

House of Representatives

Supplementary Order Paper

Tuesday, 14 August 2018

Electoral (Integrity) Amendment Bill

Proposed amendment

Ian McKelvie, in Committee, to move the following amendment:

Clause 5

Replace *clause 5* (page 2, line 5 to page 4, line 16) with:

5 New sections 55AAB to 55C inserted

After section 55AA, insert:

55AAB Purpose of sections 55A to 55C

The purpose of **sections 55A to 55C** is to—

- (a) enhance public confidence in the integrity of the electoral system; and
- (b) enhance the maintenance of the proportionality of political party representation in Parliament as determined by electors.

55A Member of Parliament ceasing to be parliamentary member of political party

- (1) This section applies to every member of Parliament, except a member elected as an independent.
- (2) The seat of a member of Parliament to whom this section applies becomes vacant if the member of Parliament ceases to be a parliamentary member of the political party for which the member of Parliament was elected.
- (3) For the purposes of **subsection (2)**, a member of Parliament ceases to be a parliamentary member of the political party for which the member of Parliament was elected only if the member of Parlia-

ment delivers to the Speaker a written notice that complies with **section 55B**.

55B Notice from member of Parliament

A written notice under **section 55A(3)** must—

- (a) be signed by the member of Parliament by whom it is given; and
- (b) be addressed to the Speaker; and
- (c) notify the Speaker that the member of Parliament—
 - (i) has resigned from the parliamentary membership of the political party for which the member of Parliament was elected; or
 - (ii) wishes to be recognised for parliamentary purposes as either an independent member of Parliament or a member of another political party.

55C Definitions

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

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.

Explanatory note

This Supplementary Order Paper amends the Electoral (Integrity) Amendment Bill, amending *clause 5* to delete the ability for a party leader to expel an MP, and only have the provision applying to an MP who resigns or wishes to become an independent or represent another political party.