

**41ST PARLIAMENT**



## **Report 67**

# **STANDING COMMITTEE ON PROCEDURE AND PRIVILEGES**

*Referral of a matter of privilege raised by Hon Sue Ellery MLC – Terms of Reference*

Presented by  
Hon Alanna Clohesy MLC (Chair)

June 2022

## **Standing Committee on Procedure and Privileges**

### **Members as at the time of this inquiry:**

Hon Alanna Clohesy MLC (Chair)

Hon Martin Aldridge MLC (Deputy Chair)

Hon Tjorn Sibma MLC

Hon Kyle McGinn MLC

Hon Dan Caddy MLC

### **Staff as at the time of this inquiry:**

Mr Sam Hastings, B.Econ; LLB (Hons) (Clerk of the Legislative Council)

Mr Paul Grant, BA (Hons), LLB (Deputy Clerk)

Mr Grant Hitchcock, BA (Usher of the Black Rod)

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**ISBN 978-1-925580-59-4**



# Referral of a Matter of Privilege raised by Hon Sue Ellery MLC — Terms of reference

## Terms of reference

- 1.1 On Tuesday, 14 June 2022 the Procedure and Privileges Committee (“the PPC”) considered the referral from the President, pursuant to Standing Order 93(5), in relation to a matter of privilege raised by Hon Sue Ellery MLC on Thursday, 19 May 2022.
- 1.2 The PPC has resolved that it is to inquire into the matter of privilege raised by Hon Sue Ellery MLC on Thursday, 19 May 2022 and:
  - (a) determine whether the conduct of Hon James Hayward MLC constitutes a breach of privilege or is a contempt of the Council; and
  - (b) if the PPC so finds, advise what penalties, if any, the Council might impose for the breach or contempt.
- 1.3 In order to facilitate its inquiry, the PPC recommends that the Council order the following:

### RECOMMENDATION 1

That the Procedure and Privileges Committee is to have access to the documents in possession or under the control of the Select Committee into Cannabis and Hemp.



Hon Alanna Clohesy MLC  
**Chair**

## Standing Committee on Procedure and Privileges


### Date first appointed:

24 May 2001

### Terms of Reference:

The following is an extract from Schedule 1 of the Legislative Council Standing Orders:

#### **'1. Procedure and Privileges Committee**

- 1.1 *A Procedure and Privileges Committee is established.*
  - 1.2 The Committee consists of 5 Members, including the President and the Chair of Committees, and any Members co-opted by the Committee whether generally or in relation to a particular matter. The President is the Chair, and the Chair of Committees is the Deputy Chair, of the Committee.
  - 1.3 With any necessary modifications, Standing Order 163 applies to a co-opted Member.
  - 1.4 The Committee is to keep under review the law and custom of Parliament, the rules of procedure of the Council and its Committees, and recommend to the Council such alterations in that law, custom, or rules that, in its opinion, will assist or improve the proper and orderly transaction of the business of the Council or its Committees.'
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