

# House of Representatives

# Supplementary Order Paper

Wednesday, 8 August 2018

## Electoral (Integrity) Amendment Bill

### *Proposed amendments*

Hon Amy Adams, in Committee, to move the following amendments:

#### *Clause 5*

In *clause 5*, replace *section 55D(a)* (page 3, lines 10 to 13) with:

- (a) state that the parliamentary leader reasonably believes that the member of Parliament concerned has acted in a way that has significantly distorted, and is likely to continue to significantly distort, the proportionality of political party representation in Parliament as determined at the last general election; and

In *clause 5*, replace *section 55E* (page 4, lines 1 to 16) with:

#### **55E Definitions**

For the purposes of **sections 55A to 55D**, unless the context otherwise requires,—

**parliamentary leader**, in relation to a political party, means—

- (a) the member of Parliament recognised for the time being as the parliamentary leader of the political party by the majority of parliamentary members of that party; or
- (b) the member of Parliament for the time being acting as the parliamentary leader of that party

**political party for which the member of Parliament was elected** means,—

- (a) in the case of a member elected to represent an electoral district, the political party that nominated the member as a constituency candidate; and
- (b) in the case of a member of Parliament elected from a party list submitted under section 127, or declared to be elected under section 137(4) to supply a vacancy, the political party on whose list the member’s name appeared

**significantly distorted, and is likely to continue to significantly distort, the proportionality of political party representation** means when a member—

- (a) communicates to the Speaker they have resigned from the party for which they were elected; or
- (b) expresses an intention to withdraw their party vote from the control of whips of the party for which they were elected on a matter of confidence or supply; or
- (c) casts or expresses an intention to cast a personal vote against the party for which they were elected on a matter of confidence or supply if a request to do so is granted by the Speaker.

### Explanatory note

This Supplementary Order Paper amends the Electoral (Integrity) Amendment Bill. It amends *clause 5* to add the word “significantly” before “distort” and “distorted” in *new section 55D(a)*. *Section 55E* defines “parliamentary leader” and “political party for which the member of Parliament was elected” but it does not define distortion of proportionality of political party representation. A further definition in *section 55E* would narrow and clarify the conditions under which these provisions might come into force as “significantly distorting proportionality”.