

WESTERN AUSTRALIA
LEGISLATIVE COUNCIL
AMENDMENTS AND SCHEDULES
Supplementary Notice Paper No. 41
Issue No. 3
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CORRUPTION, CRIME AND MISCONDUCT AMENDMENT BILL 2017
[41-1]

When in committee on the *Corruption, Crime and Misconduct Amendment Bill 2017*:

New Clause 5

Hon Alison Xamon: To move —

1/NC5 Page 2, after line 15 — To insert:

5. New Section 27A

After section 27 insert:

27A. Allegation about Member of Parliament

The Commission, when performing its functions in relation to the conduct of a Member of Parliament must —

- (a) forthwith inform the Parliamentary Inspector of the name of the Member of Parliament, the grounds on which the allegation is made and the nature of the crime or misconduct by reference to the relevant statutory provision; and
- (b) act in accordance with any memorandum of understanding or other agreement as to conditions and procedures between the Commission and the Presiding Officers and/or the committee of the House whose functions include matters relating to the practice, procedure and privileges of the House.

Leader of the House representing the Attorney General: To move —

2/NC5 Page 2, after line 15 — To insert:

5. Section 27A inserted

At the end of Part 3 Division 2 insert:

27A. Allegation about member of House of Parliament

- (1) If the Commission receives or initiates an allegation about a member of a House of Parliament, the Commission must, as soon as practicable, inform the Parliamentary Inspector of the name of the member, the grounds on which the allegation is made and the nature of the serious misconduct to which the allegation relates.
- (2) The Commission, when performing its functions in relation to the conduct of a member of a House of Parliament, must proceed having proper regard to the importance of preserving parliamentary privilege.
- (3) When investigating a matter which raises an issue of parliamentary privilege, the Commission must act in accordance with any conditions and procedures formulated in continuing consultation with each House of Parliament.

