



Speech By  
**Hon. Yvette D'Ath**


**MEMBER FOR REDCLIFFE**

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Record of Proceedings, 28 November 2019

**MOTION**

**Amendments to Standing Orders**

 **Hon. YM D'ATH** (Redcliffe—ALP) (Leader of the House) (5.00 pm), by leave, without notice: I move—

That the amendments to the standing rules and orders of the Legislative Assembly circulated in my name be agreed to, effective from 1 January 2020.

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1. Page 5, Standing Order 23(2)(c)

*Omit, insert—*

“(c) A list of all committees of the House, their membership, current referrals or inquiries.”

2. Page 28, Standing Order 123(7)

*Omit.*

3. Page 30, Standing Order 129(3)(b)

*Omit, insert—*

“(b) immediately tabling:

- (i) a copy of the Bill
- (ii) the explanatory notes for the Bill
- (iii) a statement of compatibility with human rights for the Bill; and
- (iv) if the Bill includes an override declaration under the *Human Rights Act 2019*, a statement in relation to the declaration;”

4. Page 30, Footnote 21:

*Omit, insert—*

“21. Section 22 of the *Legislative Standards Act 1992* provides: When introducing a Bill in the Legislative Assembly, a member must circulate to members an explanatory note for the Bill. Section 38 of the *Human Rights Act 2019* requires a member to table a statement of compatibility when introducing a Bill. Section 44 of the *Human Rights Act 2019* requires a member who introduces a Bill containing an override declaration to make a statement to the Legislative Assembly explaining the exceptional circumstances that justify including the override declaration.”

5. Page 31, Standing Order 132(1)

*Omit, insert—*

“(1) Each portfolio committee to which a Bill is referred shall examine the Bill and—

- (a) determine whether to recommend that the Bill be passed;
- (b) may recommend amendments to the Bill;

- (c) consider the application of fundamental legislative principles contained in Part 2 of the *Legislative Standards Act 1992* to the Bill and compliance with Part 4 of the *Legislative Standards Act 1992* regarding explanatory notes;
- (d) consider the Bill and report to the Assembly about whether the Bill is not compatible with human rights; and
- (e) consider the statement of compatibility tabled for the Bill and report to the Assembly about the statement. <sup>22</sup>

6. Page 31, new footnote no. 22 and renumbering of subsequent footnotes

*Insert—*

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“22. Section 39 of the *Human Rights Act 2019*.”

*Renumber subsequent footnotes.*

7. Page 35, Insert new Standing Order 148A

*Insert—*

**“148A Amendment containing override declaration**

If a member proposes to move an amendment which contains an override declaration in accordance with section 44 of the *Human Rights Act 2019*, the member must table a statement in relation to the declaration when the amendment is moved.”

8. Page 39, Insert new Standing Orders 173A and 173B

*Insert—*

**“173A Reference to portfolio committee**

If a Minister tables a copy of a declaration of incompatibility about a statutory provision, in accordance with section 56 of the *Human Rights Act 2019*, the declaration stands referred to the portfolio committee responsible for the Minister’s portfolio.

**173B Varying responsible committee**

(1) The House or the Committee of the Legislative Assembly may vary the portfolio committee responsible for the declaration.

(2) If the Committee of the Legislative Assembly varies the committee responsible for the declaration it must report its decision to the House at the earliest opportunity.”