

Procedural Digest

No. 106*5–14 February 2013*

<i>February 2013</i>				
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11	12	13	14	15

Bills

106.01 *Private Senator's bill introduced and passes all stages*

During government business time, the Australian Greens Member moved the second reading of the Low Aromatic Fuel Bill 2012 (a private Senator's bill). Debate ensued and the second reading was carried on division. The Greens Member then moved the third reading, by leave, which was carried on the voices.

Note: Although the bill was sponsored by the Government in the House and considered in government business time, the Greens Member had carriage of the bill.

Hansard: 6 February 2013, 264-74
Votes and Proceedings: 2010-11-12-13/2063-4

SOs 142, 155, 166**106.02** *Parliamentary Service Amendment Bill received from Senate; Speaker moves second reading; bill passes House*

During government business time on 11 February, the Speaker announced receipt from the Senate of the Parliamentary Service Amendment Bill 2013, and the bill was read a first time. The Speaker presented a revised explanatory memorandum and moved the second reading of the bill. After her speech, debate was adjourned and made an order of the day for Wednesday 13 February.

Debate was resumed on the bill on 13 February and, following a speech by an Opposition Member and the summing-up by the Special Minister of State, the second and third readings were carried on the voices.

Note: The order of the day was listed on the Notice Paper under Business of the House.

Hansard: 11 February 2013, 601-3; 13 February 2013, 1220-2
Votes and Proceedings: 2010-11-12-13/2082, 2103
Notice Paper: 12 February 2013, 1

SOs 79, 141, 142, 166

Business

106.03 *Statements by indulgence on natural disasters*

Following prayers the Prime Minister, the Leader of the Opposition, the Treasurer and the Leader of the Nationals made statements by indulgence regarding the recent natural disasters in several Australian states.

The Leader of the House then moved, by leave, that further statements by indulgence be permitted in the Federation Chamber. The question was agreed to.

Hansard: 5 February 2013, 1-6
Votes and Proceedings: 2010-11-12-13/2039

SOs 65, 183

106.04 *Statements by indulgence on death of Dame Elisabeth Murdoch*

Prior to question time, the Prime Minister and the Leader of the Opposition each made a statement by indulgence regarding the death of Dame Elisabeth Murdoch.

The Leader of the House then moved, by leave, that further statements by indulgence be permitted in the Federation Chamber. The question was agreed to.

Hansard: 5 February 2013, 6-7
Votes and Proceedings: 2010-11-12-13/2039

SOs 65, 183

106.05 *Updated ministry list presented*

Prior to question time, the Prime Minister presented a revised ministry list. The document was incorporated into Hansard.

Hansard: 5 February 2013, 7-8
Votes and Proceedings: 2010-11-12-13/2039

SO 199

106.06 *Statements by indulgence regarding journalist and donation to university*

Following question time, the Prime Minister and the Leader of the Opposition each made a statement by indulgence regarding press gallery journalist Michelle Grattan's move from print journalism to a position at the University of Canberra, and the reported donation to the Australian National University by Mr Graham and Mrs Louise Tuckwell of \$50 million to establish a scholarship program.

Hansard: 5 February 2013, 23-5

SO 65

106.07 *Ministerial statement made during government business time*

During government business time, debate on a bill was adjourned and the Prime Minister made, by leave, a ministerial statement relating to closing the gap between Indigenous and non-Indigenous people, and presented the 5th annual

Closing the Gap statement. Standing orders were then suspended to allow the Leader of the Opposition to speak in reply for a period not exceeding that of the ministerial statement (25 minutes), and he addressed the House.

The Leader of the House moved that the House take note of the document, and debate was adjourned. He then moved that the order of the day be referred to the Federation Chamber, which was agreed to on the voices.

Note: Pursuant to standing order 34, ministerial statements are usually made between the end of question time and the beginning or resumption of government business each sitting day.

Hansard: 6 February 2013, 158-65
Votes and Proceedings: 2010-11-12-13/2060
SOs 34, 47, 63, 65, 199

106.08 *Attempt to suspend standing orders to consider immediately a private Member's motion*

Following question time, the Australian Greens Member moved, without notice, the suspension of so much of the standing and sessional orders as would allow him to move a motion for the return of his private Member's motion (relating to Government investment in research) from the Federation Chamber for immediate consideration by the House. Debate continued until the time allotted for the suspension motion expired. The result of the division on the question that the motion to suspend standing orders be agreed to was 'ayes' 74, 'noes' 66, but, in the absence of an absolute majority, the motion was not carried.

Note: Standing order 47 provides that a motion to suspend standing and sessional orders moved without notice requires the agreement of an absolute majority of the House, that is, 76 Members.

Hansard: 7 February 2013, 469-76
Votes and Proceedings: 2010-11-12-13/2073-4
SOs 1, 41, 47, 197

106.09 *Statements by indulgence on death of Mr Nick Dimopoulos*

Following question time, the Minister and Shadow Minister for Infrastructure and Transport each made a statement by indulgence regarding the death of Mr Nick Dimopoulos, the Chief Executive Officer and Commissioner of the National Transport Commission.

Hansard: 11 February 2013, 649-50
SO 65

106.10 *Statement by indulgence on awards for musician*

Following question time, the Minister for the Arts made a statement by indulgence congratulating singer-songwriter Gotye on winning three Grammy Awards in Los Angeles.

Hansard: 11 February 2013, 650

SO 65

106.11 *Statements by indulgence on resignation of Pope*

Prior to question time, the Prime Minister and the Leader of the Opposition each made a statement by indulgence regarding the retirement of Pope Benedict XVI.

The Leader of the House then moved, by leave, that further statements by indulgence be permitted in the Federation Chamber. The question was agreed to.

Hansard: 12 February 2013, 911-2

Votes and Proceedings: 2010-11-12-13/2093

SOs 65, 183

106.12 *Statement by indulgence on awards for musician*

Following question time, the Minister for the Arts made a statement by indulgence congratulating musician Tim Munro on winning two Grammy Awards with his ensemble Eighth Blackbird in Los Angeles.

Hansard: 12 February 2013, 930

SO 65

Committees

106.13 *Amendment to resolution of appointment of joint select committee*

The Leader of the House, by leave, moved a motion to amend the resolution of appointment of the Joint Select Committee on Constitutional Recognition of Local Government and to send a message to the Senate requesting its concurrence. The amendment extends the final reporting date of the committee from February to March 2013. The motion was agreed to on the voices.

Hansard: 5 February 2013, 27

Votes and Proceedings: 2010-11-12-13/2041

SO 224

106.14 *Government response to committee report tabled during question time*

During an answer to a question without notice, the Minister for Employment and Workplace Relations presented the Government's response to the report of the Standing Committee on Education and Employment into workplace bullying.

Note: Government responses to committee reports are usually presented along with other government documents by the Leader of the House after question time.

Hansard: 12 February 2013, 922
Votes and Proceedings: 2010-11-12-13/2093

SO 199

Debate

106.15 *Minister speaks in adjournment debate*

During the adjournment debate in the House, a Minister received the call as the last Government Member to speak, and made comments regarding the crash in Zambia of Cessna ZS KOX in September 2004. The Minister also tabled documents related to the plane crash.

Note: While a Minister is not technically excluded from participating in an adjournment debate, the period is usually regarded as an opportunity for private Members. It has become convention to give preference for the call to backbenchers over frontbenchers from the same side of the House, and for the Chair to recognise a Minister when no other Member rises to speak.

Hansard: 11 February 2013, 753-5
Votes and Proceedings: 2010-11-12-13/2085

SO 31

106.16 *Adjournment of debate moved upon resumption*

Upon resumption of the second reading debate on the Australian Education Bill 2012, the Manager of Opposition Business moved that the debate be adjourned. The question was put and negatived on division. The Manager of Opposition Business then received the call again and spoke to the bill, moving a second reading amendment. Debate on the bill continued until it was interrupted by the adjournment debate.

Hansard: 12 February 2013, 954-63
Votes and Proceedings: 2010-11-12-13/2094-6

SOs 78, 79

Federation Chamber

106.17 *Change to meeting times in Federation Chamber*

The Leader of the House, by leave, moved a motion to suspend standing orders to extend the hours of meeting for the Federation Chamber for that day. The motion sought to extend the hours of meeting until 1.45 pm and from 3.30 to

8 pm (or until the adjournment of the House, whichever was earlier), and was agreed to on the voices.

The Federation Chamber accordingly met until 1.37 pm, and then from 3.30 pm until 7.54 pm.

Hansard: 13 February 2013, 1166, 1321, 1381
Votes and Proceedings: 2010-11-12-13/2102, 2105-6
SOs 30, 47, 183, 186, 192

106.18 *Federation Chamber meets early*

Pursuant to a motion by the Leader of the House agreed to at the previous sitting, the Federation Chamber met at 9 am on Thursday 14 February.

Note: The Federation Chamber usually meets at 9.30 am on sitting Thursdays, and cannot meet when the House is not sitting. The House sits at 9 am on Thursdays.

Hansard: 14 February 2013, 1498
Votes and Proceedings: 2010-11-12-13/2115
SOs 183, 186, 190, 192

Order of business

106.19 *House meets early; divisions and quorums deferred*

In accordance with a motion by the Leader of the House agreed to at the previous sitting, the House met at 12 noon on Tuesday 12 February. Government business was given precedence until question time, with provision for any divisions or quorums called to be deferred until after the matter of public importance discussion.

Note: The House usually meets at 2 pm on a Tuesday.

Hansard: 12 February 2013, 883
Votes and Proceedings: 2010-11-12-13/2093
SOs 29, 30, 34, 35

Privilege

106.20 *Alleged unauthorised disclosure of committee report*

The Chair of the Standing Committee on Regional Australia raised, as a matter of privilege, the publishing in a newspaper of content from a committee report which had been adopted but not yet presented. He advised that the committee would investigate the matter.

Hansard: 11 February 2013, 600-1
Votes and Proceedings: 2010-11-12-13/2082
SOs 51, 242

106.21 *Two requests for right of reply granted; statements by leave*

The Chair of the Privileges and Members' Interests Committee presented two reports in connection with applications by two people for a right of reply in relation to references to them made by Members in the House on separate occasions.

Each of the reports recommended to the House that a response in the terms included be incorporated in *Hansard*. The Chair of the Committee moved that the reports be agreed to, and the question was put and passed on the voices. The Chair of the Committee and the two Members to whose comments the reports related made statements, by leave, with one of the Members obtaining leave to present several documents.

Hansard: 14 February 2013, 1386-9
Votes and Proceedings: 2010-11-12-13/2107-8

SOs 63, 216

Questions

106.22 *Question ruled out of order*

During question time, the Speaker ruled a question asked by the Deputy Leader of the Opposition out of order, as it did not relate to the Attorney-General's responsibilities, and was also asking for an opinion.

Hansard: 5 February 2013, 19-20

SOs 100, 101

Speaker

106.23 *Speaker's panel changes*

Following question time, the Speaker presented a warrant revoking the appointments of two Members to the Speaker's panel.

Note: Both Members had been appointed as Parliamentary Secretaries.

Hansard: 13 February 2013, 1201
Votes and Proceedings: 2010-11-12-13/2102

SO 17

Withdrawals

106.24 *Offensive words*

	<i>Hansard</i>	
	<i>Date</i>	<i>Page</i>
<i>unrecorded</i>	5 February 2013	20
'...old china...'	5 February 2013	30

'...Troppo Tony...'	7 February 2013	461
'...everyone knows my view of you.'	12 February 2013	914
'...the peanuts on the other side...'	12 February 2013	947-8
'A lie! That is a lie!'	13 February 2013	1193
'...calling the member a clot...'	14 February 2013	1470

SOs 89, 90, 92