

Passed by both Houses



New South Wales

# Constitution Amendment (Speaker) Bill 2007

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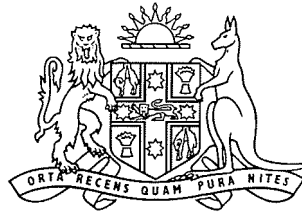
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*I certify that this public bill, which originated in the Legislative Assembly, has finally passed the Legislative Council and the Legislative Assembly of New South Wales.*

*Clerk of the Legislative Assembly.  
Legislative Assembly,  
Sydney, , 2007*



New South Wales

## **Constitution Amendment (Speaker) Bill 2007**

Act No , 2007

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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.

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*I have examined this bill and find it to correspond in all respects with the bill as finally passed by both Houses.*

*Assistant Speaker of the Legislative Assembly.*

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**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- (1) This Act is repealed on the day following the day on which this Act commences.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.

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## 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.