

Appendix 4

MATTERS OF PRIVILEGE RAISED AND RULINGS OF THE PRESIDENT

DATE AND JOURNAL REFERENCE	SENATOR	SUBJECT	RULING RE DETERMINATION OF PRECEDENCE
15.3.88 J.544	Chaney	Circulation of petition	Given
17.5.88 J.711	Walters	Alleged publication of Joint Select Committee on Video Material proceedings	Not Given
20.10.88 J.1040 1.11.88 J.1045 2.11.88 J.1067	Chaney	Possible interference with witnesses in consequence of their giving evidence before Senate Select Committee on Administration of Aboriginal Affairs	Given
7.11.88 J.1089	Chaney	Possible false or misleading evidence and manipulation of evidence before Senate Committees — Travel by Aboriginal community representatives	Given
10.11.88 J.1123 22.11.88 J.1129	Chaney	Freedom of speech and protection of citizens' rights	Drew attention to resolution 9 and was considering submission under resolution 5.
5.12.88 J.1237	MacGibbon	Possible false or misleading evidence before a Senate Estimates Committee — Department of Defence Project Parakeet	Given
8.12.88 J.1276	Black	Possible improper interference with a witness — Drugs in Sport inquiry	Given
9.3.89 J.1458	Peter Baume	Possible adverse treatment of a witness before the Select Committee on the Administration of Aboriginal Affairs	Given
30.5.89 J.1737	McGauran	Alleged unauthorised recording of a meeting in a committee room	Not Given

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16.8.89 J.1942 17.8.89 J.1946	Hamer Teague Newman	Possible unauthorised disclosure of Senate Committee report	Given
5.12.89 J.2313	Crowley	Possible unauthorised disclosure of Senate Committee submission	Given
23.8.90 J.232	Newman	Possible misleading evidence before a Senate Estimates Committee — Department of Defence — asbestos in RAN ships	Given
17.10.90 J.349	Crowley	Possible improper influence or penalty on a witness in respect of evidence given before a Senate Committee	Given
8.11.90 J.395	Hill	Possible improper interference with a witness and possible misleading evidence before the National Crime Authority Committee	Given
2.4.92 J.2178	Zakharov	Possible improper interference with witnesses before the Community Affairs Committee	Given
8.10.92 J.2845	Reid Spindler	Possible adverse treatment of a witness before the Corporations and Securities Committee	Given
4.5.93 J.11	Walters	Alleged threats against Senators in relation to decisions concerning x-rated videos	Given
4.5.93 J.11	Reynolds	Alleged threat to a Senate Committee or to Senators in relation to the performance of their duties	Given
19.5.93 J.193	Watson	Possible improper interference with a witness before the Public Accounts Committee	Given
19.5.93 J.193	Watson	Possible false or misleading evidence given to the Senate or a Senate Committee — Midford Paramount inquiry	Given

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30.8.93 J.405	Cooney	Possible improper interference with or misleading reports of proceedings of Senate Legal and Constitutional Affairs Committee	Given
29.9.93 J.528	Ferguson	Possible false or misleading information given to Senate or Estimates Committee	Given
27.10.93 J.715 18.11.93 J.811	Childs	Possible improper interference with a witness before the Standing Committee on Industry, Science, Technology, Transport Communications and Infrastructure	Given
25.11.93 J.901	McKiernan	Possible unauthorised disclosure of Joint Standing Committee on Migration document or proceedings	Given
16-17.12.93 J.1072	West	Possible improper interference with witnesses in consequence of their giving evidence to the Senate Select Committee on Superannuation	Given
3.3.94 J.1359	Vanstone	Possible unauthorised disclosure of a submission to the Joint Committee on the National Crime Authority	Given
30.5.94 J.1692	Crane	Possible improper interference with a witness in consequence of his giving evidence to the Senate Committee on Employment, Education and Training	Given
12.5.94 J.1683-4 22.6.94 J.1831	Kernot Spindler	Parliamentary Privileges Amendment (Enforcement of Lawful Orders) Bill 1994, including refusal of Minister for Trade (Senator McMullan) to produce documents, and Auditor-General's report thereon	Not applicable
19.9.94 J.2151 22.9.94 J.2219	Vanstone	Alleged unauthorised disclosures and false and misleading accounts of Joint Committee of the National Crime Authority proceedings	Not given

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19.10.94 J.2328	Parer	Alleged threats to a Senator	Given
9.3.95 J.3069	Murphy Newman	Alleged false or misleading information given to the former Select Committee on Public Interest Whistleblowing	Given
28.3.95 J.3175-6 29.3.95 J.3182-4	Evans	Whether the action of a Senator in tabling a document containing the tax file number of a person could be held to constitute a contempt of the Senate	Not applicable
29.6.95 J.3585-6	Chapman	Alleged unauthorised disclosure of documents and private deliberations of the Select Committee on the Dangers of Radioactive Waste	Given
29.6.95 J.3594	Murphy	Alleged improper interference with a witness as a result of that witness giving evidence to the Select Committee on Unresolved Whistleblower Cases	Given
22.8.95 J.3640-1	O'Chee Boswell	Alleged threats to persons and to a senator for provision of information	Given
30.11.95, 1.12.95am J.4323	Vanstone	Alleged unauthorised disclosure of draft response of Joint Committee on the National Crime Authority	Given, but President recommended that matter not be proceeded with
24.6.96 J.364-5	Murphy	Alleged false or misleading evidence given to the Select Committee on Unresolved Whistleblower Cases	Given
22.8.96 J.491	Patterson	Alleged false or misleading evidence given to the Environment, Recreation, Communications and the Arts Legislation Committee	Given
6.5.97 J.1830	Margetts Bolkus	Alleged false or misleading statements tabled in the Senate	Given

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1.10.97 J.2582	Bolkus	Possible improper interference by the Attorney-General and his officers with potential witnesses before the Parliamentary Joint Committee on Native Title and the Aboriginal and Torres Strait Islander Land Fund	Given
23.10.97 J.2685	Bolkus	Possible unauthorised disclosure of documents of the Parliamentary Joint Committee on Native Title and the Aboriginal and Torres Strait Islander Land Fund	Given
28.10.97 J.2733	Abetz Ferris	Possible unauthorised disclosures of a report of the Parliamentary Joint Committee on Native Title and the Aboriginal and Torres Strait Islander Land Fund	Given
19.11.97 J.2917-8	Ferris McGauran	Possible unauthorised disclosure of a document of the Parliamentary Joint Committee on the National Crime Authority	Given
25.11.97 J.2966	Schacht	Possible unauthorised disclosure of a draft report of the Environment, Recreation, Communications and the Arts Legislation Committee	Given
4.12.97 J.3206	Woodley	Possible misleading evidence before the Select Committee on Unresolved Whistleblower Cases	Given
11.3.98 J.3361	Collins J.	Possible unauthorised disclosure of a draft report of the Economics References Committee	Given
25.3.98 J.3449-50	Brown	Alleged failure of Senator Parer to register and declare relevant interests in accordance with the resolutions of the Senate of 17 March 1994 relating to senators' interests	Given, but motion to refer matter to committee negated (26/3/1998, J.3462-3)

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30.6.98 J.4105	McGauran	Possible unauthorised disclosure of the report of the Parliamentary Joint Committee on the National Crime Authority on the committee's third evaluation of the National Crime Authority	Given
27.5.99 J.947	Crowley	Possible injury or harm to witnesses and possible misrepresentation or unauthorised disclosure of committee proceedings and documents	Given
11.8.99 J.1457	Collins	Possible injury or harm to witnesses in consequence of their giving evidence before the Employment, Workplace Relations, Small Business and Education References Committee	Given
1.9.99 J.1615	Collins	Possible unauthorised disclosure of, and dealings with, a draft report of the Employment, Workplace Relations, Small Business and Education References Committee	Given
6.12.99 J.2171	Allison	Alleged threats against persons who made submissions to the Select Committee on A New Tax System	Given
11.5.2000 J.2704	Gibson	Possible unauthorised disclosure of in camera proceedings of the Economics References Committee	Given
26.6.2000 J.2888	Chapman	Possible unauthorised disclosure of a submission to the Joint Committee on Corporations and Securities	Given
27.2.2001 J.3948	Collins	Possible improper interference with witnesses and possible false or misleading evidence before the Employment, Workplace Relations, Small Business and Education Legislation Committee	Given

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25.6.2001 J.4388	Payne	Possible unauthorised disclosure of a draft report of the Legal and Constitutional Legislation Committee	Given
6.8.2001 J.4547	Tambling	Possible improper interference with and penalty on a senator	Given
18.9.2001 J.4854	Ferris	Possible misleading evidence before Native Title Committee	Given
14.2.2002 J.91-2	Harris	Execution of search warrants in senators' offices	Given
15.5.2002 J.352	Cook	Possible improper influence and interference with a witness	Given
27.6.2002 J.524	Eggleston	Unauthorised disclosure of draft report	Given
1.12.2003 J.2777	Heffernan	Possible improper interference with a witness	Given
24.3.2004 J.3215	Mackay	Possible misleading evidence before Environment, Communications, Information Technology and the Arts Legislation Committee	Given
11.5.2004 J.3363	Knowles and Humphries	Unauthorised disclosure of draft report	Given
24.6.2004 J.3699	McLucas	Unauthorised disclosure of draft report	Given
4.8.2004 J.3808	Ridgeway	Unauthorised disclosure of draft report	Given
10.5.2005 J.574	Evans	Alleged failure of Senator Lightfoot to provide a statement to the Registrar of Senators' Interests relating to sponsored trip to Iraq	Given, but motion withdrawn following apology by Senator Lightfoot (11/5/2005, J.610)
15.6.2005 J.684	Evans	Alleged failure of Senator Lightfoot to provide a statement to the Registrar of Senators' Interests relating to share ownerships and transactions	Given

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16.8.2005 J.953	Brown	Conduct by Senator McGauran in the chamber on 11 August 2005	Not given
5.9.2005 J.997	Finance and Public Administration References Committee	Apparent conflict between an answer to a question given by a witness and the facts as subsequently disclosed to the committee	Given, but motion to refer matter to committee rejected (7/9/2005, J.1050)
7.2.2007 J.3382	Forshaw and Murray	Whether false or misleading evidence was given to the Finance and Public Administration Committee and whether there was an improper refusal to provide information to the committee	Given
18.9.2007 J.4415	Nettle	Whether false or misleading evidence was given to the Legal and Constitutional Affairs Committee or any other Senate committee concerning the government's knowledge of the rendition of Mr Mamdouh Habib to Egypt	Given

(See Supplement)