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(HANSARD)

24th February, 1993, to 24th December, 1993

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Explanation of Abbreviations: 1R., 2R., 3R., First, Second, Third Reading; o.s., Other Stages, int., Introduction

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Points of Order:
Not involved: 91.

Not upheld:
Allegation against Minister, 603.
Offensive words, 389.
Relevance, 91, 2061.

Members will address the point of order, 2061; or resume their seats, 2061.

A point of order was frivolous, 2061.

Private Members' Statements: It is entirely a matter for the Minister whether the Minister responds to private members' statements, 78.

The Chair, though it had given the call to another member, permitted the Minister to respond, 78.

Questions without Notice: A minister was asked to conclude his answer, 79.

Relevance: Members will confine comments to the question before the Chair, 2062.

Chair: Members will address remarks through the Chair and to the amendment under consideration, 2040.

Interjections, interruptions and disorder: There was too much conversation in the Chamber, 2036.

Interjections would delay the resolution of a matter. Members who were interjecting should cease doing so and seek the call, 2613.

Offensive and Objectionable Remarks, Imputations and Aspersions: Expression not required to be withdrawn: "Goon", 2617, as it meant "a stupid person" and was not unparliamentary, 2618.

Points of Order:
Upheld in part: Relevance, 2617.

Not upheld: Offence remarks, 2617.

Members will address the point of order, 2617.

Relevance: Members may broadly canvass issues, 2617; but should address specific details of the subject of the debate, 2617, 2618.

Mr B. R. HAZZARD:

As acting-Speaker:

Address in Reply: By tradition the Address-in-Reply
debate is wide-ranging in ambit and, as the Governor’s Speech canvassed matters relating to Federal issues, a member’s comments were in order. However, if he devoted too much time to a specific topic the Chair might take a different view, 408.

Chair: Comments should be directed through the Chair, 410.

Debate: Members may not read their speeches, but it is acceptable and often followed practice for them to use copious notes, 38.

A member was noted to be referring extensively to statements made by the Deputy Leader of the Opposition and was not referring exclusively to notes, 1076.

Documents: Under standing orders the only obligation upon a member quoting from a newspaper is to provide the date and the name of that newspaper, 359.

Hansard: An observation that Hansard were having difficulty hearing a member might more appropriately have been raised with the Chair, but the member speaking was asked to direct his voice to the microphones to assist Hansard, 408. Hansard had experienced difficulty hearing a member who delivered some comments from near the Chair, 409.

Interjections, Interruptions and Disorder: Members will desist from interjecting, 355, 1077; were asked to extend courtesy to the member with the call, 410; and, having been given considerable latitude, were directed to remain silent so that the House could hear what was being said, 1077.

A member may respond to interjections, 1141.

Members will not converse with persons in the public gallery, 2624.

Persons in the public gallery should desist from making noise that might interrupt debate, 2515.


The member to whom offensive remarks were directed must be the one who raises objection to those remarks, 2452.

Remarks were made in the heat of debate, as were responses to certain allegations and statements, 2452.

Points of Order:

Not involved: 38.
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Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued): TEMPORARY CHAIRMAN OF COMMITTEES (Mr B. R. HAZZARD) (continued):

On an amendment of narrow ambit a member was attempting to debate a broad range of matters beyond the scope of the amendment. 2486.

Mr B. W. RIXON:

As Acting-Speaker:

Chair: Members will direct remarks through the Chair, 3341.

Debate: On a point of order that a member's time had been extended without an application being made by the member. the Chair advised that the Clerk was in error, and the clock was reset, 3115, 3116.

Though the scope of debate is wide, a member may not canvass a bill to be debated later, 5416.

It is the practice to permit Ministers to read prepared second reading speeches. Subsequent speakers should use only copious notes, 6072.

Divisions: Casting vote, 5713, 5833.

Documents: Whether or not a report is available is a matter for debate, 6068.


Points of Order:

Not involved: 3380, 3897.

Upheld:

Private members' statements, 277.

Relevance, 1082, 3343.

Private Members' Statements: Only one issue may be raised, 277, 3387; unless issues are able to be linked, 3387.

Relevance: Members will restrict comments to the question before the Chair, 1079, 1082, 1643, 3343; or they will be directed to resume their seat, 1079, 1643.

A member was asked to link his comments to the subject-matter under debate, 5134.

Comment by a member was a passing reference, but the member was directed to return to the matter before the Chair, 6065.

A matter should have been dealt with at the second reading stage, and the member was asked to address the clause being considered, 5572.

As Temporary Chairman of Committees:

Amendments: Consideration of an amendment was deferred, 2217.

Chair: Members should address the Chair, 5877.

Divisions: Casting vote, 5588, 5892.

Relevance: A member was asked to explain the relevance of comments, 5572.

A matter should have been dealt with at the second reading stage, and the member was asked to address the clause being considered, 5572.

DEPUTY-SPEAKER AND CHAIRMAN OF COMMITTEES (Mr JOHN HARCOURT TURNER):

As Deputy-Speaker:

Chair: Members will address remarks through the Chair, 3851.
As the time of the member speaking had expired, a member taking a point of order was directed to resume his seat. 4449.

A member whose remarks did not address the point of order was directed to resume his seat, 6205.

Procedure: Debate is not permitted on a motion that the Chair report progress and seek leave to sit again, 5287.

DEPUTY SPEAKER AND CHAIRMAN OF COMMITTEES (Ms WENDY SUSAN MACHIN):

Amendments: The Chair allowed the Minister to move amendments singularly and in groups, 975.

The Chair may permit members to move amendments in groups when the subject is similar, 2028, 2035.

As putting the question could result in the deletion of clauses that were the subject of proposed amendments by another member, the Chair proposed to deal with each clause individually so that various amendments could be debated, 2188.

Chair: A member was asked to apologise to the Chair, 4445, 4446.

Estimates Committees: A member is entitled to contribute to the estimates committees debate, and may seek the call on a number of occasions, 4446.

Interjections, Interruptions and Disorder: Members who wish to contribute to debate should seek the call, 2308.

Offensive and Objectionable Remarks, Imputations and Aspersions: Members should not be too sensitive. 346.

Points of Order:

Not involved: 346.

Upheld: Relevance, 381, 4445.
Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

CHAIRMAN OF COMMITTEES (MS W. S. MACHIN) (continued):

Relevance: A member was directed to address the question before the Chair, 4445; and flouted this ruling, 4445.

AS DEPUTY-SPEAKER:

Address in Reply: An individual's political allegiance or preselection procedures are irrelevant to the Governor's Speech, 35.

The Address-in-Reply debate is wide-ranging. The Chair did not intend to silence anyone; that would have to be decided by the House. The member was introducing into the debate a specific matter which could be better dealt with in a grievance debate or private member's statement. The Chair referred to a ruling of Speaker Weaver that discussion on the Address in Reply should be upon the broad question of policy, and to rulings of Speaker Ellis and Deputy-Speaker Cahill that the debate should not be used to make a personal attack on another member. A member was allowed to proceed on the basis that he confined his remarks to the ambit of the debate, which was broad discussion on policy, 36. A member was allowed to continue on his undertaking to relate his remarks to the Governor's Speech and was reminded that standing orders specify the scope of the debate and do not permit members to debate matters as they see fit, 36.

Bilk: Debate on the bill had been wide-ranging and warranted latitude, and it was in order for the Deputy Leader of the Opposition to discuss the role of private companies as that related to the legislation, but the Chair ruled the detail in the contribution of the Deputy Leader of the Opposition was beyond the purview of the bill, 380.

The Chair subsequently ruled that the member had continued to discuss in detail a peripheral matter, and the member was asked to address the central principles of the bill and refrain from detailed reference to the documents that he had laid on the table, 382. If the member continued to flout the ruling of the Chair, he would be directed to resume his seat, 382.

A point of order raised two points, relevance and tedious repetition. The Deputy Leader of the Opposition was permitted to discuss in principle the ways in which the private sector may be involved, but it was ruled that his argument about, and the placing on record of, certain information regarding a certain company were outside the purview of the bill, 383; and the member was directed to return to the leave of the bill, 383.

Chair: Members will direct their remarks through the Chair, 83, 87, 380, 383.

Ministers and members will take note of the Chair when called to order, 479.

Documents: Only Ministers may table documents, but a member may place documents on the table for the information of members, 380, 381.
Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

**SPEAKER, Mr (THE HON. K. R. ROZZOLI) (continued):**

Amendments: A member may not move an amendment on a matter which is unrelated to an amendment already before the Chair. The member precluded himself of the right to subsequently move the amendment because he was deemed to have spoken already in the debate. The Chair suggested that the member may speak to his foreshadowed amendment, but to maintain the forms of the House another member would have to move the foreshadowed amendment later in debate. If the member spoke to the foreshadowed amendment, he would not be permitted to speak if and when that amendment was moved, 17.

An amendment being consequential upon carriage of another amendment, the Chair put the question on the previous amendment, 3715.

On an application from a member to withdraw an amendment that was the subject of a further amendment, the Chair ruled that as there had been debate on the amendment to the amendment the initial amendment could not be withdrawn, 5418.

The Chair upheld a point of order that if an amended amendment were withdrawn the House would vote on the original censure motion, 5419.

A member who moves an amendment must put it in writing and pass a copy of it to the Clerk so that it is then before the House. Unless a written amendment is handed to the Clerks there is no amendment before the House, 6046, 6047.

**Bills:** On a bill dealing with the way in which the Government should handle the privatisation of joint sector developments, new developments occurring and the contracting of private organisations to run public services, a point of order was taken that matters concerning a private hospital with a private hospital licence were irrelevant. The Chair observed that the way in which the private sector views the delivery of health care is germane to debate on the bill, as were the matters raised by the Deputy Leader of the Opposition, who was permitted to reflect on possible consequences of delivery of health services by the public sector but was warned not to embark on an exposure of the way in which the private hospital system was running, 378.

Subsequently Mr Speaker advised the Deputy Leader of the Opposition to link his remarks to the substance of the bill and reminded him that the Chair’s ruling did not provide an opportunity to examine in detail what might happen in the private hospital sector but permitted him to give an explanation or an example, 378.

Later Mr Speaker again reminded the Deputy Leader of the Opposition that the Chair’s ruling did not permit him to give case by case histories of matters or minute examination of particular circumstances, and the Chair warned that departure from these broad principles could lead to curtailment of the member’s contribution, 379.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

**SPEAKER, Mr (THE HON. K. R. ROZZOLI) (continued):**

References to the views of the Minister who will administer the changes proposed by a bill are relevant, and a member is entitled to question why the Minister has not spoken in the debate, 1485.

**Budget Debate:** Comments were outside the budget debate, 31133; and a member was asked to return to the debate, 3113.

Business of the House: Inadvertently, a message from the Legislative Council seeking that the Legislative Assembly pass a resolution enabling Legislative Assembly members of the Select Committee upon Police Administration to appear before and give evidence to the Legislative Council Standing Committee upon Parliamentary Privilege had not been included on the business paper as business of the House. The Leader of the House was invited to the consideration of this message as an order of the day for the next sitting day, 375.

A motion of the House to make available private members’ days in the course of the Address in Reply provided that those days would be set down for discussion of bills only and would preclude debate on general orders and therefore there was no call-over of general notices of motions, 657.

Before taking questions, because few Ministers were present in the Chamber, Mr Speaker left the chair until the ringing of one long bell, 6035.

A point of order [that Tuesday, in one sense, could be seen as the last sitting day for a week] was spurious . . . Tuesday is always the first sitting day of the week. 6037.

**Chair:** Members will address remarks through the Chamber, 18,678, 697, 1253, 1323, 1328, 1612, 2642, 2643, 2646, 2895, 3075, 3111, 3719, 3843, 6184.

Members will resume their seats while the Speaker is on his feet, 2891; or they will be removed forthwith, 2891.

It is not within the leave of the special adjournment motion to remark about the activities of the Chair, 2682.

A member was warned about the serious consequences of trifling with a ruling of the Chair, 2973.

A member who is impertinent to the Chair will leave the Chamber, 1038.

Debate: A Minister was speaking to an amendment and not in reply to a motion, 16.

Though political observers would appreciate gestures of sincere appreciation from one side of politics to the other, members should refrain from doing so vocally in the Chamber, 369.
A member speaking in reply may address only questions raised by those who spoke in the debate, 1320, 2649, 2663, 2666, 2904, 4444, 5400, 5401; and cannot raise new matters, 1320, 2904, 5400, 5401; not even in response to interjections, 3366; and a member dealing with issues that had not been raised in a debate risked being directed to resume his seat, 5401.

A member was drawing a longbow to introduce new argument in reply, although the member may refute a statement made during the debate, 5402. A matter being dealt with was not raised during the debate, and the member was asked to conclude his reply and not be tediously repetitious, 5402.

References to cases and rebuttal of them made it appropriate for a member, in reply, to produce further evidence in rebuttal. 3365.

A member was asked to conclude his second reading speech, 1462.

A member was not introducing new material but was confirming his position while speaking in reply, 2184.

Members and Ministers should be referred to by their correct titles, 248, 690, 1262, 1612, 5386, 5553.

A Minister's allegation that a member was making a deliberately inaccurate statement may be refuted by a Minister making a personal explanation, 4530.


Mr Souichi Sugwara, Vice-President, Mr Kiyousumi Kuroda, Director-General, and Mr Mamoru Kosaka, Director-Secretariat Section, Management Division of the Tokyo Metropolitan Assembly, 2076.

Mr J. A. Rabie, Minister for Population Development for South Africa, and the South African Ambassador, Mr N. Steyn, 5206.

Division: Casting vote, 397, 615, 699, 3717, 5092, 5261, 5454.

The Chair was advised of difficulty with lifts, but was not asked to put the question again, 1813.

On a point of order that the question should be recommitted owing to a member allegedly being caught in a lift, the Chair paid due attention to precedent that might be created by recommitting the question and was persuaded by argument that on occasions a number of members had been trapped in lifts, but as only one member was absent on this occasion, and in the absence of prima facie evidence that the member's absence was caused by a lift malfunction, the Chair allowed committal of the question to stand, 2303.

Documents: Members may not read lengthy extracts from a document, 4531; but may paraphrase it, 4531.

A limitation must be placed on the volume of material that a member may read into the record. It is normal practice for members to highlight selected passages by quoting them and to paraphrase other material. Standing orders do not permit a member to read a complete document on to the record, 4758.

A member was asked to identify the source of the document from which the member was quoting, 1493, 2178, 2648; but was not required to table it, 1493.

If source material is not positively identified a member could purport to quote something that is a figment of that member's imagination, and a member who was unable to source the material was asked to delete it from his speech and verify the material in reply, 2178.

The Chair cannot order that a reference [from an unsourced document] be struck from the parliamentary record. That procedure normally follows a resolution of the House and usually relates to matters of an offensive nature. It is for the member, if possible, to substantiate the quotation at a later stage in debate, 2178.

Visual material which cannot be incorporated in Hansard should not be used excessively in the House, 456; and although a Minister who had quoted from printed material on a poster was in order, he was asked to refrain from further references to the poster, 456.

A member may read on to the record a table of results of a questionnaire but cannot have it incorporated in Hansard, 616.

It is a rule of the House that a member who wishes to table material must, prior to seeking to table the material, approach the Speaker to ascertain whether the material is such that might be tabled. Material which is tabled in the House must be capable of being reproduced in Hansard as part of the record. Mr Speaker accepted presentation of an amendment map for the purposes of the carriage of the legislation and undertook to consider whether it could be tabled in the strict sense, 2609.

Private members may not table documents. The Chair and the Clerks will explore ways of handling the matter, 4722.

The Chair did not grant leave to table documents but allowed the member to quote from them and leave them lie on the table, 5112.
Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

On a point of order that comments made while tabling documents constituted a ministerial statement and therefore the Minister should detail terms of reference to the Independent Commission Against Corruption, the Chair ruled that the member had not raised a point of order. The Minister tabled the documents and gave a reference to the ICAC. Under the Independent Commission Against Corruption Act any person, a member of Parliament or a person in any capacity, is free to make a reference in whatever terms that person may wish, and the reference by the Member did not require the imprimatur of the House.

Documents tabled in the House are readily available to all members of Parliament, and the Chair took exception to remarks casting aspersions on the staff at Parliament House.

Interjection

The Chair does not appreciate frivolous remarks, 3120.

A member may read on to the record a table of results of a questionnaire but cannot have it incorporated in Hansard, but the Minister may table it at the conclusion of an answer so that it will form part of the record of the Parliament and be available for references, 4524.

Filming of Proceedings: Pursuant to the resolution of 12th May of the House, and with the agreement of the Standing Orders and Procedures Committee, filming of proceedings was permitted on a trial basis, 4964.

Hansard: A member may read on to the record a table of results of a questionnaire but cannot have it incorporated in Hansard, 616.

Excessive interjection is very discourteous to the Hansard staff who are trying to record what is being said, 2472.

Interjections, Interruptions and Disorder:

The Chair does not appreciate frivolous remarks, 1495.

A member who wishes to make disparaging remarks about the Chair should use the forms of the House, 2321.

While Mr Speaker is on his feet members will not interject, 1034; will respect the Chair, 6035; and should not leave the Chamber, 1038.

While Mr Speaker is giving a ruling members must not converse, 5387.

A member's conduct was grossly disorderly, 1495; and the member was directed to apologise to the Chair, 1495.

A member was guilty of grave disorderly conduct. The member was called to order on a number of occasions whilst on his feet and persisted in flouting the authority of the Chair and behaving in a serious manner, and Mr Speaker called for his suspension, 5857; and the member was removed, 5859.
24th February, 1993, to 24th December, 1993

Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

SPEAKER, MR (THE HON. K. R. ROZZOLI) (continued):

The Chair had been tolerant but asked for the co-operation of members in conducting the business of the House. In the absence of such co-operation some members may be removed from the Chamber, 16.

Standing orders do not permit free debate across the Chamber by way of interjection, 461.

Nothing that a member says in expressing a point of view, making a contribution to debate or answering a question, no matter how provocative or stimulating to others in the Chamber, permits members without the call to participate by way of interjection, 1705. Such interjections prevent orderly debate, 1705.

Excessive interjections do nothing to further respect for the Parliament or to enhance the reputation of members, 1928.

Particular rhetoric is not an invitation to members to participate in debate, and members were asked to restrain themselves or they would be called to order, 947.

Outbursts of interjections are unacceptable, 687; reflect on the Chamber, 687; and members on a number of calls to order who do not co-operate will be removed, 687.

Excessive interjection and conversation made it very difficult for members to hear the order in which notices of motions were called, resulting in mistakes being made. The Chair extended tolerance but asked members to remain silent so that members would have an opportunity to know what was taking place in the House, 946.

The Chair does not appreciate nonsensical interjections such as those from the Opposition benches. The Chair has a list of members who have been called to order. Members will have to guess whether they are on the list. Many members on the Opposition benches can conclude that they are probably on one call to order, 2469.

Members were deemed to be on three calls, 1495, 2473, 5082, 5556; and warned that if they attracted the further attention of the Chair they would be removed from the Chamber, 1494, 2075, 5082, 5556.

It has not been the general practice of the House that calls to order carry over from one sitting period to another, 2075; but members on three calls to order were warned that those calls to order were still current, 2176.

It is a rule of the House that a member may respond to interjections, 1835.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

Members with the call should be heard in silence, 686, 1605, 2834.

Order and Decorum

A member should use more temperate language in the Chamber, 959.

The Chair called for order and decorum, 52, 153, 560, 685, 1253, 1261, 1320, 1368, 2467, 2473, 2977, 3001, 3187; and warned that those who ignored this call would be removed, 685, 2467.

Members who do not discipline themselves will be disciplined by the Chair or directed to leave the Chamber, 3002.

Members should be more orderly and respectful of the member with the call, 2856.

The Leader of the Opposition was grossly disorderly in rising to walk to the table of the Parliament while another member was on his feet, 2644.

Members who were enumerating in unison the pages from which the Minister was reading were acting childishly and were asked to desist from such practice, 1923.

Certain behaviour is totally unacceptable, 1837.

Members will restrain themselves from outbursts, 18.

Members should treat proceedings seriously, 55.

An outburst was outside the level of decorum expected by the Chair and by visitors to the public gallery, 248.

There was no call for outbursts of a particular nature, 2071; and members were asked to exercise decorum, 2071.

There was no need for members to react in a certain way to anything said in the House, and members were asked to conduct themselves with decorum, 1253.

Though the nature of a matter before the House touches the emotions of members of Parliament and evokes strong feelings, debate must proceed in an orderly fashion. Members were not demonstrating the behaviour expected in serious circumstances, 1307.

Continual braying was disorderly, 367.
Ministers' behaviour was extremely distasteful and they were warned that continuation of such behaviour would result in the Chair taking more peremptory action, 2972.

Members must conduct themselves in a decent and honourable fashion, in keeping with the dignity of the House, and members were warned that their misbehaviour would not be tolerated and those who offended again may be directed to leave the Chamber, 1261.

A member who cannot maintain dignity in the Chamber should leave the Chamber, 2682.

Members who had been called to order were deemed to be on three calls, 3871, 4522, 5692; and any of those members who attracted the attention of the Chair will be removed from the Chamber, 3871, 4522, 5692.

Members were reminded that they were on three calls and, because they had continued to offend, could have been directed to leave the Chamber, 2895.

Members were asked to resume their seats, 2904, 2909.

The House was called to order, 54, 560, 943, 1370, 1591, 3357, 3870.

Members, who were apparently in good humour, were asked to conduct themselves with decorum, 1839.

Members, who were apparently in good humour, were asked to constrain themselves until the end of question time for fear that they might unintentionally, in a burst of enthusiasm, attract the attention of the Chair and be directed to leave the Chamber, 2075.

Though much interjection is of a good humoured nature, the proceedings of the House must be conducted with decorum and in a manner that enables members to hear what is being said, 4969.

The good spirits of members should not manifest in a disruption of the business of the House, and members were asked to co-operate and allow question time to proceed in an orderly fashion, 5078.

The behaviour of members would not impress persons in the public galleries, 2977.

Points of order

Points of order will be heard in silence, 455, 2075, 2644, 3699, 3706, 4520, 4967.

It is difficult for the Chair to follow submissions on a point of order when members continually interject, 3699.

Excessive interjections make it difficult for question time to proceed in an orderly fashion and for members, those in the gallery and Hansard to hear what is being said. Members were asked to desist from making inane and silly remarks, which do nothing to uphold the dignity of the Chamber, and were warned that the Chair will not tolerate interjections, 5690.

Members should co-operate to allow question time to proceed smoothly and without too much disturbance so that all members will be still present at the end of question time. Having given this sincere and solemn warning to all members about maintaining order in question time and about members wishing to remain in the Chamber for the remainder of the proceedings, the Chair might expect much more co-operation than was evident, and members were warned of the consequences of disorderly behaviour, 6036.

Members who ask questions should hear the answers in silence, 559, 1984.

A Minister indicated that he could not hear a question, 1988, 4966.

Members should exercise a modicum of self-discipline, and allow the Minister to answer as he wishes, 248.

Members should co-operate to enable a fair and reasonable question time and to enable everyone to hear the questions and the answers, 3181.

Members who were extraordinarily restless were asked to be co-operative and listen to a Minister's reply in silence, 2170.

Question time should be conducted with reasonable decorum so that questions may be asked and answered, 1492.

Excessive interjection and banter make it extremely difficult to hear the Minister's answer and are discourteous to the Minister, 55.
Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

SPEAKER, MR (THE HON. K. R. ROZZOLI) (continued):

For the House to continue in an orderly and stable fashion, the normal dignity and decorum of the House must be maintained. The Chair has no feelings of its own; its job is merely to maintain the order and dignity of the Chamber. The Chair expects members to treat [a member's suspension] with due consideration and seriousness. Outbursts degrade the dignity of the Parliament in the eyes of the public. As the proceedings of the Parliament were being filmed, the Chair was sure the exhibition [from members] would do nothing to enhance the image of the New South Wales Parliament in the eyes of those who will witness the footage. 5857.

Though the Chamber has always had a reputation for robustness, members should contain their enthusiasm, 6040.

Members who were in a Christmas spirit were asked to desist from persistent interjection, which delays question time and inhibits the opportunities of members to ask questions, 6181.

For the orderly conduct of question time Ministers must be allowed to answer questions in silence, 1165.

A Minister answering a question may respond to interjections, 5690.

A Minister was asked to answer the question, 1837; address his answer, 6184; complete his answer, 1839, 1928, 5387; and refrain from provoking further interjection, 1837.

Interjections prolong answers, making question time less productive and making it difficult for those interested in the answers to hear what is being said, 560; and the Chair warned that all those who had been called to order would be deemed to be on three calls to order if the level of interruption continued, 560.

Interjections, irrespective of what provokes them, make it very difficult for members to follow what is happening in the House, disrupt the orderly conduct of question time and fritter away valuable time in which to ask questions. A minimum of 10 questions should be asked during question time. However, if questions are asked and answered expeditiously, more questions may be asked. Members should co-operate to allow question time to proceed smoothly, 689.

If there were not free-flowing interjections, points of order [on relevance] would not arise. Free-flowing interjections make it difficult for the Chair or anyone else to hear exactly what is said. A Minister may think or assume that he heard something to which he is able to respond in accordance with the precedents of the House. The Chair asked members to co-operate by not interjecting further and allowing the Minister to answer the question, 5386.
Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

SPEAKER, MR (THE HON. K. R. ROZZOLI) (continued):

A member was asked to repeat a question which was interrupted by another member taking a point of order, 5556.

Matters for Urgent Consideration: Where only one notice of motion for urgent consideration is given, the member called at the prescribed time shall move the motion forthwith without a five-minute statement. The member was directed to proceed to speak to his motion, 163.

Debate is not permitted on a question that standing and sessional orders be suspended to permit debate on the matter for urgent consideration being treated as a debate on a substantive motion, 3188.

Sessional orders do not exclude motions of censure or condemnation as matters for urgent consideration. As a Minister had stated that if urgency was granted the convention of the House would be followed that unlimited time would be given to the mover of the censure motion and the member who was the subject of it, the Chair saw no reason to depart from adopting that procedure, 5390.

Matters of Public Importance: The member moving the motion may speak for ten minutes, a member may speak in reply for ten minutes, one member from the Opposition may speak, and then the mover of the motion may speak in reply, 2653.

It is incumbent on the mover of the motion to concentrate on those elements that are essential to the motion and abide by its leave, 3366.

The terms of a motion were so narrow that it appeared to be outside the spirit of the motion moved, and the mover of the motion was directed to return to the matter of public concern and details of it, 3366.

The mover of the motion, by endeavouring to widen the scope of the question, afforded similar latitude to other members contributing to the debate, but a Minister was asked to return to the substance of the question and set an example for other members, 3367.

Motions: A motion was not so specific as to warrant within section 46 of the Constitution Act, did not refer to appropriation of any specific money but called upon the Government to take certain steps, 1323.

A member’s speaking time was reinstated, 1323.

Notices of Motions: A member was invited to rephrase a notice of motion on a matter of dissent from a ruling, and to discuss the matter with the Clerks or the Speaker for that purpose, 162.

Mr Speaker deferred ruling on a point of order that a notice of motion about ethnic communities was argumentative and too long, 1038.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

SPEAKER, MR (THE HON. K. R. ROZZOLI) (continued):

A member who raised a matter of privilege appeared to be endeavouring to debate the substance of whether a question was answered correctly and was reminded of other procedures by which to raise the matter, 1038. Subsequently, Mr Speaker gave detailed reasons for ruling the notice of motion out of order, including Standing Order 78 and the rulings of Speaker Kelly in Parliamentary Debates of 6th December, 1978, at page 1413 and of 18th August, 1978, at page 188, 1166.

A written copy of a notice of motion under Standing Order 74 must be handed to the Clerk at the time of the giving of the notice of motion, for the giving of notices of motions without making available written copies would make procedures difficult, 1038, 1039.

A member had given notice of motion to disallow a practice note of the Supreme Court. Mr Speaker concluded that a practice note does not fall within the ambit of the term “statutory rule”, and accordingly ruled the notice of motion out of order, 5703.

Obituaries: Ivan Carlisle Black, a former member of the Legislative Assembly and member for Neutral Bay, 3591.

Offensive and Objectionable Remarks, Imputations and Aspersions: Withdrawals must be made without qualification, 1704.

Expressions required to be withdrawn: “You lie.”, 1496; “You’re a big rat, Benny!”; 1704; “little rat”, 1704; “scumbags”, 3068.

Expressions withdrawn voluntarily: “Massage, 614; "Crap", 2179.

Forms apply to imputations against another member, 3113.

Language ruled unparliamentary: “You lie.”, 1496.

It is questionable whether the rule about criticising members in another place extends to responses to interjections, but members should exercise decorum and use temperate language in the Chamber, 1704.

Members should not be oversensitive to the general thrust and party of debate, 2961; but in view of a point of order the Chair would listen carefully to a member and draw his attention to the forms of the House if he should transgress, 2961.

A trend towards use of references to lies, lying and liars has been deplorable, and a member was asked to temper comments and references that could lower the tone of debate, 3190.
A member was directed to use more temperate language, 6100.

Personal Explanations: A member may make a personal explanation to show how the member's character has been impugned by some action, but what had happened in question time could not impugn the character of a member and a personal explanation was not permitted, 2079.

The Chair anticipated an explanation being lengthy because of the extreme gravity of the nature of the allegations made in another place and the difficulty of answering them in the House. Brevity is the essence of a personal explanation. The Chair would listen carefully to what was said, 3753.

Personal explanations made on relatively trivial matters do not require much more than a straight denial of the allegations made, but the gravity of a matter should be taken into account and the Minister's explanation would come well within the scope of personal explanations. Members who make explanations on such grave matters can expect the same level of indulgence from the Chair as a personal explanation was accepted by the Chair as a personal explanation, not upheld: 3078.

A member may not make a personal explanation while there is a question before the Chair, 5402.

Members may use forms of the House to challenge the accuracy or truth of a reply by a Minister to a question, 2079.

A statement made by a Minister as a matter of privilege was accepted by the Chair as a personal explanation, 3078.

Points of Order:

Not involved: 17, 153, 159, 369, 986, 1032, 1038, 1708, 2173, 2293, 2469, 2472, 2531, 2891, 2895, 3094, 3273, 3085, 3120, 3190, 3357, 3699, 3706, 3873, 4529, 4530, 4969, 5227, 5399, 5400, 5404, 5425, 5854, 6037, 6039.

Not upheld: 1983, 5386, 5690, 6039; answer not responsive to question, 691, 1032, 1256; similar to question already asked, 5381; a ministerial statement, 5223; not supplementary, 6043.

Calls to order, 2075.

Confidential information, 461.

Delete unsourced quotation, 2178.

Documents, 2178.

Identify organisation, 2178.

Matters for urgent consideration, 5389.

Minister not in Chamber in question time, 4522.

Motion seeks appropriation of money, 1323.

New material in reply, 2183.

Offensive remarks, 2961.

Privilege, 1038.

Question not supplementary, 1037.
Privilege: On a matter of privilege raised by the honourable member for Ashfield that a Federal member and election candidate had claimed the endorsement of the member for Ashfield, the Chair expressed difficulty in applying a comment of Erskine May that "Reflections upon Members, the particular individuals not being named or otherwise indicated, are equivalent to reflections on the House". However, the Chair thought that in the cut and thrust of an election for seats in another place those matters did not come within the type of things generally referred to by Erskine May, although the Chair might stand corrected if it had time to research and find out the exact background of those matters. 376.

In keeping with the traditions of the House the member for Ashfield should have sought to make a personal explanation. The Chair upheld a point of order that the member had not explained how the matter complained of had infringed his rights and privileges. 376.

The Chair deemed a prima facie case of breach of privilege had been established, 1597, 5289.

Debate on a matter of privilege hinges on whether there has been an infringement of a member's rights. Some background information may be necessary, but a member was asked to address how the tactics employed by solicitors amounted to a threat to intimidate the member in the performance of her duties, 1598. The member did not assist her case by giving a long catalogue of previous legal actions not involving a breach of privilege, and was asked to deal specifically with how her rights had been impinged. 1599. Mr Speaker subsequently reported receipt of a reply from the solicitors. 1983.

A matter of privilege was not involved, 3078.

Procedure: On a point of order that a Minister should raise a matter of concern about a member of the public by way of substantive motion, the Chair advised that only allegations made against other members of Parliament may be raised by way of substantive motion, 462. Members who cast aspersions on people outside the House are responsible for their actions. The wrath or otherwise of the community will determine whether or not their actions are appropriate, 462. A [further] point of order trilled with the ruling of the Chair, 462.

As debate on a bill was interrupted, the member delivering a speech at the time is entitled to continue the speech on resumption of the debate. The Chair, having received clarification from the Clerk, advised that the matter was in notice of motion phase in that it had not yet been adjourned and was not set down as an order of the day, and subsequently ruled that where a second reading speech of the mover of a notice of motion is interrupted at 10 o'clock the resumption of the debate will appear on the business paper under notices of motions having precedence on that day, 1462.
Assembly, Legislative: Rulings, Observations and
Opinions of the Chair (continued):

**SPEAKER, MR (THE HON. K. R. ROZZOLI) (continued):**

Form

A member will ask his question without making gratuitous comments, to enable question time to be used more efficiently, 2975.

In order

A question of a more general nature and dealing with a matter recently arising was not similar to an earlier question of a very specific nature involving a particular policeman, and was ruled in order, 5381.

Questions which reflect on a person outside the Chamber are permitted, 4520.

Interjections

It is a longstanding convention that a member with the call may respond briefly to an interjection, 5690; but the Chair could not extend more latitude and asked a Minister to return to the scope of the question, 5690.

If there were not free-flowing interjections, points of order [on relevance] would not arise. Free-flowing interjections make it difficult for the Chair or anyone else to hear exactly what is said. A Minister may think or assume that he heard something to which he is unable to respond in accordance with the precedents of the House. The Chair asked members to co-operate by not interjecting further and allowing the Minister to answer the question, 5386.

**Ministerial Statement**

A Minister giving factual information in response to a question and not dealing with matters of policy is not making a ministerial statement. Rulings on the length of answers made by the Chair soon after Mr Speaker was elected attempted to ensure that the maximum number of questions possible were asked during question time, but sessional orders now guarantee 10 questions will be asked each day. The Minister had been called upon a number of times to advise the House on the subject-matter of the question and despite the length of the question the Chair ruled it in order, 5223.

Ministers’ Latitude

The Chair has no power to direct Ministers how to answer questions, 1256, 1705, 6039; and Ministers have considerable latitude in answering questions, 691; and may answer as they see fit, 1983, 4520; provided the response is generally relevant to the question, 691, 1256, 1705.

Traditionally, some latitude is allowed in preliminary remarks, but a Minister was deemed to have completed his preliminary remarks and was directed to return to the question, 3596.

Assembly, Legislative: Rulings, Observations and
Opinions of the Chair (continued):

**SPEAKER, MR (THE HON. K. R. ROZZOLI) (continued):**

The Chair observed that it would be drawing a longbow to suggest that a Minister’s answer was relevant to the question, and asked the Minister to return to the question, 5386.

The only matters the Chair takes into account are the length of time a Minister has been speaking and whether a Minister is about to embark on an attack on a member in another place, 1704.

A Minister who drifted somewhat from the subject of the question should return to the question or resume his seat, 6040.

The Chair could not draw a nexus between what the Premier had been saying and a question, and the Premier was directed to return to the subject of the question, 5856.

A Minister was asked to conclude his answer as soon as possible, 55; a Minister who had been answering for 13 minutes was asked to conclude his answer as soon as possible, 4522.

A Minister was asked to return to answering the question, 5386.

A Minister was asked to answer a question, 54, 58, 1034, 2076, 3706; expedite his answer, 1037.

Out of order

The same question cannot be asked twice in the same session, 6041.

Relevance

Under standing orders members are entitled to ask Ministers questions relating to their portfolios, but there are other ways in which matters can be raised with respect to conduct or statements of Ministers outside those parameters, 2636.

The Premier had addressed the question and sought further to expand an answer by alluding to other matters falling within the same category, on a comparative basis. As the Premier had been responding to the question for some time, the Chair asked him to draw his answer to a reasonable conclusion, 560.

It is a tradition of the House that Ministers may answer interjections, and therefore members who do not wish to divert a Minister from answering a question should refrain from interjecting. However, it is incumbent on Ministers to make answers reasonably relevant. A question does not permit a Minister to traverse the history of his department or deal with matters that may be considered remote to the question asked, 248.
Supplementary

Supplementary questions, being a new procedure, are subject to a certain amount of trial and error. One of the general parameters is that the subject-matter of the supplementary question must arise from the answer just given. Therefore, a second question on the same subject is not necessarily a supplementary question, unless the matter raised is drawn from the substance of the previous answer. A member wishing to ask a supplementary question should be careful to frame the question so that it is abundantly clear that the question is drawn from the previous answer, 1037.

The sessional order regarding supplementary questions is still in its formative stages. There must be a nexus between the supplementary question and the answer just given. A prepared question would not necessarily preclude the question being ruled relevant. It may well be that a member is able to anticipate the answer to his original question. Therefore, a supplementary question cannot be ruled out on the basis that a member had it written out, 5556.

The Chair ruled that a question was supplementary and therefore was in order, 5557.

A supplementary question must relate to the answer to the initial question. A question seeking specific advice as to one service mentioned by the Minister in response to the previous question was in order, 6043.

The question having been answered, the Chair found it difficult to accept that a supplementary question was drawn from the substance of the previous answer, and ruled the question out of order, 1037.

A question did not arise from a previous question; if anything, it arose from a question asked earlier in the day. The context of a supplementary question must arise directly from an answer given to the question that had just been asked, 3707. The appropriate time to ask a supplementary question about documents tabled during an answer is immediately following their tabling. Members had asked a series of questions relating to the one subject, and if the Chair ruled that a question was supplementary the ambit of supplementary questions would be widened, 3707.

The Chair will reconsider points made about supplementary questions, as supplementary questions are a new procedure and guidelines are still being settled. If there is need to fine tune the ruling, Mr Speaker will do so, 3709.

A question which repeats a preceding question is not supplementary, 3355.

Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

Though a question appeared to be a restatement of the original question, which had been answered, the Chair allowed the Premier to make a further response to the question as a supplementary question, 562.

A member was permitted to ask a supplementary question, 155.

A question was not supplementary as the Minister had answered the matter in an answer just given, 1037.

A Minister having given a supplementary answer to a question asked some days earlier, Mr Speaker ruled that a supplementary question was not permitted by the sessional orders, 1259.

Relevance: Members must confine remarks to the question before the Chair, 19, 1370, 1313, 1328, 1329, 1605, 1739, 1835, 2644, 2682, 3111, 3113, 3372, 4979, 5195, 6035; or resume their seat, 1310.

On a motion “That this debate be now adjourned” a member should not seek to debate the substantive motion but whether the debate should be adjourned, 1309.

On a motion to suspend standing and sessional orders to bring on a matter a member must address why the matter is more important than others on the business paper, 5196.

A Minister who was responding to remarks made by a member in debate was asked not to dwell on the subject, 2503.

What happened during private members’ statements is irrelevant to the matter before the Chair. 5859.

A member having spoken on a matter for some time and there being doubt as to whether the matter came within the leave of the bill, the Chair requested the member to deal with more specific matters contained in the bill, 6100.

During a second reading debate a member was asked to speak within the leave of the bill and touch only in passing on detail matters, 4772.

Senate of the Commonwealth: Mr Speaker informed the House of receipt of a communication from the Senate of the Commonwealth of Australia acquainting the Legislative Assembly with a resolution of the Senate requesting the Legislative Assembly to require the attendance of the Honourable John Fahey before the Senate Select Committee on the Functions, Powers and Operation of the Australian Loan Council to provide public evidence. Mr Speaker, having sought advice of Crown law officers, set out reasons for suggesting that the House not take further action in regard to the matter, 5917.
Assembly, Legislative: Rulings, Observations and Opinions of the Chair (continued):

SPEAKER, MR (THE HON. K. R. ROZZOLI) (continued):

Special Adjournment: A member was asked to explain the relevance of matters to which he was referring. The sitting program is an unofficial document unrelated to the official procedures of the House and is issued as a guide to members. The Government can include in or omit from that document whatever items it wants. The Chair was unable to understand the relevance of the remarks of the member about that document to a special adjournment motion to adjourn the House until 9 a.m. the next day, when further sittings of the House can be debated, 19. The member was reminded that the House would meet the next day under a formula adopted under the standing orders and that the circumstances to which he referred could not arise. Unless the member wished to suggest reasons why the House should not resume at 9 a.m. the next day, the Chair proposed to assume that the member had concluded his remarks and would put the question, 20.

Suspension of Member: On a point of order, Mr Speaker gave reasons for adhering to a direction that the Serjeant-at-Arms remove the member for Ashfield, 5859. Mr Speaker subsequently accepted a written apology from the member and ordered that he be readmitted, 5863.

Suspension of Standing and Sessional Orders: The question of whether leave is granted cannot be debated, 1167, 1499.

The Minister having moved and replied to debate, the Chair does not have scope to permit further debate on a motion to suspend standing and sessional orders, 4417.

A member was incorrectly given the call, because sessional orders precluded the member from speaking to the motion, 6046.

Tabling of Reports: Private members may not table documents, 4532.

Tedious Repetition: A member was reminded of the rules regarding tedious repetition, 1485; and warned that he had been bordering on infringing the rules, 1835.

A member was directed to conclude his reply and not be tediously repetitious, 5402.

Televising of Proceedings: The comments of the Leader of the Opposition were unfortunate for the dignity of the Chamber. Mr Speaker had received an apology from television channels for the actions of their operatives in leaving the Chamber in breach of the agreement they entered into with Mr Speaker. The Leader of the Opposition was asked to desist from a particularly poor line of contribution to the debate, 1963.
Bills (continued):

**Constitution (Fixed Term Parliaments) Amendment Bill:**
Assembly: o.s. 1964 2666
Council: 2R. 2554 3R. 2557 o.s. 2125

**Constitution (Legislative Council Reconstitution) Salvage Bill:**
Assembly: int. 2654 2R. 2654 3R. 2654 assent 2854
Council: int. 2553 2R. 2553 3R. 2554 o.s. 2553 2582 assent 2831

**Consumer Claims Tribunals (Fees) Amendment Bill:**
Assembly: int. 5194 2R. 5194

**Conveyancing Legislation (Notice of Sale) Amendment Bill:**
Assembly: assent 7
Council: assent 107

**Coroners (Amendment) Bill:**
Assembly: int. 1381 2R. 1381 4576 4983 4997
Com. 5021 5287 3R. 5005 5024 5275 5287
Council: int. 5037 2R. 5071 5177 Com. 5182 3R. 5182 o.s. 5175 5323

**Courts Legislation (Amendment) Bill:**
Assembly: int. 4569 2R. 4569 5263 3R. 5264 o.s. 5426
Council: int. 5323 2R. 5352 3R. 5355

**Credit (Maximum Annual Percentage Rate) Amendment Bill:**
Assembly: int. 1120 2R. 1120 o.s. 5194

**Crimes (Application of Criminal Law) Amendment Bill:**
Assembly: assent 7
Council: assent 107

**Crimes (Common Nightwalkers) Amendment Bill:**
Assembly: int. 1465 2R. 1465 2954 3R. 2954 o.s. 3235 assent 3591
Council: int. 3019 2R. 3152 3R. 3152 assent 3545

**Crimes (Dogs) Amendment Bill (Cognate):**
Assembly: int. 1375 2R. 1375 2000 3R. 2003 o.s. 2353 assent 2854
Council: int. 2125 2R. 2273 3R. 2280 assent 2831

**Crimes (Domestic Violence) Amendment Bill (Cognate):**
Assembly: int. 3217 2R. 3217 5614 Com. 5621 5723 5911 3R. 5911 5917 5912 5760 2942 assent 5765

**Council: int. 5789 2R. 5802 3R. 5806**

**Crimes Legislation (Review of Convictions) Amendment Bill:**
Assembly: int. 4575 2R. 4575 4796 Com. 4802 3R. 4803 assent 5078
Council: int. 4487 2R. 4487 3R. 4492 o.s. 4660 assent 5026

**Criminal Procedure (Sentence Indication) Amendment Bill:**
Assembly: assent 7
Council: assent 107

**Crimes (Registration of Interstate Restraining Orders) Amendment Bill:**
Assembly: 2R. 772 1068 3R. 1068 o.s. 171 298 assent 1252
Council: o.s. 208 1085 assent 1219

Bills (continued):

**Crimes (Republican Debate) Amendment Bill:**
Assembly: int. 2442 2R. 2442 5672

**Crown Lands (Prevention of Sale) Bill:**
Assembly: int. 4719 2R. 4719 o.s. 5201 5863

**Dairy Industry (Amendment) Bill:**
Assembly: int. 3890 2R. 3890 5613 3R. 5614 o.s. 5685
Council: int. 5547 2R. 5627 3R. 5629

**Disability Services Bill:**
Assembly: int. 769 2R. 769 972 Com. 975 o.s. 979 1120 assent 1252
Council: int. 987 2R. 1017 3R. 1027 assent 1219

**Dog (Amendment) Bill (Cognate):**
Assembly: int. 1375 2R. 1375 2000 3R. 2003 o.s. 2353 assent 2854
Council: int. 2125 2R. 2273 3R. 2280 assent 2831

**Education Reform (School Violence) Amendment Bill:**
Assembly: int. 2436 2R. 2436 2956

**Election Funding (Amendment) Bill:**
Assembly: int. 5136 2R. 5136 5621 3R. 5622 o.s. 5764
Council: int. 5547 2R. 5637 3R. 5641

**Electricity (Amendment) Bill:**
Assembly: int. 1998 2R. 1998 2519 Com. 2525 3R. 2643 o.s. 2528 2956 assent 2854
Council: int. 2557 2R. 2563 3R. 2568 assent 2831

**Endangered Fauna (Interim Protection) Amendment Bill:**
Assembly: int. 3220 2R. 3220 3R. 3222 o.s. 3405 assent 7 3591
Council: int. 3169 2R. 3281 3R. 3284 assent 107 3545

**Endangered and Other Threatened Species Conservation Bill:**
Assembly: int. 2482 2R. 2482 2969 2919 o.s. 3219

**Entertainment Industry (Interim Council) Amendment Bill:**
Assembly: int. 1642 2R. 1724 1971 3R. 1971 assent 2289
Council: int. 1332 2R. 1332 1586 3R. 1588 o.s. 2125 assent 2246

**Environmental Education Bill:**
Assembly: o.s. 663
Council: o.s. 640

**Environmental Planning and Assessment (Contributions Plans) Amendment Bill:**
Assembly: assent 7
Council: assent 107

**Environmental Planning and Assessment (Miscellaneous Amendments) Bill:**
Assembly: assent 7
Council: assent 107

**Environmental Planning and Assessment (Part 5) Amendment Bill:**
Assembly: int. 5287 2R. 5428 5836 Com. 5841 3R. 5841 o.s. 5841 5905
Council: int. 2563 2R. 2563 2834 5187 Com. 5788 3R. 5188 o.s. 5784 5788
Bills (continued):

**INDUSTRIAL RELATIONS (SICK LEAVE) AMENDMENT BILL:**
Assembly: assent 7
Council: assent 107

**INDUSTRIAL RELATIONS (SICK LEAVE) AMENDMENT BILL:**
Assembly: int. 4720 2R. 4720

**JUSTICES (AMENDMENT) BILL:**
Assembly: int. 1380 2R. 1380 1627 3R. 1628 o.s. 2238 assent 2854
Council: int. 1646 2R. 2153 3R. 2157 assent 2831

**JUSTICES (COURTESY LETTERS) AMENDMENT BILL:**
Assembly: int. 5024 2R. 5024 3R. 5025
Council: int. 4623 2R. 4623 4959 3R. 4961 o.s. 5026

**KRAITINGHA NATURE RESERVE BILL:**
Assembly: Com. 345 3R. 344 665 o.s. 344 350
Council: int. 641 2R. 1771 1780 o.s. 2371

**LAKES, MACQUARIE STATE RECREATION AREA BILL:**
Assembly: int. 2940 2R. 2940 5672

**LAM) ACQUISITION (JUST TERMS COMPENSATION) BILL:**
Assembly: int. 1467 2R. 1467 3853 3R. 3855 o.s. 2984 5275
Council: int. 3778 2R. 5188 3R. 5189

**LAM) TAX MANAGEMENT (AMENDMENT) BILL:**
Assembly: assent 7
Council: assent 107

**LAW OF EVIDENCE BILL (pro forma):**
Assembly: int. 1 7
Council: int. 107

**LEGAL AID COMMISSION (AMENDMENT) BILL:**
Assembly: assent 7
Council: assent 107

**LEGAL PROFESSION (PRACTISING CERTIFICATES) AMENDMENT BILL:**
Assembly: assent 7
Council: assent 107

**LEGAL PROFESSION REFORM BILL (COGNATE):**
council: int. 3269 2R. 3269 o.s. 4505

**LEGAL PROFESSION REFORM BILL (NO. 2) (COGNATE):**
Assembly: int. 4981 2R. 4981 5092 5109 5276
Council: int. 4905 2R. 4905 6725 Com. 4645 5790 3R. 4655 o.s. 5789 5801

**LETONA CO-OPTERATIVE (ASSISTANCE) BILL:**
Assembly: int. 4721 2R. 4721 5201 5207 Com. 5217 o.s. 5219 5656

**LETONA CO-OPTERATIVE (FINANCIAL ASSISTANCE) BILL:**
Assembly: int. 5288 2R. 5288 5391 corn. 5403 3R. 5408 o.s. 5390
Council: int. 4462 2R. 4462 5039 5047 5165 3R. 5167 o.s. 4460 5352

**LIMITATION (AMENDMENT) BILL (COGNATE):**
Assembly: int. 5567 2R. 5567 5764 5853
Council: int. 5567 3R. 5567 5773 3R. 5774

**LIMITATION OF ACTIONS (RECOVERY OF INFESTS) AMENDMENT BILL:**
Assembly: int. 5566 2R. 5566 5763 3R. 5764 o.s. 5853
Council: int. 5565 2R. 5772 3R. 5773

**LICOR AMENDMENT BILL (COGNATE):**
Assembly: 2R. 184 2003 2014 Com. 2028 3R. 2122 o.s. 171 2041 2238 assent 2854
Council: int. 2125 3169 2R. 3148 3R. 2153 assent 2831

Bills (continued):

**LIQUOR TAXATION (AMENDMENT) BILL (COGNATE):**
Assembly: int. 2481 2R. 2481 3003 Com. 3005 3R. 3071 o.s. 3005 3235 assent 3591
Council: int. 3038 2R. 3148 3R. 3149 assent 3545

**LOCAL GOVERNMENT BILL (COGNATE):**
Assembly: int. 723 2R. 723 1193 1386 1400
1501 1523 1630 1643 1726 1735 Com. 1879
1975 2088 2102 2188 2202 2238 2303 2324
3R. 2949 o.s. 1758 1894 1982 2094 2122
2194 2238 2245 2312 2329 2483 2634 assent 2854
Council: int. 2409 2R. 2414 3R. 2431 assent 2831

**LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL (COGNATE):**
Assembly: int. 723 2R. 723 1193 1386 1400
1501 1523 1630 1643 1726 1735 Com. 1879
1975 2088 2102 2188 2202 2238 2303 2324
3R. 2949 o.s. 1758 1894 1982 2094 2122
2194 2238 2245 2312 2329 2483 2634 assent 2854
Council: int. 2409 2R. 2414 3R. 2431 assent 2831

**MAINTENANCE AND CHAMPERTY ABOLITION BILL (COGNATE):**
council: int. 3269 2R. 3269 o.s. 4505

**MAINTENANCE AND CHAMPERTY ABOLITION BILL (NO. 2) (COGNATE):**
Assembly: int. 4981 2R. 4981 5092 5109 5276
Council: int. 5285 5863 o.s. 5287 5894 5904 5912 5917
Council: int. 4505 2R. 4505 6725 Com. 4645 5790 3R. 4655 o.s. 5789 5801

**MARINE POLLUTION (PENALTIES) AMENDMENT BILL:**
Assembly: int. 3885 2R. 3885 4452 3R. 4454 o.s. 4964 assent 5078
Council: int. 4399 2R. 4670 3R. 4671 assent 5026

**MEAT INDUSTRY (GAME MEAT) AMENDMENT BILL:**
Assembly: assent 7
Council: assent 107

**MEDICAL PRACTICE BILL (COGNATE):**
Assembly: assent 7
Council: assent 107

**MINES INSPECTION (AMENDMENT) BILL:**
Assembly: int. 766 2R. 766 1173 1188 Com. 1191 1724 3R. 1259 o.s. 1193 1643 1726
2666 assent 2854
Council: int. 1239 2R. 1561 Com. 1569 1579
2557 3R. 1579 o.s. 1571 1685 2557 2558 assent 2831

**MINES RESCUE BILL:**
Assembly: int. 4566 2R. 4566

**MOONEE BEACH NATURE RESERVE BILL:**
Assembly: o.s. 664
Council: 2R. 1787 1792 o.s. 641 1786

**MOTOR ACCIDENTS (AMENDMENT) BILL:**
Assembly: int. 2333 2R. 2333 3387 corn. 5005 3R. 3390 o.s. 2653 4818 5006 assent 5853
Council: int. 3295 2R. 4496 Com. 4501 o.s. 3295 4504 4959 3R. 4589 assent 5765
Bills (continued):

PUBLIC HEALTH (AMENDMENT) BILL:
Assembly: assent 7
Council: assent 107

PUBLIC HEALTH (SALE OF TOBACCO TO JUVENILES) AMENDMENT BILL:
Assembly: int. 660 2R. 660 5659

PUBLIC HOSPITAL SERVICES (CONTROL OF PRIVATISATION) BILL:
Assembly: 2R. 350 377

PUBLIC HOSPITALS (CONSCIENTIOUS OBJECTION) BILL:
Council: 2R. 3756 o.s. 1455 3236 3755 3756

PUBLIC HOSPITALS (CONSCIENTIOUS OBJECTION) BILL (No. 2):
Council: int. 3756 2R. 3756 4609

RAIL SAFETY BILL:
Assembly: int. 1996 2R. 1996 2920 Com. 2927 o.s. 2929 3120 assent 3591
Council: int. 3019 2R. 3040 3R. 3045 assent 3545

REAL PROPERTY (TERRITRIALS ASSURANCE FUND) AMENDMENT BILL:
Assembly: assent 7
Council: assent 107

REEF BEACH BATHING BILL:
Assembly: o.s. 657

REGISTERED CLUBS (AMENDMENT) BILL (COGNATE):
Assembly: 2R. 184 2003 2014 Com. 2028 3R. 2122 o.s. 171 2041 2238 assent 2854
Council: int. 2125 3169 2R. 2148 3R. 2153 assent 2831

REGISTERED CLUBS (MANAGEMENT) BILL:
Assembly: int. 3222 2R. 3222 3R. 3227 o.s. 3405 assent 3591
Council: 2R. 3280 3R. 3281 assent 3545

REGISTERED CLUBS (TAXATION) AMENDMENT BILL (COGNATE):
Assembly: int. 2481 2R. 2481 3003 Com. 3005 3R. 3071 o.s. 3005 3235 assent 3591
Council: int. 3038 2R. 3148 3R. 3149 assent 3545

REALTORS TENANCIES (CODE OF PRACTICE) BILL:
Assembly: int. 5657 2R. 5657

RETAIL TENANCIES REVIEW BILL:
Assembly: int. 2371 2R. 2371 4590 o.s. 4590

ROAD IMPROVEMENT (SPECIAL FUNDING) BILL (COGNATE):
Assembly: int. 2871 2R. 2871 2929 3005 3078 3080 3227 3390 3612 3622 3717 3731 3892 3901 3R. 4451 o.s. 2867 3920 4444 4575 assent 5078
Council: int. 4399 2R. 4480 3R. 4487 o.s. 4480 assent 5026

ROADS BILL (COGNATE):
Assembly: int. 723 2R. 723 1193 1386 1400 1501 1523 1630 1643 1726 1735 Com. 1879 1975 2088 2102 2188 2202 2238 2303 2324 3R. 2494 o.s. 1758 1894 1982 2094 2122 2194 2238 2245 2312 2329 2483 2634 assent 2854
Council: int. 2409 2R. 2414 3R. 2431 assent 2831

RURAL ADJUSTMENT SCHEME AGREEMENT BILL:
Assembly: 2877 2R. 2877 5834 3R. 5835 o.s. 5905
Council: int. 5784 2R. 5785 3R. 5786

RURAL LANDS PROTECTION (MISCELLANEOUS AMENDMENTS) BILL:
Assembly: int. 182 2R. 182 979 3R. 982 o.s. 171 1330 assent 1921
Council: int. 987 2R. 1224 3R. 1229 assent 2125

Bills (continued):

RURAL LANDS PROTECTION (NOXIOUS ANIMALS) AMENDMENT BILL:
Assembly: int. 1124 2R. 1124 2943 3R. 2953
Council: int. 3019

SENTENCING (AMENDMENT) BILL (COGNATE):
Assembly: int. 2338 2R. 2338 o.s. 4416
Council: o.s. 5789

SENTENCING (AMENDMENT) BILL (No. 2) (COGNATE):
Assembly: int. 5146 2R. 5429 5913 3R. 5914
Council: int. 4620 2R. 4620 5065 3R. 5067

SENTENCING (LEGAL SENTENCES) AMENDMENT BILL:
Assembly: int. 3884 3R. 3884 4793 3R. 4796 o.s. 5024 assent 5853
Council: int. 4660 2R. 4948 3R. 4959 assent 5765

SOIL CONSERVATION SERVICE (SPECIAL PROVISIONS) BILL:
Assembly: o.s. 344
Council: 2R. 1769 o.s. 320 333 334

SOUTH EAST FORESTS PROTECTION BILL:
Assembly: 2R. 2443 2605 Com. 2610 o.s. 350 2632 2643
Council: int. 2553 2R. 2582 4675 o.s. 4671

SOUTH TWED (TAKE COLLEGE LAND BILL:
Assembly: int. 2044 2R. 2044 o.s. 2954

SOUTHERN CROSS UNIVERSITY BILL (COGNATE):
Assembly: int. 3887 2R. 3887 4537 4550 Com. 4559 3R. 4561 o.s. 4964 assent 5078
Council: int. 4514 2R. 4660 3R. 4670 assent 5026

STAMP DUTIES (AMENDMENT) BILL:
Assembly: int. 2087 2R. 2087 2324 2483 3R. 2483 o.s. 2528 assent 2854
Council: int. 2409 2R. 2413 3R. 2414 assent 2831

STATE AUTORITIES SUPERANNUATION (SCHEME CLOSURE) AMENDMENT BILL (COGNATE):
Assembly: assent 7
Council: assent 107

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The HON. FRANCA ARENA:

AS DEPUTY-PRESIDENT:

Distinguished Visitors: Mr Ali Kazak, Palestine Liberation Organisation representative in Australia and the Pacific, 998.

Relevance: Members should address the question before the Chair, 4679.

Points of Order: Not involved. 4679.

The HON. R. T. M. BULL:

AS DEPUTY-PRESIDENT:

Armistice Day: Logistics involved in putting the names of [absent] members on the roll will be investigated, 5150.
24th February, 1993, to 24th December, 1993

Council, Legislative: Rulings, Observations and Opinions of the Chair:

DEPUTY-PRESIDENT (THE HON. R. T. M. BULL) (continued):

Chair: Members will address remarks through the Chair.

Interjections, Interruptions and Disorder: There was too much conversation in the Chamber, 5152; making it difficult for Hansard to record proceedings, 5152.

Members who wish to converse should do so outside the Chamber, 5152.

Points of Order: Not involved: 5187.

A point of order was flippant, 5187.

AS TEMPORARY CHAIRMAN OF COMMITTEES:

Interjections, Interruptions and Disorder: Members will not converse across the Chamber, 3826.

Excessive audible conversation is discourteous to a member with the call, 4511.

The HON. BERYL ALICE EVANS:

AS ACTING-PRESIDENT:

Divisions: Casting vote, 4647, 5174.

The Chair heard only one voice call for a division, and put the question, 4958.

Filming and Photographing of Proceedings: Pursuant to resolution of 26th October, 1993, the Chair permitted a matter of public interest to be filmed and announced that photographers from the Sydney Morning Herald and Daily Telegraph Mirror had been given permission to take photographs during the proceedings of the House, 5026.

Interjections, Interruptions and Disorder: There was too much audible conversation in the Chamber, 5163; making it difficult for the Chair to hear, 4925, 4926, 5163; and for Hansard to cope, 4925.

Members who wish to converse will do so outside the Chamber, 4925.

Points of Order:

Not involved: 4928.

Upheld: Question refers to bill, 4935.

Procedure: The Chair drew the attention of the House to an irregularity in the procedural motion moved in relation to a bill. Before the motion that a message be forwarded to the Legislative Assembly was moved, a motion relating to the discharge of the order of the day was required. In order to comply with the procedures of the House, the Chair proposed that the motion passed should be rescinded by the House and the appropriate motion put, 5191.

Councill, Legislative: Rulings, Observations and Opinions of the Chair:

ACTING-PRESIDENT (THE HON. BERYL EVANS) (continued):

Relevance: Members should confine remarks to the question before the Chair, 4928.

AS DEPUTY-PRESIDENT:

Address in Reply: The Chair accepted an apology from a member regarding the Governor, but directed the member not to bring personalities into the debate, 214; and, on a point of order that the member had been making an explanation on the point and not an apology, the Chair accepted the explanation, 215.

Budget Estimates: Though considerable latitude is extended in debate on the budget estimates and related papers, contributions should relate as much as possible to matters referred to in the Budget, 3814.

Chair: Members will address the Chair, 3157, 3172, 3692, 3802, 3805, 4682, 5491, 5492.

Filming and Photographing of Proceedings: Pursuant to resolution of 26th October, 1993, the Chair permitted a matter of public interest to be filmed and announced that photographers from the Sydney Morning Herald and Daily Telegraph Mirror had been given permission to take photographs during the proceedings of the House, 5026.

Interjections, Interruptions and Disorder: Members should not converse across the chamber, 3157, 3172, 3692, 3802, 3805, 4682, 5491, 5492.

There was too much conversation, and members who wish to converse should do so outside the Chamber, 4389, 4404.

Members should speak to the debate and not criticise or argue with members opposite, 418.

Members who wish to converse will do so outside the Chamber, 4389, 4404.

Points of Order: Not involved: 4928.

A member was speaking so quickly that he was difficult to understand, 336.

Hansard: Interjections [or excessive chatter] make it difficult for Hansard to hear what is being said, 214, 330, 420, 546, 2378, 3161.

Interjections, Interruptions and Disorder: Members should not converse across the Chamber, 3157, 3158, 3172, 3802, 3805, 4682, 5491, 5492.

There was too much conversation, and members who wish to converse should do so outside the Chamber, 4389, 4404.

Members should speak to the debate and not criticise or argue with members opposite, 418.

Members should remain silent, 331, 420; and refrain from interjecting, 419, 5492.

Interjections make it impossible for members and Hansard to hear what is being said, 214, 330.

On a point of order that a member could not hear because of the loud interjections of another member, the Chair observed that the interjecting member had heard the comments and that interjections had lessened somewhat, 4698.

Chatter in the House makes it more difficult for Hansard staff, who do a fantastic job, to report proceedings, 330.
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DEPUTY-PRESIDENT (THE HON. BERYL EVANS) (continued):

Members should keep tempting chats on the benches to a minimum. 4700.

Offensive and Objectionable Remarks, Imputations and Aspersions: Expression not required to be withdrawn: [The Premier was] "a joke". 215.

Expressions required to be withdrawn: ". . . it was the wish of our future monarch to reside inside the trousers of an accomplished horsewoman", 327. [A member was] "a liar". 2373.

Petitions: A petition not in conformity with the standing orders was ruled out of order. 4359.

Points of Order:

Not involved: 215, 330, 3814

Upheld: Offensive remarks, 327.

Upheld in part: Offensive remarks, 214.

Relevance: Members will address the question before the Chair, 215, 3814, 4682, 4683.

Tedious Repetition: A member was asked to refrain from repetition and return to the bill, 4700.

AS TEMPORARY CHAIRMAN OF COMMITTEES:

Division: The Chair had heard two voices calling for a division, 4654, 4655.

Interjections, Interruptions and Disorder: There was too much audible conversation in the Chamber, 4646, 4653; and the Chair was having difficulty hearing what was being said, 4646, 4653.

Members who wish to converse should do so outside the Chamber, 4646, 4653.

The Chair will not tolerate an excessive level of noise. Members will remain silent and behave with decorum, or the Chair will dismiss the Committee, 4649.

Offensive and Objectionable Remarks, Imputations and Aspersions: Expression required to be withdrawn: "shut up and get out of here", 4653.

Point of Order: Not involved, 4647.

The HON. DR MARLENE GOLDSMITH:

AS DEPUTY-PRESIDENT:

Chair: Members will direct their remarks through the Chair, 905, 5070; should be careful about reflecting on the Chair, 3564; and address members and Ministers by their correct titles, 4689.
24th February, 1993, to 24th December, 1993

Council, Legislative: Rulings, Observations and Opinions of the Chair:

**DEPUTY-PRESIDENT** (**THE HON. D. J. GAY**) (continued):

On a motion “That this debate be now adjourned until a later hour of the sitting”, the Chair referred to page 333 of the twenty-first edition of *Erskine May’s Parliamentary Practice*, which states, “When a motion for the adjournment of the House or the debate has been negatived, it may not be proposed again without some intermediate proceeding.” The Chair did not accept the motion. 4674.

The Chair expressed concern about some members reading prepared speeches at such a speed that they were unable to be understood. When appropriate the Chair will interrupt those members and suggest they slow their delivery. 3590.

Chair: Members will address remarks through the Chair. 4618, 4619, 4657, 5795.

Debate: Members and Ministers will be referred to by their correct titles; and will not use certain terms when referring to other members in the House. 4635.

A member was asked to deliver her statement in a manner that could be understood. 3588.

Documents: Standing orders do not require that the source of documents be revealed. It is customary in the Parliament to provide the source of a document that is quoted. Deputy-President McKay said, “If a member does not reveal the source from which he is quoting, the information lacks any persuasive authority”. 2589.

Members should identify the source of documents from which they are quoting. 4705.

The Chair suggested that a member seek leave to table documents so that members might peruse them, rather than seek the expensive alternative of having the documents incorporated in Hansard, 5512.

**Interjections, Interruptions and Disorder:** Under Standing Order 93 a member is not permitted to interrupt, 1789. However, the Chair exercises discretion and allows interjections if they do not interfere with the contribution of the member with the call. 1789.

Members will desist from interjection, 626, 4613; as they have had or will have an opportunity to contribute to the debate, 242; and to avoid sidetracking a member, 5527.

Members will complete contributions more quickly if they do not respond to interjections, 4704.

There was too much audible conversation in the Chamber. 238, 2584, 2585, 4610, 4619.

Council, Legislative: Rulings, Observations and Opinions of the Chair:

**DEPUTY-PRESIDENT** (**THE HON. D. J. GAY**) (continued):

Members who wish to converse should do so outside the Chamber. 551; making it impossible for Hansard to hear. 4618.

Members should not engage in private debates. 4618.

Members should not comment from outside the Chamber. 4692.

Persons in the public gallery should remain silent during debate. 5510, 5533.

Offensive and Objectionable Remarks, Imputations and Aspersions: Expressions required to be withdrawn: [A member] “pretends to be tolerant . . . but . . . was expressing his hatred”. 2581; “does not take kindly to individuals and activist groups who take action to enforce public laws”. 4466; “Ministers . . . condoned the illegal actions of [a company]”. 4466.

Expressions withdrawn voluntarily: “The nurses saw [a member] walking around fully clothed”. 5533.

Members shall not use offensive words against a member of the other House; or use unparliamentary language. 1788.

A member was asked to cease making personal statements. 2561.

Members who wish to make allegations against any member of either House must do so by way of substantive motion. 4466.

Points of Order:

Not involved: 555, 556, 557, 4614, 4616, 4703, 5504, 5514, 5515, 5530.


Upheld: Offensive remarks, 2581, 4466. Relevance, 4616, 4617, 5516, 5529, 5530.

A member was directed to come to hi point of order or resume his seat. 556.

The Chair may have to direct members to speak to the point of order. 5530.
Council, Legislative: Rulings, Observations and Opinions of the Chair:

DEPUTY-PRESIDENT (THE HON. D. J. GAY) (continued):

Repeated points of order are vexatious, tiresome and irksome, 4616.

Questions without Notice: Questions which are too long and provide too much detailed information will be included on the Questions and Answers paper, 1099.

Members will confine themselves to asking questions rather than commenting on any issue, 4603.

Relevance: Remarks should address the question before the Chair, 1787, 2561, 4616, 4617, 4635, 4664, 4672, 4685, 4692, 4696, 4705, 4709, 5504, 5516, 5527, 5529, 5530; and the Chair will listen to a member's speech for that purpose, 5516.

Tabling of Papers: Members will seek the leave of the House to table documents, 4463.

Tedious Repetition: A member was reminded of the provisions of Standing Order 85, 4615, 5515; and warned that the Chair will pay close attention to debate to prevent breaches of it, 4615.

As Chairman of Committees:

Amendments: Both the Government and the Opposition having foreshadowed amendments, the Chair proposed the amendments together, 1569.

Chair: Members will address the Chair, 5795.

Division: Casting vote, 1579, 6165, 6167.

Interruptions, Interjections and Disorder: Members should keep conversations to a minimum, for the Chair and Hansard were having trouble hearing what was being said, 6173.

Offensive and Objectionable Remarks, Imputations and Aspersions: Member asked to refrain from using the word “bloody”, 1569.

Point of Order:

Upheld:
Address the Chair, 5795.

PRESIDENT (THE HON. MAX FREDERICK WILLIS):

Adjournment: Pursuant to sessional orders there is no limitation on the subject of debate, 150.

A member may not speak twice on the adjournment, 5378.

Council, Legislative: Rulings, Observations and Opinions of the Chair:

PRESIDENT (THE HON. M. F. WILLIS) (continued):

Budget Estimates: Great latitude is permitted in the budget debate. However, it is contrary to standing orders to anticipate debate on a substantive motion on the notice paper, and a member was asked to desist from that line of discussion, 3060.

It is a longstanding convention of the House that Standing Order 81 is virtually ignored for the debate on the budget estimates and related papers, 3817.

Business of the House: The President will explain procedures in chambers, 1792.

The House having agreed to restoration of a bill, the President directed the Clerk to remove two orders of the day on the business paper having a similar purpose, 3587.

Though the House was adjourned until 9 a.m., the President took the decision to delay the ringing of the bells until 10 a.m. as there was a fire alarm which required the presence of the fire brigade, 5703.

Chair: Members and Ministers will address the Chair, 1005, 3060, 3578, 3789, 5325, 5525.

Debate: It is contrary to standing orders to anticipate debate on a substantive motion on the notice paper, and a member was asked to desist from that line of discussion, 3060.

It is not parliamentary to refer continually to members by their given names, 4384.

If a statement put forward in a motion is part of the public record it is in order for a member to rebut it, 3566.

The purpose of members addressing the House is fundamentally to inform members of the House and not to have matters recorded in Hansard. It is therefore important that members deliver their speeches with appropriate volume, speed and clarity so that other members are readily able to understand, 5376.

A member is entitled to reply to an allegation raised by another member, 5537; but as the member had replied to the issue for the fourth or fifth time, he was asked to move to a fresh point, 5537.

Dissent from Ruling: Motion of dissent negatived, 1578.

Members must address themselves to the question of dissent and not debate the issue, 1574.
Council, **Legislative:** Rulings, Observations and Opinions of the Chair:

PRESIDENT (THE HON. M. F. WILLIS) *(continued)*

Distinguished Visitors: Delegation from the Russian Federation under the political exchange program, led by Mr Dmitri Rogozin, 210


Fellowship of the First Fleeters, 1012.

Mr Raphael Goren, Consul-General of Israel in Sydney, accompanied by Mr Dan Meridor, a member of the Knesset and a former Minister for Justice for Israel, 1236.

Members of the Western Australian Parliament, 1350.

Mr Jacob Ankarcrona, Consul-General for Sweden and Dean of the Consular Corps, 5629.

Duan Jin, Consul-General for the People's Republic of China, 1588.

Rt Hon. Sir Julius Chan, Deputy Prime Minister and Minister of Finance of Papua New Guinea, 5784.

His Excellency Major Moinul Hussain Choudhury Bir Bikram, High Commissioner of Bangladesh to Australia, 6167.

Documents: The President asked a Minister to identify a document from which the Minister had quoted, 226.

If a document is a public document, it should be referred to and paraphrased or certain sections of it quoted which are pertinent to the debate. Alternatively, a member may seek to have it incorporated in *Hansard*. Protracted reading from a document is not appropriate, and a member should seek to paraphrase or point out particular portions of the document, 5506. The President asked that the document be made available to him and to the Minister, and suggested that the member read on to the record the last two paragraphs of the document and give an undertaking to make it available to the Legislative Council office so that it can be copied for the benefit of any members who wish to avail themselves of it, 5507.

A member was asked, if he wished to continue quoting from a document, to relate its relevance to the bill, and to quote extracts rather than read the entire contents, 5539.

The Chair assumed that a member was quoting from a newspaper in support of his argument, 5537.

Council, **Legislative:** Rulings, Observations and Opinions of the Chair:

PRESIDENT (THE HON. M. F. WILLIS) *(continued)*

Interjections, Interruptions and Disorder:

A member should be allowed to complete her remarks *uninterrupted*, 2535.

There was too much *interjection* in the House, 640, 1433, 2364, 3257, 3258, 3553, 3570; *making* it difficult for Hansard to report debate, 1433.

The Chair will not tolerate constant harping, 216; *interjecting*, 3570.

The Chair will not permit interrogation, 3585, 5521. Debate is not a process of interrogatories, 2403. A member was asked to desist from *interjecting*, 5459.

The Chair will not allow question time to degenerate into an abusive interrogatory session, 3658.

Rather than allow the debate to go on ad nauseam, the Chair *asked* a member to cease *interjecting*, 3568.

It might be conducive to debate if a Minister saves remarks until he speaks to the bill, 1797.

Members will not converse across the table, 3060, 3769; when the Chair is considering a point of order, 5539.

Cross-Chamber exchanges were prolonging debate, and members were asked to desist, 5539.

Members will stop having dialogue about the scriptures, 5499.

Members who wish to converse should do so outside the Chamber, 111, 526, 6018.

Members will not address remarks to persons in either the President's gallery or the public gallery, 1005.

Excessive conversation in the Chamber made it difficult for the President to hear, 122. Excessive noise made it difficult to hear a Minister's answer, 220.

Dissent from a ruling by the President is a very serious matter and it is important that the President hear what is said, 1574.

Chatter made it impossible to hear a question, 910; or what was being said, 4590; or to hear the contribution of a member with impaired voice, 2548; and members should chatter *sotto voce*, 2548. There was too much chatter in the Chamber, 5630.

People in the public gallery are not permitted to *interrupt*, 5486, 5495; or react to what is said on the floor of the Chamber, 5487; and further *interruption* may result in the gallery being cleared, 5495.
Council, Legislative: Rulings, Observations and Opinions of the Chair:

**PRESIDENT (THE HON. M. F. WILLIS)** (continued):

People in the gallery who wish to conduct audible conversation should leave the Chamber, 5536.

Members will not converse with people in the public gallery, 2155.

The President had difficulty hearing an answer to a question, 222, 633; what was being said, 897, 912, 1571; or a request for the call, 898.

The Leader of the Opposition should listen to an answer and then consider whether he wants to ask a supplementary question, 2137.

A member was directed to resume her seat [during division], 1365.

Matters of Public Importance: A member is required to establish a degree of urgency sufficient for the House to debate the motion, 3123.

Often it is necessary for a member to give some indication of the substance of the debate to follow in order to establish a degree of urgency necessary for the House to agree to debate the substance, but a member’s statements should bear on the question of urgency rather than on the substantial issue. 3123.

Members: A member was admitted to the floor of the House in a wheelchair and would address the House from a seated position, 5517.

Notices of Motions: A notice of motion was contrary to the terms of Standing Order 52, which provides that a notice of motion may not be set down for a day later than four weeks from the day of giving the notice, and was not published in the business paper, 3020.

Offensive and Objectionable Remarks, Imputations and Aspersions: Expression requested to be withdrawn: [A member would] "vote for the bill simply to keep the Domain view from my office", 1795; "moribund", 6033.

Expression withdrawn voluntarily: [A member had] "had a whiff too many" and was "suffering from worms", 1653.

Expressions not required to be withdrawn: [A council was influenced by the] "white shoe brigade", 1800.

Standing Order 31 provides that no member shall digress from the subject—matter of any question under discussion and that all imputations of improper motives and all personal reflections on members shall be deemed disorderly. Rulings of Presiding Officers extend that standing order to include members of the other place and provide that reflections against members of either House must be made by way of substantive motion, 3126.

Not involved:

151, 528, 639, 1005, 1660, 1774, 1798, 2363, 3125, 3128, 3129, 3553, 3554, 3572, 5522, 5535, 5537, 5807, 6033, 6138, 6140.

Not upheld:

Matters of public importance, 3123.

Member misrepresented, 3128.

Offensive remarks, 1800, 3582.

Pronunciation of word, 3129, 3130.

Question anticipated debate, 1660, 1774.

Relevance, 150, 1802, 3550, 3551, 3553, 3817, 6140.

Upheld:

Member speaking too fast, 5376.

Question anticipated debate, 1572, 1573; raised a matter before the House, 3766.

Relevance, 5375, 5537, 5538, 5807, 6131.

Upheld in part:

Quoting, 5506.

Relevance, 3569, 3784, 5505.

Remarks reflect on a member, 3126.

A point of order is not an issue for debate, 5536, 6131.

If a member wishes to suggest she has been misrepresented, a point of order is not the appropriate procedure to use, 3550.

Members will not interject while the President is listening to a point of order, 1802, 5505.

Procedure: Sessional orders provide that after 4.15 p.m. Government business takes precedence. However, business of the House before the House takes precedent of Government business, 3264.
24th February, 1993, to 24th December, 1993

Council, Legislative: Rulings, Observations and Opinions of the Chair:

PRESIDENT (THE HON. M. F. WILLIS) (continued):

Under Standing Order 106 the President put four questions seriatim, 3586.

Questions Without Notice: A member asking a question was reminded that it is the responsibility of Ministers, not members, to answer questions, 526.

A question was ruled out of order as it raised a matter before the House, 3766.

A question which anticipated debate on bills (the introduction of which had been the subject of notice of motion) was out of order, 1572, 1573. The President noted a ruling of President Lackey on the issue but took direction from the standing orders of the House and from page 327 of the twenty-first edition of Erskine May, 1572.

Page 328 of Erskine May refers to the fact that when considering whether to permit a question the Speaker of the House of Commons must have regard to the probability of the matter anticipated being brought before the House within a reasonable time, 1660.

Ministers are at liberty to answer questions in whatever manner they please, 639.

The President's duty is to listen to the question and the answer, 521.

The Chair cannot tolerate constant carping, 521.

Relevance: Members should ensure their remarks are relevant, 1795, 1800, 1802, 3550, 3551, 3565, 3568, 3572, 3573, 3574, 5536, 5537; and link comments to the question before the Chair, 1802, 5505.

A member might avoid further points of order by quite clearly demonstrating with each argument just how it relates to the bill, 5535.

A member is entitled to reply to an allegation raised by another member, 5537; but as the member had replied to the issue for the fourth or fifth time, he was asked to move to a fresh point, 5537.

Special Adjournment: The Clerk brought to the attention of the President that when the motion for the adjournment was moved there would be felicitations, and the President agreed to bend the rules a little by starting the 15-minute timer at the conclusion of the felicitations to accommodate members who might wish to speak on the adjournment in accordance with sessional orders. However, as felicitations had been dramatically cut short, the President proposed to enforce the sessional orders and commence the time of the adjournment debate forthwith, 5807.

Suspension of Standing and Sessional Orders: Members should seek to establish why standing orders should be suspended and not debate the substantive issue, 6131.

Permission was given for filming of the debate on the Anti-Discrimination (Homosexual Vilification) Amendment Bill and debate on the police administration motion to be moved by the Hon. E. P. Pickering and for a print media photographer to take photographs during the proceedings, 5323, 5456.

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