

House of Assembly—No 12

As laid on the table and read a first time, 4 June 2014

South Australia

Parliamentary Committees (Electoral Laws and Practices Committee) Amendment Bill 2014

A BILL FOR

An Act to amend the *Parliamentary Committees Act 1991* to provide for the establishment of the Electoral Laws and Practices Committee; and to make a related amendment to the *Parliamentary Remuneration Act 1990*.

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Amendment provisions

Part 2—Amendment of *Parliamentary Committees Act 1991*

- 4 Insertion of Part 5F
 - Part 5F—Electoral Laws and Practices Committee
 - Division 1—Establishment and membership of Committee
 - 15P Establishment of Committee
 - 15Q Membership of Committee
 - Division 2—Functions of Committee
 - 15R Functions of Committee

Schedule 1—Related amendment to *Parliamentary Remuneration Act 1990*

- 1 Amendment of Schedule—Additional salary
-

The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

This Act may be cited as the *Parliamentary Committees (Electoral Laws and Practices Committee) Amendment Act 2014*.

5 2—Commencement

This Act will come into operation on a day to be fixed by proclamation.

3—Amendment provisions

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

Part 2—Amendment of *Parliamentary Committees Act 1991*

4—Insertion of Part 5F

After Part 5E insert:

Part 5F—Electoral Laws and Practices Committee

Division 1—Establishment and membership of Committee

15P—Establishment of Committee

The *Electoral Laws and Practices Committee* is established as a committee of the Parliament.

15Q—Membership of Committee

(1) The Committee is to consist of 8 members of whom—

(a) 4 must be members of the House of Assembly appointed by the House of Assembly, of whom—

(i) at least 1 must be appointed from the group led by the Leader of the Opposition; and

(ii) at least 1 must be appointed from the group led by the Leader of the Government; and

(iii) at least 1 must be a member who does not belong to the group led by the Leader of the Opposition or the group led by the Leader of the Government (unless there is no such member or no such member consents to appointment to the Committee); and

(b) 4 must be members of the Legislative Council appointed by the Legislative Council, of whom—

(i) at least 1 must be appointed from the group led by the Leader of the Opposition; and

(ii) at least 1 must be appointed from the group led by the Leader of the Government; and

(iii) at least 1 must be a member who does not belong to the group led by the Leader of the Opposition or the group led by the Leader of the Government (unless there is no such member or no such member consents to appointment to the Committee).

(2) A Minister of the Crown is eligible to be a member of the Committee, and section 21(2)(e) does not apply in relation to the members of the Committee.

- 5 (3) The Committee must from time to time appoint 1 of its House of Assembly members to be the Presiding Member of the Committee but if the members are at any time unable to come to a decision on who is to be the Presiding Member, or on who is to preside at a meeting of the Committee in the absence of the Presiding Member, the matter is referred by force of this subsection to the House of Assembly and that House will determine the matter.

Division 2—Functions of Committee

15R—Functions of Committee

10 The functions of the Committee are—

- 15 (a) to inquire into, consider and report on—
- (i) the conduct of parliamentary elections and referendums in South Australia; and
 - (ii) the administration and operation of, and practices associated with, the *Electoral Act 1985* and any other law relating to electoral matters; and
 - (iii) any other matter referred to the Committee by the Minister responsible for the administration of the *Electoral Act 1985*; and
- 20 (b) to perform other functions assigned to the Committee under this or any other Act or by resolution of either House of Parliament.

Schedule 1—Related amendment to *Parliamentary Remuneration Act 1990*

1—Amendment of Schedule—Additional salary

25 Schedule, table—after the entry relating to Other members of the Economic and Finance Committee insert:

Presiding Member of the Electoral Laws and Practices Committee	14
Other members of the Electoral Laws and Practices Committee	10