

40TH PARLIAMENT



Report 111

STANDING COMMITTEE ON UNIFORM LEGISLATION AND STATUTES REVIEW

Committee's Treaty Function

Presented by

Hon Michael Mischin MLC (Chairman)

December 2017

Standing Committee on Uniform Legislation and Statutes Review

Members as at the time of this inquiry:

Hon Michael Mischin MLC (Chairman)

Hon Pierre Yang MLC (Deputy Chairman)

Hon Laurie Graham MLC

Hon Robin Scott MLC

Staff as at the time of this inquiry:

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REPORT 111

**STANDING COMMITTEE ON UNIFORM
LEGISLATION AND STATUTES REVIEW**

COMMITTEE'S TREATY FUNCTION

**REPORT OF THE STANDING COMMITTEE ON UNIFORM LEGISLATION AND STATUTES
REVIEW**

REPORT 111: COMMITTEE'S TREATY FUNCTION – TERMS OF REFERENCE

1 REFERENCE AND PROCEDURE

Inquiry pursuant to Standing Order 179

1.1 At a regularly constituted meeting of the Standing Committee on Uniform Legislation and Statutes Review held on 4 December 2017, the Committee resolved to inquire into its Term of Reference 6.3(c), as set out in Schedule 1 of the Standing Orders of the Legislative Council. Term of Reference 6.3(c) provides it is a function of the Committee:

(c) to examine the provisions of any treaty that the Commonwealth has entered into or presented to the Commonwealth Parliament, and determine whether the treaty may impact upon the sovereignty and law-making powers of the Parliament of Western Australia;

1.2 The Committee hereby acquaints the Legislative Council accordingly.



Hon Michael Mischin MLC

Chairman

6 December 2017

Standing Committee on Uniform Legislation and Statutes Review

Date first appointed:

17 August 2005

Terms of Reference:

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

'6. Uniform Legislation and Statutes Review Committee

- 6.1 *A Uniform Legislation and Statutes Review Committee is established.*
- 6.2 The Committee consists of 4 Members.
- 6.3 The functions of the Committee are –
 - (a) to consider and report on Bills referred under Standing Order 126;
 - (b) on reference from the Council, to consider or review the development and formulation of any proposal or agreement whose implementation would require the enactment of legislation made subject to Standing Order 126;
 - (c) to examine the provisions of any treaty that the Commonwealth has entered into or presented to the Commonwealth Parliament, and determine whether the treaty may impact upon the sovereignty and law-making powers of the Parliament of Western Australia;
 - (d) to review the form and content of the statute book; and
 - (e) to consider and report on any matter referred by the Council.
- 6.4 In relation to function 6.3(a) and (b), the Committee is to confine any inquiry and report to an investigation as to whether a Bill or proposal may impact upon the sovereignty and law-making powers of the Parliament of Western Australia.'



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