



## Appendix A

### **Proposed amendments to the Standing Orders (consolidated)**

## 1 Maximum speaking times

The maximum time limits that apply to debates, speeches and statements are as follows.

<i>subject</i>	<i>time (max)</i>	
<p><b><i>Bills—Private Members' (All)—presentation</i></b>            Presenter  <i>(standing order 41)</i></p>	10 mins	
<p><b><i>Bills—Private Members' (Government)—second reading</i></b>            Mover            Prime Minister or Member representing            Leader of Opposition or Member representing</p>	30 mins 30 mins 30 mins	Time limits for all second reading speeches on private Members' bills (except mover) will now be included under the existing provision for <i>Bills-All-Second reading</i> , as set out below — i.e. 15 minutes or lesser time determined by the Selection Committee
<p><b><i>Bills—Private Members' (Non-Government)—second reading</i></b>            Mover            Prime Minister or Member representing</p>	30 mins 30 mins	
<p><b><i>Bills—Private Members' — second reading</i></b>            Mover  <u>At time of presentation</u>   <u>In continuation, on resumption of debate (if required by mover)</u>   <i>(standing order 222)</i></p>	10 minutes  5 minutes	Private Members to make 10 minute second reading speech instead of 10 minute presentation statement (currently Members make both a presentation statement and second reading speech)
<p><b><i>Bills—All—second reading</i></b>            Any other Member not specified above   <i>(standing order 222)</i></p>	15 mins or lesser time determined by the Selection Committee	(no change)

<p><b><i>Committee and delegation business on Mondays</i></b>  <b><i>Announcements relating to <del>of</del> inquiries</i></b>          Committee chair or deputy chair</p> <p><b><i>Reports</i></b>          Each Member</p> <p style="text-align: right;"><i>(standing orders 39, 40, 192, 222)</i></p>	<p>as determined by the Selection Committee</p> <p>10 mins or lesser time determined by the Selection Committee</p>	<p>Correction of inconsistency in wording—S.O. 39 says “relating to”</p>
<p><b><i>Other debates – not otherwise provided for</i></b>  <i>(e.g. censure of a Minister, reference to committee, approval of public works)</i></p> <p>Mover of a motion</p> <p>Any other Member</p>	<p><u>15</u> <del>20</del> mins</p> <p><u>10</u> <del>15</del> mins</p>	<p>Reductions of 5 minutes, corresponding to reduction in times for second reading speeches</p>
<p><b><i>Other statements – by permission from the Speaker (by indulgence)</i></b>  <i>(e.g. adding to answer, personal explanation, privilege)</i></p> <p>Member</p> <p><b><i><u>If further statements referred to the Federation Chamber</u></i></b>  <u>Any other Member</u></p> <p style="text-align: right;"><i>(standing order 183)</i></p>	<p>at the discretion of the Speaker</p> <p><u>10 mins</u></p>	<p>New provision to accommodate current practice</p>

<p><i>Private Members' business on Mondays</i></p> <p>Whole debate Each Member</p> <p><i>(standing order 41, 192 and 222)</i></p>	<p>as determined by the Selection Committee, <u>subject to</u> <u>times set</u> <u>down for</u> <u>private</u> <u>Members'</u> <u>bills</u></p>	<p>Reference to private Members' bills added for clarification</p>
---	---	--

### 39 Announcements concerning inquiries and presentation of reports

(a) The Chair or Deputy Chair of a committee may make a statement to inform the House of matters relating to an inquiry during the periods for committee and delegation business on Mondays (*standing order 34*). The Selection Committee shall recommend time limits for such statements.

(b) Members may present reports of committees or delegations:

(i) as determined by the Selection Committee, during the periods for committee and delegation business on Mondays in the House and Federation Chamber (*standing orders 34 and 192*); or

(ii) in the House at any time when other business is not before the House.

(c) Members may make statements in relation to these reports:

(i) during the periods for committee and delegation business on Mondays in the House and Federation Chamber (*standing orders 34 and 192*); the Selection Committee shall determine time limits for statements, of not more than 10 minutes for each Member; or

(ii) in the House at any other time, by leave of the House.

(d) The Member presenting a report may move without notice, a specific motion in relation to the report. Debate on the question shall be adjourned to a future day and the resumption of the debate may be referred to the Federation Chamber.

~~(e) If, on Mondays, the Speaker presents a report referred to in this standing order, the following steps are deemed to have occurred in respect of the report — a motion to take note of the report, debate on the motion to be adjourned to a later hour and the order of the day to be referred to the Federation Chamber for further consideration within any parameters determined by the Selection Committee.~~

(e) ~~(f)~~ Unless otherwise ordered, a committee report presented in accordance with this standing order shall be made a Parliamentary Paper.

(b) amended to allow reports to be presented in Fed Chamber (if selected by Selection Committee)

(c)(ii) amended for clarification

addition to (d) avoids need to seek leave to move motion to refer a “take note” motion to the Federation Chamber

(e) deleted—Reports to be referred to Fed Chamber by Selection Committee report mechanism—Speaker’s involvement not necessary

change to new (e) reflects practice that delegation reports are not routinely made a PP

#### 41 Private Members' business

(a) In the periods set for committee and delegation business and private Members' business under *standing orders 34 and 192*, private Members' notices and orders of the day shall be considered in the order shown on the Notice Paper. When the time set by *standing orders 34 or 192* or determined by the Selection Committee ends, the Speaker shall interrupt proceedings and the matter shall be listed on the Notice Paper for the next sitting.

##### *Private Members' bills – priority*

- (b) The Selection Committee, in making determinations:
- (i) shall give priority to private Members' notices of intention to present bills over other notices and orders of the day; and
  - (ii) shall set the order in which the bills are to be presented.

##### *First and second reading*

(c) Subject to this standing order, the first and second reading shall proceed in accordance with *standing orders 141 and 142*. The Member who has presented the bill may speak to the second reading for no longer than 10 minutes at the time of presentation and 5 minutes on resumption of the debate. The Selection Committee may determine times for consideration of the remainder of the second reading debate.

~~(c) When each notice is called on by the Clerk, the Member in whose name the notice stands may present the bill, together with an explanatory memorandum (if available), and may speak to the bill for no longer than 10 minutes. The bill shall be then read a first time and the motion for the second reading shall be set down on the Notice Paper for the next sitting.~~

~~(d) If, on Mondays, the Speaker presents a bill for which notice has been given by a private Member, the first reading of the bill is deemed to stand referred to the Federation Chamber. When the bill is called on in the Federation Chamber by the Clerk, the Member sponsoring the bill may present an explanatory memorandum (if available), and may speak to the bill for no longer than 10 minutes. The bill shall be then read a first time and the motion for the second reading shall be set down on the Notice Paper for the next sitting.~~

##### *Priority following second reading*

~~(d) (e)~~ The Selection Committee may determine times for ~~debate of the second reading~~. If the motion for the second reading is agreed to by the House, further consideration of the bill shall be accorded priority over other private Members' business and the Selection Committee may determine times for consideration of the remaining stages.

(c) replaced—Private Members to speak to second reading at time of presentation of bill instead of making a statement (and later also speaking to second reading)

(d) deleted—Bills to be referred to Fed Chamber by Selection Committee, report mechanism—Speaker's involvement not necessary

First sentence of renumbered (d) covered in new para (c)

*Alternation of notices*

~~(e)~~ ~~(f)~~ Subject to paragraph (b)(i), the Selection Committee shall provide for the consideration of private Members' notices to alternate between those of government and non-government Members.

*Private Members' motions*

~~(g) If, on Mondays, the Speaker presents a copy of the terms of a motion for which notice has been given by a private Member, the following steps are deemed to have occurred—the motion is deemed to have been moved and debate on the motion adjourned to a later hour and the order of the day referred to the Federation Chamber for further consideration in accordance with any parameters determined by the Selection Committee.~~

(g) deleted—Motions to be referred to Fed Chamber by Selection Committee report mechanism—Speaker's involvement not necessary

#### 140 Signed copy of bill presented

- (a) A Member presenting a bill must sign a legible copy of the bill and give it to the Clerk at the Table, ~~or to the Speaker for the purposes of *standing order 41(d)*.~~
- (b) The title of a bill must agree with the notice of intention to present it, and every clause must come within the title.

Reference to deleted S.O. 41(d) deleted

#### 141 First reading and explanatory memorandum

- (a) ~~Subject to *standing order 41(d)*, w~~ When a bill is presented to the House, or a Senate bill is first received, the bill shall be read a first time without a question being put. ~~A Member presenting a bill during private Members' business may speak to the bill, before it is read a first time, for no longer than 10 minutes.~~

Private Members to speak to second reading at time of presentation of bill instead of making a statement

- (b) For any bill presented by a Minister, except an Appropriation or Supply Bill, the Minister must present a signed explanatory memorandum. The explanatory memorandum must include an explanation of the reasons for the bill. For other bills, the Member presenting the bill may present an explanatory memorandum.

EM provision transferred from deleted 41(d)

#### 142 Second reading

- (a) If copies of the bill are available to Members, the Member presenting the bill may move immediately after the first reading, or at a later hour –

***That this bill be now read a second time.***

At the conclusion of the Member's speech the debate on the question must then be adjourned to a future sitting.

~~After the first reading of a bill presented during private Members' business, the motion for the second reading shall be set down on the Notice Paper for the next sitting.~~

Private Members to move second reading at time of presentation

- (b) If copies of the bill are not available, a future sitting shall be appointed for the second reading and copies of the bill must then be available to Members.

#### 143 Bill referred to Federation Chamber or committee

After the first reading but before the resumption of debate on the motion for the second reading:

- (a) a motion may be moved without notice to refer a bill to the Federation Chamber for further consideration as provided by *standing order 183*; or
- (b) a motion may be moved without notice or a determination may be made by the Selection Committee as provided by *standing order 222* to refer a bill to a committee for an advisory report. The motion or determination may specify a date by which the committee is to report to the House. After an advisory report has been presented to the House, the bill may then be referred to the Federation Chamber under paragraph (a).

Change to 143(b) restores previous wording of the S.O. to make it clear that bills can be referred to a committee by a motion in the House (as provided for by S.O. 215(b)), as well as by the Selection Committee process.



(c) If, having considered a bill referred to it for an advisory report, a committee finds no issues requiring a formal report, the Chair or Deputy Chair may make a statement to the House to that effect. The statement, with the presentation of the relevant minutes of proceedings, discharges the committee's obligation to report on the bill.

Proposed new 143(c) recognises the newly developed practice of committees discharging their obligation to report to the House by way of a statement to the House. This saves the administration and expense of producing a formal printed report when there is nothing to report.

#### **146 Six month amendment**

An amendment may be moved to the question –

***That this bill be now read a second time –***

by omitting 'now' ~~and adding 'this day six months', in order to insert 'not',~~ which, if carried, shall finally dispose of the bill. No amendment may be moved to this amendment.

#### **155 Question for third reading**

(a) When a bill has been agreed to, the House may grant leave for the motion for the third reading to be moved immediately, or a future sitting may be set for the motion.

The question shall be proposed on the motion –

***That this bill be now read a third time.***

(b) The only amendment which may be moved to this question is by omitting 'now' ~~and adding 'this day 6 months',~~ in order to insert 'not', which, if carried, shall dispose of the bill.

(c) After the third reading the bill has passed the House and no further question may be put.

The amended wording to 146 and 155 is to modernise archaic provisions which are not easily understood. The revised wording does not alter the effect of the provisions, but clearly expresses what is intended.

### 183 Establishment of Federation Chamber

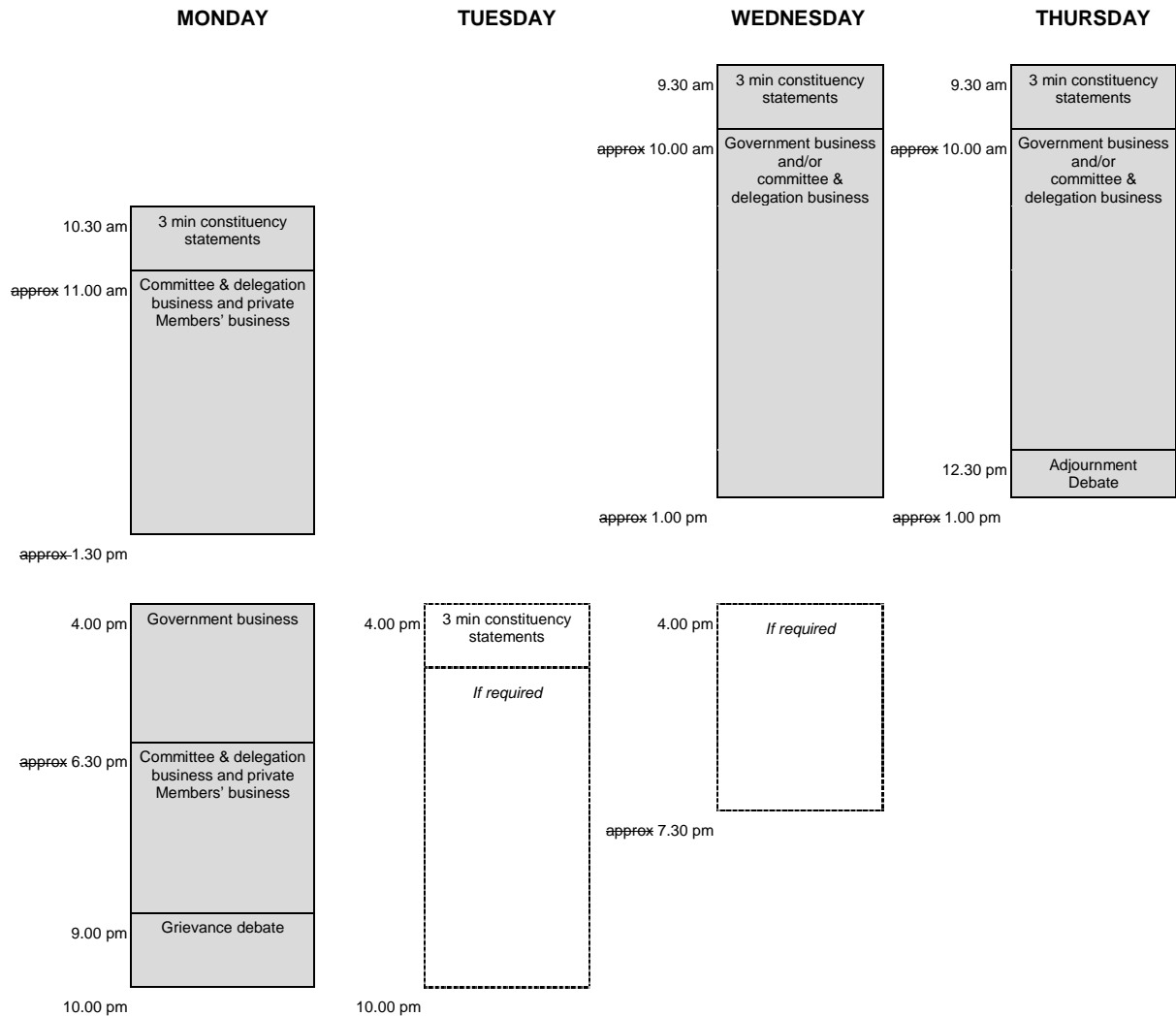
The Federation Chamber shall be established as a committee of the House to consider matters referred to it by the House as follows:

- (a) proceedings on bills to the completion of the consideration in detail stage; ~~and~~
- (b) orders of the day for the resumption of debate on any motion;
- (c) further statements on a matter when statements have commenced in the House; and
- (d) subject to paragraph (a), private Members' notices and other items of private Members' and committee and delegation business referred in accordance with a Selection Committee determination pursuant to *standing order 222*.

New para (c) recognises recently established practice of referring statements to the Fed Chamber.

New para (d) provides for private Members' business and committee and delegation business to be referred to Fed Chamber by Selection Committee report mechanism

192 **Figure 4.** Federation Chamber indicative order of business



The meeting times of the Federation Chamber are fixed by the Deputy Speaker and are subject to change. Times shown for the start and finish of items of business are approximate. Adjournment debates can occur on days other than Thursdays by agreement between the Whips.

This amendment is a change to presentation only, which will produce no change to practice. It reflects the reality that the Federation Chamber order of business is indicative rather than prescriptive. It puts the word 'approximate' once in the note rather than in multiple places in the table.

### 198 Report ~~of bill~~ to the House

(a) When the Main Committee has fully considered a bill referred to it, a final question shall be put immediately and resolved without amendment or debate —

***That this bill be reported to the House, with[out] [an] amendment[s] [and with (an) unresolved question(s)].***

(b) The Clerk of the Committee shall certify a copy of the bill or other matter to be reported to the House, together with any schedules of amendments and unresolved questions. Unless otherwise provided, the Speaker shall report the matter at a later hour that day when other business is not before the House.

Change to heading to correct inaccuracy— i.e. para (b) refers to reports on other matters, not only on bills

### 215 General purpose standing committees

...

(d) Each committee appointed under paragraph (a) shall consist of seven members: four government Members and three non-government Members, provided that if a non-aligned Member is appointed to a committee, such committee shall consist of eight members: four government Members, three non-government Members, and one non-aligned Member. Each committee may have its membership supplemented ~~its membership~~ by up to four members for a particular inquiry, with a maximum of two extra government and two extra opposition or non-aligned Members. Supplementary members shall have the same participatory rights as other members, but may not vote.

Clarifies that supplementary committee members are appointed by the House, not the committee itself  
See also  
S.O. 229

## 222 Selection Committee

- (a) A Selection Committee shall be appointed to:
- (i) arrange the timetable and order of committee and delegation business and private Members' business for each sitting Monday in accordance with *standing orders 39 to 41*;
  - (ii) select private Members' notices and other items of private Members' and committee and delegation business for referral to the Federation Chamber;
  - (iii) recommend items of private Members' business to be voted on;
  - (iv) select bills that the committee regards as controversial or as requiring further consultation or debate for referral to the relevant standing or joint committee in accordance with *standing order 143*. One member of the committee is sufficient to select a bill for referral; and
  - (v) subject to *standing order 1*, set speaking times for second reading debates.
- (b) The committee shall consist of eleven members: the Speaker, or in the absence of the Speaker the Deputy Speaker, the Chief Government Whip or his or her nominee, the Chief Opposition Whip or his or her nominee, the Third Party Whip or his or her nominee, three government Members, two opposition Members and two non-aligned Members. The Speaker shall be the Chair of the committee. A quorum shall be three members of the committee.
- (c) For committee and delegation business and private Members' business, the committee may determine the order of consideration of the matters, and the times allotted for debate on each item and for each Member speaking.
- (d) In relation to committee and delegation business and private Members' business the committee must report its determinations to the House in time for its decisions to be published on the Notice Paper of the sitting Thursday before the Monday being considered. In relation to bills the committee must report its determinations as soon as practical in respect of each bill or each group of bills.
- (e) Reports of the committee under paragraph (d) shall be treated as having been adopted when they are presented. Reports shall be published in Hansard.
- (f) A referral by determination of the Selection Committee pursuant to paragraph (a)(ii) or (a)(iv), once the determination has been reported to the House, is deemed to be a referral by the House.

New (a)(ii) allows Selection Committee to initiate referral of matters to Fed Chamber, avoiding involvement of Speaker

New (f) clarifies that referrals initiated by the Selection Committee are (deemed) referrals of the House

### **227 ~~Consideration of bills by House members of joint committees~~**

~~Members appointed to a joint committee by the House shall be a committee for the purpose of considering bills referred by the House under *standing order 143*, and this committee shall operate as a committee of the House.~~

Proposal to delete S.O. 227 which was superseded by 2010 changes— (S.O. 222 now provides for Selection Committee to refer bills to joint committees)

### **229 Appointment of committee members**

...

(c) If a committee is considering a bill referred under *standing order 143*, one or more members of the committee may be replaced by other Members by motion moved on notice. This does not affect ~~the power~~ the ability of a general purpose standing committee to have its membership supplemented ~~supplement its membership~~ under *standing order 215(d)*.

Clarifies that supplementary committee members are appointed by the House, not the committee itself  
*See also*  
S.O. 215

### **235 Proceedings and sittings of committee**

...

(b) A committee may ~~resolve to~~ conduct proceedings using audio visual or audio links with members of the committee or witnesses not present in one place. If an audio visual or audio link is used, committee members and witnesses must be able to speak to and hear each other at the same time regardless of location. A committee may resolve for a subcommittee to use audio visual or audio links.

Removal of the words “resolve to” allows a committee to use audio visual links as a matter of routine, without having to have resolutions of the committee.

### **257 Admission of Senators and visitors**

...

(c) Senators shall have the privilege of being admitted into the Senators’ gallery without invitation, ~~but~~ When present in the Chamber or galleries they must observe the Speaker’s instructions regarding good order.

The proposed amendment to 257 widens the scope of the standing order to cover the whole Chamber and all galleries, and so avoids the need for a separate provision by resolution each time Senators are invited to the Chamber to hear an address by a visiting head of state