr Ron Hoenig MP

Mr Greg Piper MP

The Hon. Mark Speakman MP

Ms Anna Watson MP

Officers in attendance (all by Webex):

Ms Helen Minnican, Clerk

Ms Carly Maxwell, Deputy Clerk

Mr Simon Johnston, A/Clerk-Assistant, House and Procedure

Mr John Young, Director, House and Procedure

Mr Ben Foxe, Director, House and Procedure

Ms Jenny Whight, Senior Parliamentary Officer, House and Procedure

Other attendees (by previous resolution of the Committee, and all by Webex)

Mr Paul Blanch, Office of the Speaker

Ms Georgia Luk, Office of the Speaker

Mr Amer Nasr, Office of the Leader of the House

Mr Ben Sheath, Office of the Government Whip

By concurrence of the Committee, Mr Scott Fuller, Senior Program Manager, Digital Transformation, Department of Parliamentary Services, attended the meeting for item three.

Mr Speaker opened the meeting at 11:32 am.

1. Apologies

Mr Crouch advised Ms Cooke would be an apology.

2. Minutes of previous meeting

The Committee resolved, on the motion of Mr Piper, seconded by Mr Coure: That, the draft Minutes of Meeting No. 22 be confirmed.

3. ...

4. ...

5. ...

6. ...

7. ...

8. Inquiry into a Broadcasting Resolution of the Legislative Assembly

The Speaker referred the Committee to the briefing note on the TV network broadcasting agreement, and the draft Committee report on the Inquiry into a Broadcasting Resolution of the Legislative Assembly, as circulated in the meeting papers.

The Committee considered the Chair's draft report into a Broadcasting Resolution.

Resolved, on the motion of Mr Piper, seconded by Mr Coure: That, the report concerning the Broadcasting Resolution be adopted by the Committee as the report of the Committee, the report be signed by the Chair and presented to the House, and that once tabled the report be published on the Committee's webpage.

9. ...

10. Next meeting

Proposed for mid-September 2021.

