



New South Wales

Constitution Amendment (Speaker) Act 2007 No 31

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Constitution Amendment (Speaker) Act 2007 No 31

Act No 31, 2007

An Act to amend the *Constitution Act 1902* to enable the Speaker to take part in debates or discussions, and to vote, when not presiding in the Legislative Assembly.
[Assented to 4 July 2007]

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Constitution Amendment (Speaker) Act 2007*.

2 Commencement

This Act commences on the date of assent to this Act.

3 Amendment of Constitution Act 1902 No 32

The *Constitution Act 1902* is amended as set out in Schedule 1.

4 Repeal of Act

- (1) This Act is repealed on the day following the day on which this Act commences.
- (2) The repeal of this Act does not, because of the operation of section 30 of the *Interpretation Act 1987*, affect any amendment made by this Act.

Schedule 1 Amendments

(Section 3)

[1] Section 31 Speaker

Insert after section 31 (3):

- (4) The Speaker may, when not presiding:
 - (a) take part in any debate or discussion, and
 - (b) vote on any question,
which may arise in the Legislative Assembly.

[2] Section 32 Quorum and determination of questions

Omit “the Speaker” from section 32 (1).

Insert instead “the Member presiding”.

[3] Section 32 (2)

Omit the subsection. Insert instead:

- (2) All questions which may arise in the Legislative Assembly shall be decided by the majority of the votes of the Members present other than the Member presiding, and when the votes are equal the Member presiding shall have a casting vote.

[Agreement in principle speech made in Legislative Assembly on 8 June 2007

Second reading speech made in Legislative Council on 28 June 2007]

BY AUTHORITY