



# PROCEDURAL DIGEST

Legislative Assembly

FIFTY-FIFTH PARLIAMENT, FIRST SESSION

NO. 13: 22 MAY – 31 MAY 2012

May 2012				
M	T	W	T	F
21	22	23	24	25
28	29	30	31	1

*This document provides a summary of significant procedures and precedents in the Legislative Assembly. It is produced at the end of each sitting period. Where applicable the relevant standing orders are noted.*

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## BILLS

### 13.1 Constitution Amendment (Restoration of Oaths of Allegiance) Bill

The House passed the Constitution Amendment (Restoration of Oaths of Allegiance) Bill. The Bill was a private member's bill received from the Legislative Council and taken up by the Government in the Legislative Assembly. The bill amends the Constitution Act 1902 to give members of the Legislative Council, the Legislative Assembly or the Executive Council the option of taking or making an oath or affirmation of allegiance to Her Majesty Queen Elizabeth II, Her heirs and successors as an alternative to the pledge of loyalty to Australia and the people of New South Wales.

*Votes and Proceedings: 30 May 2012, p. 1000-1*

*Hansard: 30 May 2012, galley p. 31-2*

## BUSINESS

### 13.2 Community Recognition Notices

The Speaker informed the House that in accordance with the resolution of 21 February 2012, certain general business motions had been reclassified as community recognition notices.

The leave of the House was obtained for the House to deal with the reclassified notices forthwith.

*Votes and Proceedings: 22 May 2012, p. 896; 23 May 2012, p. 925; 29 May 2012, p. 976; and 30 May 2012, p. 1002*

*Hansard: 22 May 2012, galley p. 30; 23 May 2012, galley p. 44; 29 May 2012, galley p. 29; and 30 May 2012, galley p. 45*

**Standing Order 105 (as amended by sessional order)**

**Standing Order 107 (as amended by sessional order)**

### 13.3 Discussion of petition signed by 10,000 or more persons

Discussion proceeded on the subject matter of the petition signed by 10,000 or more persons that had been received by the House from certain citizens "requesting a park and ride system for visitors and outpatients, and the construction of a multi-storey car park at Nepean Hospital." In accordance with the sessional order, no question was put at the conclusion of the discussion.

*Votes and Proceedings: 24 May 2012, p. 971*

*Hansard: 24 May 2012, galley pp. 70-3*

#### **Standing Order 125A (adopted as a sessional order)**

Discussion proceeded on the subject matter of the petition signed by 10,000 or more persons that had been received by the House from certain citizens "requesting the continued construction of the GreenWay project as part of the Inner West Light Rail Extension." In accordance with the sessional order, no question was put at the conclusion of the discussion.

*Votes and Proceedings: 31 May 2012, p. 1043*

*Hansard: 31 May 2012, galley pp. 73-7*

#### **Standing Order 125A (adopted as a sessional order)**

### 13.4 Motion to provide for the Treasurer's Budget Speech

Motion agreed to that standing and sessional orders be suspended to provide for the following routine of business prior to 2.15 pm on Tuesday 12 June 2012:

- (1) At 12.00 noon, Speaker takes the Chair;
- (2) Introduction and second reading speech on the Appropriation Bill and cognate bills;
- (3) Giving of General Business Notices of Motions (General Notices) following which the Speaker will leave the chair until 2.15 pm.

*Votes and Proceedings: 29 May 2012, p. 974*

*Hansard: 29 May 2012, galley p. 28*

#### **Standing Order 97 (as amended by sessional order)**

### 13.5 Motions to re-order General Business

Two Opposition members sought to have their general business notices of motions granted precedence for the next day's sitting. Both motions were defeated on division.

*Votes and Proceedings: 30 May 2012, pp. 1008-10*

*Hansard: 30 May 2012, galley pp. 50-5*

#### **Standing Order 106 (as amended by sessional order)**

### 13.6 Suspension of standing and sessional order to consider Government Business during the time for General Business and General Business during the time for Government Business

Standing and sessional orders were suspended to allow for the consideration of Legislative Council amendments to the Electricity Generator Assets (Authorised Transactions) Bill 2012 forthwith during the time for General Business.

Later in the sitting standing and sessional orders were suspended to allow for a General Business (General Notice) to be considered during the time allocated for government business.

*Votes and Proceedings: 31 May 2012, pp. 1039 & 1040*

*Hansard: 31 May 2012, galley pp. 20-1 & 44*

#### **Standing Order 106 (as amended by sessional order)**

13.7 *Premier tables document regarding volunteer pest control*

The Premier, by leave, tabled a press release from the day before regarding the three categories of parks and reserves for immediate consideration of volunteer pest control.

*Votes and Proceedings: 31 May 2012, p. 1041*

*Hansard: 30 May 2012, galley p. 60*

**Standing Order 96**

**Standing Order 266**

## COMMITTEES

13.8 *Referral to the Committee on the Office of the Ombudsman and the Police Integrity Commission*

The Speaker reported a message from the Legislative Council advising that it had agreed to the following resolution:

- (1) That, according to section 95 of the Police Integrity Commission Act 1996 (the Act), the Committee on the Office of the Ombudsman and Police Integrity Commission inquire into and report on the following:
  - (a) Whether the inspector of the Police Integrity Commission (PIC) has appropriate resources to carry out the functions of the Inspector under the Act;
  - (b) Whether the provisions of the Act relating to PIC investigators are sufficient to allow the employment of appropriate and a sufficient number of investigators; and
  - (c) Whether the Act should require the PIC to establish a Code of Conduct for its employees.
- (2) That this House requests that the Legislative Assembly pass a similar resolution.

*Votes and Proceedings: 29 May 2012, p. 997*

*Hansard: 29 May 2012, galley p. 76*

(NB: The Legislative Council's message has been set down as an Order of the Day. The matter will not be referred to the Committee until such time as it is agreed to by the Legislative Assembly.)

13.9 *Notification of inquiry*

Mr Notley-Smith Chair of the Legislative Assembly Social Policy Committee informed the House that the Committee had received a referral from the Premier, and Minister for Western Sydney to conduct an inquiry into the provision of alcohol to minors.

*Votes and Proceedings: 30 May 2012, p. 1001*

*Hansard: 30 May 2012, galley p. 44*

**Standing Order 299(1)**

## DISORDER

### 13.10 *Removal of a member for a specified time*

During Question Time, the Member for Canterbury, was directed to leave the Chamber for 30 minutes after referring to a Minister as a 'scumbag'.

*Votes and Proceedings: 23 May 2012, p. 924*

*Hansard: 23 May 2012, galley p. 37*

**Standing Order 249A (as adopted by sessional order)**

During Question Time, the Member for Maroubra, was directed to leave the Chamber for the remainder of Question Time after repeatedly interrupting a Minister's answer.

*Votes and Proceedings: 30 May 2012, p. 1001 & 31 May 2012, p. 1041*

*Hansard: 30 May 2012, galley p. 38 & 31 May 2012, p. 52*

**Standing Order 249A (as adopted by sessional order)**

During Question Time, the Member for Bankstown, was directed to leave the Chamber for 30 minutes after interrupting debate on a number of cognate bills.

*Hansard: 30 May 2012, galley p. 83*

**Standing Order 249A (as adopted by sessional order)**

### 13.11 *Removal of a member for the duration of the sitting*

During Question Time, the Member for Keira, was removed from the Chamber for the duration of the sitting for continuing to interrupt proceedings after having been called to order three times.

*Votes and Proceedings: 29 May 2012, p. 974*

*Hansard: 29 May 2012, galley p. 18*

**Standing Order 249**

## DIVISIONS

### 13.12 *Five members, or fewer*

Question put on the second reading of the Firearms Amendment (Ammunition Control) Bill and a division was called for. The Speaker declared the question to be passed as there were only two members in the minority who had challenged her decision.

*Votes and Proceedings: 29 May 2012, p. 996*

*Hansard: 29 May 2012, galley p. 66*

**Standing Order 181**

## QUESTION TIME

### 13.13 *Request for additional information*

A Member, in accordance with Standing Order 131(3), requested additional information from the Minister for Education after the five minutes for answering the original question had expired. The Speaker permitted additional information to be provided.

*Votes and Proceedings: 22 May 2012, 894*

*Hansard: 22 May 2012, galley p. 23*

**Standing Order 131(3)**

A Member in accordance with Standing Order 131(3) requested additional information from the Treasurer after the five minutes for answering the original question had expired. The Speaker permitted additional information to be provided.

*Votes and Proceedings: 22 May 2012, 894*

*Hansard: 22 May 2012, galley p. 26*

**Standing Order 131(3)**

A Member in accordance with Standing Order 131(3) requested additional information from the Attorney General and Minister for Justice after the five minutes for answering the original question had expired. The Speaker permitted additional information to be provided.

*Votes and Proceedings: 24 May 2012, p. 970*

*Hansard: 24 May 2012, galley p. 53*

**Standing Order 131(3)**

A Member in accordance with Standing Order 131(3) requested additional information from the Minister for Citizenship and Communities and Minister for Aboriginal Affairs after the five minutes for answering the original question had expired. The Speaker permitted additional information to be provided.

*Votes and Proceedings: 24 May 2012, p. 970*

*Hansard: 24 May 2012, galley p. 55*

**Standing Order 131(3)**

A Member in accordance with Standing Order 131(3) requested additional information from the Minister for Transport after the five minutes for answering the original question had expired. The Speaker permitted additional information to be provided.

*Votes and Proceedings: 29 May 2012, p. 974*

*Hansard: 29 May 2012, galley p. 23*

**Standing Order 131(3)**

A Member in accordance with Standing Order 131(3) requested additional information from the Minister for Local Government and Minister for the North Coast after the five minutes for answering the original question had expired. The Speaker permitted additional information to be provided.

*Votes and Proceedings: 29 May 2012, p. 974*

*Hansard: 29 May 2012, galley p. 27*

**Standing Order 131(3)**

A Member in accordance with Standing Order 131(3) requested additional information from the Premier and Minister for Western Sydney after the five minutes for answering the original question had expired. The Speaker permitted additional information to be provided.

*Hansard: 31 May 2012, galley p. 55*

**Standing Order 131(3)**

A Member in accordance with Standing Order 131(3) requested additional information from the Minister for Health and Minister for Medical Research after the five minutes for answering the original question had expired. The Speaker permitted additional information to be provided.

*Hansard: 31 May 2012, galley p. 49*

**Standing Order 131(3)**