

# Procedural Digest

No. 10

45<sup>th</sup> Parliament

22 May– 1 June 2017

May/June 2017				
M	T	W	T	F
22	23	24	25	26
29	30	31	1	2

## Bills

### 10.01 Bills referred to the Federation Chamber for debate

During government business on 22 May, the Chief Government Whip moved, by leave, that the three Appropriation bills before the House stand referred to the Federation Chamber for further consideration when the House adjourned for the sitting. The motion was agreed to on the voices.

During government business time on 30 May, the Chief Government Whip declared the Criminal Code Amendment (Protecting Minors Online) Bill 2017 referred to the Federation Chamber at the adjournment of the debate on that bill, which was scheduled to take place in the House later that day.

*Hansard: 22 May 2017, 4603; 30 May 2017, 5558*

*Votes and Proceedings: 2017/752, 797*

**SOs 45, 142**

### 10.02 Amendment moved to second reading amendment; four or fewer Members vote on one side

On 23 May, during the second reading debate of the Fair Work Amendment (Corrupting Benefits) Bill 2017, a non-aligned Member moved an amendment to the second reading amendment previously moved by the Opposition spokesperson. Later, a division was called on the amendment to the second reading amendment and, as there were fewer than five Members on the side for the 'Ayes', the Speaker declared the question resolved in the negative and indicated that the names of those in the minority would be recorded in the Votes and Proceedings. The second reading amendment was then negated on the voices. The motions for the second and third readings of the bill were passed on the voices.

*Hansard: 23 May 2017, 4802, 4860-1*

*Votes and Proceedings: 2017/761, 763*

**SOs 121, 126, 142, 145**

### 10.03 Second reading amendment to private Members' Bill moved

During private Members' business on Monday 29 May, the second reading debate was resumed on the Fair Work Amendment (Protecting Take Home Pay) Bill 2017. During debate, a government backbench Member moved an amendment. The allotted time expired and the debate was adjourned and made an order of the day for the next sitting.

*Hansard: 29 May 2017, 5318-9*  
*Votes and Proceedings: 2017/783-4*

**SOs 41, 121, 142, 145**

### 10.04 Leave not granted for third reading of a bill; use of contingent notice

At the conclusion of debate on the Australian Education Amendment Bill 2017 on 29 May, the question on the second reading was put and carried on division. A Minister then sought, and was denied, leave to move the third reading. The Minister, pursuant to contingent notice, then moved a suspension of standing orders to allow the motion for the third reading to be moved without delay, and after debate the motion was carried on division. The Minister then moved that the bill be read a third time and debate ensued. The Minister moved closure of the question, which was carried on division, and the question that the bill be read a third time was accordingly put and carried on division.

*Hansard: 29 May 2017, 5443-52*  
*Votes and Proceedings: 2017/786-92*

**SOs 47, 106, 125, 126, 128, 129, 155**

### 10.05 Statement by Deputy Speaker regarding arrangements for the consideration of the Appropriation Bills

In the Federation Chamber on 31 May, prior to the commencement of the proposed schedule for consideration of the departmental portfolios, the Deputy Speaker made a statement regarding the arrangements for participation in the debate. The Federation Chamber then agreed to the schedule and considered in detail, Appropriation Bill (No. 1) 2017 – 2018, in accordance with standing order 149.

*Hansard: 31 May 2017, 5930-1*  
*Votes and Proceedings: 2017/805*

**SO149**

## Business

### 10.06 Address in Reply agreed to; presentation to Governor-General

On 11 May, following passage of the motion that the Address in Reply be agreed to, the Speaker informed the House that the Governor-General would be pleased to receive the Address at Government House at 5 pm on 23 May. The Speaker invited the mover and seconder and other Members to accompany him.

Following question time on 23 May, the Speaker reminded Members that the Address in reply would be presented to His Excellency the Governor-General. Later, at 4.19 pm the House was suspended. The Speaker, after resuming the Chair at 6.32 pm reported that,

accompanied by Members he had attended Government House and presented the Governor-General with the Address in Reply to His Excellency's speech on the Opening of the 1<sup>st</sup> Session of the 45<sup>th</sup> Parliament, agreed to by the House on 11 May.

The Speaker informed the House that the Governor-General had been pleased to make the following reply: "Mr Speaker, Thank you for your Address in Reply. It will be my pleasure and my duty to convey to Her Majesty The Queen the message of loyalty from the House of Representatives, to which the Address gives expression."

*Hansard: 11 May 2017, 4315, 4407; 23 May, 4844, 4861*  
*Votes and Proceedings: 2017/739, 745, 762, 763*

**SO 7**

### **10.07 British Deputy High Commissioner a distinguished guest; statements by indulgence regarding Manchester terrorist attack**

On 23 May, following the Speaker's announcement that he had invited the British Deputy High Commissioner, Ingrid Southworth, to the floor of the House, the Prime Minister and the Leader of the Opposition made statements by indulgence regarding the terrorist attacks at a pop concert in Manchester overnight. As a mark of respect to the memory of the deceased and in recognition of those injured all Members stood, in silence.

*Hansard: 23 May 2017, 4826-9*  
*Votes and Proceedings: 2017/761*

**SO 257**

### **10.08 Suspension of standing orders to change order of business in the Federation Chamber**

During government business time on 23 May, the Leader of the House, by leave, moved a motion to suspend standing orders to allow for a variation to the order of business in the Federation Chamber for the consideration of the three appropriation bills. The motion allowed extra Government business time to debate the bills with changes to the meeting times, private Members' business, grievance debates and adjournment debates from Wednesday 24 May to Thursday, 15 June 2017. The motion was carried on the voices.

*Hansard: 23 May 2017, 4844-5*  
*Votes and Proceedings: 2017/762-3*

**SOs 41, 47, 191, 192, 192B, 193**

### **10.09 Meeting of the House delayed**

On Wednesday 24 May, due to an event in the building which the Speaker and other Members attended, the House met at 9.39 am instead of 9.30 am.

*Hansard: 24 May 2017, 4889*  
*Votes and Proceedings: 2017/767*

**SO 34**

## 10.10 Statements regarding the 50th Anniversary of the 1967 Referendum and the 25th Anniversary of the Mabo Native Title Decision

Following acknowledgement of country and Prayers on 24 May, the Speaker made a short statement regarding the 50th Anniversary of the 1967 Referendum and the 25th Anniversary of the Mabo Native Title Decision and acknowledged guests in the distinguished visitors gallery and Speaker's gallery, here to celebrate National Reconciliation Week.

Then the Prime Minister, by leave, made a ministerial statement on the same subject and presented a document entitled '50th Anniversary of the 1967 Referendum and the 25th Anniversary of the Mabo Native Title Decision'. The Leader of the Opposition then addressed the House in reply. The Leader of the House then moved that the House take note of the Ministerial Statement and, by leave, moved that the order of the day be referred to the Federation Chamber for debate. Both motions were carried on the voices.

*Pursuant to **standing order 34**, the allocated time for ministerial statements is between question time and the resumption of Government business.*

*Hansard: 24 May 2017, 4889-97  
Votes and Proceedings: 2017/767*

**SOs 34,63A, 199**

## 10.11 Statement by indulgence regarding the Deputy Prime Minister

During Government business time on 29 May, the Leader of the Opposition made a statement by indulgence regarding comments made about him by the Deputy Prime Minister earlier in the day.

*Hansard: 29 May 2017, 5346*

**SO 65**

## 10.12 US Senator a distinguished guest; statements by indulgence regarding distinguished visitor

Prior to question time on 29 May, the Speaker welcomed the United States Senator for the State of Arizona, Senator John McCain to the floor of the House. The Prime Minister and the Leader of the Opposition then made statements by indulgence regarding the distinguished visitor.

*Hansard: 29 May 2017, 5372-3*

**SO 257**

### 10.13 Ambassador for Afghanistan a distinguished guest; statements by indulgence regarding terrorist attacks in Kabul

On 1 June, shortly before question time, the Speaker, on behalf of the House, welcomed the Ambassador for Afghanistan, His Excellency Wahidullah Waissi to the floor of the Chamber. The Prime Minister and the Leader of the Opposition then made statements, on indulgence, regarding the latest terrorist attacks in Kabul, Afghanistan. As a mark of respect to the memory of the deceased and injured all Members stood, in silence.

*Hansard*: 1 June 2017, 6068-70

**SO 257**

## Committees

### 10.14 Establishment of Select Committee

Following prayers and acknowledgement of country on 1 June, the Minister for Health, on behalf of the Leader of the House, pursuant to notice, moved a motion to establish the Select Committee on Regional Development and Decentralisation. The resolution required the committee to inquire into and report on regional development and decentralisation of Commonwealth entities or functions and for the committee to present its final report no later than 28 February 2018. Following debate, the motion was agreed to on the voices.

*Hansard*: 1 June 2017, 5999-6001

*Votes and Proceedings*: 2017/807-9

**SOs 106, 223**

## Documents

### 10.15 Opposition Member granted leave to incorporate a table in Hansard

On 22 May, during a private Members' motion relating to decentralisation of the public service, a Shadow Minister was granted leave to incorporate a document in *Hansard* regarding public service job numbers.

*Hansard*: 22 May 2017, 4528-9

## Members

### 10.16 Members speak in languages other than English during proceedings

During the period for Members Statements on 30 May, an Opposition Member spoke briefly in Khmer to welcome a delegation of Cambodian community and religious leaders present in the gallery. The remarks in the Khmer language were not transcribed in *Hansard*.

During question time on 31 May, two Members of Greek descent welcomed the Deputy Foreign Minister of Greece in the Greek language. Both Members restated their remarks in English.

During the period for Members Statements on 1 June, an Opposition Member spoke briefly in Tetum to welcome, to the gallery, a delegation from the Timor-Leste Integrated Crisis Management Centre. The Member then restated his remarks in English.

*Hansard: 30 May 2017, 5581-2; 31 May 2017, 5813; 1 June 2017, 6065-6*

**SO 43**

## Motions

### 10.17 Attempted suspension of standing orders to allow motion in relation to the Treasurer

During question time on 24 May, the Shadow Treasurer was denied leave to move a motion relating to the Treasurer. The Shadow Treasurer then moved, a suspension of standing orders to enable him to move the motion. Debate ensued and the Leader of the House moved closure motions on the mover and seconder which were carried on consecutive divisions. The Leader of the House then moved a closure of question which was carried on division. The question that standing orders be suspended was accordingly put and the motion was negated on division. Questions without notice continued.

*Hansard: 24 May 2017, 4971-8*

*Votes and Proceedings: 2017/769-73*

**SOs 47, 80, 81, 128, 129**

### 10.18 Motion to amend Hansard record

Following Prayers and acknowledgement of country on 31 May, the Manager of Opposition Business moved, by leave, a motion to remove an identifying surname from the House Hansard for Wednesday, 24 September 2014. The question was put and carried on the voices.

*Hansard: 31 May 2017, 5741*

*Votes and Proceedings: 2017/801*

## Private Members' business

### 10.19 Postponement of item of private Members' business

During private Members business on 22 May, upon notice no. 2, private Members' business, being called on, relating to the presentation of the Religious Certification (Non-Discrimination) Bill 2017, the Member for Kennedy (Mr Katter) fixed Monday 19 June 2017 as the day for presenting the bill.

**Standing order 113** provides that a motion not moved when called on shall be removed from the Notice Paper except if the Member who gave notice, or another Member at his or her request, sets a future time for moving the motion.

*Hansard: 22 May 2017, 4524*

*Votes and Proceedings: 2017/749*

**SOs 41, 113**

## Questions

### 10.20 Question ruled out of order

During question time on 23 May, the Deputy Manager of Opposition business asked the Prime Minister a question regarding the One Nation political party. The Speaker stated that he did not believe the substance was within the Prime Minister's responsibility and ruled the question out of order.

*Hansard: 23 May 2017, 4829*

**SOs 98, 100**

### 10.21 Leader of the Opposition supports Prime Minister's answers to questions

On 25 May, after the Prime Minister had responded to a question regarding global security, the Leader of the Opposition, on indulgence, responded in support of the Prime Minister's remarks.

On 31 May, the Leader of the Opposition, on indulgence, again responded in support of the Prime Minister's remarks in response to a question regarding security at Hobart airport.

*Hansard: 25 May 2017, 5205-6; 31 May 2017, 5811*

**SOs 98, 100**

### 10.22 Question not asked within time limit

During question time on 30 May, an opposition Member's time expired before he had asked his question. The Speaker ruled that no question had been asked and called the next Member.

*Hansard: 30 May 2017, 5598*

**SOs 1, 98**

### 10.23 Additional answer by Prime Minister

During question time on 1 June, the Prime Minister, by indulgence, added to an answer to a question without notice regarding school funding, which he had given at question time that day.

*Hansard: 1 June 2017, 6085-6*

**SO 65**

## Speaker

### 10.24 Statement regarding Parliament House security

Following question time on 22 May, the Speaker informed the House that work had begun on security enhancement works at Parliament House.

*Hansard: 22 May 2017, 4601-2*

## 10.25 Question to Speaker regarding unity of the Chamber

Following question time on 24 May, the Manager of Opposition Business asked the Speaker why Government Members had received an invitation to the smoking ceremony held earlier in the day (see item 10.09) and Opposition Members did not. The Speaker responded that the whilst he gave permission for the event to take place, the event organisers were responsible for the arrangements of the event.

*Hansard: 24 May 2017, 4980-1*

**SO 103**

## 10.26 Question to Speaker regarding the Department of Parliamentary Services

Following question time on 25 May, an opposition Member asked the Speaker a question regarding a data breach made by the Department of Parliamentary Services in March. The Speaker stated that he would ensure that the Member would receive a comprehensive answer either through the House or in writing in the coming days.

*Hansard: 25 May 2017, 5223*

**SO 103**

## 10.27 Changes to the Speaker's Panel

On 30 May, following question time, the Speaker presented a warrant to revoke the nomination of a government member to the Speaker's Panel.

*Hansard: 30 May 2017, 5604*

*Votes and Proceedings: 2017/798*

**SO 17**

## 10.28 Question to Speaker debate on budget appropriations

Following question time on 31 May, a Shadow Minister asked the Speaker to review earlier proceedings in the Federation Chamber during the debate on the main appropriation bill, in particular those relating to the consideration of appropriations to the agriculture department. The Speaker advised that he would get back to the Member, probably in writing, at a later date.

*Hansard: 31 May 2017, 5824*

**SO 103**



## Offensive words<sup>#</sup>

	<b>Hansard</b>	
	<i>Date</i>	<i>Page</i>
'...you grub!'	29 May 2017	5383
'Faux racist! Why do you hate Doug Cameron?'	31 May 2017	5881
'And in our guts we know you're nuts!'	1 June 2017	6093

**SOs 89, 90, 92**

---

<sup>#</sup> List of unparliamentary expressions recorded in *Hansard*.