

NEW SOUTH WALES

PARLIAMENTARY DEBATES

(HANSARD)

(THIRD SERIES)

SESSION 1991

FIRST SESSION OF THE FIFTIETH PARLIAMENT

41° ELIZABETH II

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SITTINGS FROM 2ND JULY, 1991, TO 29TH JANUARY, 1992

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PARLIAMENTARY DEBATES**

(HANSARD)

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*Explanation of Abbreviations (Bilk): int, Introduction and/or First Reading;
2R, Second Reading; Com, Committee; 3R, Third Reading; OS, Other Stages*

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 35.

MR R. F. CHAPPELL:**AS ACTING-SPEAKER:**

Chau Members **will** direct their
 remarks through the Chair, 623,917,
 918, 919, 926. 1038, 2121, 2124,
2125, 3043, 3656, 3657, 3658, 3668,
3673, 3677, 3679, 3857, 4452, 4672,
4673, 4674, 5135, 6161. 6666.

Debate: A Minister in reply may
 correct any statement made by a
 member during the debate, 2130.

Members should debate in proper
 manner, 1949, 2121.

Members **will** not conduct debate across
 the table, 3657, 3658, **3668, 3857,**
 6161, **6666.**

Documents: A member who had been
 reading a **fair** proportion of text but at
 other times had been observed not to
 be reading was asked to refer only
 sparingly to **his** notes. 3854.

**Interjections, Interruptions, and
 Disorder:** Members with the call **will**
 be heard in silence, 623, 1038, **1040,**
 1041, 1949, 3672

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Assembly, Legislative: Rulings, Observations and Opinions of the Chair: *(continued)*:

ACTING-SPEAKER (MR R. F. CHAPPELL) *(continued)*:

Members wishing to converse should do so outside the Chamber, **6663**; and private discussions being conducted in the Chamber and discussion to determine the business of the House should be conducted quietly, **6663**.

Offensive and Objectionable Remarks, Imputations and Aspersions: Expressions withdrawn voluntarily: "the Minister is a dill", **3657**; "Minister sewers", **3664**.

Points of Order: A member was directed to address the Chair on the point of order, **3675**.

A point of order was spurious, **3856**.

Not Upheld:

Member giving examples, **5134**.
Member making passing reference, **6161**.

Member **referring** to copious notes, **3854**.
Relevance, **3673, 3675, 3847, 3857**.

Upheld:

Relevance, **2131**.

Procedure: A member wishing to participate in debate should seek the call, **3855**.

Relevance: A member was directed to return to the substance of the debate, **2131, 3675, 4672**; scope of the bill, **3847, 5135**.

A member discussing matters of only passing relevance to the motion was asked to keep these matters brief and return **quickly** to the **subject** of the debate, **3675**.

A member leading for the Opposition was entitled to canvass matters widely but was asked to wme to the points at issue, **5515**.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair: *(continued)*:

ACTING-SPEAKER (MR R. F. CHAPPELL) *(continued)*:

Chair: Members will direct their remarks through the Chair, **5998, 5999**.

Points of Order:

Not Upheld:

Member giving example, **5937**.
Relevance. **5996**.

Upheld:

Member asked to conclude debate on clause, **6000**.

Relevance: A member was **directed** to confine his remarks to the clause under consideration, **5996, 5997**; with only some exemplification, if necessary, **5996**.

MR W. A. MERTON:

As ACTING-SPEAKER:

Chair: Members **will** direct their remarks through the Chair, **2298**.

The Chair had made a ruling and a member who then sought to address the Chair on that ruling **was** asked to resume **his** seat, **4688**.

Members traditionally are called from alternate sides of the political forum. **2306**.

Documents: Members **may** refer to copious notes but should not read them verbatim. **2550, 2560, 2561**.

Debate: Members **will** refrain from commenting in debate about visitors to the public gallery, **2299**.

Interjections, Interruptions and Disorder: A member making a maiden **speech** should be allowed to do **so** without interjection, **931**.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair
(continued):

ACTING-SPEAKER (MR *W. A. MERTON*)
(continued):

Members with the call should be heard in silence, **935, 2299, 2300, 3229, 3256, 3257, 3403, 3693, 4278, 4677, 4679, 4681, 5113, 5353, 6248.**

Members addressing the Chair should not provoke intjection from other members, **3696**; and should refrain from verbal confrontation with interjectors, **2299.**

Members will not interject across the Chamber, **2304.**

A member was directed to resume his seat, **5114.**

Public gallery visitors will desist from applauding, **2297.**

Members asked to Resume Seat: Mr **Crittenden, 5114**; Mr **Face, 4688**

Offensive and Objectionable Remarks, Imputations and Aspersions:

Expressions required to be withdrawn: "political pygmy", **3402**; [a political party had its] "snout" in the "trough", **3403**; "poor gormless goofball . . .", **4688**; "liar", **5114.**

A member was directed to make no further reference to "donkeys", **3696.**

Points of Order:

Not Upheld:

Member using notes, **928.**
Relevance, **5114.**

Upheld:

Relevance, **3402, 4688, 6250.**

Relevance: A member was directed to **confine** his remarks to the leave of the bill, **3402, 3404, 4687, 4688, 6250**; but was entitled to comment on issues raised by the Minister in his second reading speech, **4688.**

Assembly, Legislative: Rulings, Observations and Opinions of the Chair
(continued):

ACTING-SPEAKER (MR *W. A. MERTON*)
(continued):

AS TEMPORARY CHAIRMAN OF COMMITTEES:

Amendments: A motion to amend an amendment can be moved only after the **first** amendment has **been** dealt with, **5932, 5947.**

A member was asked to circulate his amendments to the Chair and members. **5932.**

Division: Casting vote, **6253.**

Interjections, Interruptions and Disorder: Members should not banter across the table. **4643.**

Offensive and Objectionable Remarks, Imputations and Aspersions: Expression required to be withdrawn: [A member] "is a member of the left", **4643.**

Point of Order:

Upheld:

Amendment to amendment. **5932.**

Relevance: Members were **directed** to confine remarks to the scope of the amendment, **4643, 5947.**

MR A. A. TINK:

AS ACTING-SPEAKER:

Chair: Members **will** address their remarks through the **Chair**; **344, 873, 1264.**

Division: Casting vote, **6283.**

A division was not **called** at the appropriate time and the question was recommitted, **6282.**

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Assembly, Legislative: Rulings, Observations and Opinions of the Chair
(continued):

ACTING-SPEAKER (MR A. A. TINK)
(continued):

Documents: A member may refer to copious notes but should not read them, **331**.

Grievance Debate: Parameters of grievance debate, as set by Speaker **Kelly** and adopted by Speaker **Rozzoli**: members **(1)** should restrict themselves to **matters** of concern to themselves, their electorates or their community generally and should not ventilate inappropriate matters; **(2)** must confine themselves to one subject of particular concern to them and their electorate; may not canvass a number of matters in one contribution, even though they have sufficient time to do so; and **(3)** must not attack the conduct of other members under the guise of having a grievance noted, **5734**.

Interjections, Interruptions and Disorder: A member was directed to cease **interjecting**, **344**; and the House was called to order, **5780**.

Offensive and Objectionable Remarks, Imputations and Aspersions: Expression required to be withdrawn: "his speech was prepared by someone outside the Parliament and he read it word for word", **6147**.

Points of Order:

Not Upheld:

Member not reading a speech, **331**.

Relevance, **345, 748, 1423**.

Upheld:

Grievance debate parameters, **5734**.

Relevance, **345, 1424, 3201, 4466**.

Relevance: A member was directed to confine his remarks to the leave of the bill, **619**.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair
(continued):

ACTING-SPEAKER (MR A. A. TINK)
(continued):

A member's references to examples to support his argument were ruled to be relevant, **1423**.

A member may illustrate points by **referring** briefly to specific matters but should not generally debate them, **1044**.

Members may make only brief reference to matters they believe ought to be contained in bills but which are not, **619**.

AS TEMPORARY CHAIRMAN OF COMMITTEES:

Chair: Members will direct their remarks through the Chair, **1809**.

Division: Casting vote, **1634, 1654, 1768, 1800, 1804, 1809, 1823, 6056**.

Because of doubt whether the bar of the House was **lifted** to enable a member to enter after the doors had been ordered locked, the division bells were rung again, **4459**.

Extension of Time: In Committee **stages** of a bill there is no provision for a member's time to **speak** to be extended, **4604**.

Interjections, Interruptions, and Disorder: The Committee was called to order, **1800, 5357**.

Points of Order:

Upheld:

Relevance, **1645, 1784, 5959**.

Upheld in Part:

Relevance, **1798**.

Relevance: A member was directed to return to the subject of the clause [amendment], **1636, 1645, 4466, 4604, 4606, 4607, 5357**.

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Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

TEMPORARY CHAIRMAN (MR A. A. TINK) (continued):

A member should restrict his remarks to the scope of the clause being considered, **1784, 1798, 1812**; although the member is entitled to support his argument with examples, **1798, 1812**.

Although it is in order to consider the clause in the context of the amendment, the member is not entitled to range more widely merely because he did not seek the call during the second reading debate, **4607**.

DEPUTY-SPEAKER AND CHAIRMAN OF COMMITTEES (MS WENDY SUSAN MACHIN):

AS CHAIRMAN OF COMMITTEES:

Election, **32**.

Amendments: Amendments must be dealt with sequentially, one at a time, **5557**.

An amendment was out of order because it did not apply to the specific amending bill but only to the original Act, **710**.

Chair: Members **will** direct their remarks through the Chair, **603, 762, 1373**.

The Chair will be heard in silence, **762**.

The Chair **will** hear debate in silence, and offending members were warned of removal, **5363, 5378**.

Closure: Once Standing Order **175B** has been invoked all questions shall be put without debate, **1772**; and any question before the House, and any circulated amendments standing in the Minister's name will be dealt with as part of the closure, **1773**.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

CHAIRMAN OF COMMITTEES (MS WENDY SUSAN MACHIN) (continued):

Debate: A longstanding practice has been to allow robust debate, but lines must be drawn, **5368**.

Division: Casting vote. **198, 575, 584, 587, 592, 760, 1770, 1771, 1776, 5388**.

Rules of order apply during and after division, **571, 5363**.

Members who move about the Chamber during division are grossly disorderly, **1771**.

Documents: A member should identify a document from which he is quoting at length and, if that cannot be done, should make only passing reference to it. **768**.

Interjections, Interruptions and Disorder: Members **will** not have private conversations in the Chamber, **1367**; members **wishing to** converse **will** do so outside the Chamber, **4645, 5363**; and shall leave the Chamber quickly and quietly, **576, 760, 765, 1761**.

Members **will** not interject, **603, 4469**.

Members [and Ministers] addressing the Chair **will** be heard in silence, **605, 762, 1367**.

Members **will** not converse across the table [Chamber]. **753, 1365, 1373, 4468, 4469, 5368**.

A member was canvassing a **ruling** and trifling with the Chair, **762**.

It is **disorderly** for members to converse with visitors to the public gallery, **764**.

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CHAIRMAN OF COMMITTEES (MS WENDY SUSAN MACHIN) *(continued)*:

Members should not move about the Chamber, **1367**; and those who do so during division are being grossly disorderly, **1771**.

The rules of order apply in Committee, **5363**; and during and after division, **571**.

A member was asked not to behave as he had done in the Chamber, **4472**.

Offensive and Objectionable Remarks, Imputations and Aspersions: The use of the word "screwed" was not vital to the context of the debate, and members should refrain from using such language unless it was absolutely necessary in the context of the debate, **1765**.

Expression required to be withdrawn: "liar", **5368**.

Points of Order: A point of order must be concluded before a member may take a further point of order, **709**.

Not Upheld in Part:
Relevance, **5926, 5927**.

Upheld:
Debate on amendments is specific, **710, 5361**.

Upheld in Part:
Member giving example, **5926, 5927**.

Procedure: Members should audibly seek the call, **6013**.

Relevance: A member was directed to address the clause [amendment] under consideration, **574, 591, 710, 752, 755, 762, 770, 4065, 4469, 5368, 5918, 5926, 5927, 5929, 5930**.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair *(continued)*:

CHAIRMAN OF COMMITTEES (MS WENDY SUSAN MACHIN) *(continued)*:

At the Committee stage members may debate only specific matters and not make a second reading speech, **5918**.

Tedious Repetition: A member was asked to introduce new material in debate to avoid being tediously repetitive, **772**; and was warned against being repetitive, **5927**.

AS DEPUTY-SPEAKER:

Amendments: A member may foreshadow amendments during debate on the second reading of a bill but may not state them formally, **3389**.

Chair: Members will direct their remarks through the Chair, **972, 1017, 2532, 3401, 3858**.

Debate: A member who wishes to participate in debate should seek the call in the usual way. **958, 961**.

Debate may be enthusiastic but members should temper their language and phraseology, **4000**.

A member is entitled to canvass administrative matters generally but should not delve too deeply into a ministerial portfolio and was directed not to pursue that line further, **4003**.

Documents: A member cannot move that a Minister should incorporate a document in *Hansard*, **1941**. A member is not permitted to table or incorporate documents; only Ministers have that privilege, **1935**.

A member quoting at length from a document, letter or newspaper report must verify the document, **1933**.

A member who referred to in detail and quoted total passages from a document would be asked to identify the

Assembly, Legislative: Rulings, Observations and Opinions of the Chair *(continued)*:

DEPUTY-SPEAKER (MS WENDY SUSAN MACHIN) *(continued)*:

document and its author, but not if general reference only were made, **1934**.

A member unwilling to disclose the identity of the author of a document would be asked to make general reference only to the document, **1934**.

Grievance Debate: **A** member may raise only one issue in a grievance debate, **2538, 5745**; but would be in order if able to link two separate matters to show they formed the one subject, **5745**.

Interjections, interruptions and **Disorder:** **A** member reading a newspaper in the House was being disorderly, **1227**.

A member who asks a question will listen in silence to the reply, **2106**.

Members will not interject [converse] across the table, **1940, 2529, 4304, 5572**.

Public gallery visitors may be removed for disorderly conduct, **1011, 2138, 2277**.

Offensive and Objectionable Remarks, Imputations and Aspersions: **A** member who objects to a remark made in the House must use the forms of the House to raise such objection **1219**.

Points of Order: In **speaking** to a point of order it is not appropriate to debate the truth of a matter, **5577**.

Not Upheld:
Relevance, **975, 1941, 3688, 3691, 5573**.

Upheld:
Relevance, **3389, 4003**.
Two subjects debated in grievance debate, **5745**.

Assembly, Legislative: Rulings, Observations and **Opinions** of the Chair *(continued)*:

DEPUTY-SPEAKER (MS WENDY SUSAN MACHIN) *(continued)*:

Private Members' Statements:
Members may not refer to more than one subject, **5745**.

Procedure: Members should obey convention and refer to Ministers by their portfolios and members by their titles and electorate names, **1016, 4000**.

Relevance: **A** member was directed to confine his remarks to the leave of the bill, **1010, 4269, 4300, 5572, 5573, 5576, 5577**.

Although Ministers and members often refer to issues not related directly to a bill that does not permit debate on **subsidiary** matters. **5573**. If a **Minister** in his second reading speech refers briefly to a particular matter a member speaking subsequently is entitled only to refer equally briefly to that matter. **5577**.

Sub Judice Rule: The Chair sought the assurance of a member that his **raising** of a matter would not jeopardise any future court action, **5745**.

MR SPEAKER (**THE HON.** KEVIN RICHARD ROZZOLI):

Election, **23**.
Resentation to Governor, **29**.

Amendments: The House may not consider more than one amendment at a time, **1432**; although notice of intention to propose a further amendment may be alluded to, **1432**.

A member debating an amendment to a motion is entitled to move a further amendment only if the **first** amendment is not proceeded with, **128**

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SPEAKER, MR (THE HON. **K. R. ROZZOLI**) **(continued)**:

Standing Order **198**, which states "Amendments may be proposed to a proposed amendment as if such proposed amendment were an original question", appears to allow a member the right to proceed to move an amendment **consequential** to the amendment moved, that is, an amendment to improve the original amendment, but is qualified by Standing Order **195**, which states "No amendment shall be proposed in any part of a question after a later part has been amended or has been proposed to be amended, unless the proposed amendment has been, by leave of the House, withdrawn.", **1432**.

Members may refer to amendments generally but may not reread each amendment, **3335**.

Censure: Debate on any motion of censure is very serious and should be conducted in an orderly manner, **3589**.

Chair: The Chair is responsible for the order of the House, **1287, 4238**.

Members **will** address their remarks through the Chair, **300, 301, 359, 1395, 2975, 3617, 4486, 5306, 5320**; and not converse with the Minister at the table, **705**.

The Chair **will** hear in silence a member with the call, **2510**.

The Chair has no power to order a member to retract a statement but a member offended by such statement has a right to make a personal explanation, **2077**.

The Chair deplores the **trivialising** of Question Time, **5540**.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair **(continued)**:

SPEAKER, MR (THE HON. **K. R. ROZZOLI**) **(continued)**:

The Chair is impartial and has no role in saving or otherwise assisting a government, nor is that the intention of the Chair in any of its rulings, **3636**.

A member's motion required sober consideration, **3636**.

It is for the Chair to determine whether a matter, prima facie, is one of privilege, **3357**.

Member asked to unequivocally and unconditionally withdraw a reflection on the Chair, **71**. Member apologised and said he had no intention of showing disrespect for the Chair, **96**. Aspersions against the Chair are a matter of grave disorder, **5308**.

A member was flouting a ruling, **97, 707, 1899**.

Debate: Members making maiden speeches should be given the courtesy of silence in the House, **3026**.

Members will refer to other members by their titles or electorate names, not by their personal names, **3210, 3987, 4000**.

Members should seek an extension of speaking time three minutes before their prescribed time is exhausted, **3423**. Although that time had passed, the question was put, **3815**. The matter is customary procedure and not one of restrictive decision by the **Chair, 3814**.

Distinguished Visitors: Former members of Parliament, **3571**.

Senator **William V. Roth Jr**, United States of America Congressional Representative, **5964**.

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Assembly, Legislative: Rulings, Observations and Opinions of the Chair *(continued)*:

SPEAKER, MR (THE HON. K. R. ROZZOLI) *(continued)*:

Division: A division was called off because a member who was present was paired, **1433**.

Pairs arrangements are not covered by standing orders, **1433**.

The Chair was unable to determine whether a member had voted differently in division from the way indicated when calling a division, **3444**.

During division the House will maintain decorum, **3445**.

Casting vote, **199, 466, 847, 1325, 1828, 1907, 3654, 6288**.

Documents: Standing orders preclude members from reading into debate large sections of documents, regardless of their source, the contents of which should be paraphrased, **356, 1400**; although members could read small extracts, **1400**.

Standing orders do not provide for a member other than a Minister to table documents, **4483, 6205**. It is a matter for a Minister whether he wishes to table a document. **1897**.

A member was directed to clearly identify a document, the source, the signatures and the date, **6205**.

Though the veracity of the contents of a letter could not be fully determined the Chair was of opinion that sufficient had been said in points of order to place the letter in correct context, **6205**.

Extension of Tie: A member was grossly out of order in stating that the Opposition had no objection to the

Assembly, Legislative: Rulings, Observations and Opinions of the Chair *(continued)*:

SPEAKER, MR (THE HON. K. R. ROZZOLI) *(continued)*:

Premier being granted an extension of time to make a ministerial statement, **52**.

Members seeking an extension of **speaking** time should do so three minutes before their prescribed time is exhausted, **3423**. Although that time had passed, the question was put. **3815**. The matter is customary procedure and not one of restrictive decision by the Chair, **3814**.

Hansard: A member having asked the Chair to request another member to correct the *Hansard*, the Chair was of opinion that in circumstances of allegation and counter-allegation the *Hansard* record stands, **3811**.

interjections, interruptions and **Disorder**: Members **wishing** to converse should do so outside the Chamber, **60, 204, 295, 350, 695, 1204, 1562, 1611, 1745, 1894, 1904, 4421, 4481, 4492, 4623, 4787, 4812, 5081, 5306, 5763, 5962, 5973, 6689, 6695**.

A serious matter should be treated as such, **65**. Debate on a motion of censure is very serious and should be conducted in an orderly manner, **3589**.

Members with the call should be heard in silence. **137, 138, 296, 419, 431, 553, 700, 892, 980, 1123, 1128, 1268, 2510, 4235, 4492, 5072, 5073, 5294, 5307, 5542, 5765, 5767**.

Members in the Chamber will not converse loudly among themselves, **1309, 4787**; or interject [converse] across the Chamber, **2963, 4778, 5320**; and excessive **interjection** [conversation] made it **difficult** for members to hear what was said, **5293, 5307**.

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SPEAKER, MR (THE HON. K. R. ROZZOLI) *(continued)*:

Members with the call are permitted to respond to interjections, **705**; but should ignore them, **557**.

Members would have a chance to contribute to debate and should restrain themselves until they have the call, **158**; and a member who had contributed to debate should refrain from interjecting, **1405**.

The Chair was pleased to see members in good humour, **3164**, but warned members to contain that good humour and all extreme forms of behaviour, **892**; so that it does not intrude on the orderly conduct of proceedings, **3164**.

Members should maintain decorum, **3221, 4497**; including during division, **3445**. A member walking about the Chamber during debate was behaving indecorously, **698**.

Although at times indecorous language is used in the House, it behoves party leaders to set for members a proper example, **4033**.

The Chair controls the order of the House, **1287, 4238**. A member who had been called to order previously and directed not to interject was told to get on with his speech, **1304**.

A member was warned that if he flouted a ruling he would be asked to resume his seat, **70**; and a Minister who flouted a ruling was asked to resume his seat, **1899**.

Members were deemed to be on three calls, **5308**; and warned that those who attracted the further attention of the Chair would be removed from the Chamber immediately, **2508, 3165, 5308**; or named, **3447**.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair *(continued)*:

SPEAKER, MR (THE HON. K. R. ROZZOLI) *(continued)*:

Behaviour by members was unacceptable. **287, 2507**; and a warning was given. **5294**.

Members who continued to flout the Chair's advice to act with decorum were warned about being disciplined under Standing Order **387, 4816**.

The House was called to order, **981, 1387, 1744**.

Ministerial answers should be heard in silence. **79, 1382, 1386, 3981, 4243, 4416**; as constant interjection merely prolongs them, **79, 1129, 3353, 4413, 4414, 4497**.

A Minister with the call may respond [briefly] to interjections, **6193, 6685**; but a **Minister** was told to ignore interjections and continue with his answer, **557, 1129**; and members who do not wish a Minister diverted from his answer should not interject, **6914**; so that the **Minister** will not feel the need to respond, **79, 6685**.

Public gallery visitors were asked to sit, **4622**; remain silent, **5545**; and not **interrupt** or try to participate in the **proceedings** of the Chamber, **4816, 5545**. A woman visitor was removed, **5545**. The public gallery was **cleared**, **4622**.

Members should be silent in Question **T i e**, **4814**; to **maximise** its value, **5766**; as interjections are disruptive, **4815**; waste time, **3315, 3348, 4815**; erode the opportunity of members to ask further questions, **79, 4243**; and preclude members from asking the maximum number of questions, **4815**.

The level of **interjection** made it **difficult** for Question **T i e** to continue in

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SPEAKER, MR (THE HON. K. R. ROZZOLI) (continued):

orderly fashion, **3169**. The Chair found it impossible to hear a question and asked a member to repeat it, **4235**.

The tally of members called to order during Question Time continues until its conclusion, **2984**.

Members asked to Resume **Seat**: Mr **Whelan, 71**; Mr Phillips, **1899**; Mr Yabsley, **5546**.

Member Removed: **Ms Allan, 3173**

Ministerial Statements: A ministerial statement projects a government's future policy, and matters of fact fall outside the general parameters of such a statement, **982**. A ministerial statement cannot give information about legislation proposed by groups outside Parliament, **4237**.

No form of the House permits a member to debate a ministerial statement, **3974**.

The Leader of the Opposition during reply to a ministerial statement was told to address himself to only matters raised in the statement, **4033**; and not to stray too far into areas beyond those mentioned in the statement, **4034**.

Notices of Motion: Under Standing Order **107** no member, except a Minister, may give more than one notice of motion consecutively, **70**.

Offensive and Objectionable Remarks, Imputations and Aspersions: Expressions required to be withdrawn: "Who are you protecting", **1135**; "boofhead", **4506**; [a member] "lied", **3641, 3642, 4692**; "the Nats . . . snouts . . . in the trough", **5321**; and an apology ordered, "bugger", **6261**.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

SPEAKER, MR (THE HON. K. R. ROZZOLI) (continued):

A member was asked to withdraw his allegation of improper conduct by other **members, 1133**.

A member was warned that his terminology in a point of order was grossly disorderly, **5303**.

Aspersions against the Chair are grave matters of disorder, **5308**.

A member cannot ask that an offensive expression about another member be withdrawn. **4697**.

When a member interjected "The west again" the Speaker said that there was absolutely no need for such **interjection** as it was entirely without justification and would not impress those in the public gallery, **3802**.

Withdrawals must be made without qualification, **4692**.

Personal Explanation: **When** a member sought to make a personal explanation, there being not one dissenting voice, the House granted that leave and the member was entitled to be heard in silence, **3446**.

A member who had concluded a personal explanation had no opportunity to debate the matter further, **3811**.

Points of Order: Should be heard in silence. **77, 1126, 1268, 1743**.

The Chair ruled that a member was grossly out of order in **seeking** to speak other than to **take** a point of order, **52**.

A member sought by subterfuge to debate a matter by taking a point of order. **97**.

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A member was directed to speak to the point of order, **1328, 4413**, and not to debate the matter, **1123**.

A member who had not clearly put his point of order on offensive words was told that he could seek withdrawal of the words offensive to him, **4506**.

A member was directed to resume his seat while another member spoke to a point of order, **2058, 6204**.

Not upheld:

Answer too long, **553**; not a ministerial statement, **5297**.

Member voting differently in division, **3444**.

Ministerial reply to question, **4239**.

Minister to conclude answer, **4413**.

Order of questioners, **3798**.

Question anticipating debate, **4236**.

Relevance, **356, 553, 842, 843, 845, 894, 1268, 1328, 1568, 1572, 1743, 2058, 2070, 2969, 3446, 3600, 3979, 3980, 4414, 4517, 4692, 5303, 6193, 6638**.

Upheld in Part:

Relevance, **138, 356, 1568, 4690, 4691**.

Upheld:

Length of question, **5074**.

Privilege, **1117**.

Question provided information, **5541**.

Relevance, **356, 1123, 1328, 3441, 5303, 5308, 6065, 6204, 6214, 6291**.

Special adjournment debate limited, **97**.

A point of order was ruled to be spurious, **1435, 4417**.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair **(continued):**

SPEAKER, MR (THE HON. K. R. ROZZOLI) **(continued):**

Privilege: No point of privilege arises when the House is merely following sessional orders, **59**.

The Chair determines whether a matter, prima facie, is one of privilege. **3357**.

The House must determine whether the privilege of the House has been intruded upon, **1132**.

A member who rises on a matter of privilege and who intends to proceed to move a motion should make that clear during the speech, otherwise the Chair might not necessarily accept that that was intended and might accept the matter as being one of personal explanation, **3357**. A member seeking to establish a breach of privilege must first establish a prima facie case and then must move and speak to the motion. **1116**.

A member who had established prima facie a matter of privilege and had moved a motion but did not speak to it, after which another member had been called upon to speak, could seek only to speak to the motion subsequently if the government removed the motion for discussion immediately or if the Opposition in Question Time moved for suspension of standing orders or if the Opposition accepted an assurance from the Leader of the House that at the conclusion of Question Time he would move suspension of standing orders, **1118**.

A member had established prima facie a matter of privilege. **1118, 3359**. A prima facie matter of privilege takes the priority in business set out in Standing Order **108** or **Standing Order 111(b)**; otherwise it remains on the business paper and is dealt with in due course, without priority, **1118**; except

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SPEAKER, MR (THE HON. K. R. ROZZOLI) *(continued)*:

where the motion involves matters affecting the conduct of the Chamber at a particular time, **3636**.

A member claiming privilege cannot debate other aspects of the alleged threat held out to him, **1132**. **A** member seeking to support his motion on a matter of privilege must concentrate on the threats that had been made to him and show how that action had impeded the performance of his duty, **1134**; and should confine his remarks to matters that establish an attack on his parliamentary privilege and morally should not by his remarks prejudice external investigations of the matter, **1134**.

A member speaking to a motion on a matter of privilege in which matters were the subject of criminal charges was told that it would be wise to name particular persons only on the minimum number of occasions he felt that was necessary, **1131**.

A member **seeking** to establish a matter of privilege can seek an extension of speaking time only by suspension of standing orders, **1137**.

Procedure: Members **seeking** the call should be aware of the rules, **193**. Members have a duty to address the Chair when **seeking** the call but other members **walking** about the Chamber make it difficult for the Chair to know who is **seeking** the call, **1251**.

A member was grossly out of order in stating that the Opposition had no objection to Premier being granted extension of time to make a ministerial statement, **52**.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair *(continued)*:

SPEAKER, MR (THE HON. K. R. ROZZOLI) *(continued)*:

The Leader of the Opposition was incorrectly given the call ahead of the Deputy Premier, **31**.

The Leader of the Opposition in making an official announcement of Opposition leaders, whips and leader of the House was directed not to make other remarks, **31**.

A Minister who had commenced his reply could not retract it in order to enable another member to contribute to the debate, **193**.

Two members not supporting the government having spoken in succession, the call was given to a member supporting the government, **4498**. Three government members were called consecutively to ask questions without notice because no Opposition member sought the call, **3798**.

Standing orders provide that it is not appropriate for members to use recording devices in the House, **6226**; and a member using a portable computer in the Chamber was told that the practice was out of order, **6226**.

A member who brought into the Chamber a glass of water was told that that was outside the practices of the House. **6214**.

When a Minister moved and was granted leave to move a procedural motion which, for certain business, required the consent of one Opposition member only, the **Chair** said the procedure was not wise and that the Chair would be very reluctant to entertain such a procedure in the future. **6627**. The **Minister** was asked to explain the effect of a subsequent procedural motion, **6641**.

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SPEAKER, MR (THE HON. K. R. ROZZOLI) *(continued)*:

Questions Without Notice: Ministers should be in the Chamber during Question Time, **2066**. Questions of a ministerial portfolio nature should be directed to the appropriate Minister or to the Minister representing that Minister in another place, **554**.

A member concerned about the length of a question should raise a point of order before or immediately upon conclusion of the question, **5074**.

An answer to a question that is specific in content must be restricted to providing relevant information, **984**; and there is a limit to general discourse that may be allowed, **985**. A Minister will give the House factual information and not debate the matter, **1898**.

A Minister was told to return to the question, **1387, 2235, 3344, 3353, 3792, 4232, 4243, 5303, 5540, 5546, 6193, 6195**.

Factual information may be obtained by **asking** a question without notice, **2069**. A question **seeking** factual information has never been held to be subject to the rule of anticipation of debate, **1902, 2067, 4236**. A question **seeking** factual information is permissible prior to debate on the subject taking place, **5074**. The ruling on a question without notice not anticipating debate did not apply, **1902**.

The Chair has no authority to direct how a Minister shall reply to a question, **4239**.

Though occasionally Ministers are permitted to provide limited background information when

Assembly, Legislative: Rulings, Observations and Opinions of the Chair *(continued)*:

SPEAKER, MR (THE HON. K. R. ROZZOLI) *(continued)*:

answering questions, a question was specific and the answer should be restricted to providing relevant information. **984, 985**; and the Minister should return to the substance of the matter or resume his seat, **985**.

The Chair was concerned about the length of a Minister's answer, **287, 4237**; and asked a Minister to conclude the answer as quickly as possible, **76, 287, 1129, 1387, 1568, 1744, 1898, 2235, 4237, 4413**; but had no authority to direct a Minister to conclude his answer, **4413**. The Chair had not heard enough of a Minister's reply to a question to determine whether it formed a ministerial statement. **5296**. A Minister's answer had not been sufficiently long to **warrant** the sanction of being a ministerial statement, **1898**. A Minister's answer of eleven minutes was too long and he was asked to conclude his answer quickly, **1898**. A member who had asked a question and objected to the length of the reply failed in **taking** a point of order because the **final** part of the question had broadened its parameters, **1126**.

A member who directed a question to the Speaker was told that the Speaker does not discuss in public matters of policy of the Parliament but that the member could direct such a question in chambers. **6485**.

A member who asks a question should listen to the answer in silence, **430, 983, 1123, 1127, 1281, 1392**. Members should listen in **silence** to both questions and answers, **1562, 1752, 1753, 3162, 3164, 3168**. Members should exercise restraint and maintain a sense of decorum and decency during Question Time, **3169**.

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Despite the expiration of the time for Question Time two questions more were asked because the current sessional orders had **fixed** the minimum at ten, **5307**.

A question was ruled not to be a supplementary question, **5762**.

A question ran the risk of being ruled out of order because it was a multiple question, **6683**. Members were warned that in future the Chair would look severely at questions that were not within the forms of the House, **6684**.

The tabling of a report by a Minister **during** an answer to a question without notice was acceptable, as it made information more quickly available to members. **5297**.

Relevance: Though permitted to make passing reference to extraneous matters, **5500, 5504**; a member was directed to return to the scope of the bill, **705,707,708,2063,3208,3252, 4690, 4784, 5320, 5500, 5504**; or resume his seat, **3417, 4507, 4692**.

A member was directed to address the subject of the motion, **300, 301, 2958, 2963, 3180, 4482, 6206**.

A member speaking in reply can address only those matters raised by other members in debate, **3441**.

A party leader replying to a ministerial statement was asked not to stray too far into areas beyond those raised in the statement, **4033, 4034**.

A member was confined to **making** a passing reference to a matter to which the Minister in his second reading

Assembly, Legislative: Rulings, Observations and Opinions of the Chau **(continued)**:

SPEAKER, MR (THE HON. K. R. ROZZOLI) **(continued)**:

speech had made only a passing reference, **6065**.

A member who had strayed considerably from the subject of the motion during his speech could not be heard to complain when other members did the same, **6206**.

Reports: A member who sought to speak to a tabled committee report was told there was no provision for that but that the matter could be set down for debate at the appropriate time. Standing orders were suspended and leave was granted to the member to speak, **5977**.

Special Adjournment: The Chair adopted previous rulings that on the Special Adjournment members may canvass to a limited extent matters they believe should be brought before the House, **97**.

Sub **Judice** Rule: The sub **judice** rule cannot be invoked on the presumption that charges will result **from** investigations being **carried** out, **1134**.

Suspension of **Standing Orders**: In a motion for suspension of standing orders which foreshadows the **bringing** on for debate of a bill, the substantive debate that would follow the carriage of the motion is in fact the debate on that bill, therefore a wider range of material may be used in arguing for suspension of standing orders to bring on a bill than would be the case where the suspension of standing orders is to bring on a substantive motion, **2059**.

Normally there is no provision to amend a motion for suspension of standing orders but in a motion for suspension of standing orders to bring forward

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(continued):

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(continued):

notice of motion on the business paper it is possible for amendment of the motion in regard to the manner in which the matter can be brought before the Parliament, **2061**; the standing and sessional orders prescribe only that the person moving the motion for the suspension of the standing orders may speak to that motion, and the member proposing the amendment may move the amendment at any **time** during his address, **2062**.

Standing orders having been suspended in unusual fashion, covering the whole of the debate on a notice of motion, the Chair had no latitude to allow an amendment to the original motion to be moved as a specific member had the right of reply for five minutes before the **question** was put, **1435**.

A member speaking in reply to a motion for suspension of standing orders has a less onerous requirement than the mover, but the address must be a reply, **2958**.

In seeking to establish a motion for suspension of standing orders there is no requirement to establish urgency; the member has to convince the House that standing orders should be suspended, **3979**.

In a motion for suspension of standing orders which required three speakers favouring and three against, the Chair felt it inappropriate to elicit information about the views of members before giving the call and interpreted that as being six speakers in all, three from the government side and three members not supporting the government, **2963**.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair
(continued):

SPEAKER, MR (THE HON. K. R. ROZZOLI)
(continued):

Tabling of Reports: Tabling by a Minister of a report during an answer to a question without notice was acceptable, as it made information more quickly available to members. **5297**.

Tedious Repetition: A member who made one statement four times was cautioned for tedious repetition and warned that if the repetition continued he would be asked to resume his seat, **3648**.

Beaches:

Maloney's, Pollution **664**
Nude Bathing **3388 4184**
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ABORIGINAL LAND RIGHTS (ABORIGINAL OWNERSHIP OF PARKS) AMENDMENT BILL (NO. 2) (COGNATE)
Assembly: int **91 2R 91 4645 OS 83 4645 4649**

ABORIGINAL LAND RIGHTS (AMENDMENT) BILL
Assembly: int **6288 2R 6288 3R 6291 OS 6288 6516**
Council: int **6292 2R 6306 3R 6308 OS 6292**

Bills (continued):

ALBURY-WODONGA DEVELOPMENT
(AMENDMENT) BILL (No. 2)
Assembly: *int* 93 **2R** 93 1147 **3R**
1150 OS 83 1828 *assent*
2050
Council: *int* 1090 **2R** 1695 **3R**
1700 OS 1090 1700 *assent*
1963

ANNUAL REPORTS LEGISLATION
(AMENDMENT) BILL (No. 2) (COGNATE)
Assembly: *int* 94 **2R** 94 5630 **Com**
6216 6236 **3R** 5632 6428
OS 83 5632 6236 6546
Council: *int* 6292 **2R** 6344 **Com**
6348 **3R** 6352 OS 6292

ANTI-DISCRIMINATION (AMENDMENT)
BILL
Assembly: *int* 5702 **2R** 5702

APPROPRIATION BILL (COGNATE)
Assembly: *int* 1587 **2R** 1587 1908
2110 2290 3012 3222
3654 3844 3957 **Com**
3958 **4050 3R** 4071 OS
1576 3957 4071 5067
assent 5067
Council: *int* **3953 2R** 4916 **3R**
4918 OS 3953 4916 4917
assent 5154

AUCTIONEERS AND AGENTS
(AMENDMENT) BILL
Assembly: *int* 6430 **2R** 6430

AUSTRALIA AND NEW ZEALAND BANKING
GROUP LIMITED (NMRB) BILL
Assembly: *int* 2484 **2R** 2484 3811
3R 3812 OS 3812 4228
assent 4515
Council: *int* **3743 2R** 4131 **3R**
4139 OS 3743 4139 *assent*
4519

BOARDING HOUSES AND LODGING HOUSES
BILL (No. 2)
Assembly: *int* 89 **2R** 89 355 445
Com 450 567 601 **3R** 606
703 OS 83 450 606
Council: *int* 652 **2R** 5192 5212
Com 5220 5410 5428 **3R**
5432 OS 652 5432

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BOOKMAKERS (TAXATION) **AMENDMENT**
BILL
Assembly: *int* 4592 **2R** 4592 6174
3R 6175
Council: *int* 6069 **2R** 6107 **3R**
6108 OS 6069

BUSINESS FRANCHISE LICENCES
(PETROLEUM **PRODUCTS**) **AMENDMENT**
BILL (COGNATE)
Assembly: *int* 1587 **2R** 1587 1908
2110 2290 3012 3222
3654 **3844** 3957 **Com**
3958 4050 **3R** 4071 OS
1576 3957 4071 5067
assent 5067
Council: *int* 3953 **2R** 4916 **3R**
4918 OS 3953 4916 4917
assent 5154

BUSINESS FRANCHISE LICENCES
(TOBACCO) **AMENDMENT** BILL
Assembly: *int* 441 **2R** 441 704 **Com**
709 726 **3R** 729 OS 710
729 1738 *assent* 2050
Council: *int* 678 **2R** 1553 **3R** **1555**
OS 678 1555 *assent* 1963

CENTENNIAL PARK TRUST (**AMENDMENT**)
BILL (No. 2)
Assembly: *int* 184 **2R** **184** 6543
Com 6545 **3R** **6660** OS
6545 6660
Council: *int* **6588 2R** **6588** OS
6588 6590

CHARITABLE **FUNDRAISING** BILL
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5594 3R **5604** OS 5604
5992
Council: *int* 5487 **2R** 5823 **3R**
5834 OS 5487 5834

CO-OPERATIVES BILL
Assembly: *int* 6434 **2R** 6434

COASTAL **PROTECTION** (**AMENDMENT**)
BILL (No. 2)
Assembly: *int* 4824 **2R** 6139
Council: *int* 3698 **2R** 3698 4318
Com 4362 **3R** 4519 OS
4363

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Council: int 1837 **2R** 1837 5669
OS 5669

CONSTITUTION (FIXED TERM PARLIAMENTS) AMENDMENT BILL
Assembly: int 4038 **2R** 4038 **OS** 4038

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Assembly: int 4038 **2R** 4038 5906
 6516 6522 *Com* 6537 **3R** 6543 **OS** 4038 6698
Council: int 6377 **2R** 6403 **3R** 6410 **OS** 6377

CONSTITUTION (LEGISLATIVE COUNCIL) AMENDMENT BILL
Council: assent 3

CONSTITUTION (LEGISLATIVE COUNCIL) FURTHER AMENDMENT BILL (No. 2)
Assembly: int 1955 **2R** 2998 5395
OS 5396
Council: int 255 **2R** 255 1700
 1712 *Com* 1727 **3R** 1832
OS 1730 5241

CONSTITUTION (REFERENDUM) BILL
Assembly: assent 32

CORONERS (AMENDMENT) BILL
Council: int 6593 **2R** 6593

CORPORATIONS (NEW SOUTH WALES) AMENDMENT BILL
Assembly: int 2252 **2R** 2252 5314
3R 5314 *OS* 5314 **5605**
Council: int 5186 **2R** 5436 **3R** 5437 **OS** 5186 5437

COURTS LEGISLATION (CIVIL PROCEDURE) AMENDMENT BILL
Assembly: assent 32
Council: assent 3

COURTS LEGISLATION (CIVIL PROCEDURE) FURTHER AMENDMENT BILL
Assembly: int 725 **2R** 725 6280 **OS** 6291

Bills (continued):

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Assembly: int 3332 **2R** 3332 5591
3R 5594 *OS* 5594 6246
Council: int 5487 **2R** 6071 **3R** 6075 **OS** 5487

CRIMINAL PROCEDURE (POLICE CUSTODY OF PROPERTY) AMENDMENT BILL (NO. 2)
Assembly: int 87 **2R** 87 3000 **3R** 3003 *OS* 83 5067 *assent* 5067
Council: int 2923 **2R** 4918 *OS* 2923 4926 *assent* 5154

DATA PROTECTION BILL
Assembly: int 5711 **2R** 5711

DEFAMATION BILL
Assembly: int 4581 **2R** 4581 *OS* 4516 4586 6543

DISORDERLY HOUSES (AMENDMENT) BILL
Assembly: int 6236 **2R** 6236 *OS* 6236 6510

DIVIDING FENCES BILL
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3R 6255 *OS* 6546
Council: int 6292 **2R** 6353 **3R** 6357 **OS** 6292

ELECTION ~~UNING~~ (AMENDMENT) BILL (COGNATE)
Assembly: assent 32
Council: assent 3

ELECTRICITY COMMISSION (CORPORATISATION) BILL
Assembly: int 2253 **2R** 2253 4285

ELECTRICITY AND OTHER LEGISLATION (AMENDMENT) BILL (No. 2)
Assembly: 2R 2998 4473 **6246** *Corn* 6251 **3R** 6253
Council: int 259 **2R** 259 1541
Com 1547 **3R** 1669 *OS* 1552 6294

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Assembly: *int* 5705 **2R** 5705 6642
6660 Com 6682 6699 **3R**
6713 **OS** 6713

Council: *int* 6601 **3R** **6611** OS
5705

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Assembly: *int* 5393 **2R** 6141 6470
Com 6473 **3R** 6543 OS
6473 6698

Council: *int* 4839 **2R** 4839 **5155**
5186 **Com** 5189 **6410 3R**
5191 **OS** 5191 6410

EXOTIC DISEASES OF ANIMALS BILL

Assembly: *int* 4429 **2R** 4429 5585
3R 5588 **OS** 5588 6291

Council: *int* 5451 **2R** 6086 6101
3R 6104 OS 5451

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Council: **OS** 3274

FAMILY RELIEF BILL

Assembly: *int* 4774 **2R** 4774 5728

FEDERATION OF PARENTS AND CITIZENS ASSOCIATIONS OF NEW SOUTH WALES INCORPORATION (AMENDMENT) BILL

Assembly: *assent* 32

Council: *assent* 3

FILM AND VIDEO TAPE CLASSIFICATION (AMENDMENT) BILL

Assembly: *int* 6505 **2R** 6505 **3R**
6510 **OS** 6505 6698

Council: *int* 6352 **2R** 6394 **3R**
6403 OS 6352

GAMING AND BETTING (AMENDMENT) BILL

Assembly: *int* 5338 **2R** 5338 6176
3R 6180 OS **5337** 6291

Council: *int* **6069** **2R** 6108 **3R**
6112 **OS** **6069**

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3R 6182 OS 6291

Council: *int* 6069 **2R** 6112 **3R**
6115 **OS** **6069**

GOVERNMENT INSURANCE OFFICE (PRIVATISATION) BILL

Assembly: *int* 2479 **2R** 2479 3186
3333 3813 4258 4282

4299 4437 **Com** 4442
4456 4596 4637 **3R** 4645

OS 4645 4823 *assent* 5067

Council: *int* 4703 **2R** 4705 **Com**
4728 **4733 3R** 4736 **OS**
4703 4736 *assent* 5154

GOVERNMENT PRICING TRIBUNAL BILL

Assembly: *int* 6428 **2R** 6428

GOVERNMENT TELECOMMUNICATIONS BILL

Assembly: *int* 4044 **2R** **4044** 5509
Com 5528 5556 **3R** 5604

OS 5560 5978

Council: *int* 5487 **2R** 5808 **3R**
5822 **OS** 5487 5822

GRAIN MARKETING BILL

Assembly: *assent* 32

Council: *assent* 3

GROWTH CENTRES (DEVELOPMENT CORPORATIONS) AMENDMENT BILL (NO. 2)

Assembly: *int* 6440 **2R** **6440**

HARMFUL PESTS BILL (COGNATE)

Assembly: **OS** 6439

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Assembly: *int* 4591 **2R** 4591 6172
3R 6173 OS 6291

Council: *int* **6069** **2R** **6104 3R**
6106 **OS** **6069**

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(DISSOLUTION AND TRANSFER) BILL**

Assembly: *int* 3324 **2R** 3324 4670
3R 4681 OS 4681 5067
assent 5067
Council: *int* 4704 **2R** 4926 OS
4704 4929 **3R** 4929 *assent*
5154

**HUNTER WATER BOARD
(CORPORATISATION) BILL**

Assembly: *int* 4244 **2R** 4244 5097
5120 5341 5348 **Com**
5354 3R 5548 OS 5389
5632
Council: *int* 5410 **2R** 5451 **Com**
5471 **3R** 5487 OS 5410
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Assembly: OS 6439

**INDEPENDENT COMMISSION AGAINST
CORRUPTION (AMENDMENT) BILL**

Assembly: *int* 3182 **2R** 3182 5317
3R 5317 OS 5317 **5605**
Council: *int* 5186 **2R** 5437 **3R**
5445 OS 5186 5445

**INDUSTRIAL ARBITRATION (AMENDMENT)
BILL**

Assembly: *int* 308 **2R** 308 **3R** 311
OS 304 311 353 *assent*
548
Council: *int* 245 **2R** **256 3R** 259
OS 245 259 *assent* 483

**INDUSTRIAL ARBITRATION (UNFAIR
DISMISSAL) AMENDMENT BILL**

Assembly: *assent* 32
Council: *assent* 3

INDUSTRIAL RELATIONS BILL

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1827 3786 *assent* 4228
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OS 1865 3558 *assent* 4318

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Council: *int* 5186 **2R** 5204 **3R**
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Council: *int* 6591 **2R** 6591

**JUSTICES (COSTS) AMENDMENT BILL
(No. 2)**

Assembly: *int* 2258 **2R** 2258 6283
3R 6288 OS 6546
Council: *int* 6292 **2R** 6309 6329
Com 6333 **3R** 6334 OS
6292

**LAND ACQUISITION (JUST TERMS
COMPENSATION) BILL (NO. 2)**

Assembly: *int* 84 **2R** 84 185 **Com**
195 **3R** 199 OS 83 199
635 *assent* 885
Council: *int* **210 2R** 270 521 **Com**
530 **3R 544** OS **210 544**
assent 1061

**LAND TAX MANAGEMENT (AMENDMENT)
BILL**

Assembly: *int* 4252 **2R** 4252 5329
3R 5336 OS 5336 **5395**
Council: *int* 5198 **2R** 5208 OS
5198 5210

LAW OF EVIDENCE BILL (PRO FORMA)

Assembly: *assent* 32

**LEGAL PROFESSION (PUBLIC
ACCOUNTABILITY) AMENDMENT BILL**

Council: *int* 6590

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APPLICATIONS) AMENDMENT BILL**

Assembly: *int* 3325 **2R** 3325 6256
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6267 6698
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83 774 4407 assent 5067
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777 4222 assent 5154

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6547 OS 6069

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assent 5067
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NATIONAL PARKS AND WILDLIFE
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4645 4649

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5323 3R 5323 OS 83
5323 5605
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5435 OS 5198 5435

NATIONAL RAIL CORPORATION
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6061 6144 3R 6151 OS
6516
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6301 OS 6069

NATTAI NATIONAL PARK BILL
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330 3R 336 OS 83 336
774 assent 885
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assent 1061

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6449 3R 6543 OS 83
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5212 **OS** 5198 5212

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6216 6236 **3R** 5632 6428
OS 83 5632 6236 6546

Council: int 6292 **2R** 6344 *Com*
6348 **3R** 6352 OS 6292

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Assembly: int 1587 **2R** 1587 1908
2110 2290 3012 3222
3654 3844 3957 *Com*
3958 **4050 3R** 4071 OS
1576 3957 4071 5067
assent 5067

Council: int 3953 **2R** 4916 **3R**
4918 OS 3953 4916 4917
assent 5154

PUBLIC SECTOR LEGISLATION (SENIOR EXECUTIVES) AMENDMENT BILL

Assembly: int 2063 **2R** 2063 3359
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Council: int 6601

REAL PROPERTY AND CONVEYANCING (AMENDMENT) BILL (NO. 2)

Assembly: int 92 **2R** 92 206 **3R** 208
OS 83 208 774 *assent*
885

council: int 211 **2R** 679 **3R** 685
OS 685 *assent* 1061

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742 *Com* 751 **3R** 774 OS
83 774 4407 *assent* 5067

Council: int 777 **2R** 4187 4208
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777 4222 *assent* 5154

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6467 **OS** 83 6698

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2110 2290 3012 3222
3654 3844 3957 *Com*
3958 4050 **3R** 4071 OS
1576 3957 **4071** 5067
assent 5067

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Council: int 6411 **2R** 6411 **3R**
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6545 **3R** 6546

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3R 6470 **OS** 6468 6698
Council: *int* 6292 **2R** 6390 **3R**
 6394 **OS** 6292

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 6245 6546
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 5845 **OS** 5633 5845

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 885
Council: *int* 652 **2R** 678 **3R** 679
OS 652 679 **assent** 1061

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Council, **Legislative** (continued):

Members (continued):

Dyer, Hon. R. D. (*continued*):Standing Orders Committee, Member
12

Egan, Hon. M. R.:

Leader of the Opposition, Election **5**
Machinery of Government Estimates
Committee, Member **1875**Parliamentary Contributory
Superannuation Fund, Trustee **15**
Standing Orders Committee, Member
12

Enderbury, Hon. K. J.:

House Committee, Member **12**Opposition Whip, Election **5**Printing Committee, Member **13**Standing Committee on Social Issues,
Member **16**

Evans, Hon. Beryl:

Council of the University of New
England, Representative **14**House Committee, Member **365**Joint Select Committee upon the
Process and Funding of the Electoral
System, Member **521**Joint Standing Committee upon Road
Safety, Member **121 128**

Library Committee:

Discharge **365**Member **13**Standing Committee on State
Development, Member **16**Standing Orders Committee, Member
12Temporary Chairman of Committees,
Appointment **6**

Forsythe, Hon. Patricia:

Economic Planning, Development and
Infrastructure Estimates Committee,
Member **1875**Joint Standing Committee upon Road
Safety, Member **121 128**Library Committee, Member **13**Standing Committee on State
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Gardiner, Hon. Jennifer:

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Sturt University, Representative
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System, Member **521****Law** and Justice Estimates Committee,
Member **1875**Library Committee, Member **13**Standing Committee on State
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Gay, Hon. D. J.:

Administration of Oath or **Affirmation**
of Allegiance **211**Board of Governors of Charles **Sturt**
University:Representative **15**Resignation as Representative **211**Chairman of Committees, Election
122Committee on the Independent
Commission Against **Corruption**,
Member **13**Committee on the Office of the
Ombudsman:Member **13**Resignation as Member **636**Tribute **4198**

Goldsmith, Hon. Dr Marlene:

Board of **Governors** of the University
of **Western** Sydney, Representative
15**Standing** Committee on Social Issues,
Member **16**Temporary Chairman of Committees,
Appointment **6****Hallam**, Hon. J. R.:Resignation **1061**Retirement **827 829 830**Tribute **6613****Isaksen**, Hon. **Dorothy**:Deputy Opposition Whip, Election **5**House Committee, Member **12**Joint Select Committee upon Gun **Law**
Reform, Member **1065**

Council, Legislative (continued):

Members (continued):

Isaksen, Hon. Dorothy (continued):Standing Committee on State
Development, Member **16****Jobling**, Hon. J. H.:Council of the University of
Newcastle, Representative **14**

Government Whip, Election 4

House Committee, Member **12**Joint Select Committee upon the
Process and Funding of the Electoral
System, Member **521**Natural Resources and Environment
Estimates Committee, Member
1875Standing Orders Committee, Member
12

Johnson, Hon. J. R.:

Administration of Oath or **Affirmation**
of Allegiance 2Appointment as Commissioner,
Opening of Session 1House Committee, Member **12**Joint Select Committee upon the
Process and Funding of the Electoral
System, Member **521**Library Committee, Member **13**Nomination as President **117**Removal as President **99**Standing Orders Committee, Member
12Tribute **4902 6612**

Jones, Hon. R. S. L.:

Economic Planning, Development and
Infrastructure Estimates Committee,
Member **1880**Natural Resources and Environment
Estimates Committee, Member
1880Standing Committee on State
Development, Member **16****Kirkby**, Hon. Elisabeth:Contempt **4573**House Committee, Member **12**Joint Select Committee upon Gun Law
Reform, Member **993**Joint Select Committee upon the
Process and Funding of the Electoral
System, Member **302****Council, Legislative** (continued):

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Kirkby, Hon. Elisabeth (continued):Law and Justice Estimates Committee,
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Election **5**Personal Explanation **5662**Point of Explanation **5845**Standing Committee on Social Issues,
Member **16**Standing Orders Committee. Member
12Suspension **4574**

Macdonald, Hon. I. M.:

Standing Committee on State
Development, Member **16**Printing Committee. Member **13**Temporary **Chairman** of Committees,
Appointment **6****Moppett**, Hon. D. F.:House Committee, Member **12**Human Services Estimates Committee,
Member **1875**Printing Committee, Member **13**Standing Committee on Social Issues,
Member **16**Tribute **4198****Mutch**, Hon. S. B.:Committee on the Independent
Commission Against **Corruption**,
Member **13**Committee on the Office of the
Ombudsman, Member **13**Council of the University of
Wollongong, Representative **14**Joint Select Committee upon Gun Law
Reform, Member **1065**

Library Committee:

Discharge **365**Member **13****Printing** Committee, Member **13**Regulation Review Committee,
Member **122 127**Standing Committee on State
Development:Discharge **365**Member **16**

Nile, Hon. Elaine:

Human Services Estimates Committee,
Member **1880**

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Members (continued):

Nile, Reverend the Hon. F. J.:
 Forged Media Release **1732**
 Joint Select Committee upon Gun Law
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 Joint Select Committee upon the
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 System, Member **302**
 Leader of the **Call** to Australia Group,
 Election **6**
 Machinery of Government Estimates
 Committee, Member **1880**
 Offensive Remark by Member for
 Smithfield **1733**
 Standing Committee on Social Issues,
 Member **16**
 Standing Orders Committee, Member
12

O'Grady Hon. P. F.:
 Joint Select Committee upon the
 Process and Funding of the Electoral
 System, Member **521**
 Library Committee, Member **13**
 Natural Resources and Environment
 Estimates Committee **1875**
 Regulation Review Committee,
 Member **122 127**

Obeid, Hon. E. M.:
 Machinery of Government Estimates
 Committee, Member **1875**

Pezzutti, Hon. Dr B. P. V.:
 Council of the University of New
 South Wales, Representative **14**
 House Committee, Member **12**
 Human Services Estimates Committee,
 Member **1875**
Printing Committee, Member **13**
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 Development, Member **16**

Pickering, Hon. E. P.:
 Administration of Oath or Affirmation
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 Appointment as Commissioner,
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Ryan, Hon. J. F.:
 Election **2**
 Joint Select Committee upon Gun Law
 Reform, Member **1065**

Council, **Legislative** (continued):

Members (continued):

Ryan, Hon. J. F. (continued):
 Library Committee, Member **365**
 Machinery of Government Estimates
 Committee, Member **1875**
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Samios, Hon. J. M.:
 Library Committee, Member **13**
 Parliamentary Contributory
 Superannuation Fund, Trustee **15**
 Printing Committee, Member **13**
 Senate of the University of Sydney.
 Representative **13**
 Senior Parliamentary Secretary,
 Appointment **245**

Sham-Ho, Hon. Helen:
 Council of the Macquarie University,
 Representative **14**
 House Committee:
 Discharge **365**
 Member **12**
Law and Justice Estimates Committee.
 Member **1875**
 Library Committee, Member **365**
 Standing Committee on Social Issues,
 Member **16**

Shaw, Hon. J. W.:
Economic Planning, Development and
 Infrastructure Estimates Committee,
 Member **1875**

Smith, Hon. R. B. R.:
 House Committee, Member **12**
 Library Committee, Member **13**
 Machinery of Government Estimates
 Committee, Member **1875**
 Printing Committee, Member **13**

Solomons, Hon. Sir **Adrian**:
 Resignation **210**
 Tribute **4197**

Symonds, Hon. **Ann**:
 Library Committee, Member **13**
 Standing Committee on Social Issues,
 Member **16**

Vaughan, Hon. B. H.:
 Deputy Leader of the Opposition,
 Election **5**
 Economic Planning, Development and
 Infrastructure Estimates Committee,
 Member **1875**

Council, Legislative (continued):

Members (continued):

Vaughan, Hon. B. H. (continued):
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12

Walker, Hon. Judith:
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Safety, Member **121 128**
Law and Justice Estimates Committee,
Member **1875**

Webster, Hon. R. J.:
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Willis, Hon. M. F.:
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1858

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Planning and Energy:
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12

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4

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12

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12

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Council, Legislative: Rulings,
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DEPUTY-PRESIDENTS AND
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THE HON. R. T. M. BULL:
Appointment, **6**.

THE HON. BERYL EVANS:
Appointment, **6**.

THE HON. DR MARLENE GOLDSMITH:
Appointment, **6**.

THE HON. A. B. MANSON:
Appointment, **6**.

THE HON. DR MARLENE
GOLDSMITH:

**AS TEMPORARY CHAIRMAN OF
COMMITTEES:**

Division: Casting vote, **2855, 6352**.

AS DEPUTY-PRESIDENT:

Chair: Members will direct their
remarks through the Chair, **4901**.

DEPUTY-PRESIDENT AND
CHAIRMAN OF COMMITTEES
(~~THE~~ HON. D. J. GAY):

Appointment, **122**.

Council, Legislative: Rulings,
Observations and Opinions of the Chair
(continued):

DEPUTY-PRESIDENT (~~THE~~ HON. D. J.
GAY) (continued):

AS DEPUTY-PRESIDENT:

Chair: Members will direct their
remarks through the Chair. **1884,**
4571, 4709.

Debate: A member who had laboured
his point was asked to move on in
debate, **1873**.

Division: Casting vote, **1879**.

Interjections, Interruptions and
Disorder: Members with the call will
be heard in silence, **4329**.

The **level** of background noise in the
Chamber was unacceptable, **1685**; so
great as to cause members, the Chair
and Hansard difficulty in hearing the
member speaking, **2205, 5215, 5414**;
and members wishing to converse
were asked to do so outside the
Chamber, **1685**.

Public gallery visitors should be quiet,
2031, 3931; observe the traditions of
the House, and remain orderly or be
escorted from the Chamber, **2403**.

Offensive and Objectionable Remarks,
Imputations and Aspersions:
Expression withdrawn voluntarily: [A
member] "had been given a free
supply of cigarettes for life", **4567**.

Points of Order:

Not Upheld:
Relevance, **1093, 1719, 1873,**
1878, 2351, 3768.
Member had concluded personal
explanation, **5663**.

Upheld:
Relevance, **2029**.

Questions Without **Notice:** Questions
requiring answers with considerable

Council, Legislative: Rulings, Observations and **Opinions** of the Chair *(continued)*:

DEPUTY-PRESIDENT (THE HON. D. J. GAY) *(continued)*:

factual detail should be placed on the Questions and Answers paper, **504, 507, 5424**.

Questions must comply with standing orders, **1687**; and must not be statements of fact, **1687**.

Supplementary questions may be asked only by the member who asked the original question, **5425**.

AS CHAIRMAN OF COMMITTEES:

Amendments: Members should not waste the time of the Committee by reading out proposed amendments already circulated, **3908**.

A catch-all subject of a proposed amendment does not permit expansive dissertation [or detailed exploration], **2831, 2842**; a precis is sufficient, **3075**.

Chair: Members will direct their remarks through the Chair, **3106, 3107**.

Debate. Members wishing to contribute to debate should seek the call at a suitable time, **1092, 3071**.

Members should not waste the time of the Committee by **reading** out proposed amendments already circulated. **3098**.

Division: Casting vote, **537, 544, 2689, 2700, 2702, 2711, 2727, 2740, 2745, 2768, 2775, 2912, 2913, 2921, 2923, 3108, 3139, 3143, 3145, 3462, 3525, 3557, 3558, 4216, 4220, 4222, 5019, 5046, 5060, 6376**.

Council, Legislative: Rulings, Observations and Opinions of the Chair *(continued)*:

CHAIRMAN OF COMMITTEES (THE HON. D. J. GAY) *(continued)*:

Interjections, **Interruptions** and **Disorder**: Members should be silent while a member addresses the Chair, **2846**; and conduct private political meetings outside the Chamber, **2839**.

The level of audible conversation in the Chamber made it difficult for the Chair to hear a member's address, **2839, 2846**; and caused Hansard difficulty in hearing what was being said, **5058**.

Public gallery visitors were directed to be orderly, **5040**.

Personal Explanation: The Chair could not grant leave to a member to make a personal explanation during the Committee stage of a bill, but the member was allowed to do so during that member's subsequent contribution to the debate. **2773**.

Points of Order: A member should not attempt to direct the Chair how to rule on a point of order, **3120**.

Members were directed to address the point of order. **2878, 3078, 3552**.

Not Upheld:

Relevance, **2697, 2698, 2746, 2761, 2764, 2770, 2879, 2883, 3075, 3079, 3100, 3120, 3555**.

Upheld:

Relevance, **2748, 2751, 2753, 3073, 3099**.

Procedure: Members must refer to other members by their proper titles, **2884**.

Relevance: A member speaking in Committee should confine himself to the clause [or amendment] under

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Council, Legislative: Rulings, Observations and Opinions of the Chair (*continued*):

CHAIRMAN OF COMMITTEES (THE HON. D. J. GAY) (*continued*):

discussion, **2696, 2698, 2715, 2746, 2748, 2750, 2751, 2752, 2766, 2769, 2777, 2795, 2819, 2825, 2879, 2885, 2886, 2900, 2906, 3071, 3073, 3076, 3097, 3098, 3099, 3120, 3493, 3496, 3519, 4713**; and should not **philosophise, 2699**; or make a second reading speech, **2715**.

Members were directed to address the point of order, **2878, 3078, 3552**.

The Chair asked a member to explain the relevance of a matter, **2761, 2762, 2894, 3114**.

A catch-all subject of a proposed amendment does not permit expansive dissertation [or detailed exploration], **2831, 2842**; a precis is sufficient, **3075**; a list of examples should not be read, **3075, 3079**; and a member who had chosen three examples from a list would be asked to resume his seat if he referred to more, **3079**.

Tedious Repetition: A member had indulged in tedious repetition, **2753**; was asked whether he had new material to add, **3103**; and was warned that if unable to introduce new material he would be directed to resume his seat, **2880, 3107**.

Members were directed not to become tediously repetitive, **2752, 2754, 2842**.

PRESIDENT (THE HON. JOHN RICHARD JOHNSON):

Removal from Office, **99**.

Council, **Legislative**: Evans, Mr J. D., Clerk of the Parliaments, Absence, **7**.

Lovelock, **Ms** Lynn Carole, Appointment as Acting Clerk of the Parliaments, **7**.

Council, Legislative: Rulings, Observations and Opinions of the Chair (*continued*):

PRESIDENT (THE HON. JOHN RICHARD JOHNSON) (*continued*):

Dawson, **Ms** Giselle Blanche, Appointment as Clerk-Assistant (Procedure), **7**.

Cahill, Mr W. C., Appointment as Usher of the Black Rod, **7**.

Wilkinson, Mr R. M., Appointment as Clerk-Assistant (Committees), **7**.

PRESIDENT (THE HON. MAX FREDERICK WILLIS):

Election, **117**.

Presentation to Governor. **123**.

Bills: A member delivering a second reading speech should describe the nature and content of the bill, **409**.

Chair: Members will direct their remarks through the Chair. **824, 1093, 1989, 3721, 5812**.

Distinguished Visitors: **Nikolai** Karpenko, USSR Consular Representative. **483**.

Mr Don **Wilson**, Inspector General of Police, and Mrs **Wilson**, **652**.

Dr **Adamu Fika**, **Director-General** and Clerk-Designate of the National Assembly of Nigeria. **2357**.

The Hon. **Fred** Daly, **4733**.

Ladies of the World War **II** Voluntary Aid Detachment. **4131**.

The Hon. Roy Degoregore, member of the **Nauru** Parliament, **4131**.

Mr Opili **Talafasi** and Mrs **O'Love** Jacobson, members of the Legislative Assembly of Niue, **4131**.

Council, Legislative: Rulings, Observations and Opinions of the Chair *(continued)*:

PRESIDENT (THE HON. MAX FREDERICK WILLIS) *(continued)*:

Mr **Banzragchiin Odonjil**, consultant to the Parliament of the Mongolian People's Republic, **4131**.

Senator **Wiam V. Roth Jnr**, USA Congressional Representative for the State of Delaware, **5816**.

His Excellency the Ambassador for Taiwan, Mr **Rongpet Sucharitku**, accompanied by the Thai Consul-General, Mr **Samroeng Laksanasut**, **5845**.

Interjections, Interruptions and **Disorder**: Interjections are tolerable at a moderate level, **4744**.

Members with the call should be able to be heard, **3914**, **4744**. The level of interjection was such that the Chair and the member who asked the question would not hear the answer, **6324**. The Chair could not hear the member with the call, **5060**; or make itself heard when giving the call, **4343**. It would significantly aid progress of debate to have a member complete his speech without too much interjection, **5677**.

Too much background conversation in the Chamber made it extraordinarily difficult for the Chair to hear, **1965**, **2337**, **2834**, **3087**, **4343**. Members must not converse across the table, **824**. Members [and persons behind the bar of the House] wishing to converse, must do so outside the Chamber, **1093**, **6398**.

Too much noise was emanating from the public gallery, **3560**. Public gallery visitors who **interrupt** proceedings in the Chamber will be removed, **2412**; and are not allowed to converse with members in the Chamber, **4997**.

Council, Legislative: Rulings, Observations and **Opinions** of the Chair *(continued)*:

PRESIDENT (THE HON. MAX FREDERICK WILLIS) *(continued)*:

Members:

Guilty of Contempt: The Hon. Elisabeth **Kirkby**, **4573**.

Removed: The Hon. Elisabeth **Kirkby**, **4574**.

Offensive and Objectionable Remarks, Imputations and Aspersions: Expression required to be withdrawn, but withdrawal refused: "in the hands of the tobacco lobby, as the Liberal Party is", **4572**.

An expression that a member was "defending the tobacco industry" was ruled not a matter of offence, **4714**.

Personal Explanation: A member wishing to make a personal explanation should use the correct **forms** of the House **and** not the adjournment debate, **2706**.

Points of Order:

Not Upheld:

Bill read a **third** time, **3564**.

Document incorporation in **Hansard**, **239**.

Relevance, **220**, **511**, **1079**, **1080**, **1088**, **1089**, **1094**, **1126**, **1506**, **1993**, **2791**, **3273**, **3779**, **3780**, **4150**, **4335**, **5651**, **5673**.

Questions **Without Notice**: The purpose of a question is to elicit from the Government information relating to the administration of the **State** or to important public issues relative to the **State**, **and** if not **within** those guidelines is out of order, **798**.

A question must require factual information **and** not provide it, **2178**.

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Council, Legislative: Rulings, Observations and **Opinions** of the Chair (*continued*):

PRESIDENT (THE HON. MAX FREDERICK WILLIS) (*continued*):

Question Time is not to be used for debate across the floor, **4542**.

The rules regarding a question related to a matter already before the House, are set out in Erskine May's *Parliamentary Practice* at page **327** of the **21st** edition, **3080**.

A question was ruled out of order as being a matter before the House, **3080**; as being not supplementary, **5653, 5858**.

A supplementary question must relate to an answer just given by a Minister, not to what the Minister said previously, **6327**.

Relevance: Members debating a bill relating to the general subject of abortion were directed to relate only examples and experiences touching the subject-matter of the bill, **1070**.

Special Adjournment: A member debating the special adjournment motion must direct remarks as to why the House should or should not agree to the motion, **1088**.

THE HON. BERYL ALICE EVANS:

AS DEPUTY-PRESIDENT:

Chair: Members will direct their remarks through the Chair, **1884, 2003**.

Debate: Members will refer to other members by their correct titles, **2436**.

Distinguished Visitor: Hon. **Caroline Pickles**, Government Whip, South Australian Legislative Council, **5671**.

Council, Legislative: Rulings, Observations and Opinions of the Chair (*continued*):

DEPUTY-PRESIDENT (THE HON. BERYL ALICE EVANS) (*continued*):

Interjections, Interruptions and Disorder: Interjections are disorderly, **2435**; and prolong debate, **4993**.

Points of Order:

Upheld: Relevance, **2442, 6383**.

Relevance: A member was directed to return to the scope of the bill, **2441, 2442, 4851**; and those who wish to speak on some matter other than the subject of debate should follow the proper procedures for doing so, **6383**.

AS TEMPORARY CHAIRMAN OF COMMITTEES:

Amendments: The Chair adopted a previous ruling that on the question, That the amendment be agreed to, being put, if only one voice is raised, the question is determined accordingly, **3501**.

Chair: A member was warned that continued flouting of a ruling of the Chair would result in the member being **directed** to resume her seat, **2639, 2640**.

A member must comply with a **d i i o n** from the **Chair**, **2735**.

Members will direct their remarks through the Chair. **2813, 5477**.

Debate: Members should not discuss debate in the other House, **3130**.

A member was asked to conduct himself in the Chamber as a member rather than as a barrister. **2628**; and to summarise, not read, law relative to a specific matter, **2630**.

Division: Casting vote, **1729, 3132, 3137, 3502, 3516, 3541, 3544, 3548**.

Council, Legislative: Rulings, Observations and Opinions of the Chair (continued):

TEMPORARY CHAIRMAN (**THE HON. BERYL ALICE EVANS**) (continued):

Interjections, Interruptions and Disorder: A member with the **call** will be heard in silence, **4108**.

Members will not speak across the Chamber, **5477**; or converse **with** other members in the Chamber. **2813**.

A member was told to ignore interjection and to continue with debate, **2636, 2637**.

Offensive and Objectionable Remarks, Imputations and Aspersion: Expression withdrawn voluntarily: "member's hatred of police and the hang-ups he has in this regard", **6587**.

Points of Order:

Not Upheld: Relevance, **6585**.

Upheld: Relevance, **2631, 2632, 2638, 2735, 3513**.

Relevance: A member shall confine remarks to the clause [or amendment] under discussion, **2621, 2623, 2735, 2737, 2809, 3127, 3500, 3513**; ensure the remarks are relevant, **2621, 2622, 2623, 2624, 2628, 2632, 2637, 4148**; not make asides, **2809**; and, where the argument is long, should give a precis, **2734, 2737**.

Tedious Repetition: A member was becoming repetitive, **2909, 3127**.

THE HON. R. T. M. BULL:

As TEMPORARY CHAIRMAN OF **COMMITTEES:**

Relevance: A member was directed to confine himself to the subject-matter of the clause under discussion, **2672**.

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