



PROCEDURAL DIGEST

Legislative Assembly

FIFTY-SIXTH PARLIAMENT, FIRST SESSION
NO. 6/2017: 20 – 22 JUNE 2017

June 2017				
M	T	W	T	F
19	20	21	22	23

This document provides a summary of significant procedural events and precedents in the Legislative Assembly. It is produced at the end of each sitting period. Where applicable the relevant Standing Orders are noted.

BILLS

Appropriation Bill and cognate bills 2017

On 20 June 2017 at 12.00 noon the Treasurer introduced the Appropriation Bill and cognate bills (the “Budget” bills). After the Treasurer’s Budget speech, debate on the bills was adjourned until Thursday 22 June 2017.

On 22 June the Leader of the Opposition gave a speech in reply and the bills then passed through all remaining stages. The Treasurer moved that the House take note of the Budget Estimates and related papers for 2017-18 and debate on the motion was adjourned until a later time.

To facilitate both the Treasurer’s Budget speech and the Leader of the Opposition’s speech in reply the normal Routine of Business was altered by a suspension of Standing and Sessional Orders, which was agreed to by the House on 1 June 2017. The bills’ passage through all remaining stages and the “take note” motion were provided for by a further suspension of Standing and Sessional Orders on 20 June 2017.

Items of routine business displaced by the prioritisation of the Budget bills were considered by the House at a later time. For example, on Tuesdays business normally begins with the giving of General Business Notices of Motions. Instead, these were given at the conclusion of Government Business, at approximately 6.55 pm. On Thursday 22 June, consideration of General Business was interrupted at 11.00 am for the Leader of the Opposition’s speech in reply and the passage of the bills through all remaining stages. The time for General Business was extended by 30 minutes, to 2.00 pm.

On 22 June 2017 the *Appropriation Bill*, *Appropriation (Parliament) Bill*, and the *Emergency Services Levy Bill* were considered and returned by the Legislative Council without amendment. The *State Revenue and Other Legislation Amendment (Budget Measures) Bill* was returned with an amendment, which was agreed to by the Legislative Assembly.

The full details of the [bills](#), along with details of their passage through both Houses, can be found on the Parliament of NSW website.

Votes and Proceedings: 1/6/2017, pp. 1264-5; 20/6/2017, pp. 1267-8; 21/6/2017, p. 1280; 22/6/2017, p. 1287, pp. 1293-4.

Hansard (Proof): 20/6/2017, pp. 1-9; 22/6/2017, pp. 8–12, 72-73.

Standing Orders 97, 188, 193, 203, 222, 223 and 224.

(Procedural note: Bills appropriating revenue (money bills) must originate in the Legislative Assembly and must be returned to the Assembly by the Legislative Council within one month of transmission from the Assembly. If the Legislative Council rejects, fails to pass, or makes an amendment to a money bill with which the Legislative Assembly does not agree, the Assembly may direct that the Bill, with or without the amendment, be presented to the Governor for assent (see Sections [5](#) and [5A](#) of the *Constitution Act 1902*.)

Terrorism Legislation Amendment (Police Powers and Parole) Bill 2017

On 21 June 2017, in accordance with a suspension of Standing and Sessional Orders, the Premier introduced the *Terrorism Legislation Amendment (Police Powers and Parole) Bill 2017* without notice, after which it was considered and passed through all stages at the sitting.

The bill responded to key recommendations of the State Coroner's report on the Lindt Cafe Siege released on 24 May 2017 and sought to clarify the capacity of police officers to use force, including lethal force, in terrorist situations. The bill also provided that terrorism related offenders are not to be released on parole unless the Parole Authority is satisfied that the offender will not engage in, or incite or assist others to engage in, terrorist acts or violent extremism.

After the bill was passed by the Assembly, it was sent to the Legislative Council and passed by the Council, without amendment, on the same day. The next day the bill received assent from the Governor and immediately came into force.

Votes and Proceedings: 21/6/2017, p. 1278.

Standing Orders 188, 203, 239 and 365.

(Procedural note: Nearly every Act of Parliament has a provision (normally section 2) which sets out when it will come into force. Under Part 3 of the [Interpretation Act 1987](#) this will be either:

- by proclamation issued by the Governor, either the whole Act or part thereof;
- on a specified date; or
- on the date of assent.

If a commencement clause is not specified in the Act, it is deemed to commence 28 days from the date of assent.)

Motion to disallow a regulation

On 22 June 2017 Mr Clayton Barr MP moved that the House disallow the Service NSW (One-Stop Access to Government Services) Amendment (Approved Persons) Regulation 2017. The motion was negated on division.

Votes and Proceedings: 22/6/2017, p. 1292

Standing Order 116.

(Procedural note: Statutory instruments are rules, regulations, by-laws, ordinances, rules of the court or proclamations made under certain Acts. They are published on the [NSW Legislation](#) website and immediately come into force. A notice providing details is then tabled in both Houses of Parliament and published in the Votes and Proceedings and in the [Statutory Instruments Paper](#).

Statutory instruments are not debated in the Parliament unless a Member of either House lodges a motion to disallow part or all of that rule or instrument within 15 sitting days of the tabling of the notice. On the passing of a resolution disallowing a statutory rule, the rule ceases to have effect (see Part 6 of the [Interpretation Act 1987](#)).

BUSINESS

Speaker's statement – London terrorist incidents

On 20 June 2017 the Speaker made a statement in relation to the terrorist incidents in London, United Kingdom on 4 and 19 June 2017.

Members and officers stood as a mark of respect at the conclusion of the statement.

Votes and Proceedings: 20/6/2017, p. 1268.

Hansard (Proof): 20/6/2017, p. 9.

Speaker's statement—Tenth anniversary of Parliamentary Twinning Program

On 21 June 2017 the Speaker made a statement to mark the Tenth Anniversary of the twinning arrangements of the Parliament with the Autonomous Region of Bougainville House of Representatives and with the National Parliament of the Solomon Islands.

Votes and Proceedings: 21/6/2017, p. 1279.

Hansard (Proof): 21/6/2017, p. 35.

COMMITTEES

Inquiry into the operation of the Legislation Review Act 1987

On 20 June 2017 the Chair of the Legislation Review Committee informed the House that the Committee had resolved to conduct an inquiry into the operation of the *Legislation Review Act 1987*, the full details of which are available on the Committee's [webpage](#).

Votes and Proceedings: 20/6/2017, p. 1280.

Standing Order 299 (1).

Inquiry into land release and housing supply

On 21 June 2017 the Chair of the Committee on Environment and Planning informed the House that the Committee had received a referral from the Minister for Planning, Minister for Housing, and Special Minister of State to conduct an inquiry into land release and housing supply in NSW, the full details of which are available on the Committee's [webpage](#).

Votes and Proceedings: 21/6/2017, p. 1291.

Standing Order 299 (1).

Inquiry into commuter car parking

On 22 June 2017 the Chair of the Committee on Transport and Infrastructure informed the House that the Committee had resolved to conduct an inquiry into commuter car parking, the full details of which are available on the Committee's [webpage](#).

Votes and Proceedings: 21/6/2017, p. 1290.

Standing Order 299 (1).

Inquiry into the prevention of youth suicide

On 22 June 2017 the Chair of the Committee on Children and Young People informed the House that the Committee had resolved to conduct an inquiry into the prevention of youth suicide, the full details of which are available on the Committee's [webpage](#).

Votes and Proceedings: 21/6/2017, p. 1291.

Standing Order 299 (1).