



# TEMPORARY ORDER

## MOTIONS ON NOTICE

### 1. Duration of Temporary Order

This Temporary Order applies from 1 July 2021 until the end of the 41<sup>st</sup> Parliament.

### 2. Definitions

For the purposes of this Temporary Order a Private Member means a member who is not:

- (a) a Minister;
- (b) a Parliamentary Secretary; or
- (c) the President.

### 3. Quota

- (1) Subject to (2), the number of opportunities available to members of a political group in each calendar year of sittings shall be a quota calculated as the sum of:

$$\left( \frac{\text{Number of Private Members of political group}}{\text{Total Private Members}} \times 100 \right) \times \left( \frac{\text{Number of sitting weeks}}{100} \right)$$

rounded to the nearest whole number.

- (2) Where the sum of quotas exceeds sitting weeks or a political group has a quota of zero, the quota of the political group comprising the greatest number of members supporting the Government shall be reduced so that as the case requires:
- (a) the sum of quotas equals sitting weeks; and
  - (b) each other political group has a minimum quota of one.
- (3) As each item of business is disposed of, the quota of the relevant political group reduces accordingly.

- (4) No political group shall in any calendar year exceed its quota unless provided for in this Temporary Order or the Council otherwise orders on motion without notice.

#### **4. Annual schedule of allocation**

- (1) Standing Order 66 is suspended for the duration of this Temporary Order.
- (2) There shall be an Annual Schedule of Allocation of Motions on Notice for business taken under Standing Order 15(2) which sets out the pro rata allocation of dates between political groups in accordance with their respective quota.
- (3) The President shall table the Annual Schedule of Allocation of Motions on Notice:
  - (a) following the tabling of a schedule of dates for sittings of the Council under Standing Order 6, which is to apply for the forthcoming calendar year; or
  - (b) following a general election when members of the Council are declared elected, which is to apply to the calendar year from when those members take their seats.
- (4) The Annual Schedule of Allocation of Motions on Notice tabled under (3), and any subsequent variations to the Schedule under (5) or (6)(b), shall be published in the Weekly Bulletin.
- (5) Subject to (8), the Annual Schedule of Allocation of Motions on Notice shall only be varied:
  - (a) to take into account any change to the Business Program ordered by the Council under Standing Order 17; or
  - (b) by an agreement to exchange allocated dates that is communicated in writing to the Clerk by each of the parties to the exchange by 4.00pm on the Wednesday prior to the earliest allocated date that is the subject of the exchange agreement.
- (6) Subject to (7), at the time for publication of the Weekly Bulletin on the Friday preceding the sitting week, the Clerk shall publish the first mentioned notice of motion listed on the Notice Paper in the name of the Member of the political group

allotted the business under SO 15(2) in the Annual Schedule of Allocation of Motions on Notice.

- (7) Where multiple notices of motion in the names of Members of the political group allotted the business under SO 15(2) are listed on the Notice Paper and the leader of that political group advises the Clerk in writing by 10.00am on the Friday preceding the sitting week of an alternative listed notice of motion, the Clerk shall publish that notice of motion in the Weekly Bulletin.
- (8) If no notice of motion in the name of a Member of the political group allotted the business under SO 15(2) is listed on the Notice Paper by 10.00am on the Friday prior to the allocated date, unless the Council otherwise orders on motion without notice:
  - (i) business to be taken under Standing Order 15(2) for the following week shall be vacated and the Council is to proceed to other business; and
  - (ii) the political group listed on the Annual Schedule of Allocation of Motions on Notice for the following week shall have its total quota allocation in the Schedule reduced as if the allocated session for Motions on Notice had proceeded.
- (9) The consideration of notices taken under Standing Order 15(2) for the period from the opening day to when members elected at the general election take their seats shall be selected by lot drawn by the President on the adjournment of the opening day.

## **5. Debate on motions on notice**

The total time for debate on each motion on notice and speaking times in Chapter IV are amended as follows:

- (1) SO 21 Time Limits on Speeches is amended by inserting after the time limits under the heading “Bills (Second and Third Reading)”, the following:

### **Motions on Notice (SO 15(2))**

Mover	20 minutes
Responsible Minister or Parliamentary Secretary	20 minutes
Other Members	20 minutes

Mover in Reply 5 minutes

*Amendments to Motions on Notice*

All Members 5 minutes

- (2) SO 23 Maximum Time Limits for Certain Business Items is amended by deleting paragraph (a) in clause (1) and inserting instead:
- (a) Motions on notice (SO 15(2)) 120 minutes

## **6. Reply and disposal of business**

- (1) When an item is not earlier disposed of, at 5 minutes before the end of the time provided for the consideration of the item, the President is to interrupt proceedings to allow the mover of the motion to speak in reply for not more than 5 minutes. If the mover elects not to make a reply the member interrupted may continue their speech.
- (2) At the close of debate or at the expiry of the maximum time limit, the President is to put every question necessary to dispose of the motion forthwith and successively without further amendment or debate, unless the motion is withdrawn as provided by the Standing Orders.
- (3) When an item is disposed of prior to the expiry of the maximum time limit the period for motions on notice concludes and the Council is to proceed to other business.

