

# Procedural Digest

**No. 78***24 May–3 June 2010*

May–June 2010				
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## Business

### **78.01**     *Statement by indulgence on fraudulent use of Australian passports*

Following prayers the Minister for Foreign Affairs made a statement by indulgence regarding the involvement of Israel in the deliberate counterfeiting of Australian passports which were used in connection with the murder of senior Hamas figure Mahmoud Al-Mabhouh in Dubai.

*Hansard: 24 May 2010, 3653-4***SO 65**

### **78.02**     *Statements by indulgence on South Korea*

Following Question Time, the Prime Minister made a statement by indulgence regarding the response by South Korea to the sinking of its naval vessel the *Cheonan* by a North Korean submarine. The Leader of the Opposition, by indulgence, supported the Prime Minister's remarks.

*Hansard: 24 May 2010, 3705***SO 65**

### **78.03**     *Statements by indulgence on Australian filmmakers*

Following Question Time the Minister for the Arts and the Shadow Minister made statements by indulgence congratulating two Australian filmmakers on receiving awards at the Cannes Film Festival.

*Hansard: 25 May 2010, 3969-70***SO 65**

### **78.04**     *Two motions to suspend standing orders to enable explanations by the Prime Minister*

Immediately prior to questions without notice being called on, the Leader of the Opposition moved to suspend standing and sessional orders to allow a motion to be moved enabling the Prime Minister to speak for 10 minutes in defence of the charge that he had misled the House, and the Leader of the Opposition to

respond. After the motion had been outlined to the House, the Leader of the House moved that the Member be no longer heard, which was carried on division. As an Opposition Member seconded and began to speak to the motion, he was also closed on division. The motion for the suspension of standing orders was then negatived on a further division, and Question Time began.

During Question Time, the Leader of the Opposition again moved to suspend standing and sessional orders, to allow a motion to be moved requiring the Prime Minister to address the House for 10 minutes in defence of the charge that he had broken a promise to the Australian people in respect of Government advertising, to be followed by a response by the Leader of the Opposition. The mover and seconder were again closed on division and the suspension motion was negatived on division. Question Time then concluded.

*Hansard:* 1 June 2010, 4739-42, 4758-61  
*Votes and Proceedings:* 2008-09-10/1805-11

**SOs 47, 80, 97**

**78.05**     *Statements by indulgence on resignation of Japanese Prime Minister*

Following Question Time, the Minister for Foreign Affairs and the Shadow Minister made statements by indulgence regarding the resignation of the Prime Minister of Japan.

*Hansard:* 2 June 2010, 4994-5

**SO 65**

**78.06**     *Two MPIs proposed—Matter proposed by Opposition Member discussed*

Two matters were proposed for discussion on 2 June, one by an Opposition Member and the other by an Independent Member. The Speaker gave priority to the matter proposed by the Opposition Member on the basis that, in his opinion, it was the more urgent and important.

*Hansard:* 2 June 2010, 5006  
*Votes and Proceedings:* 2008-09-10/1819

**SO 46**

**78.07**     *Three suspension motions during question time*

After questions without notice had been called on, the Leader of the Opposition moved to suspend standing and sessional orders to allow a motion to be moved requiring the Prime Minister to speak for 10 minutes to address claims regarding the proposed resources tax, and enabling the Leader of the Opposition to respond.

After the motion had been outlined to the House, the Leader of the House moved that the Member be no longer heard, which was carried on division. As an Opposition Member seconded and began to speak to the motion, he was also closed on division. The motion for the suspension of standing orders was then negatived on a further division.

The Leader of the Opposition was then called to ask a question, and an Independent Member rose and sought leave to move a motion. Leave was not granted, and the Member moved to suspend standing and sessional orders to allow a motion to be moved enabling the House to immediately debate a matter regarding the mining industry. The mover and an Opposition seconder were closed on division and the suspension motion was negatived on division. Question time then proceeded.

At the conclusion of question time, the Leader of the Opposition again moved to suspend standing and sessional orders, to allow him to move a motion censuring the Prime Minister. The mover and seconder were again closed on division and the suspension motion was negatived on division. Shortly afterwards, when the discussion of a matter of public importance was called on, the Leader of the House moved that the business of the day be called on. The motion was agreed to on division.

*Hansard: 3 June 2010, 5210-17, 5237-41*  
*Votes and Proceedings: 2008-09-10/1828-37, 38*

**SOs 46, 47, 48, 80, 97**

## Private Members' business

### **78.08**     *Member absent; notice for presentation of bill lapses*

During the time allocated for private Members' business, an Independent Member's bill was called on for presentation. The Member was absent, and the notice therefore lapsed and would be removed from the *Notice Paper*.

*Votes and Proceedings: 2008-09-10/1768*

**SOs 34, 36, 41, 113**

### **78.09**     *Second reading debate on private Member's bill; additional documents presented*

In the Main Committee, a private Member moved the second reading of a bill he had presented at a previous sitting. The mover and another Member each spoke, and the mover presented a supplementary memorandum and, by leave, a further document related to the bill. Debate was adjourned and made an order of the day for the next sitting.

*Note:* The Whips had allocated 5 minutes each for two Members to debate the bill.

*Hansard:* 31 May 2010, 4709-12  
*Votes and Proceedings:* 2008-09-10/1803

**SOs 1, 41, 199**

## Privilege

### 78.10 *Alleged attempt to intimidate a Member*

The Leader of the House raised as a matter of privilege alleged attempts by a senior Liberal National Party official to intimidate an Opposition Member into resigning from Parliament. The Leader of the House tabled two newspaper articles and asked that the Speaker consider the matter with a view to allowing precedence for a motion of referral to the Committee of Privileges and Members' Interests. The Speaker stated that he would consider the matter and report back to the House.

Two days later, the Member of the Opposition in question, by indulgence, gave further details of the matter. The Member confirmed that he supported the raising of the matter by the Leader of the House and tabled, by leave, a letter from himself to the Commissioner of the Australian Federal Police.

Following prayers the next day, the Speaker made a statement on the matter, and advised that he was prepared to allow precedence for a motion of referral to the Committee of Privileges and Members' Interests. The Leader of the House then moved a motion of referral, which was carried on the voices.

*Hansard:* 31 May 2010, 4571-2; 2 June 2010, 4995-7; 3 June 2010, 5145-6  
*Votes and Proceedings:* 2008-09-10/1797, 1819, 1825-6

**SO 51, 63, 216**

## Withdrawals

### 78.11 *Offensive words*

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<i>unrecorded</i>	24 May 2010	3692
'...grubby donations...'	24 May 2010	3694-5
'He has been out there giving hypocrites a bad name again.'	25 May 2010	3962
'...Phony Tony...'	25 May 2010	3966
'...the opposition leader's hypocritic oath...'	25 May 2010	3968

'...Pig Iron Pete...'	25 May 2010	3969
'...was a bare-faced lie and she misled the parliament.'	25 May 2010	3998-9
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'...you fool!'	27 May 2010	4433
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'...a threat to national security...'	27 May 2010	4439-40
'...it is a lie...'	27 May 2010	4456
'The clown opposite...'	1 June 2010	4769
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<i>unrecorded</i>	2 June 2010	4986
<i>unrecorded</i>	3 June 2010	5224
'...you nong...'	3 June 2010	5236
'All they did was lie...'	3 June 2010	5273-4

**SOs 89, 90, 92**