



THIRTY-SEVENTH PARLIAMENT

**SPECIAL REPORT OF THE STANDING COMMITTEE
ON PROCEDURE AND PRIVILEGES
IN RELATION TO
A REQUEST FOR POWER TO CONFER WITH A
SELECT COMMITTEE**

Presented by Hon Nick Griffiths MLC (Chairman)

June 2007

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:

“6. Procedure and Privileges Committee

- 6.1 A *Procedure and Privileges Committee* is established.
- 6.2 The Committee consists of the President and the Chairman of Committees, the Deputy Chairmen of Committees (*all ex officio*), and any members co-opted by the Committee whether generally or in relation to a particular matter. The President is the Chairman, and the Chairman of Committees is the Deputy Chairman, of the Committee.
- 6.3 With any necessary modifications, SO 326A applies to a co-opted member.
- 6.4 The Committee is to keep under review the law and custom of Parliament, the rules of procedure of the House and its committees, and recommend to the House 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 House or its committees.
- 6.5 Unless otherwise ordered any rule or order under which a matter of privilege stands referred, or is referred, to a committee (however described) for inquiry and report is a reference to the Committee.”

Members as at the time of this inquiry:

Hon Nick Griffiths MLC (Chairman)	Hon Louise Pratt MLC
Hon George Cash MLC (Deputy Chairman)	Hon Ken Travers MLC
Hon Graham Giffard MLC	Hon Giz Watson MLC (co-opted Member)
Hon Ray Halligan MLC	Hon Murray Criddle MLC (co-opted Member)
Hon Simon O’Brien MLC	

Staff as at the time of this inquiry:

Mia Betjeman, Clerk of the Legislative Council	Nigel Pratt, Clerk Assistant (House)
Malcolm Peacock, Deputy Clerk	

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1 REFERRAL BY THE CCC

- 1.1 On 4 May 2007 the Acting Commissioner of the Corruption and Crime Commission (CCC), Mr Chris Shanahan SC, wrote to the President with a referral pursuant to section 27A of the *Corruption and Crime Commission Act 2003* (the **CCC referral**). The President referred the matter to the Procedure and Privileges Committee.
- 1.2 In order for the Procedure and Privileges Committee to adequately consider whether it should carry out its own inquiry into the matters raised by the CCC referral it needs to consult with the Select Committee of Privilege on a Matter Arising in the Estimates and Financial Operations Committee (**Select Committee**).
- 1.3 For the committees to confer with each other an order of the House is required. Additionally, in view of the Standing Orders applying to the Select Committee, an order of the House is required to enable the Select Committee to disclose its proceedings (including deliberations) to the Procedure and Privileges Committee for the purposes of considering the matters raised by the CCC referral.

2 RECOMMENDATION

Recommendation: The Committee recommends that, in order for the Procedure and Privileges Committee to consider a referral from the Corruption and Crime Commission dated 4 May 2007 under section 27A of the *Corruption and Crime Commission Act 2003* -

1. the Select Committee of Privilege on a Matter Arising in the Estimates and Financial Operations Committee and the Procedure and Privileges Committee may confer for deliberative purposes; and
2. proceedings of the Select Committee may be disclosed to the Procedure and Privileges Committee for that purpose.



**Hon Nick Griffiths MLC
Chairman**

Date: 6 June 2007