

**Gonczarek, Melinda**

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**From:** Speaker  
**Sent:** Monday, 15 August 2022 9:11 AM  
**To:** #LA, Members  
**Cc:** Duncan, Tom  
**Subject:** For information  
**Attachments:** Letter from committee re privilege 150822.pdf

Members,

Circulating for your information. I have accepted that in accordance with SO276 this matter has precedence.

Joy Burch MLA  
Speaker





LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

SELECT COMMITTEE ON ESTIMATES 2022–2023

Mr James Milligan MLA (Chair), Mr Andrew Braddock MLA (Deputy Chair),  
Dr Marisa Paterson MLA

Ms Joy Burch MLA  
Speaker  
Legislative Assembly for the ACT  
By email: [joy.burch@parliament.act.gov.au](mailto:joy.burch@parliament.act.gov.au)

Dear Madam Speaker

**Select Committee on Estimates 2022–2023: Privilege and contempt matters**

I am writing to you in my capacity as the Chair of the Select Committee on Estimates 2022–2023 (Committee).

The Committee has this morning resolved to raise with you a matter of privilege in accordance with standing order 276. The matter is Prohibition Notice issued on Friday, 12 August 2022 by WorkSafe ACT which seeks to prohibit the committee from:

*Undertaking any hearings or committee meetings at Legislative Assembly of the Australian Capital Territory until a risk assessment has been undertaken, adequate control measures are implemented in line with the Hierarchy of Control, and consultation has been undertaken with all affected workers.*

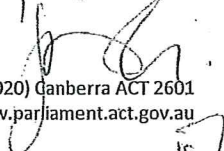
The Committee considers that this action constitutes a contempt under standing order 277 (a) because it interferes with the Assembly or a committee of its authority. The Committee notes that the effect of this notice is to materially impact the operation of the Committee in holding the 2022-2023 Estimates hearings or meetings.

The Committee brings to the Speaker's attention the extraordinary disruption already created by this notice as the Committee has this morning been forced to meet at a venue outside of the Legislative Assembly to discuss this matter.

In accordance with the procedure set out in Chapter 26 of the standing orders, the Committee asks that you first determine whether this matter merits precedence over other business (SO276(c)), and in fact, give the matter precedence so that I may move a motion to refer the matter to a select committee appointed by the Assembly to inquire into these breaches of the standing orders which are harming the integrity of the Estimates process.

Yours sincerely

  
James Milligan MLA  
Chair  
15 August 2022

⇒ I agree that this  
matter has precedence.  


15/8/2022

## Gonczarek, Melinda

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**From:** Speaker  
**Sent:** Monday, 15 August 2022 9:19 AM  
**To:** #LA, Members  
**Cc:** Duncan, Tom  
**Subject:** FW: For information  
**Attachments:** Letter from committee re privilege 150822.pdf; 20220815091756906.pdf

Members, please find attached a motion related to the earlier letter.

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**From:** Speaker  
**Sent:** Monday, 15 August 2022 9:11 AM  
**To:** #LA, Members <#LAMembers@act.gov.au>  
**Cc:** Duncan, Tom <Tom.Duncan@parliament.act.gov.au>  
**Subject:** For information

Members,


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Joy Burch MLA  
Speaker




Mr Milligan to move—That:

- (1) pursuant to standing order 276, a Select Committee on Privileges be established to examine whether there has been a breach of privilege relating to the actions of the Work Health and Safety Commissioner and any other person and whether they have improperly interfered with the free exercise of the authority of the Select Committee on Estimates 2022-23 or breached any other privileges of the Assembly;
- (2) the Privileges Committee shall report back to the Assembly by the last sitting day sitting day of October 2022; and
- (3) the Committee shall be composed of:
  - (a) Ms Orr, MLA;
  - (b) Mr Hanson, MLA; and
  - (c) Ms Clay, MLA;
- (4) The Chair of the Committee shall be Mr Hanson, MLA.

  
15 August 2022

no circulate

  
12/8/2022