

Procedural Digest

No. 7

45th Parliament

27 February – 2 March 2017

February/March 2017				
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Bills

7.01 Attempted suspension of standing orders to allow debate on a bill immediately after its introduction

Following the introduction of the Fair Work Amendment (Repeal of 4 Yearly Reviews and Other Measures) Bill 2017 on 1 March, the Immigration Minister moved that the bill be read a second time and spoke to the motion. The Manager of Opposition Business informed the House that the Opposition was ready to debate the bill and would give leave for debate on the bill to proceed immediately. The Speaker noted that debate must be adjourned. The Manager of Opposition Business was denied leave to move a motion allowing, among other things, the bill to be debated immediately and be given priority over all business for passage through all stages without interruption. The Manager of Opposition Business then moved, without notice, to suspend standing orders to allow him to move the motion. The Minister for Immigration and Border Protection moved a closure of Member and it was carried on division. The seconder was called and also closed on division. The question that standing orders be suspended was then put and negatived on division. Debate was adjourned by the Leader of the House, as no Opposition Member would formally move the adjournment.

Standing order 142 provides that debate must be adjourned at the conclusion of the second reading speech made by the Member presenting the bill.

*Hansard: 1 March 2017, 1877-83
Votes and Proceedings: 2017/587-90*

SOs 47, 80, 142

Business

7.02 Statements by indulgence regarding HMAS Perth

Following question time on 1 March, the Prime Minister and the Leader of the Opposition each made statements by indulgence in relation to the 75th Anniversary of the sinking of HMAS Perth.

Hansard: 1 March 2017 1961-2

7.03 Statement by indulgence from outgoing Nationals Whip

During Government Business time on 2 March, the Chief Nationals Whip, by indulgence, announced that it was his last day as Whip and thanked his colleagues, the Liberal and Labor Whips and the Speaker.

Hansard: 2 March 2017 2111

7.04 Statement by indulgence regarding 21st anniversary of the 'class of '96'

Following question time on 2 March, the Member for Grayndler, by indulgence, made a statement regarding his 21st anniversary of his election (and all of the class of '96) to Parliament.

Hansard: 2 March 2017 2199

Members

7.05 Leave of absence to Member

On 27 February, just prior to the MPI the Manager of Opposition Business (Mr Burke) moved that leave of absence be granted to the Member for Fowler (Mr Hayes) for the remainder of the sitting on the grounds of ill health. The question was carried on the voices. The Speaker made a brief statement wishing the Member for Fowler a speedy recovery from his motorcycle accident.

During Government business on 1 March, the Leader of the House (Mr Pyne) made a statement by indulgence wishing Mr Hayes the best in his recovery from his accident. The Manager of Opposition Business, by indulgence, also made a brief statement.

A Member with leave of absence is excused from the service of the House or on any committee.

*Hansard: 27 February 2017, 1518; 1 March 2017, 1872-3
Votes and Proceedings: 2017/569*

SO 26

Motions

7.06 Opposition Leader gives oral notice of intention to present bill; attempts to suspend standing orders to give bill priority over other business

After the acknowledgement of country and prayers on 27 February, the Leader of the Opposition sought the call and gave oral notice of his intention to present a bill for an act to amend the Fair Work Act 2009, and for related purposes [Fair Work Amendment (Protecting Take Home Pay) Bill 2017]. As the Leader of the Opposition gave notice orally, he simultaneously handed a signed notice to the Clerks.

At the conclusion of private Members' business, the Leader of the Opposition was denied leave to move a motion to enable him to introduce immediately his private Member's bill and for the bill to be given priority over all other business for passage through all stages. The Member then moved a suspension of standing orders to enable him to move the motion. Debate ensued and the motion was seconded by an opposition Member. When the time allotted for the debate expired, the question on the suspension motion was put and negatived on division. The House then proceeded to government business.

During question time on 2 March, the Leader of the Opposition again sought leave to move a motion to allow him to, among other things, present the Fair Work Amendment (Protecting Take Home Pay) Bill 2017 and for the bill to be given priority over all other business for passage through all stages. Leave was not granted and the Leader of the Opposition moved a suspension of standing orders to enable him to move the motion. Debate ensued and the time allowed by standing order 1 for debate on the motion having expired, the question that standing orders be suspended was put and negatived on division.

Hansard: 27 February 2017, 1427, 1468-76; 2 March, 2190-9
Votes and Proceedings: 2017/567-8, 608-610

SOs 1, 47, 128, 129

7.07 Opposition motion to suspend standing orders to condemn Minister negatived on deferred division

After the acknowledgement of country and prayers on 28 February, the Shadow Minister for Human Services was denied leave to move a motion which, among other things, condemned the Minister for Human Services for 'releasing the personal information of Australians for vindictive political purposes'. The Member then moved a suspension of standing orders to enable her to move the motion. Debate ensued and the motion was seconded by an Opposition Member. When the time allotted for the debate expired, the question on the suspension motion was put and a division was called, and deferred in accordance with standing order 133. Later that afternoon after the discussion of a matter of public importance, the question on the suspension motion was put and negatived on division.

Hansard: 28 February 2017, 1693-9, 1760-2
Votes and Proceedings: 2017/579, 581-2

SOs 47, 128, 129, 133

Votes and Proceedings: 2017/562

Questions

7.08 Question directed to Committee Chair

During question time on 28 February, the Manager of Opposition Business asked the Chair of the Standing Committee on Employment, Education and Training a question regarding the committee's inquiry into the future labour force. Following several points of order by the Leader of the House and the Manager of Opposition Business, the Speaker ruled the question in order and the Committee Chair provided an answer.

An oral question of a strictly limited nature may be asked of a Member who is not a Minister. Questions must relate to a bill, motion, or other business of the House or of a committee, for which the Member asked is responsible. Questions of this kind are rare. More commonly, and usually at the end of Question Time, questions may also be put to the Speaker on matters of parliamentary administration.

Hansard: 28 February 2017, 1729-31

SO 99

Offensive words[#]

	<i>Hansard</i>	
	<i>Date</i>	<i>Page</i>
'He does the complete opposite because he is a well-known fraud not only in this place but across workplaces across the country.'	27 February 2017	1516
'...wipe the smile off his ugly face...'	28 February 2017	1758
'Listening to Labor's lies...'	1 March 2017	1974
'The previous speaker was such a hypocrite...'	1 March 2017	2047
'And on and on it goes, until you feel like topping yourself.'	2 March 2017	2186

SOs 89, 90, 92

[#] List of unparliamentary expressions recorded in *Hansard*.