

## **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 seven members, comprising:
  - (a) three 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, Mins No. 2, Item 12, amended 28 May 2025, Mins No. 102, Item 37.]