

NEW SOUTH WALES

# PARLIAMENTARY DEBATES

(HANSARD)

(THIRD SERIES)

**SESSION 1999**

FIRST SESSION OF THE FIFTY-SECOND PARLIAMENT

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48° ELIZABETH II

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Legislative Council and Legislative Assembly

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AUTHORISED BY  
THE PARLIAMENT OF NEW SOUTH WALES

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**NEW SOUTH WALES**  
**PARLIAMENTARY DEBATES**  
**(HANSARD)**

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FIRST SESSION OF THE FIFTY-SECOND PARLIAMENT

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# INDEX TO BILLS

11 May 1999 to 1 July 1999

*Explanation of Abbreviations:* *ad. rep.*, Adoption of Report; *Com.*, Committee; *cons. amds.*, Consideration of Amendments; *cons. mes.*, Consideration of Message; *dec. urg.*, Declaration of Urgency; *int.*, Introduction; *leg. com.*, Legislation Committee; *mes.*, Message; *1R., 2R., 3R.*, First, Second Third Reading; *recons. amds.*, Reconsideration of Amendments; *recom.*, Recommittal; *rest.*, Restoration; *ret.*, Bill Returned; *s.s.o.*, Motion for Suspension of Standing or Sessional Orders.

## ADMINISTRATIVE DECISIONS TRIBUNAL LEGISLATION FURTHER AMENDMENT BILL:

*Assembly:* assent 22  
*Council:* assent 6 *mes.* 7

## AGRICULTURAL LIVESTOCK (DISEASE CONTROL FUNDING) BILL:

*Assembly:* assent 22  
*Council:* assent 6

## APPROPRIATION BILL (COGNATE):

*Assembly:* *int.* 1065 **1R** 1065 **2R** 1065 1072 1095  
1180 1187 1212 1217 1236 1256 1334 1343  
1377 1392 1409 1424 1430 1441 *s.s.o.* 1608  
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*Council:* *s.s.o.* 1542 **1R** 1542 **2R** 1747 1887  
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## APPROPRIATION (PARLIAMENT) BILL:

*Assembly:* *int.* 1065 **1R** 1065 **2R** 1065 1072 1095  
1180 1187 1212 1217 1236 1256 1334 1343  
1377 1392 1409 1424 1430 1441 *s.s.o.* 1608  
*Com.* 1610 **3R** 1610 *ret.* 1693  
*Council:* *s.s.o.* 1542 **1R** 1542 **2R** 1747 1887  
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## APPROPRIATION (SPECIAL OFFICES) BILL:

*Assembly:* *int.* 1065 **1R** 1065 **2R** 1065 1072 1095  
1180 1187 1212 1217 1236 1256 1334 1343  
1377 1392 1409 1424 1430 1441 *s.s.o.* 1608  
*Com.* 1610 **3R** 1610 *ret.* 1693  
*Council:* *s.s.o.* 1542 **1R** 1542 **2R** 1747 1887  
1902 **3R** 1908

## APPROPRIATION (1998-99 BUDGET VARIATIONS) BILL (COGNATE):

*Assembly:* *s.s.o.* 100 *int.* 101 **1R** 101 **2R** 101  
375 *Com.* 386 **3R** 387 *ret.* 758 *m.* 760 assent  
1049  
*Council:* *s.s.o.* 390 **1R** 390 **2R** 637 651 *Com.*  
670 assent 965

## AUSTRALIA ACTS (REQUEST) BILL:

*Assembly:* *s.s.o.* 100 *int.* 116 **1R** 116 **2R** 116  
478 **3R** 479 *ret.* 813 assent 1049  
*Council:* *s.s.o.* 458 **1R** 458 **2R** 766 **3R** 767  
assent 965

## BENEVOLENT SOCIETY (RECONSTITUTION) BILL:

*Assembly:* assent 22  
*Council:* assent 6

## BUILDING AND CONSTRUCTION INDUSTRY SECURITY OF PAYMENT BILL:

*Assembly:* *s.s.o.* 1593 *int.* 1594 **1R** 1594 **2R**  
1594 *s.s.o.* 1608

## CHILD PROTECTION (PROHIBITED EMPLOYMENT) BILL:

*Assembly:* assent 22  
*Council:* assent 6

## CHILDREN AND YOUNG PERSONS (CARE AND PROTECTION) BILL:

*Assembly:* assent 22  
*Council:* assent 6 *mes.* 7

## CHILDREN AND YOUNG PERSONS LEGISLATION (REPEAL AND AMENDMENT) BILL:

*Assembly:* assent 22  
*Council:* assent 6

## COMMISSION FOR CHILDREN AND YOUNG PEOPLE BILL:

*Assembly:* assent 22  
*Council:* assent 6

## CONSUMER CLAIMS BILL:

*Assembly:* assent 22  
*Council:* assent 7 *mes.* 7

## CO-OPERATIVES LEGISLATION AMENDMENT BILL (COGNATE):

*Assembly:* *s.s.o.* 387 *int.* 387 **1R** 387 **2R** 387 526  
*s.s.o.* 526 **3R** 527 *ret.* 597 assent 730  
*Council:* *s.s.o.* 458 **1R** 458 **2R** 458 **3R** 460 assent  
627

## COURTS LEGISLATION AMENDMENT BILL:

*Assembly:* **1R** 1668 *s.s.o.* 1670 **2R** 1684 *Com.*  
1687 **3R** 1689  
*Council:* *int.* 762 **1R** 762 **2R** 762 1135 *Com.*  
1758 **3R** 1760 *ret.* 1887

## COURTS LEGISLATION FURTHER AMENDMENT BILL:

*Assembly:* assent 22  
*Council:* *ret.* 7 assent 7

## CRIMES AMENDMENT (OFFENSIVE WEAPONS) BILL:

*Assembly:* *int.* 834 **1R** 834 **2R** 834 *s.s.o.* 1608 **2R**  
1611 **3R** 1612  
*Council:* *int.* 287 **2R** 287 673 *ret.* 1577

## CRIMES AT SEA BILL:

*Assembly:* assent 22  
*Council:* *ret.* 7 assent

## CRIMES LEGISLATION AMENDMENT BILL:

*Assembly:* *s.s.o.* 1689 **1R** 1690 **2R** 1690 **3R** 1691  
*Council:* *int.* 1133 **1R** 1133 **2R** 1133 1817 *Com.*  
1820 *ad. rep.* 1823 **3R** 1832 *ret.* 1887

## CRIMES LEGISLATION FURTHER AMENDMENT BILL:

*Assembly:* assent 22  
*Council:* assent 6

CRIMINAL PROCEDURE AMENDMENT (SENTENCING GUIDELINES) *BILL*:  
*Assembly: assent 22*  
*Council: assent 6 mes. 7*

DRUG COURT *BILL*:  
*Assembly: assent 22*  
*Council: assent 6 mes. 7*

DRUG MISUSE AND TRAFFICKING AMENDMENT (CONTROLLED OPERATIONS AND INTEGRITY TESTING PROGRAMS) *BILL*:  
*Assembly: assent 22*  
*Council: assent 6 mes. 7*

ELECTRICITY SUPPLY AMENDMENT *BILL*:  
*Assembly: int. 1065 1R 1065 2R 1065 1072 095 1180 1187 1212 1217 1236 1256 1334 1343 1377 1392 1409 1424 1430 1441 s.s.o. 1608 Com. 1610 3R 1610 ret. 1693*  
*Council: s.s.o. 1542 1R 1542 2R 1747 1887 1902 3R 1908*

FAIR TRADING TRIBUNAL *BILL*:  
*Assembly: assent 22*  
*Council: assent 6 mes. 7*

FEDERAL COURTS (STATE JURISDICTION) *BILL*:  
*Assembly: int. 1407 1R 1407 2R 1407 s.s.o. 1608 2R 1610 3R 1610 ret. 1692*  
*Council: s.s.o. 1542 1R 1542 2R 1812 3R 1817*

FINANCIAL SECTOR REFORM (NEW SOUTH WALES) *BILL* (COGNATE):  
*Assembly: s.s.o. 387 int. 387 1R 387 2R 387 526 s.s.o. 526 3R 527 ret. 597 assent 730*  
*Council: s.s.o. 458 1R 458 2R 458 3R 460 assent 627*

FORESTRY AND NATIONAL PARK ESTATE *BILL*:  
*Assembly: assent 22*  
*Council: assent 7 mes. 7*

GAS SUPPLY AMENDMENT (SAFETY) *BILL*:  
*Assembly: int. 1439 1R 1439 2R 1439 s.s.o. 1608 2R 1609 3R 1609 ret. 1692*  
*Council: s.s.o. 1542 1R 1542 2R 1846 3R 1849*

GENERAL GOVERNMENT DEBT ELIMINATION AMENDMENT *BILL* (COGNATE):  
*Assembly: s.s.o. 100 int. 101 1R 101 2R 101 375 Com. 386 3R 387 ret. 758 m. 760 assent 1049*  
*Council: s.s.o. 390 1R 390 2R 637 651 Com. 671 assent 965*

HERITAGE AMENDMENT *BILL*:  
*Assembly: assent 22*  
*Council: assent 6*

HOME BUILDING AMENDMENT *BILL*:  
*Assembly: int. 856 1R 856 2R 856 1077 3R 1078 ret. 1692*  
*Council: 1R 1045 s.s.o. 1045 2R 1849 3R 1852*

INDUSTRIAL RELATIONS AMENDMENT (FEDERAL AWARD EMPLOYEES) *BILL*:  
*Assembly: assent 22*  
*Council: assent 7 mes. 7*

JUSTICES LEGISLATION AMENDMENT (APPEALS) *BILL*:  
*Assembly: assent 22*  
*Council: assent 6*

LAW ENFORCEMENT AND NATIONAL SECURITY (ASSUMED IDENTITIES) *BILL*:  
*Assembly: assent 22*  
*Council: assent 6*

LAW OF EVIDENCE *BILL*:  
*Assembly: 1R 23*  
*Council: 1R 10*

LIQUOR AND REGISTERED CLUBS LEGISLATION AMENDMENT *BILL*:  
*Assembly: s.s.o. 100 int. 106 1R 106 2R 106 467 3R 472 ret. 823 assent 1049*  
*Council: s.s.o. 458 1R 458 2R 768 3R 772 assent 965*

LIQUOR AND REGISTERED CLUBS LEGISLATION AMENDMENT (GAMING) *BILL*:  
*Assembly: assent 22*  
*Council: assent 6*

LIQUOR AND REGISTERED CLUBS LEGISLATION FURTHER AMENDMENT *BILL*:  
*Assembly: int. 1170 1R 1170 2R 1170 1635 3R 1637 ret. 1692*  
*Council: s.s.o. 1578 1R 1578 2R 1823 3R 1831*

LOCAL GOVERNMENT AMENDMENT (AMALGAMATIONS AND BOUNDARY CHANGES) *BILL*:  
*Assembly: int. 1093 1R 1093 2R 1093 1637 1655 Com. 1658 3R 1662 ret. 1693 Com. 1693 cons. amds 1693 ad rep. 1694 mes. 1694*  
*Council: s.s.o. 1698 1R 1698 2R 1771 1862 Com. 1880 1893 3R 1902*

LOCAL GOVERNMENT AMENDMENT (COMMUNITY LAND MANAGEMENT) *BILL*:  
*Assembly: assent 22*  
*Council: assent 6*

LOCAL GOVERNMENT LEGISLATION AMENDMENT (ELECTIONS) *BILL*:  
*Assembly: assent 22*  
*Council: assent 6*

MINING AMENDMENT *BILL*:  
*Assembly: 1R 1695 s.s.o. 1695 2R 1696 3R 1697*  
*Council: int. 1134 1R 1134 2R 1134 s.s.o. 1908 2R 1908 Com. 1910 3R 1910*

MOTOR ACCIDENTS COMPENSATION *BILL*:  
*Assembly: 1R 1668 s.s.o. 1670 2R 1671 Com. 1676 ad rep. 1683 3R 1684*  
*Council: int. 901 1R 901 2R 901 965 994 Com. 1309 1463 1477 1518 1543 1698 1743 ad rep. 1746 recom. 1746 ad rep. 1747 3R 1783 ret. 1887*

OFFSHORE MINERALS *BILL*:  
*Assembly: s.s.o. 1689 1R 1691 2R 1691 3R 1692*  
*Council: int. 392 1R 392 2R 392 1160 Com. 1832 3R 1839 ret. 1887*

## 11 May 1999 to 1 July 1999

## OMBUDSMAN AMENDMENT (CHILD PROTECTION AND COMMUNITY SERVICES) BILL:

Assembly: assent 22  
Council: assent 6

PARLIAMENTARY COMMITTEES LEGISLATION AMENDMENT BILL:  
Assembly: int. 798 1R 798 withdrawal 956PARLIAMENTARY COMMITTEES LEGISLATION AMENDMENT BILL  
(No 2):

Assembly: int. 956 1R 956 2R 956 3R 957 ret. 1049 assent 1049  
Council: 1R 900 s.s.o. 900 2R 906 3R 907 assent 965

## PAY-ROLL TAX AMENDMENT (APPRENTICES CONCESSION AND RATE REDUCTION) BILL (COGNATE):

Assembly: s.s.o. 100 int. 101 1R 101 2R 101 375 Com. 386 3R 387 ret. 758 m. 760 assent 1049

Council: s.s.o. 390 1R 390 2R 637 651 Com. 670 assent 965

## PAY-ROLL TAX AMENDMENT (FURTHER RATE REDUCTION) BILL:

Assembly: int. 1065 1R 1065 2R 1065 1072 1095 1180 1187 1212 1217 1236 1256 1334 1343 1377 1392 1409 1424 1430 1441 s.s.o. 1608 Com. 1610 3R 1610 ret. 1693

Council: s.s.o. 1542 1R 1542 2R 1747 1887 1902 3R 1908

## PERIODIC DETENTION OF PRISONERS FURTHER AMENDMENT BILL:

Assembly: assent 22  
Council: assent 7 mes. 7

## POLICE POWERS (VEHICLES) BILL:

Assembly: assent 22  
Council: assent 7 mes. 7

## PROPERTY (RELATIONSHIPS) LEGISLATION AMENDMENT BILL:

Assembly: 1R 534 2R 534 708 735 assent 1049  
Council: int. 228 1R 228 2R 228 294 311 Com. 393 ad. rep. 398 3R 398 assent 965

## PROTECTED DISCLOSURES AMENDMENT BILL:

Council: int. 1300 1R 1300

## PROTECTION OF THE ENVIRONMENT ADMINISTRATION AMENDMENT (ENVIRONMENTAL EDUCATION) BILL:

Assembly: assent 22  
Council: assent 7 mes. 7

## PUBLIC FINANCE AND AUDIT AMENDMENT BILL (COGNATE):

Assembly: s.s.o. 100 int. 101 1R 101 2R 101 375 386 3R 387 withdrawal 759  
Council: s.s.o. 390 1R 390 2R 637 withdrawal 651 mes. 671

## PUBLIC FINANCE AND AUDIT AMENDMENT (CONSOLIDATED FINANCIAL STATEMENTS) BILL:

Assembly: int. 1065 1R 1065 2R 1065 1072 1095 1180 1187 1212 1217 1236 1256 1334 1343 1377 1392 1409 1424 1430 1441 s.s.o. 1608 Com. 1610 3R 1610 ret. 1693  
Council: s.s.o. 1542 1R 1542 2R 1747 1887 1902 3R 1908

## RACING ADMINISTRATION AMENDMENT BILL:

Assembly: int. 466 1R 466 2R 466 802 3R 808 assent 1668  
Council: 1R 860 s.s.o. 860 2R 1144 1158 3R 1159 ret. 1232 assent 1812

## REGISTRATION OF INTERESTS IN GOODS AMENDMENT BILL:

Assembly: int. 1176 1R 1176 2R 1176 s.s.o. 1608 2R 1612 3R 1613 ret. 1692  
Council: s.s.o. 1578 1R 1578 2R 1852 3R 1855

## RESIDENTIAL PARKS BILL:

Assembly: assent 22  
Council: assent 6

## RESIDENTIAL TENANCIES AMENDMENT (DOMESTIC VIOLENCE) BILL (COGNATE):

council: int. 192 1R 192 2R 192 206

## RESIDENTIAL TENANCIES AMENDMENT (OLYMPIC GAMES) BILL (COGNATE):

Council: int. 192 1R 192 2R 192 206

## RESIDENTIAL TRIBUNAL BILL:

Assembly: assent 22  
Council: assent 7 mes. 7

## RETAIL LEASES AMENDMENT BILL:

Assembly: assent 22  
Council: assent 7 mes. 7

## ROADS AMENDMENT (TRANSITWAYS) BILL:

Assembly: int. 1407 1R 1407 s.s.o. 1608 2R 1608 3R 1609 ret. 1692  
Council: s.s.o. 1542 1R 1542 2R 1839 Com. 1844 3R 1846

## ROAD TRANSPORT (GENERAL) BILL (COGNATE):

Assembly: s.s.o. 583 int. 584 1R 584 2R 584 808 3R 811 assent 1668  
Council: 1R 792 s.s.o. 792 2R 1139 3R 1144 ret. 1232 assent 1812

## ROAD TRANSPORT LEGISLATION AMENDMENT BILL (COGNATE):

Assembly: s.s.o. 583 int. 584 1R 584 2R 584 808 3R 811 assent 1668  
Council: 1R 792 s.s.o. 792 2R 1139 3R 1144 ret. 1232 assent 1812

## ROAD TRANSPORT (SAFETY AND TRAFFIC MANAGEMENT) BILL (COGNATE):

Assembly: s.s.o. 583 int. 584 1R 584 2R 584 808 3R 811 assent 1668  
Council: 1R 792 s.s.o. 792 2R 1139 3R 1144 ret. 1232 assent 1812

## RURAL LANDS PROTECTION BILL:

Assembly: assent 22  
Council: assent 6

## STANDARD TIME AMENDMENT BILL:

Assembly: s.s.o. 504 int. 504 1R 504 2R 504 744 Com. 757 3R 758 ret. 835 assent 1049  
Council: 1R 761 2R 772 3R 776 assent 965

**STATE REVENUE LEGISLATION AMENDMENT (COGNATE):**  
*Assembly: s.s.o. 100 int. 101 1R 101 2R 101 375 Com. 387 3R 387 ret. 758 m. 760 assent 1049*  
**Council: s.s.o. 390 1R 390 2R 637 651 Com. 671 assent 965**

**STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL:**  
*Assembly: int. 1179 1R 1179 2R 1179 1649 1654 1667 Com. 1668 3R 1668 ret. 1692 Com. 1692 cons. amdt's 1692 ad. rep. 1692 mes. 1692*  
**Council: s.s.o. 1698 1R 1698 2R 1855 Com. 1859 3R 1859 mes. 1887**

**SUPERANNUATION ADMINISTRATION AUTHORITY CORPORATISATION BILL (COGNATE):**  
*Assembly: 1R 534 2R 733 811 3R 813 assent 1049*  
**Council: int. 230 1R 230 2R 230 399 ret. 792 assent 965**

**SUPERANNUATION LEGISLATION AMENDMENT BILL (COGNATE):**  
*Assembly: 1R 534 2R 733 811 3R 813 assent 1049*  
**Council: int. 230 1R 230 2R 230 399 ret. 792 assent 965**

**SUPERANNUATION LEGISLATION FURTHER AMENDMENT BILL:**  
*Assembly: assent 22*  
**Council: assent 6**

**SURVEY (GEOCENTRIC DATUM OF AUSTRALIA) BILL:**  
*Assembly: int. 1437 1R 1437 2R 1437 s.s.o. 1608 2R 1609 3R 1609 ret. 1692*  
**Council: s.s.o. 1542 1R 1542 2R 1859 3R 1862**

**SYDNEY HARBOUR FORESHORE AUTHORITY BILL:**  
*Assembly: assent 22*  
**Council: assent 7 mes. 7**

**SYDNEY WATER CATCHMENT MANAGEMENT BILL:**  
*Assembly: assent 22*  
**Council: assent 7 mes. 7**

**TECHNICAL EDUCATION TRUST FUNDS AMENDMENT BILL:**  
*Assembly: int. 389 1R 389 2R 389 s.s.o. 583 2R 585 3R 585 assent 1049*  
**Council: 1R 554 s.s.o. 554 2R 778 3R 781 assent 965**

**THOROUGHBRED RACING BOARD AMENDMENT BILL:**  
*Assembly: s.s.o. 117 int. 117 1R 117 2R 117 472 3R 474 assent 1049*  
**Council: s.s.o. 458 1R 458 2R 776 3R 778 assent 965**

**TRAFFIC AMENDMENT (SPEEDING ANTI-EVASION MEASURES) BILL:**  
*Assembly: assent 22*  
**Council: assent 6**

**WALSH BAY DEVELOPMENT (SPECIAL PROMSIONS) BILL:**  
*Assembly: s.s.o. 237 int. 237 1R 237 2R 237 368 3R 375 ret. 574 assent 730*  
**Council: s.s.o. 390 1R 390 2R 404 435 3R 457 assent 627**

**WASTE MINIMISATION AND MANAGEMENT AMENDMENT BILL:**  
*Assembly: assent 22*  
**Council: assent 6**

**WATER LEGISLATION AMENDMENT (DRINKING WATER AND CORPORATE STRUCTURE) BILL:**  
*Assembly: assent 22*  
**Council: assent 6**

**WORKERS COMPENSATION LEGISLATION AMENDMENT BILL:**  
*Assembly: s.s.o. 1593 1R 1593 2R 1593 s.s.o. 1608 2R 1662 3R 1666 ret. 1668*  
**Council: s.s.o. 1698 1R 1698 2R 1760 Com. 1763 3R 1771**

**YEAR 2000 INFORMATION DISCLOSURE BILL:**  
*Assembly: s.s.o. 100 int. 119 1R 119 2R 119 474 3R 478 ret. 798 s.s.o. 1608 Com. 1608 ad. rep. 1608 mes. 1608*  
**Council: s.s.o. 458 1R 458 2R 677 Com. 680 3R 682 mes. 1542**

SESSION 1999

11 May 1999 to 1 July 1999

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### LEGISLATIVE COUNCIL

11 May 1999 to 1 July 1999

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Announcements:

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Interjections, interruptions and disorder:

#### *Conversation*

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#### *Questions without notice:*

A member was directed to address the Chair, 1279.

Motions moved by leave:

If a member obtains leave under Standing Order 56 to move a motion, that leave should obviate the need under Standing Order 264 to suspend standing orders. If a member obtains leave to move a motion without notice, the Chair would regard that as sufficient authority to proceed with the substantive motion without the further requirement to suspend standing orders, 391.

Notices of motions:

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PRESIDENT (The Hon. DR MEREDITH BURGEMANN): *(continued)*

Offensive and objectionable remarks, imputations and aspersions:

Expressions withdrawn or required to be withdrawn: "**Tutti-Frutti** Pezzutti," 81

Standing Order 81 relates to imputations against members. The member with the call had not referred to all members of the House, 75.

It is unparliamentary to refer to members by nicknames, 81.

**Members** should not use unparliamentary language, 84.

Standing Order 81 provides that **all** imputations of improper motives and all personal reflections on members shall be deemed to be disorderly, 545, 1782, but the member with the call was not making personal reflections on members. Members on both sides **had** claimed that those on the other side were members of a racist party, 1914.

Personal explanations:

A member, rather than taking an inappropriate point of order, should have sought leave to make a personal explanation, 1879.

A member cannot make a personal explanation while there is a question before the **Chair**, 1880.

Points of order:

Not involved: 75, 86, 302, 308, 430, 545, 549, 643, 648, 871, 1149, 1150, 1153, 1282, 1731, 1734, 1735, 1736, 1795, 1879, 1914.

Not upheld:

The Attorney General was permitted to answer a question relating to the Federal jurisdiction, 305. Ministers may answer questions in whatever way they choose, 1279.

Upheld:

It is unparliamentary to refer to members by nicknames, 81.

Members should confine their remarks to the motion before the Chair, 89.

A Minister should return to the answer to the question he was asked, 1731.

LEGISLATIVE COUNCIL RULINGS, OBSERVATIONS AND OPINIONS OF THE CHAIR

**PRESIDENT (The Hon. DR MEREDITH BURGMANN): (continued)**

**Points of order:**

**Upheld: (continued)**

A question without notice related to legislation before the House, **1731, 1799.**

Members are not permitted to wear decorations in the House, **1795.**

Members wishing to attack other members should do so by way of substantive motion, **1916.**

Questions should not refer to the **1999-2000** budget, which was before the House, **1279.**

A member was directed to finish his remarks on a point of order before the Minister addressed the Chair, **84.** Members should confine their remarks to the point of order, **84, 1282.**

The Chair must rule on one point of order before hearing another, **304.**

Members should desist from taking frivolous points of order, **305.**

When a point of order is taken a new point of order may be taken only in respect of matter that is raised in argument on the point of order but is not merely argument against the point of order, **1279.**

Remarks made in relation to a point of order canvassed an earlier ruling, **1734.**

A Minister was answering a question, not taking a point of order, **1734.**

Members may take points of order, but there is no such thing as a point of clarification. Members canvassing the rulings of the Chair will be ruled out of order, **1735.**

Because the Leader of the House did not use the words "Point of order," the Chair believed that he was answering a question under Standing Order **29**, which allows him to answer questions directed to other Ministers. A member who challenged what the Leader of the House had said had used the words "Point of order", not "Further to the point of order". Accordingly, the Chair had ruled on his point of order and had ruled against him, **1735.**

There is no time limit on a member speaking to a point of order, **1781.**

Members should not take a point of order while another point of order is being discussed, **1782.**

It is inappropriate for members to take points of order during the adjournment debate for the sole purpose of eroding another member's speaking time. As the speaking time of the member with the call had expired the point of order was academic, **1782.**

**PRESIDENT (The Hon. DR MEREDITH BURGMANN): (continued)**

**Points of order:**

**Upheld: (continued)**

Members should listen closely to the debate and state clearly whether they are taking a point of order or speaking further to a point of order, **1791, 1795.**

A member, rather than taking an inappropriate point of order, should have sought leave to make a personal explanation, **1879.**

Rather than taking a point of order, a Minister may have been requesting, under Standing Order 84, that the words be taken down, **1891.**

The Chair would have ruled against a Minister if his remarks on a point of order had continued in the same vein, **1907.**

A member may take a further point of order but may not canvass the ruling of the Chair, **646.**

**Private members' business:**

The Chair reminded members of the new sessional order relating to private members' business, **188.**

**Procedure:**

Members may cite newspapers in support of their arguments, but members who do not have the call may not read newspapers in the Chamber, **1736.**

**Public bills:**

The Chair reminded the House of the new sessional relating to the introduction of public bills, **188.**

**Questions without notice:**

**Form**

A question without notice must relate to the portfolio of the Minister to whom the question is directed, **84.**

Members were permitted to redraft questions, **84, 1731, 1800.**

Question ruled out of order, **429.**

A question may contain information, but only for the purpose of explaining the question, **549.**

Questions without notice may not contain argument or express opinion, **644.**

The Leader of the House had suggested that a question without notice was out of order under Standing Order **29** because it was not addressed to a Minister and did not relate to a matter of public affairs. Although the Chair was willing to answer the question it would have been more appropriate for the member who asked the question to have spoken to the Chair about the matter in Chambers, **646.**

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PRESIDENT (The Hon. DR MEREDITH BURGMANN): *(continued)*

Questions without notice:

*Form (continued)*

Members were requested or permitted to complete their questions, 307, 646, 1152.

A question was couched in general terms and did not necessarily canvass issues to be dealt with in the budget debate; the Minister's answer should be couched in similar terms, 648.

If a question related in any way to the budget, it would be ruled out of order, 1152.

A question was not within the portfolio responsibility of the Minister to whom it was directed, 1735.

**Minister's latitude**

Although it was a tradition of the House that Ministers are permitted to answer questions in whatever way they choose, a Minister's attention was drawn to Standing Order 85, 80; and to Standing Order 80, 1280.

Continual reference to repeated leadership challenges within the Liberal Party is contrary to Standing Order 85, 1530.

A Minister had not been directed to answer a question; he had merely been warned, as he had been previously, against contravening Standing Order 85, 1731.

Ministers may answer questions in whatever way they choose, 80, 308, 430, 643, 1149, 1282, 1731, 1736, 1795.

The Chair had no doubt that the present Minister could defend the actions of past Ministers, 302.

A Minister was permitted to answer a question that involved voices from the past, 305.

A Minister was reminded that, when responding to a question, she should not refer to a matter that was before the House. 648.

A Minister was directed to answer the question he was asked, 1530, 1731 and to return to that answer, 1530.

A Minister, although not flouting the ruling of the Chair, was perilously close to becoming tedious, 1530.

**Sub judice rule:**

The Chair, having referred to *House of Representatives Practice* and rulings of the former President, the Hon. J. R. Johnson, reminded members that decisions relating to sub judice are entirely matters for the Chair, 1734.

Wearing of decorations in the Chamber:

Erskine May states that members are not permitted to wear decorations in the House. Further, the wearing of a uniform or military insignia is contrary to the long-established custom of the House, 1795.

DEPUTY-PRESIDENT AND CHAIRMAN OF COMMITTEES (THE HON. ANTHONY BERNARD KELLY):

Election, 11.

AS DEPUTY-PRESIDENT

Interjections:

The Chair was unable to hear a member's contribution because of interjections, 218.

If a member wanted to hear a more restrained speech he should desist from interjecting, 561.

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Points of order:

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Upheld:

Members should address the Chair, 561.

The Chair had heard sufficient on a point of order, 564.

Relevance:

If the standing order relating to relevance were strictly enforced, debate would be considerably curtailed, 402.

AS CHAIRMAN OF COMMITTEES:

Amendments:

The Chair would prefer Ministers to move amendments before members asked questions relating to them, 1485.

Amendments ruled out of order, 1510, 1884.

To enable members to vote on them individually the Chair put separate questions in relation to multiple amendments, 1572.

Members were reminded of the provisions of Standing Order 174. Although some general comment is acceptable, members speaking to amendments during the consideration of a bill **that** had continued for four days should not repeat themselves or discuss Federal Government policy; they should **confine** their remarks to the clause under consideration, 1717, 1720, 1722, 1723.

Points of order:

Not involved: 1722, 1723.

Upheld:

Members should confine their remarks to the amendment before the Chair, 1724.

**DEPUTY-PRESIDENTS AND TEMPORARY  
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818.

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*Conversation*

Members wishing to conduct private conversations  
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*Interjection*

Members should not prolong the contributions of others  
by constantly interjecting, 1675.

*Order and decorum*

A photographer in the public gallery was reminded that  
standing orders provided that he was permitted to use  
only the corners of the gallery area, 132.

Members were directed to resume their seats, 950, 1360.

A member who had been removed from the House  
would be named if he continued to comment as he left  
the Chamber, 1199.

MR SPEAKER (The Hon. JOHN HENRY  
MURRAY): (*continued*)

*Questions without notice*

Ministers should answer the questions they are asked  
and not respond to interjections, 130, 131.945.

Members were directed to cease interjecting, 329.

Members were reminded that a number of them were on  
three calls to order, 332, 1054; those who had been  
called to order were placed on three calls to order,  
329, 499, 1054; and those who had been called to  
order twice were deemed to be on three calls to order,  
604.

The fact that a number of members representing country  
electorates had an interest in the answer did not give  
them the right to interject. They were directed to  
remain silent while the Minister continued his answer,  
498.

Members who have asked questions should listen to the  
answers in silence, 502, 818, **1050**.

A member, having been called to order three times, was  
directed to contain herself. In normal circumstances the  
Chair would have directed the Serjeant-at-Arms to  
remove her from the Chamber. However, she was  
given one final chance, **605**.

Members of the Opposition were directed to remain  
silent so that the Chair and Hansard were able to hear  
the Minister's answer, **688**.

A member of the Opposition was unable to hear a  
Minister's answer because of the volume of his  
colleagues' interjections, **695**.

Although the Chair **had allowed** members a degree of  
latitude during a Minister's answer, further  
interjections would be viewed with dismay, 695.

Although the Chair always extends a degree of latitude  
to Ministers when they commence to answer questions,  
a Minister was directed to come directly to the answer,  
818.

If the Leader of the National **Party** wished to approach  
the table, he should do so quietly and not **interrupt** the  
Minister's answer, **819**.

Members were directed to remain silent, 943, 844,  
1057.

LEGISLATIVE ASSEMBLY RULINGS, OBSERVATIONS AND OPINIONS OF THE CHAIR

MR SPEAKER (The Hon. JOHN HENRY MURRAY): *(continued)*

*Questions without notice (continued)*

There was far too much conversation in the Chamber, **944**

The Chair believed that any question relating to the Higher School Certificate would have been of the utmost interest to all members and would have taken precedence over anything else they wanted to discuss, **944**.

On two occasions the Leader of the Opposition had been asked to remain silent; those requests included laughing aloud, **943**.

The Premier is entitled to make a statement without being interrupted by members of the Opposition, **1054**.

The Leader of the National Party was placed on three calls to order. If he again contravened the standing orders, even in the slightest way, the Chair would direct the Serjeant-at-Arms to remove him from the House, **1197**.

The previous day the Chair had ordered to removal of the honourable member for Coffs Harbour for behaving in the same manner as the honourable member for Epping was acting. During the past fortnight the Chair had extended a degree of latitude to the honourable member for Epping and the Leader of the House. After placing the honourable member for Epping on three calls to order, the Chair advised the member and the Minister to bear his warning in mind, **1356**.

The honourable member for Coffs Harbour, who had been removed from the House the previous day, should sense the mood of the Chair and realise the necessity for members to be on their best behaviour, **1356**.

The House was called to order, **1586**.

Member removed: **1199**.

Notices of matters of public importance:

It is difficult for the Chair to accept notice of a wide-ranging and non-specific matter of public importance when a wide-ranging bill relating to the same matters is before the House. **1193**.

Notices of motions:

During the last Parliament the Chair had taken a strong stand in relation to the length of notices of motions. Although a notice was lengthier than those that had been allowed in the past, the Chair would allow the member to complete the notice and would then make a decision in relation to it, **260**.

MR SPEAKER (The Hon. JOHN HENRY MURRAY): *(continued)*

Notices of motions: *(continued)*

The standing orders provide that notices of motions should be in typed form, if possible. If members present their notices in the proper form they avoid the difficulty of remembering and recording the statements they made in the House. If notices are not presented in compliance with the standing orders, they will be ruled out of order, **260**.

The Chair was aware of previous rulings in relation to the length of notices of motions, **328**.

Standing Order **147** precludes a member from giving two consecutive notices of motions, **328**.

Members should make their notices of motions short and pertinent, and for that reason a notice of motion given the previous day had been shortened dramatically, **493**.

As the Chair was a party to the proceedings which were the subject of a notice of motion, the Chair did not require the notice to be read in full to understand its contents. As the proceedings were before the court, the Chair ruled the notice of motion out of order, **1584**.

Personal explanations:

A member who was not permitted to ask for a withdrawal would be able to make a personal explanation at the conclusion of the contribution of the member from whom she had sought the withdrawal, **824**.

Points of order:

Not involved: **127, 496, 601, 945, 1057, 1200, 1358, 1369**.

Not upheld:

Ministers are entitled to respond in reply to matters raised during the debate, **278**.

Upheld:

Members should be referred to by their correct titles, **264**.

Members speaking during debate on competing motions for urgent consideration must establish why their motions should have priority and not debate the substance of the motion, **271, 337, 824, 949**.

The use of props is disorderly, **332**.

Ministers should be heard in silence, **1655**.

Members should restrict their remarks to the subject matter of the motion being debated, **1695**.

A member was aware that the point of order he had taken had no validity, **265**.

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MR SPEAKER (The Hon. JOHN HENRY MURRAY): (*continued*)

Questions without notice:  
Questions ruled out of order, **820**.

Questions ruled in order, **1194**.

**Form:**

The Chair took exception to the comments of a member who understood the proper way to ask a question without notice. The question had been ruled out of order because of the manner in which it was asked, not because of its content. The Chair permitted the member to rephrase the question, **820**.

In the past the Chair had ruled that members may ask questions about bills that are before the House to enable them to be better informed about debate on proposed legislation. In conformity with earlier rulings the questions was ruled in order, **1194**.

The Chair permitted a member to rephrase a question which had three parts, one of which was prefaced by argument, **1196**; the same member, having again been asked to put his question without comment, was again permitted to rephrase the question. He had been a member of the House for a sufficient period of time to know the requirements of the standing orders, **1197**.

**Ministers' latitude:**

Ministers were requested to conclude their answers, **131, 1057**.

**Procedure**

Any member may ask a question during question time, including those who had not made inaugural speeches, **127**.

**Supplementary questions**

Supplementary question ruled out of order, **503**.

Members may ask supplementary questions at the appropriate time, **693**.

The Chair will decide whether a supplementary question is in order, **945**.

**Relevance:**

Members should confine their remarks to the motion before the Chair, **125**.

**Reordering of general business:**

Members would have an opportunity to express their opinions about the merits of the motion by voting for or against it, **814**.

MR DEPUTY-SPEAKER (MR JOHN CHARLES PRICE):

Election, **18**.

**Debate:**

In the cut and thrust of a debate about school maintenance funding, comments made about members of the Liberal Party were not out of order, **588**.

**Interjections:**

Members who have spoken in the debate should listen to the contributions of others in silence, **519, 935**.

**Offensive and objectionable remarks, imputations and aspersions:**

A member seeking to launch a personal attack against another member should use the procedures available under the standing orders, **590**.

**Points of order:**

**Upheld:**

Members should confine their remarks to the substance of the motion before the House, **590**.

**CHAIRMAN OF COMMITTEES AND ACTING SPEAKER (MR JOHN CHARLES MILLS):**

Election, **19**.

**AS CHAIRMAN OF COMMITTEES:**

**Amendments:**

Members were reminded that pursuant to an earlier resolution clauses, schedules and amendments would be dealt with in *globo*, **1676**.

**Interjections, interruptions and disorder:**

The majority of interjections were emanating from the Opposition benches and not the Government benches, **757**.

**AS ACTING-SPEAKER:**

**Debate:**

The Chair had **heard** nothing to indicate that a member's contribution was outside the leave of the bill, **1652**.

**Points of order:**

Not involved: **1652**

**ACTING-SPEAKERS AND TEMPORARY CHAIRMEN OF COMMITTEES:**

**MRS DIANE BEAMER:** Appointment, **32**.

**MR PAUL GERARD LYNCH:** Appointment, **32**.

**MR WAYNE ASHLEY MERTON:** Appointment, **32**.

**MR RUSSELL WILLIAM TURNER:** Appointment, **32**.

**MRS DIANE BEAMER:**

AS TEMPORARY CHAIRMAN OF COMMITTEES:

**Debate:**

Members were reminded that it is inappropriate to read speeches verbatim. However, the member in relation to whom a point of order had been taken was merely referring to copious notes and would continue to do so, **1659**.

Members were reminded that as the question before the Chair was that an amendment be agreed to, they should speak only to that question, **1661**, and if a member continued to speak to the substance of the bill he would be asked to resume his seat, **1661**.

**MR PAUL GERARD LYNCH:**

AS ACTING-SPEAKER:

**Debate:**

It is in order for members to refer extensively to notes during debate, **379**.

**Points of order:****Upheld:**

The Minister for Health and his Parliamentary Secretary know more than other members about the problems involved in the provision of mental health services, **925**.

Members may respond to matters raised in debate, **927**.

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