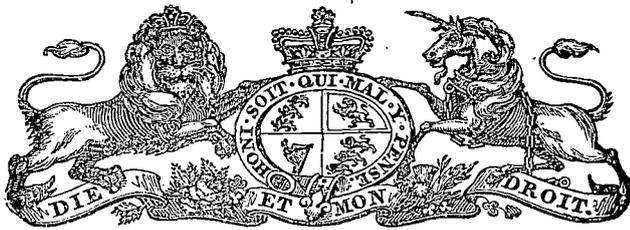


(No. 151.)



1885.

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PARLIAMENT OF TASMANIA.

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STANDING ORDERS, REVISION:

REPORT OF SELECT COMMITTEE.

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Brought up by Mr. Moore, and ordered by the Legislative Council to be printed,  
November 10, 1885.



## COMMITTEE ON STANDING ORDERS.

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### REPORT.

THE Select Committee appointed, on the 8th of October last, to revise the Standing Orders of the Legislative Council have the honor to report that, having carefully considered the same, they recommend for the approval of the Council—

1. That No. 2 be repealed.
2. That Nos. 26 to 30 be arranged thus:—28. 29. 30. 26. 27.
3. That Nos. 232 to 243 be placed after 247.
4. That Nos. 337 to 352, relating to Private Bills, be repealed, and that new Standing Orders, Nos. 337 to 349, be substituted for them.
5. That Nos. 6. 14. 63. 197. 224. 244. 245. 314. 316. 317. 319. 326. 357. and 366 be amended, as shown in the accompanying Schedule.

The Committee also recommend that, subject to the concurrence of the House of Assembly, the following be made a Joint Standing Order for both Houses of Parliament:—

#### PROPOSED JOINT STANDING ORDER.

At the commencement of each Session, the following Committees shall be appointed by each House, to act conjointly:—

1. Of three Members for each House, to regulate the arrangements for the use in common by the Members of both Houses, of the Library and Refreshment Rooms.
2. Of six Members for each House, to manage the Library.

The Library Committee shall have power to sit and act during any recess of Parliament.

Three Members, irrespective of the House to which they belong, shall form a quorum of each of the said Committees.

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*Present Standing Orders.*

\*\*\* Words proposed to left out are placed in brackets [ ]; those to be inserted, in parentheses ( ).

2. Omitted.

6. [The Resolution for presenting such Address] being agreed to [with or without Amendments], a Select Committee shall be appointed to draw up the Address, and His Excellency's Speech shall be referred to the said Select Committee.

14. In the event of there being more than two Candidates for the Presidency, the votes shall be taken for each separately. The Candidate, &c.

63. Every Member giving Notice of a Motion shall deliver to the Clerk at the Table [a copy] of such Motion, &c.

197. If any sudden disorder should arise in Committee, or a Message from the House of Assembly or from His Excellency the Governor should be announced, the President shall resume the Chair without any Question being put.

224. At the commencement of every Session a Select Committee on Printing shall be appointed, [which Committee shall report which of the Petitions and Papers referred to them from time to time ought, in their opinion, to be printed].

244. Every Report of a Select Committee shall be signed by the Chairman, on behalf of the Committee.

245. By leave of the Council, a Committee may report its opinion or observations from time to time, or report the minutes of evidence only or proceedings from time to time.

314. On consideration of the Bill as amended, further amendments may be made to any part thereof, and new Clauses added, or the Bill may be recommitted.

316. A Clause or Schedule being offered to be added in Committee, shall be read the First time without a Question put, and the Second time on Motion made and Question put; [but no Clause or Schedule shall be offered on consideration of the Bill as amended, without notice.]

326. When any Bill is returned to the Council with amendments, [such] amendments shall be considered in Committee of the whole Council.

*Proposed Standing Orders.*

6. (Such Motion) being agreed to, a Select Committee shall be appointed to draw up the Address, and His Excellency's Speech shall be referred to the said Select Committee.

14. In the event of there being more than two Candidates for the Presidency, the votes for each shall be taken separately, (by the Ayes standing up in their places until their votes have been recorded). The Candidate, &c.

63. Every Member giving Notice of a Motion shall deliver to the Clerk at the Table (two copies) of such Motion, &c.

197. If any sudden disorder should arise in Committee, or a Message from the House of Assembly or from His Excellency the Governor should be announced, (or the time be come for holding a Conference, or doing anything which the Council has ordered to be done at a stated time), the President shall resume the Chair without any Question being put.

224. At the commencement of every Session a Select Committee on Printing shall be appointed, (to whom all Petitions and Papers not otherwise ordered by the Council to be printed shall stand referred, without Question put; and such Committee shall from time to time report which of the Petitions and Papers so referred to them should, in their opinion, be printed).

244. Every Report of a Select Committee shall be signed by the Chairman, on behalf of the Committee; (and having been brought up by the Chairman, or by some other Member of the Committee, shall then be ordered to lie upon the Table, or be otherwise dealt with as the Council may direct.)

245. Every Select Committee shall have leave to report, from time to time, its opinion and observations, its proceedings, or the minutes of evidence taken, and also to make a special Report of any matters which it may think fit to bring to the notice of the Council, provided such matters are comprised within the order of reference.

314. On consideration of the Bill as amended, further amendments may be made to any part thereof, and new Clauses added; (but no Clause or Schedule shall be offered on consideration of the Bill as amended, without notice): or the Bill may be recommitted.

316. Omit words in brackets—transferred to No. 314.

317. Last line, after "made part of," insert "(or added to)."

319. Omit words at end, "but if amendments be made, a future day shall be appointed for the Third reading."

326. When any (such) Bill is returned to the Council (from the House of Assembly) with amendments, (the) amendments shall be considered in Committee of the whole Council.

[To be substituted for present Standing Orders 337 to 352.]

## XXII. PRIVATE BILLS.

Bill initiated upon Petition.

337. No Private Bill shall be initiated in this Council but upon a Petition first presented and received; and such Petition shall be signed by one or more of the parties applying for the Bill.

Period of presentation of Petitions.

338. All Petitions for Private Bills to be initiated in this Council shall be presented within Thirty days from the commencement of the Session.

Notice of intention to apply for Private Bill.

339. Notice of intention to apply for every Private Bill shall be published once a week for four consecutive weeks in the Government Gazette, in one or more public newspapers published in Hobart, and in one or more public newspapers published in or nearest to the District affected by the Bill, which notice shall contain a true statement of the general objects of the Bill.

Form of Petition.

340. Every Petition for a Private Bill shall commence by setting forth that within the three months previously to its presentation to the Council the public notice of the general objects of and intention to apply for such Bill so required has been duly given, and shall conclude with a true statement of the general objects of the Bill, and a Prayer for leave to introduce it; and the production of the numbers of the Gazette and newspaper or newspapers containing such Notice shall be sufficient proof of such Notice.

Proceeding upon Petition.

341. When the Petition has been received, Notice of Motion for leave to bring in the Bill shall be given, as in the case of Public Bills.

Printing of Bill.

342. When leave to bring in the Bill has been obtained, and before such Bill is read a First time, it shall be printed at the expense of the parties applying for it, in the same form as Public Bills, and a sufficient number of copies of it shall be delivered to the Clerk, for the use of the Council.

Deposit to be paid.

343. Before the Bill is read a First time, the sum of Twenty-five Pounds, to meet the expenses attendant on such Bill, shall be paid to the credit of the Consolidated Revenue of the Colony, and a Certificate of such payment shall be produced by the Member having charge of the Bill.

344. When the Bill has been read a First time it shall be referred to a Select Committee, to be appointed on Motion upon Notice; and such Committee shall require proof of the allegations contained in the Preamble. Read 1<sup>o</sup> and referred to Select Committee.

345. Every Petition in opposition to a Private Bill shall distinctly specify the grounds of such opposition, and, if received, shall be referred to the Select Committee on the Bill. Opposing Petitions.

346. Every Select Committee on a Private Bill may, in its discretion, hear Counsel if it be desired; and may also take such oral or other evidence as it may think requisite; and may decide on matters in issue between the persons conducting and opposing the Bill; after which the Question shall be put from the Chair, "That this Preamble stand part of the Bill;" and, if the Question pass in the Negative, it shall be fatal to the Bill, and the Committee shall report accordingly; but if the Question be resolved in the Affirmative, the several Clauses of the Bill shall next be proceeded with, and the Amendments, if any, carefully noted for report to the House; care being taken that no Clause be inserted, or Amendment made in the Bill, which shall be foreign to the import of the notice required to be given by the party or parties applying for it. Proceedings of Select Committee.

347. When a Select Committee has reported in favour of a Private Bill, such Bill shall be proceeded with as in the case of Public Bills, and a future day, subsequent to the distribution of the printed Report and Evidence, shall be appointed for the Second reading. Proceedings after Report.

348. Every Private Bill sent up from the Assembly, if accompanied by a copy of the Report and Proceedings of the Select Committee of that House on the Bill, shall be dealt with in the same manner as a Public Bill, and shall not be referred to a Select Committee of this Council unless there shall appear to the Council to be some special reason for such reference. When received from Assembly to be dealt with as Public Bill.

349. Private Bills shall be presented to the Governor for the Royal Assent, and otherwise dealt with in every respect as in the case of Public Bills, except that they shall not be numbered. Private Acts not to be numbered.

### Present Standing Orders.

366. At the request of any Member, or in his own discretion at any time, the President shall order all or any strangers to withdraw, and they shall immediately withdraw accordingly.

### Proposed Standing Orders.

357. Leave out "Colonial," insert "Chief."

366. If at any sitting of the Council, or in Committee, any Member shall take notice that strangers are present, the President, or the Chairman (as the case may be), shall forthwith put the question that strangers be ordered to withdraw, without permitting any debate or amendment: provided that the President or the Chairman may, whenever he thinks fit, order the withdrawal of strangers from any part of the Council.

## MINUTES OF PROCEEDINGS.

FRIDAY, OCTOBER 23, 1885.

The Committee met at 11 o'clock.

*Present*—The President, Mr. Moore, Mr. Dodery, and Mr. Douglas.

Mr. Moore was appointed Chairman.

Draft proposed Rules laid before the Committee by the Clerk, and considered.

The following Amendments were agreed to :—

- |                           |   |
|---------------------------|---|
| No. of<br>Standing Order. |   |
| 2.                        | To be struck out.   |
| 6.                        | To read "Such Motion being agreed to, a Select Committee shall be appointed," &c.   |
| 14.                       | Postponed.  |
| 26 to 30.                 | Arrangement to be altered, thus :—28. 29. 30. 26. 27.   |
| 63.                       | For "a Copy" substitute "Two Copies."   |
| 197.                      | After "announced," insert "or the time be come for holding a Conference or doing any other thing which the Council has ordered to be done at a stated time."  |
| 224.                      | After "appointed," add "to whom all Petitions and Papers not otherwise ordered by the Council to be printed shall stand referred without question put; and such Committee shall, from time to time, report which of the Petitions and Papers so referred to them should, in their opinion, be printed."   |
| 232 to 243 inclusive.     | Transfer to end, after "Select Committees."   |
| 244.                      | Add at end, "and having been brought up by the Chairman, or by some other Member of the Committee, shall then be ordered to lie upon the Table or be otherwise dealt with as the Council may direct."   |
| 245.                      | Substitute "Every Select Committee shall have leave to report, from time to time, its opinion and observations, its proceedings, or the minutes of evidence taken, and also to make a special report of any matters which it may think fit to bring to the notice of the Council, provided such matters are comprised within the order of reference."   |
| 314.                      | After "added," insert (from 316) "but no Clause or Schedule shall be offered on consideration of the Bill as amended."  |
| 316.                      | Corresponding omission.   |
| 317.                      | After "made part of," insert "(or added to)."   |
| 319.                      | Omit words at end, "but if Amendments be made, a future day shall be appointed for the Third reading."  |
| 326.                      | After "any," insert "such."<br>After "Council," insert "from the House of Assembly."<br>After "Amendments" (1st time), omit "such," substitute "the."   |
| 337 to 352.               | Postponed.  |
| 357.                      | Leave out "Colonial," insert "Chief."   |
| 366.                      | Substitute "If at any sitting of the Council, or in Committee, any Member shall take notice that strangers are present, the President, or the Chairman (as the case may be), shall forthwith put the Question that strangers be ordered to withdraw, without permitting any Debate or Amendment: provided that the President or the Chairman may, whenever he thinks fit, order the withdrawal of strangers from any part of the Council." (H.C., S.O., 69A.) |

## PROPOSED JOINT STANDING ORDER.

At the commencement of each Session, the following Committees shall be appointed by each House, to act conjointly :—

1. Of three Members for each House, to regulate the arrangements for the use in common by the Members of both Houses, of the Library and Refreshment Rooms.
2. Of six Members for each House, to manage the Library.

The Library Committee shall have power to sit and act during any recess of Parliament.

Three Members, irrespective of the House to which they belong, shall form a quorum of each of the said Committees.

The Committee adjourned till to-morrow at 11 o'clock.

TUESDAY, OCTOBER 27, 1885.

No meeting.

THURSDAY, OCTOBER 29, 1885.

The Committee met at 12-10 P.M.

*Present*—The President, Mr. Dodery, and Mr. Fysh.

In the absence of Mr. Moore, Mr. Dodery was appointed Chairman.

Postponed Standing Order, No. 14, considered.

First part amended, as follows:—

“In the event of there being more than two Candidates for the Presidency, the votes for each shall be taken separately, by the Ayes standing up in their places until their votes have been recorded.”

The following Standing Orders in regard to Private Bills were agreed to, in substitution for present Standing Orders Nos. 337 to 352:—

XXII. PRIVATE BILLS.

Bills initiated upon Petition.

337. No Private Bill shall be initiated in this Council but upon a Petition first presented and received; and such Petition shall be signed by one or more of the parties applying for the Bill.

Period of Presentation of Petitions.

338. All Petitions for Private Bills to be initiated in this Council shall be presented within Thirty days from the commencement of the Session.

Notice of Intention to apply for Private Bill.

339. Notice of intention to apply for every Private Bill shall be published once a week for four consecutive weeks in the Government *Gazette*, in one or more public Newspapers published in Hobart, and in one or more public Newspapers published in or nearest to the District affected by the Bill, which Notice shall contain a true statement of the general objects of the Bill.

Form of Petition.

340. Every Petition for a Private Bill shall commence by setting forth that within the three months previously to its presentation to the Council, the public Notice of general objects of, and the intention to apply for, such Bill so required has been duly given, and shall conclude with a true statement of the general objects of the Bill, and a Prayer for leave to introduce it; and the production of the numbers of the *Gazette* and Newspaper or Newspapers containing such Notice shall be sufficient proof of such Notice.

Proceeding upon Petition.

341. When the Petition has been received, Notice of Motion for leave to bring in the Bill shall be given as in the case of Public Bills.

Printing of Bill.

342. When leave to bring in a Bill has been obtained, and before such Bill is read a first time, it shall be printed at the expense of the parties applying for it in the same form as Public Bills, and a sufficient number of copies of it shall be delivered to the Clerk for the use of the Council.

Deposit to be paid.

343. Before the Bill is read a First time, the sum of Twenty-five Pounds, to meet the expenses attendant on such Bill, shall be paid to the credit of the Consolidated Revenue of the Colony, and a Certificate of such payment shall be produced by the Member having charge of the Bill.

The Committee adjourned until Tuesday, November 3, at noon.

344. When the Bill has been read a First time, it shall be referred to a Select Committee to be appointed on Motion upon Notice, and such Committee shall require proof of the allegations contained in the Preamble.

Read first time, and referred to Select Committee.

345. Every Petition in opposition to a Private Bill shall distinctly specify the grounds of such opposition, and, if received, shall be referred to the Select Committee on the Bill.

Opposing Petitions.

346. Every Select Committee on a Private Bill may, in its discretion, hear Counsel if it be desired; and may also take such oral or other evidence as it may think requisite; and may decide on matters in issue between the persons conducting and opposing the Bill; after which the Question shall be put from the Chair, “That this Preamble stand part of the Bill;” and, if the Question pass in the Negative, it shall be fatal to the Bill, and the Committee shall report accordingly; but if the Question be resolved in the Affirmative, the several Clauses of the Bill shall next be proceeded with, and the Amendments, if any, carefully noted for report to the House; care being taken that no Clause be inserted, or Amendment made in the Bill, which shall be foreign to the import of the notice required to be given by the party or parties applying for it.

Proceedings of Select Committee.

347. When a Select Committee has reported in favour of a Private Bill, such Bill shall be proceeded with as in the case of Public Bills, and a future day, subsequent to the distribution of the printed Report and Evidence, shall be appointed for the Second reading.

Proceedings after Report.

348. Every Private Bill sent up from the Assembly, if accompanied by the Report and Proceedings of the Select Committee of that House on the Bill, shall be dealt with in the same manner as a Public Bill, and shall not be referred to a Select Committee of this Council, unless there shall appear to the Council to be some special reason for such reference.

When received from Assembly to be dealt with as Public Bill.

349. Private Bills shall be presented to the Governor for the Royal Assent, and otherwise dealt with in every respect as in the case of Public Bills, except that they shall not be numbered.

Private Acts not to be numbered.

TUESDAY, NOVEMBER 3, 1885.

No meeting.

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FRIDAY, NOVEMBER 6, 1885.

The Committee met at Five o'clock.

*Present*—Mr. Moore (Chairman), the President, Mr. Smart, Mr. Fysh, Mr. Douglas  
Draft Report presented by the Chairman, and agreed to.

*Resolved*, That Mr. Douglas do bring up the Report.