

**STANDING ORDERS
OF THE LEGISLATIVE
COUNCIL**

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Standing Orders of the Legislative Council by Various

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VARIOUS

**STANDING ORDERS
OF THE LEGISLATIVE
COUNCIL**

South



Australia.

STANDING ORDERS

OF THE

LEGISLATIVE COUNCIL.

7136

APPROVED BY THE GOVERNOR, 28TH NOVEMBER, 1861. AGREED TO BY
THE LEGISLATIVE COUNCIL, 28TH NOVEMBER, 1861.

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1862.

ANALYSIS.

I.—PROCEEDINGS ON THE OPENING OF PARLIAMENT.

1. Proclamation read.
2. Members to be sworn.
3. President to be elected.
4. A Member proposed as President.
5. When unopposed, such Member conducted to the chair.
6. When election is opposed, mode of voting.
7. Equality of votes.
8. Members' Roll determined by lot.
9. Election of President to be notified.
10. Members' Roll to be kept by Clerk.
11. Reply to Governor's Speech.

II.—GENERAL CONDUCT OF BUSINESS.

12. Rules of Imperial Parliament to be observed.
13. President takes the chair, and adjourns Council in a quarter of an hour, if a quorum not present.
Names of Members present recorded.
14. Adjournment after commencement of business; names of Members present recorded.
15. Absence of President.
16. Call of Council.
17. Call of Council, when to be made.
18. Record of Members present to be inserted in Proceedings.

19. Records of Council.
20. President puts question—Aye or No.
21. President states whether the "Ayes" or "Noes" have it.
No Member to speak after voices given.
22. Previous to division, bell to be rung.
23. Division—Tellers—Lists given to Clerk.
24. New division in case of error.
25. President's casting vote.
26. Strangers withdraw, and doors locked during division.
27. Division lists entered on record.
28. Divisions in Committee.
29. Members interested not to vote.
30. Members may require question to be stated.
31. Members to address President standing in their places.
32. Member sick or infirm to speak sitting.
33. During division not to speak, except to order.
34. Motion that a Member be now heard.
35. Members to speak to the Question.
36. Questions to Ministers or other Members.
37. Such question not to be argued.
38. In answer to a question no argument to be offered.
39. Personal explanation.
40. President names a Member to be heard.
41. No Member to speak twice except to explain.
Right of reply.
Secunder of motion allowed to speak subsequently.
Mover of amendment, &c., not to reply.
42. Proceedings on Question of Order.
43. Members to enter, &c., Council uncovered, and bow to President.
44. Not to pass between Member speaking, and chair, &c.
45. Members to take their seats.
46. Not to allude to debates of same Session except for explanation.
47. Not to read debates of present Session.
48. Not to read newspapers, &c., referring to debates of present Session.
49. Not to reflect on votes of the Council.
50. Not to allude to debates in the other House.
51. Not to use the Queen's name irreverently, &c.
52. Not to use offensive words against either House.

53. Nor against any Member.
54. Words taken down by direction of the President.
55. Words taken down in Committee.
56. Words to be objected to when used.
57. Member not explaining or retracting.
58. Council not to permit prosecution of quarrels.
59. Members interrupting debate may be censured.
60. Rules of order in Committee.
61. Order to be maintained by President, and Chairman of Committees, &c.
62. President to be heard without interruption.
63. Member to withdraw when charge made against him.
64. Members speaking twice called to order. Explanations permitted, but not to interrupt.
65. Members to speak to question, not to allude to previous debates, or impute improper motives, or make personal reflections.
66. Members required to withdraw improper expressions, and apologize.
67. Member called to order to sit down.
68. Disorderly Members named, to withdraw.
69. Members disobedient or interrupting business, guilty of contempt.
70. Member not attending when summoned.
71. Member absent without leave for more than a month, guilty of contempt.
72. President to decide points of order.
73. Matter of privilege to have precedence.
74. Members to speak, &c., in their places.
75. To address the chair.
76. Matters of privilege not to be postponed.
77. Motions in Council to be seconded.
78. Finance to be considered in Committee.
79. Mover of an amendment not to have right of reply.
80. Government business to have precedence on fixed days.
81. Members guilty of contempt to be committed.
82. Scale of fees for commitment, &c.
Appropriation of charges to expenses of Standing Orders Committee.
83. Motion to adjourn in order after quarter of an hour from previous motion to adjourn.
84. Member moving adjournment to reopen debate, &c.
85. Motion "to divide."

- 86. If motion "to divide" carried, original question to be put. No new motion to divide within a quarter of an hour.
- 87. Orders for papers to be sent to Chief Secretary.
- 88. Custody of documents in the Clerk.
- 89. Council Papers to be furnished to House of Assembly.

III.—MOTIONS.

- 90. Notice of motion, when given.
- 91. Motions not made without notice, except for unopposed returns.
- 92. Papers may be presented at any time.
- 93. Documents presented, and ordered to be printed.
- 94. Motions to have precedence of orders of day; if not disposed of, to lapse.
- 95. Motions to be in writing; not to be altered, except by leave.
- 96. Motion not put unless seconded.
- 97. Motion without notice, if Council unanimous.
- 98. Motions adjourned.
- 99. Papers from the Governor to be requested by Address.
- 100. Papers from any Department, form of motion.
- 101. Motion not to be twice offered.

IV.—PUBLIC BILLS.

- 102. Introduction of Public Bills.
- 103. Member having leave, to present fair copy.
- 104. Clauses to agree with Title of Bill, &c.
- 105. Perpetual clauses not inserted in temporary Act; duration of Act to be specified.
- 106. Bills not in order, to be withdrawn.
- 107. Title only read at first and second reading; no discussion at first reading.
- 108. Bills read first time, to be printed.
- 109. Day to be fixed for second reading.
- 110. Bill to be committed, unless referred to Select Committee.
- 111. Clauses in Committee considered separately, &c.
- 112. Reported Bill printed with amendments, may be recommitted and reprinted, &c.

113. Report of Committee on a Bill.
114. Report of Committee adopted.
115. Bill ordered to be read third time and printed.
116. Chairman to certify fair print.
117. On third reading, title only read, unless Bill ordered to be read at length.
118. Literal errors only corrected at third reading; but new printed clause may be added.
119. Bill passed.
120. Passed Bill to be signed and dated.
121. Bill rejected not again to be introduced.
122. When Bills may be opposed.
123. Bills passed sent to House of Assembly by Message.
124. House of Assembly's amendments considered in Committee.
125. Bills from House of Assembly to be dealt with as Legislative Council Bills.
126. Legislative Council will not proceed with Bill for alteration of Constitution unless certified.
127. Legislative Council will not proceed with Appropriation Bill unless certified.
128. Schedules to be sent, by Message, with Bills amended by Legislative Council.
129. House of Assembly Bills when passed to be returned.
130. Legislative Council Bills when passed to be presented to Governor by President.
131. Bills not to be presented by President unless certified.
132. Amendments proposed by Governor considered in Committee.
133. Governor's amendments, agreed to by Legislative Council, to be sent to House of Assembly.
134. Passing of Bill for alteration of Constitution to be certified.

V.—PRIVATE BILLS.

135. Petition for Private Bill to recite notice in *Government Gazette*, &c.
136. Leave to be moved for.
137. Bill to be printed at expense of parties.
138. Referred to Select Committee.
139. Petitions against Bill referred to Committee.