



Legislative Council

**Committees—Rules,  
Resolutions and Membership**

First Session of the Fifty-Eighth Parliament

Current as at 25 May 2023

## Introduction

Under the NSW Constitution, the Legislative Council has the power to make standing rules and orders to regulate the proceedings of the House and its committees.

New standing orders were adopted by the House in 2022, and approved by the Governor on 20 February 2023. These standing orders determine the operation of the House and committees, and are published in the [Standing Rules and Orders](#).

The purpose of this document is to complement the Standing Rules and Orders, by collating the various resolutions establishing and dictating the operation of Legislative Council committees in the 58th Parliament. This document has the following three parts.

Part 1 includes the establishing resolutions for each of the current committees. It will also include the resolutions relating to the [Budget Estimates](#) inquiry conducted by the Portfolio Committees once adopted by the House.

For information relating to past select committees or completed inquiries, please refer to the [list of committees](#).

Part 2 includes committee-related sessional orders and resolutions of continuing effect.

From time to time the House adopts rules that override, vary or supplement the standing orders. These are known as 'sessional orders' as they lapse at the end of each parliamentary session. In addition to sessional orders, the House may also make orders that have an ongoing effect until amended or rescinded by the House. These are known as 'resolutions of continuing effect'. Part 2 contains only those orders and resolutions related to committees.

For information regarding sessional orders and resolutions related to the operation of the House or the Parliament, as well as information relating to officeholders and ministerial representation, please refer to [House—Rules, Resolutions, Officeholders and Ministerial representation](#).

Part 3 includes membership for each of the current committees of the 58th Parliament.

David Blunt  
Clerk of the Parliaments  
May 2023

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## **Part 1 – Resolutions appointing committees**

### **1. Procedure Committee**

That, notwithstanding anything to the contrary contained in the standing orders:

#### **Appointment**

- (1) A Procedure Committee be appointed.

#### **Membership**

- (2) In accordance with standing order 211 (3) and (4), the committee consist of the following members:
- (a) the President, Deputy President, Assistant President, Leader of the Government, Deputy Leader of the Government, Leader of the Opposition, Deputy Leader of the Opposition, the Government Whip, and the Opposition Whip, and
  - (b) representatives of The Greens, the Shooters, Fishers and Farmers Party, the Animal Justice Party, the Legalise Cannabis Party and the Liberal Democratic Party, nominated in writing to the Clerk.

#### **Chair**

- (3) The Chair of the committee be the President.

[Resolved 24 May 2023, Minutes No. 5, Item 11, pp. 107-108]

### **2. Privileges Committee**

That, notwithstanding anything to the contrary contained in the standing orders:

#### **Appointment**

- (1) A Privileges Committee be appointed.
- (2) The committee is the designated committee for the purposes of section 72B of the Independent Commission Against Corruption Act 1988, relating to parliamentary ethical standards.

#### **Functions**

- (3) The functions of the committee are to:
- (a) consider and report upon any matters relating to privilege which may be referred to it by the House or the President,
  - (b) receive and consider reports from the Independent Complaints Officer and undertake such other functions as are referred to in the resolution establishing the Independent Complaints Officer,
  - (c) consider submissions referred by the President concerning rights of reply, and
  - (d) under section 72C of the Independent Commission Against Corruption Act 1988:
    - (i) prepare for consideration by the Legislative Council draft codes of conduct for members of the Legislative Council and draft amendments to codes already adopted,
    - (ii) carry out educative work relating to ethical standards applying to members of the Legislative Council,
    - (iii) give advice in relation to such ethical standards in response to requests for advice by the Legislative Council, but not in relation to actual or alleged conduct of any particular person,
    - (iv) review the code of conduct at least once in each period of four years.

### **Powers**

- (4) The committee has power to make visits of inspection within New South Wales and, with the approval of the President, elsewhere in Australia and outside Australia.

### **Membership**

- (5) The committee is to consist of eight members, comprising:
  - (a) four government members,
  - (b) two opposition members, and
  - (c) two crossbench members.

### **Chair and Deputy Chair**

- (6) The Leader of the Government is to nominate in writing to the Clerk of the House the Chair of the committee.
- (7) The Leader of the Opposition is to nominate in writing to the Clerk of the House the Deputy Chair of the committee.

### **Conduct of committee proceedings**

- (8) Unless the committee decides otherwise:
  - (a) submissions to inquiries are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration,
  - (b) attachments to submissions are to remain confidential,
  - (c) the Chair's proposed witness list is to be circulated to provide members with an opportunity to amend the list, with the witness list agreed to by email, unless a member requests the Chair to convene a meeting to resolve any disagreement,
  - (d) transcripts of evidence taken at public hearings are to be published,
  - (e) supplementary questions are to be lodged with the Committee Clerk within two business days following the receipt of the hearing transcript, with witnesses requested to return answers to questions on notice and supplementary questions within 21 calendar days of the date on which questions are forwarded to the witness, and
  - (f) answers to questions on notice and supplementary questions are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration.

[Resolved 10 May 2023, Minutes No. 2, Item 12, pp. 39-40]

### **3. Subject Standing Committees**

That, notwithstanding anything to the contrary contained in the standing orders:

#### **Appointment**

(1) Three standing committees be appointed as follows:

- (a) Law and Justice Committee,
- (b) Social Issues Committee, and
- (c) State Development Committee.

#### **Law and Justice Committee**

(2) The committee may inquire into and report on:

- (a) legal and constitutional issues in New South Wales, including law reform, parliamentary matters, criminal law, administrative law and the justice system, and
- (b) matters concerned with industrial relations and fair trading.

(3) For the purposes of section 27 of the State Insurance and Care Governance Act 2015, the committee is the designated Legislative Council committee to supervise the operation of the insurance and compensation schemes established under New South Wales workers' compensation and motor accidents legislation:

- (a) the Workers' Compensation Scheme,
- (b) the Workers' Compensation (Dust Diseases) Scheme,
- (c) the Motor Accidents Scheme, and
- (d) the Motor Accidents (Lifetime Care and Support) Scheme.

(4) In exercising the supervisory function outlined in paragraph (3), the committee:

- (a) does not have authority to investigate a particular compensation claim, and
- (b) must report to the House in relation to the operation of each of the schemes at least once every Parliament.

#### **Social Issues Committee**

(5) The committee may inquire into and report on:

- (a) issues concerned with the social development and wellbeing of the people of New South Wales, including health, education, housing, ageing, disability, children's services and community services, and
- (b) matters concerned with citizenship, sport and recreation, and gaming and racing.

#### **State Development Committee**

(6) The committee may inquire into and report on:

- (a) issues concerned with state, local and regional development in New South Wales, and
- (b) matters concerned with planning, infrastructure, finance, industry, the environment, primary industry, natural resources, science, local government, emergency services and public administration.

#### **Referral of inquiries**

- (7) A committee:
- (a) is to inquire into and report on any matter relevant to the functions of the committee which is referred to the committee by resolution of the House,
  - (b) may inquire into and report on any matter relevant to the functions of the committee which is referred by a Minister of the Crown, and
  - (c) may inquire into and report on any annual report or petition relevant to the functions of the committee which has been laid upon the Table of the Legislative Council.
- (8) Whenever a committee resolves to inquire into a matter, under paragraph (7)(b) or (7)(c), the terms of reference or the resolution is to be reported to the House on the next sitting day.

### **Powers**

- (9) The committee has power to make visits of inspection within New South Wales and, with the approval of the President, elsewhere in Australia and outside Australia.

### **Membership**

- (10) Each committee is to consist of eight members, comprising:
- (a) four government members,
  - (b) two opposition members, and
  - (c) two crossbench members.

### **Chair and Deputy Chair**

- (11) The Leader of the Government is to nominate in writing to the Clerk of the House the Chair of each committee.
- (12) The Leader of the Opposition is to nominate in writing to the Clerk of the House the Deputy Chair of each committee.

### **Quorum**

- (13) The quorum of a committee is three members, of whom two must be government members and one a non-government member.

### **Sub-committees**

- (14) A committee has the power to appoint sub-committees.

### **Conduct of committee proceedings**

- (15) Unless the committee decides otherwise:
- (a) all inquiries are to be advertised via social media, stakeholder emails and a media release distributed to all media outlets in New South Wales,
  - (b) submissions to inquiries are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration,
  - (c) attachments to submissions are to remain confidential,
  - (d) the Chair's proposed witness list is to be circulated to provide members with an opportunity to amend the list, with the witness list agreed to by email, unless a member requests the Chair to convene a meeting to resolve any disagreement,

- (e) transcripts of evidence taken at public hearings are to be published,
- (f) supplementary questions are to be lodged with the Committee Clerk within two business days, following the receipt of the hearing transcript, with witnesses requested to return answers to questions on notice and supplementary questions within 21 calendar days of the date on which questions are forwarded to the witness,
- (g) answers to questions on notice and supplementary questions are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration, and
- (h) media statements on behalf of the committee are to be made only by the Chair.

[Resolved 10 May 2023, Minutes No. 2, Item 8, pp. 31-34]



## 4. Portfolio Committees

That, notwithstanding anything to the contrary contained in the standing orders:

### Appointment

- (1) Eight portfolio committees reflecting government ministers' portfolio responsibilities be appointed as follows:
  - (a) **Portfolio Committee No. 1 – Premier and Finance**  
Premier  
Treasurer  
Finance, Natural Resources  
Industrial Relations, Work Health and Safety  
The Legislature  
Aboriginal Affairs and Treaty, Gaming and Racing, Veterans, the Central Coast, Medical Research
  - (b) **Portfolio Committee No. 2 – Health**  
Health, Regional Health, the Illawarra and the South Coast  
Water, Housing, Homelessness, Mental Health, Youth, the North Coast
  - (c) **Portfolio Committee No. 3 – Education**  
Education and Early Learning, Western Sydney  
Skills, TAFE, Tertiary Education, the Hunter
  - (d) **Portfolio Committee No. 4 – Regional NSW**  
Agriculture, Regional New South Wales, Western New South Wales  
Small Business, Lands and Property, Multiculturalism, Sport
  - (e) **Portfolio Committee No. 5 – Justice and Communities**  
Attorney-General  
Police and Counter Terrorism  
Families and Communities, Disability Inclusion  
Women, Seniors, Prevention of Domestic Violence and Sexual Assault
  - (f) **Portfolio Committee No. 6 – Transport and the Arts**  
Transport  
Special Minister of State, Roads, Arts, Music and the Night-time Economy, Jobs and Tourism  
Regional Transport and Roads
  - (g) **Portfolio Committee No. 7 – Planning and Environment**  
Climate Change, Energy, the Environment, Heritage  
Planning and Public Spaces
  - (h) **Portfolio Committee No. 8 – Customer Service**  
Local Government  
Customer Service and Digital Government, Emergency Services, Youth Justice  
Better Regulation and Fair Trading, Industry and Trade, Innovation, Science and Technology,  
Building, Corrections

### Referral of inquiries

- (2) A committee:
  - (a) is to inquire into and report on any matter relevant to the functions of the committee which is referred to the committee by resolution of the House, and
  - (b) may self-refer an inquiry into any matter relevant to the public administration of portfolios allocated to the committee.
- (3) A committee meeting to consider a self-reference under paragraph (2)(b) must be convened at the request of any three committee members in writing to the Committee Clerk.

- (4) The Committee Clerk must convene a meeting within seven calendar days of the receipt of the request, providing that members are given at least 24 hours' notice.
- (5) A majority of committee members is required to adopt the self-reference.
- (6) Whenever a committee resolves to self-refer a matter, the terms of reference are to be reported to the House on the next sitting day.

### **Membership**

- (7) Each committee is to consist of seven members, comprising:
  - (a) three government members,
  - (b) two opposition members, and
  - (c) two crossbench members.

### **Chair and Deputy Chair**

- (8) The committee is to elect the Chair and Deputy Chair in accordance with the standing orders.
- (9) The Chair of the committee is to be a non-government member.

### **Conduct of the committee proceedings**

- (10) Unless the committee decides otherwise:
  - (a) all inquiries are to be advertised via social media, stakeholder emails and a media release distributed to all media outlets in New South Wales,
  - (b) submissions to inquiries are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration,
  - (c) attachments to submissions are to remain confidential,
  - (d) the Chair's proposed witness list is to be circulated to provide members with an opportunity to amend the list, with the witness list agreed to by email, unless a member requests the Chair to convene a meeting to resolve any disagreement,
  - (e) the sequence of questions to be asked at hearings is to alternate between opposition, crossbench and government members, in that order, with equal time allocated to each,
  - (f) transcripts of evidence taken at public hearings are to be published,
  - (g) supplementary questions are to be lodged with the Committee Clerk within two business days, following the receipt of the hearing transcript, with witnesses requested to return answers to questions on notice and supplementary questions within 21 calendar days of the date on which questions are forwarded to the witness,
  - (h) answers to questions on notice and supplementary questions are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration, and
  - (i) media statements on behalf of the committee are to be made only by the Chair.

[Resolved—10 May 2023, Minutes No. 2, Item 67, pp 65-67; amended 24 May 2023, Minutes No. 5, Item 12, p. 108]

## **5. Public Accountability and Works Committee**

That, notwithstanding anything to the contrary contained in the standing orders:

### **Appointment**

- (1) A Public Accountability and Works Committee be appointed.

### **Functions**

- (2) The committee may inquire into and report on the public accountability, financial management, regulatory impact and service delivery of New South Wales government departments, statutory bodies or corporations. In performing this function, the committee may:
- (a) examine the consolidated financial statements and general government sector financial statements transmitted to the Legislative Council by the Treasurer,
  - (b) examine the financial reports of authorities of the State, being financial reports that have been:
    - (i) audited by the Auditor-General or an auditor appointed under section 47(1) of the Government Sector Audit Act 1983, or
    - (ii) laid before the Legislative Council by a Minister of the Crown,
  - (c) examine the opinion or any report of the Auditor-General transmitted with the consolidated financial statements and general government sector financial statements or laid before the Legislative Council with the financial report of an authority of the State (including any documents annexed or appended to any such opinion or report),
  - (d) examine any report of the Auditor-General laid before the Legislative Council,
  - (e) report to the Legislative Council from time to time upon any item in, or any circumstances connected with, those financial reports, or reports or documents which the committee considers ought to be brought to the notice of the Legislative Council,
  - (f) report to the Legislative Council from time to time any alteration which the committee thinks desirable in the form of those financial reports or in the method of keeping them or in the method of receipt, expenditure or control of money relating to those financial reports, and
  - (g) inquire into expenditure by a Minister of the Crown made without Parliamentary sanction or appropriation or otherwise than in accordance with the provisions of the Government Sector Audit 1983 or any other Act and report to the Legislative Council from time to time upon any matter connected with that expenditure which the committee considers ought to be brought to the notice of the Legislative Council.
- (3) The committee may inquire and report on all public works to be executed (including works that are continuations, completions, repairs, reconstructions, extensions, or new works) where the estimated cost of completing such works exceeds \$10 million. In performing this function, the committee is to consider:
- (a) the stated purpose of the work and the need to carry it out,
  - (b) the current and prospective public value of such work,
  - (c) the amount of revenue the work is expected to produce, where the purpose of the work is to increase revenue,
  - (d) the timeframe for carrying out the work, and
  - (e) any other related matter.

### **Referral of inquiries**

- (4) The committee:
  - (a) is to inquire into and report on any matter relevant to the functions of the committee which is referred to the committee by resolution of the House, and
  - (b) may self-refer an inquiry into any matter relevant to the functions of the committee.
- (5) A committee meeting to consider a self-reference under paragraph (4)(b) must be convened at the request of any three committee members in writing to the Committee Clerk.
- (6) The Committee Clerk must convene a meeting within seven calendar days of the receipt of the request, providing that members are given at least 24 hours' notice.
- (7) A majority of committee members is required to adopt the self-reference.
- (8) Whenever a committee resolves to self-refer a matter, the terms of reference are to be reported to the House on the next sitting day.

### **Membership**

- (9) The committee is to consist of seven members comprising:
  - (a) three government members,
  - (b) two opposition members, and
  - (c) two crossbench members.

### **Chair and Deputy Chair**

- (10) The committee is to elect the Chair and Deputy Chair in accordance with the standing orders.
- (11) The Chair of the committee is to be a non-government member.

### **Conduct of committee proceedings**

- (12) Unless the committee decides otherwise:
  - (a) all inquiries are to be advertised via social media, stakeholder emails and a media release distributed to all media outlets in New South Wales,
  - (b) submissions to inquiries are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration,
  - (c) attachments to submissions are to remain confidential,
  - (d) the Chair's proposed witness list is to be circulated to provide members with an opportunity to amend the list, with the witness list agreed to by email, unless a member requests the Chair to convene a meeting to resolve any disagreement,
  - (e) the sequence of questions to be asked at hearings is to alternate between government, opposition and crossbench members, in order determined by the committee, with equal time allocated to each,
  - (f) transcripts of evidence taken at public hearings are to be published,
  - (g) supplementary questions are to be lodged with the Committee Clerk within two business days, following the receipt of the hearing transcript, with witnesses requested to return answers to questions on notice and supplementary questions within 21 calendar days of the date on which questions are forwarded to the witness,

- (h) answers to questions on notice and supplementary questions are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration, and
- (i) media statements on behalf of the committee are to be made only by the Chair.

[Resolved 10 May 2023, Minutes No. 2, Item 9, pp. 34-36]

## **6. Regulation Committee**

That, notwithstanding anything to the contrary contained in the standing orders:

### **Appointment**

- (1) A Regulation Committee be appointed.

### **Functions**

- (2) The committee may inquire into and report on:
  - (a) any instrument of a legislative nature regardless of its form, including the policy or substantive content of the instrument,
  - (b) draft delegated legislation, and
  - (c) trends or issues in relation to delegated legislation.

### **Referral of inquiries**

- (3) The committee:
  - (a) is to inquire into and report on any matter relevant to the functions of the committee which is referred to the committee by resolution of the House, and
  - (b) may self-refer an inquiry into any matter relevant to the functions of the committee.
- (4) A committee meeting to consider a self-reference under paragraph (3)(b) must be convened at the request of any three committee members in writing to the Committee Clerk.
- (5) The Committee Clerk must convene a meeting within seven calendar days of receipt of the request providing that members are given at least 24 hours' notice.
- (6) A majority of committee members is required to adopt the self-reference.
- (7) Whenever a committee resolves to self-refer a matter, the terms of reference are to be reported to the House on the next sitting day.
- (8) Where a regulation referred to the committee is the subject of a notice of motion or order of the day for the disallowance of the regulation:
  - (a) the notice or order shall stand postponed until the tabling of the committee report,
  - (b) unless otherwise ordered, the committee must table its report within six weeks, and
  - (c) on tabling of the committee report, the Clerk is to place the notice of motion or order of the day on the Notice Paper at the stage it had reached prior to the regulation being referred.

### **Membership**

- (9) The committee is to consist of eight members, comprising:
  - (a) four government members,
  - (b) two opposition members, and
  - (c) two crossbench members.

### **Chair and Deputy Chair**

- (10) The committee is to elect the Chair and Deputy Chair in accordance with the standing orders.
- (11) The Chair of the committee is to be a non-government member.

### **Quorum**

- (12) The quorum of the committee is three members, of whom two must be government members and one a non-government member.

### **Sub-committees**

- (13) The committee has the power to appoint sub-committees.

### **Conduct of committee proceedings**

- (14) Unless the committee decides otherwise:
  - (a) all inquiries are to be advertised via social media, stakeholder emails and a media release distributed to all media outlets in New South Wales,
  - (b) submissions to inquiries are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration,
  - (c) attachments to submissions are to remain confidential,
  - (d) the Chair's proposed witness list is to be circulated to provide members with an opportunity to amend the list, with the witness list agreed to by email, unless a member requests the Chair to convene a meeting to resolve any disagreement,
  - (e) the sequence of questions to be asked at hearings is to alternate between government, opposition and crossbench members, in order determined by the committee, with equal time allocated to each,
  - (f) transcripts of evidence taken at public hearings are to be published,
  - (g) supplementary questions are to be lodged with the Committee Clerk within two business days, following the receipt of the hearing transcript, with witnesses requested to return answers to questions on notice and supplementary questions within 21 calendar days of the date on which questions are forwarded to the witness,
  - (h) answers to questions on notice and supplementary questions are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration, and
  - (i) media statements on behalf of the committee are to be made only by the Chair.

[Resolved—10 May 2023, Minutes No. 2, Item 11, pp. 37-39]

## **7. Selection of Bills Committee**

That, according to standing order 141, a Selection of Bills Committee be appointed.

[Resolved 10 May 2023, Minutes No. 2, Item 13, p. 40]

## **8. Business Committee**

That, according to standing order 191, a Business Committee be appointed.

[Resolved 10 May 2023, Minutes No. 2, Item 14, p. 41]



## JOINT COMMITTEES

### 1. Modern Slavery Committee

- (1) That under section 21 of the Modern Slavery Act 2018, a joint committee known as the Modern Slavery Committee be appointed.
- (2) That under section 23(1)(a) of the Act, the committee consist of four members of the Legislative Council comprising:
  - (a) two government members,
  - (b) one opposition member, and
  - (c) one crossbench member.
- (3) That a message be sent acquainting the Legislative Assembly of the resolution and requesting the Legislative Assembly to appoint four of its members to serve with the members of the Legislative Council on the committee.
- (4) In addition to the provisions of Schedule 1 to the Act, unless the committee decides otherwise:
  - (a) all inquiries are to be advertised via social media, stakeholder emails and a media release distributed to all media outlets in New South Wales,
  - (b) submissions to inquiries are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration,
  - (c) attachments to submissions are to remain confidential,
  - (d) the Chair's proposed witness list is to be circulated to provide members with an opportunity to amend the list, with the witness list agreed to by email, unless a member requests the Chair to convene a meeting to resolve any disagreement,
  - (e) the sequence of questions to be asked at hearings is to alternate between opposition, crossbench and government members, in that order, with equal time allocated to each,
  - (f) transcripts of evidence taken at public hearings are to be published,
  - (g) supplementary questions are to be lodged with the Committee Clerk within two business days, following the receipt of the hearing transcript, with witnesses requested to return answers to questions on notice and supplementary questions within 21 calendar days of the date on which questions are forwarded to the witness,
  - (h) answers to questions on notice and supplementary questions are to be published, subject to the Committee Clerk checking for confidentiality and adverse mention and, where those issues arise, bringing them to the attention of the committee for consideration, and
  - (i) media statements on behalf of the committee are to be made only by the Chair.

[Resolved 10 May 2023, Minutes No. 2, Item 10, pp. 36-37]

## **Part 2 – Sessional orders and Resolutions of continuing effect**

### **1. Sitting Calendar 2023: Budget Estimates and committee activity**

- (1) That, unless otherwise ordered, the days of meeting of the House in 2023 be as follows:

Budget sittings

May 9, 10, 11, 23, 24, 25, 30, 31

June 1, 20, 21, 22, 27, 28, 29

Spring sittings

August 1, 2, 3, 22, 23, 24

September 12, 13, 14, 19, 20, 21

October 10, 11, 12, 17, 18, 19

November 21, 22, 23, 28, 29, 30

December (reserve days 5, 6, 7).

- (2) That, unless otherwise ordered, for the purposes of the Budget Estimates inquiry 2023-2024, initial hearings be scheduled over 12 days from 24 October to 26 October and 31 October to 10 November 2023.
- (3) That, unless otherwise ordered, or a committee resolves that a committee activity is urgent, no committee activity may be undertaken on the following dates:
- (a) 3 July to 7 July 2023,
  - (b) 25 September to 29 September 2023, and
  - (c) 20 December to 22 December 2023.

[Resolved—10 May 2023, Minutes No. 2, Item 66, p. 64]

## **2. Broadcast of Proceedings**

### **Statement of principles**

This resolution which provides for the broadcasting of proceedings is underpinned by the following principles:

- promoting the openness and accessibility of the NSW Parliament,
- increasing the awareness of New South Wales citizens about the Legislative Council and the Parliamentary process,
- facilitation of fair and accurate reporting by the media of parliamentary proceedings,
- respect for the privacy of members and other building occupants and visitors to Parliament House, and
- non-interference with the operations of the Parliament or the ability of Members and other building occupants to fulfil their duties.

### **Sound and audio-visual broadcast of proceedings of the House**

- (1) That this House authorises the sound and audio-visual broadcast and rebroadcast of the proceedings of the House:
  - (a) on the Parliament's broadcast system,
  - (b) by direct signal to the media gallery in Parliament House and authorised television networks,
  - (c) by webcast on the internet,
  - (d) by live-captioning,
  - (e) as otherwise approved by the President, and
  - (f) on the Legislative Council and Parliament's social media channels.

### **Broadcasting**

- (2) The live broadcast or rebroadcast of proceedings of the Legislative Council is authorised on the following conditions, and any other terms and conditions, not inconsistent with this paragraph, determined by the President:
  - (a) recordings and broadcasts must only be made from the sound or audio-visual signal provided by the Legislative Council,
  - (b) only footage of the House when in session may be broadcast,
  - (c) broadcasts of footage must be placed in context, used only for the purposes of fair and accurate reports of proceedings and must provide a balanced presentation of differing views,
  - (d) footage must not be used:
    - (i) for political party advertising or election campaigns,
    - (ii) for the purpose of satire or ridicule,
    - (iii) for commercial sponsorship or commercial advertising,
    - (iv) to digitally enhance or alter the presentation of proceedings,
  - (e) footage of proceedings which are withdrawn may be broadcast if the withdrawal is also broadcast,
  - (f) events in the galleries are not part of the proceedings and excerpts of those events must not be used, and
  - (g) the President may approve filming, on request, by persons or organisations, according to the terms and conditions set out in this resolution.

### **Still photography**

- (3) That this House authorises access to the proceedings of the Legislative Council by photographers on the following terms and conditions:
- (a) photographers who are accredited members of the parliamentary press gallery, subject to notifying the President who will in turn advise the House, are permitted to take still photographs of proceedings while the Legislative Council is in session,
  - (b) accreditation passes are to be worn and clearly visible at all times whilst a photographer is on the parliamentary premises,
  - (c) non-accredited members of the press gallery may apply in writing to the President to take photographs of proceedings while the Legislative Council is in session, and if approved the President is to determine the conditions under which they do so,
  - (d) photographs must be used in context and only for the purposes of fair and accurate reports of proceedings,
  - (e) photographs must not be used for:
    - (i) political party advertising or election campaigns,
    - (ii) the purpose of satire or ridicule,
    - (iii) commercial sponsorship or commercial advertising,
  - (f) photographs taken with telephoto lenses or zoom lenses must not show any member closer than at 'head and shoulders' distance,
  - (g) telephoto lenses or zoom lenses must not be used to inspect members' documents or computer screens, and close-up photographs of members' documents or computer screens must not be taken,
  - (h) photographs of persons in the galleries must not be taken, with the only exception being photographs of distinguished visitors at the time they are welcomed to the House by the chair,
  - (i) photographs of disturbances by visitors or any other persons is not permitted,
  - (j) the use of flash or other sources of additional lighting and motor driven cameras is not permitted, and
  - (k) photographs are not to be digitally altered or enhanced.

### **Filming, broadcasting, rebroadcasting and photography of committee proceedings**

- (4) That unless resolved otherwise by a committee, this House authorises:
- (a) the filming, broadcasting and photography of members and witnesses in committee proceedings:
    - (i) by representatives of media organisations, including from around the committee meeting table,
    - (ii) by any member of the public, from the position of the audience, and
  - (b) the rebroadcasting of committee proceedings on the Legislative Council and Parliament's social media channels.
- (5) The filming and photography of committee proceedings must not:
- (a) be used to inspect or photograph members' documents or computer screens,
  - (b) be taken in an intimidating or intrusive manner,
  - (c) interfere with committee proceedings,
  - (d) be used for:
    - (i) political party advertising or election campaigns,
    - (ii) the purpose of satire or ridicule,
    - (iii) commercial sponsorship or commercial advertising, and

- (e) be digitally enhanced or alter the presentation of proceedings.
- (6) A committee may adopt additional conditions in relation to the filming, broadcasting, rebroadcasting and photography of committee proceedings, including ordering that part of its proceedings not be filmed, broadcast or photographed.

**Compliance**

- (7) That:
  - (a) access to proceedings for the purpose of recording and still photography is provided on the basis that the terms and conditions set out in this resolution are complied with,
  - (b) the instructions of the President or delegated representatives, must be observed at all times, and
  - (c) non-compliance with the terms and conditions of this resolution, and the instructions of the President or delegated representatives, may result in the suspension or withdrawal of accreditation.

**Continuing effect**

- (8) That this resolution is of continuing effect until amended or rescinded.

[Resolved—LC Minutes 18 October 2007 pp. 279-281, amended LC Minutes 143, 19 October 2022, pp. 3747-3749]

### 3. Procedural Fairness for Inquiry Participants

(1) That the House adopts the following procedures to provide procedural fairness for inquiry participants:

1. **Inviting and summoning witnesses**

A witness will be invited to give evidence at a hearing unless the committee decides that a summons is warranted.

2. **Information for witnesses**

A witness will normally be given reasonable notice of their hearing and will be provided with the inquiry terms of reference, a list of committee members and a copy of these procedures.

3. **Opportunity to make a submission before a hearing**

A witness will normally be given the opportunity to make a submission before their hearing.

4. **Opportunity to request a private (*in camera*) hearing**

A witness may request, before or during their hearing, that some or all of their evidence be heard in private (*in camera*). The committee will consider this request and if it declines, will advise the witness of the reasons why.

5. **Publication of evidence taken in private (*in camera*)**

Prior to their private (*in camera*) hearing, a witness will be informed that the committee and the Legislative Council have the power to publish some or all of the evidence given. If the committee intends to publish, it will normally consult the witness, advise them of the outcome, and give reasonable notice of when the evidence will be published.

6. **Attendance with a legal adviser**

With the prior agreement of the committee, a witness may be accompanied by and have reasonable opportunity to consult a legal adviser during their hearing. The legal adviser cannot participate in the hearing and will not be sworn in or give evidence, unless the committee decides otherwise.

7. **Attendance with a support person**

With the prior agreement of the committee, a witness may be accompanied at their hearing by a support person. The support person will not be sworn in or give evidence, unless the committee decides otherwise.

8. **Witnesses to be sworn**

At the start of their hearing a witness will, unless the committee decides otherwise, take an oath or affirmation to tell the truth, and the provisions of the *Parliamentary Evidence Act 1901* will then apply.

9. **Chair to ensure relevance of questions**

A committee chair will ensure that all questions put to witnesses are relevant to the inquiry.

10. **Questions to public officials**

Public officials will not be asked to give opinions on matters of policy, and will be given reasonable opportunity to refer questions to more senior officials or to a minister.

11. **Questions on notice**

A witness may request to take a question on notice and provide the answer in writing at a later date to be determined by the committee.

12. **Objections to answering questions**

Where a witness objects to answering a question, they will be invited to state the grounds for their objection. If a member seeks to press the question, the committee will consider whether to insist on an answer, having regard to the grounds for the objection, the relevance of the question to the inquiry terms of reference, and the necessity to the inquiry of the information sought. If the committee decides that it requires an answer, it will inform the witness of the reasons why and may consider allowing the witness to answer the question on notice or in private (*in camera*).

**Witness appearing by invitation**

(a) If a witness who appears by invitation continues to refuse to answer the question, the committee may consider summoning the witness to reappear later, and will advise the witness that as they

will be under oath and so subject to section 11 of the *Parliamentary Evidence Act 1901*, they may be compelled to answer the question.

**Witness appearing under summons**

- (b) The continued refusal by a witness, having been summoned, to answer the question while under oath, may constitute a contempt of parliament under the *Parliamentary Evidence Act 1901*, and the committee may report the matter to the Legislative Council.

**13. Evidence that may seriously damage the reputation of a third party**

**Evidence about to be given**

- (a) Where a committee anticipates that evidence about to be given may seriously damage the reputation of a person or body, the committee may consider hearing the evidence in private (*in camera*).

**Evidence that has been given**

- (b) Where a witness gives evidence in public that may seriously damage the reputation of a person or body, the committee may consider keeping some or all of the evidence confidential.

**Opportunity to respond**

- (c) Where a witness gives evidence that may seriously damage the reputation of a person or body, the committee may give the person or body reasonable access to the evidence, and the opportunity to respond in writing or at a hearing.

**14. Evidence that places a person at risk of serious harm**

Where a witness gives evidence that places a person at risk of serious harm, the committee will immediately consider expunging the information from the transcript of evidence.

**15. Tendering documents**

A witness may tender documents during their hearing. The committee will decide whether to accept and to publish such documents.

**16. Inviting and ordering the production of documents**

A witness will be invited to produce documents unless the committee decides that an order to produce the documents is warranted.

**17. Requests for confidentiality**

A person or body may request that documents provided to a committee be kept confidential in part or in full. The committee will consider the request and if it declines, will advise the person or body of the reasons why, and give reasonable notice of when the documents will be published.

**18. Transcripts**

A witness will be given the opportunity to correct transcription errors in their transcript of evidence. Amendments to or clarifications of evidence may be requested in writing.

**19. Treatment of witnesses**

Witnesses will be treated with courtesy at all times.

**20. Improper treatment of inquiry participants**

Where a committee has reason to believe that a person has been improperly influenced in respect of the evidence they may give to a committee, or has been penalised, injured or threatened in respect of evidence given, the committee will take all reasonable steps to ascertain the facts of the matter. If the committee is satisfied that such action may have occurred, the committee may report the matter to the Legislative Council.

**21. Inquiry participants before the Privileges Committee**

Where the Privileges Committee inquiries into a matter which may involve an allegation of contempt, the committee may adopt additional procedures as it sees fit in order to ensure procedural fairness and the protection of inquiry participants.

- (2) That this resolution have continuing effect until amended or rescinded.

## **Part 3 – Committee Membership**

### **PRIVILEGES COMMITTEE**

Mr Lawrence (Chair)  
Mrs Maclaren-Jones (Deputy Chair)  
Mr Fang  
Ms Higginson  
Mr Murphy  
Mr Nanva  
Mr Primrose  
Mr Roberts

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (1) and 27 (1), pp. 92-93 and 94.

### **PROCEDURE COMMITTEE**

Mr Franklin, President (Chair)<sup>1</sup>  
Mr Roberts, Deputy President<sup>2</sup>  
Mr Primrose, Assistant President<sup>3</sup>  
Ms Sharpe, Leader of the Government in the Legislative Council<sup>4</sup>  
Mr Graham, Deputy Leader of the Government in the Legislative Council<sup>5</sup>  
Mr Tudehope, Leader of the Opposition in the Legislative Council<sup>6</sup>  
Mrs Mitchell, Deputy Leader of the Opposition in the Legislative Council<sup>7</sup>  
Mr Nanva, Government Whip<sup>8</sup>  
Mr Rath, Opposition Whip<sup>9</sup>

Nominations reported 24 May 2023, Minutes No. 5, Item 11, pp. 107-108.

## **STANDING COMMITTEES**

### **STANDING COMMITTEE ON LAW AND JUSTICE**

Mr Donnelly (Chair)  
Mr Rath (Deputy Chair)  
Mrs Carter  
Mr D'Adam  
Ms Higginson  
Mr Lawrence  
Mr Nanva  
Mr Roberts

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (5) and 27 (2), pp. 92-93 and 94.

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<sup>1</sup> Elected President, 9 May 2023, Minutes No. 1, Item 11.

<sup>2</sup> Elected Deputy President, 9 May 2023, Minutes No. 1, Item 15.

<sup>3</sup> Elected Assistant President, 9 May 2023, Minutes No. 1, Item 16.

<sup>4</sup> Elected Leader of the Government, 9 May 2023, Minutes No. 1, Item 23.

<sup>5</sup> Elected Deputy Leader of the Government, 9 May 2023, Minutes No. 1, Item 23.

<sup>6</sup> Elected Leader of the Opposition, 9 May 2023, Minutes No. 1, Item 26.

<sup>7</sup> Elected Deputy Leader of the Opposition, 9 May 2023, Minutes No. 1, Item 26.

<sup>8</sup> Elected Government Whip, 9 May 2023, Minutes No. 1, Item 24.

<sup>9</sup> Elected Opposition Whip, 9 May 2023, Minutes No. 1, Item 27.



**STANDING COMMITTEE ON SOCIAL ISSUES**

Dr Kaine (Chair)  
Mrs Mitchell (Deputy Chair)  
Mr Buckingham  
Dr Cohn  
Mr D'Adam  
Ms Merton  
Mr Nanva  
Mrs Suvaal

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (7) and 27 (4), pp. 92-93 and 94.

**STANDING COMMITTEE ON STATE DEVELOPMENT**

Mrs Suvaal (Chair)  
Mr Farraway (Deputy Chair)  
Mr Buttigieg  
Ms Faehrmann  
Mr Farraway  
Ms Hurst  
Mr Lawrence  
Mr Martin  
Mr Primrose

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (6) and 27 (3), pp. 92-93 and 94.

**PUBLIC ACCOUNTABILITY AND WORKS COMMITTEE**

Mr Buttigieg  
Ms Boyd  
Mr Farlow  
Dr Kaine  
Mr Latham  
Mr Primrose  
Mrs Taylor

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (4), pp. 92-93.

**REGULATION COMMITTEE**

Ms Boyd  
Mrs Carter  
Mr Donnelly  
Dr Kaine  
Mr Martin  
Mr Murphy  
Mr Nanva

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (3), pp. 92-93.

**SELECTION OF BILLS COMMITTEE**

Mr Nanva, Government Whip (Chair)<sup>10</sup>  
Mr Rath, Opposition Whip (Deputy Chair)<sup>11</sup>  
Mr Banasiak  
Mr Buckingham  
Mr Buttigieg  
Mr Fang  
Ms Higginson  
Ms Hurst  
Mr Murphy  
Mr Roberts  
Mr Ruddick

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (2), pp. 92-93.

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<sup>10</sup> Elected Government Whip, 9 May 2023, Mins No. 1, Item 24. SO 141 (3) provides that 'The Selection of Bills Committee is to consist of the following members: (a) three government members, one of whom is the Government Whip, (b) two opposition members, and (c) one member from each crossbench party, and any independent member.' SO 141 (4) provides that 'The Government Whip is to be the Chair of the committee and the Opposition Whip is to be the Deputy Chair of the committee.'

<sup>11</sup> Elected Opposition Whip, 9 May 2023, Mins No. 1, Item 27. SO 141 (4) provides that 'The Government Whip is to be the Chair of the committee and the Opposition Whip is to be the Deputy Chair of the committee.'

**BUSINESS COMMITTEE**

Mr Nanva, Government Whip (Chair)<sup>12</sup>

One other government member

Mr Rath, Opposition Whip<sup>13</sup>

One other opposition member

A representative from every party or independent member.

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<sup>12</sup> Elected Government Whip, 9 May 2023, Mins No. 1, Item 24. SO 191 (3) provides that 'Every party and independent is entitled to be represented at each meeting by a member nominated for that purpose which, in the case of the government will be the Government Whip and another member nominated by the Leader of the Government and, in the case of the opposition, will be the Opposition Whip and another member nominated by the Leader of the Opposition.' SO 191 (4) provides that 'Every independent is entitled to participate in each meeting.'

<sup>13</sup> Elected Opposition Whip, 9 May 2023, Mins No. 1, Item 27.

## **PORTFOLIO COMMITTEES**

### **PORTFOLIO COMMITTEE NO. 1 – PREMIER AND FINANCE**

Mr Borsak  
Mr Buckingham  
Dr Kaine  
Mr Lawrence  
Mr Nanva  
Mr Rath  
Mr Ruddick  
Mr Tudehope

Nominations reported and ballot for crossbench membership held 23 May 2023, Minutes No. 4, Item 25 (8) and 28, pp. 92-93 and 94-95.

### **PORTFOLIO COMMITTEE NO. 2 – HEALTH**

Mr Buttigieg  
Mrs Carter  
Dr Cohn  
Mr Donnelly  
Ms Faehrmann  
Mrs Suvaal  
Mrs Taylor

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (9), pp. 92-93.

### **PORTFOLIO COMMITTEE NO. 3 – EDUCATION**

Mr Buttigieg  
Ms Boyd  
Mr D'Adam  
Ms Merton  
Ms Mihailuk  
Mrs Mitchell  
Mrs Suvaal

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (10), pp. 92-93.

### **PORTFOLIO COMMITTEE NO. 4 – REGIONAL NSW**

Mr Banasiak  
Mr Donnelly  
Ms Hurst  
Mr Martin  
Mrs Mitchell  
Mr Murphy  
Mr Primrose

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (11), pp. 92-93.

**PORTFOLIO COMMITTEE NO. 5 – JUSTICE AND COMMUNITIES**

Mr Borsak  
Mr Donnelly  
Mr Fang  
Ms Higginson  
Mr Lawrence  
Mrs Maclaren-Jones  
Mr Murphy

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (12), pp. 92-93.

**PORTFOLIO COMMITTEE NO. 6 – TRANSPORT AND THE ARTS**

Mr Banasiak  
Mr D'Adam  
Ms Fachrmann  
Mr Farraway  
Dr Kaine  
Mr Nanva  
Mrs Ward

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (13), pp. 92-93.

**PORTFOLIO COMMITTEE NO. 7 – PLANNING AND ENVIRONMENT**

Mr Buttigieg  
Mr D'Adam  
Mr Farlow  
Ms Higginson  
Ms Munro  
Mr Primrose  
Mr Ruddick

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (14), pp. 92-93.

**PORTFOLIO COMMITTEE NO. 8 – CUSTOMER SERVICE**

Mr Buttigieg  
Dr Cohn  
Ms Hurst  
Mrs Suvaal  
Mrs MacDonald  
Mr Primrose  
Mrs Taylor

Nominations reported 23 May 2023, Minutes No. 4, Item 25 (15), pp. 92-93.

## JOINT STATUTORY COMMITTEES

### MODERN SLAVERY COMMITTEE

#### *Council*

Mr Borsak

Mr Donnelly

Dr Kaine

Mrs MacDonald

#### *Assembly*

Four Legislative Assembly members

Nominations reported 23 May 2023, Minutes No. 4, Item 26, p. 94.