



Queensland

Constitution of Queensland and Other Legislation Amendment Bill 2016



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2016

A Bill

for

***An Act to amend the *Constitution of Queensland 2001* and the
Parliament of Queensland Act 2001 for particular purposes***

[s 1]

The Parliament of Queensland enacts— 1

Part 1 Preliminary 2

Clause 1 Short title 3
This Act may be cited as the *Constitution of Queensland and* 4
Other Legislation Amendment Act 2016. 5

Part 2 Amendment of Constitution of 6
Queensland 2001 7

Clause 2 Act amended 8
This part amends the *Constitution of Queensland 2001.* 9

3 Insertion of new ch 2, pt 5 10
Chapter 2— 11
insert— 12

Part 5 Portfolio committees 13
and consideration of 14
proposed legislation 15

26A Establishment of portfolio committees 16

- (1) The Legislative Assembly must, at the beginning 17
of every session of the Legislative Assembly, 18
establish at least 6 committees of the Legislative 19
Assembly (*portfolio committees*). 20
- (2) The Legislative Assembly must allocate areas of 21
responsibility to each portfolio committee that 22

collectively cover all areas of government activity. 1
2

Note— 3

See also the *Parliament of Queensland Act 2001* for provisions about the membership and operation of portfolio committees. 4
5
6

- (3) This section does not limit the Legislative Assembly's power to establish committees and confer functions and powers on committees. 7
8
9

26B Requirement for proposed legislation to be considered by committees 10 11

- (1) The Legislative Assembly must ensure each Bill for an Act that is proposed for enactment is referred to a portfolio committee, or another committee of the Legislative Assembly, for examination by the committee. 12
13
14
15
16

- (2) The period of the referral must be at least 6 weeks from the date of the referral. 17
18

- (3) This section does not prevent the Legislative Assembly, by ordinary majority, doing any of the following under the standing rules and orders of the Legislative Assembly— 19
20
21
22

(a) declaring a Bill to be an urgent Bill; 23

(b) referring an urgent Bill to a committee for less than 6 weeks; 24
25

(c) for a Bill declared to be an urgent Bill after it is referred to a committee—discharging the Bill from the committee less than 6 weeks after the referral; 26
27
28
29

(d) deciding not to refer an urgent Bill to a committee before the Bill is passed by the Legislative Assembly. 30
31
32

[s 4]

26C Special provision for annual appropriation Bills	1 2
(1) The Legislative Assembly must ensure each Bill for an annual appropriation Act is referred to the portfolio committees for examination in a public hearing.	3 4 5 6
(2) The referred Bill must be accompanied by any associated documentation tabled in the Legislative Assembly that—	7 8 9
(a) explains the appropriation the subject of the Bill; and	10 11
(b) includes estimates of the expenditure for the financial year of the departments of government to which the Bill relates, or the Legislative Assembly and parliamentary service, whichever is relevant.	12 13 14 15 16
(3) In this section—	17
<i>annual appropriation Act</i> means an Act that appropriates an amount from the consolidated fund for departments of government, or the Legislative Assembly and parliamentary service, for a financial year.	18 19 20 21 22
 Part 3	
Amendment of Parliament of Queensland Act 2001	23 24
 4 Act amended	25
This part amends the <i>Parliament of Queensland Act 2001</i> .	26
 5 Amendment of s 11 (Standing rules and orders may be made)	27 28
Section 11(2), note—	29
<i>omit.</i>	30

6	Amendment of s 78 (Main object of ch 5 and its achievement)	1
		2
	Section 78(2)(b)—	3
	<i>omit, insert—</i>	4
	(b) providing for the membership and operation of portfolio committees; and	5
		6
7	Amendment of s 88 (Establishment)	7
	Section 88(1)—	8
	<i>omit, insert—</i>	9
	(1) The Assembly must, by standing rules and orders, establish committees as required under the <i>Constitution of Queensland 2001</i> , section 26A (<i>portfolio committees</i>).	10
		11
		12
		13
8	Amendment of s 92 (Role generally)	14
	Section 92(1)—	15
	<i>insert—</i>	16
	(d) initiate an inquiry into any other matter it considers appropriate.	17
		18
9	Insertion of new ch 10, pt 8	19
	Chapter 10—	20
	<i>insert—</i>	21
	Part 8	22
	Constitution of	23
	Queensland and Other	24
	Legislation	25
	Amendment Act 2016	

[s 9]

179 Continuation of existing portfolio committees	1
(1) This section applies to a portfolio committee	2
established under section 88 immediately before	3
the commencement.	4
(2) On the commencement, the portfolio committee	5
is taken to be established as a committee of the	6
Assembly under the <i>Constitution of Queensland</i>	7
2001, section 26A.	8

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