

c2026-059A  
OPP--Opposition

---

LEGISLATIVE COUNCIL

**Library Amendment Bill 2026**

**First print**

**Proposed amendments**

---

No. 1 **Attendances of witnesses**

Page 3. Insert after line 26—

**Schedule 2 Amendment of Parliamentary Evidence Act  
1901 No 43**

**[1] Sections 7 and 8**

Omit sections 7–9. Insert instead—

**7 Non-attendance of witnesses**

- (1) This section applies if a person is summoned to attend and give evidence before the Council or Assembly or a Committee by a notice or order as referred to in section 4.
- (2) If the person fails to attend and give evidence as required by the notice or order, the President or the Speaker, as the case requires, may issue a warrant for the apprehension of the person for the purpose of bringing the person before the Council, Assembly or Committee to give evidence.
- (3) The President or the Speaker must not issue the warrant unless satisfied of the person's failure to attend and that the non-attendance is without just cause or reasonable excuse.
- (4) The warrant must be in the form set out in Schedule 1 or a similar form.

**8 Warrants and orders of President or Speaker sufficient authority for acts under them**

- (1) A warrant issued under section 7 is sufficient authority for all persons acting under the warrant to apprehend the person named in the warrant, and to keep the person in custody, so the person may be—
  - (a) produced, from time to time, for the purpose of giving evidence, or
  - (b) remanded and finally discharged from custody, pursuant to an order under the hand and seal of the President or the Speaker, as the case requires (a *discharge order*).

- 
- (2) A discharge order is sufficient authority for all persons acting under the order.
  - (3) An individual does not incur civil or criminal liability for an act or omission done in good faith in the exercise or discharge, or purported exercise or discharge, of a function under this section.

**[2] Schedule 1**

Omit Schedules 2 and 3. Insert instead—

**Schedule 1 Warrants**

section 7(4)

**Form of warrant**

To the [*Usher of the Black Rod/Serjeant-at-Arms, as the case requires*], the Commissioner of Police and all police officers.

WHEREAS \_\_\_\_\_ of \_\_\_\_\_ (the *witness*) has been duly summoned to attend and give evidence before the \_\_\_\_\_ pursuant to the *Parliamentary Evidence Act 1901*, but has failed to appear.

This warrant requires you to immediately apprehend the witness and detain the witness in custody for the purpose of being brought before \_\_\_\_\_ to give evidence and there to obey all further orders under the hand of the [*President/Speaker, as the case requires*] for the witness's remand or final discharge from custody.

Given under my hand and seal at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ in the year \_\_\_\_\_ .

[*President/Speaker, as the case requires*]

No. 2 **Long title**

Omit "related". Insert instead "other".