

Province of Nova Scotia

RULES AND FORMS

OF

PROCEDURE

of the

House of Assembly



October 2022

Rules and Forms of Procedure of the House of Assembly of Nova Scotia adopted by the House of Assembly May 26, 1980, and amended by the House of Assembly:

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Table of Contents

Rule

REGULATION AND MANAGEMENT OF THE HOUSE

Application of Rules	1
Cases not provided for by Rules	2

TIME OF SITTINGS

Ordinary hours of meeting	3(1)
Ordinary adjournment hours	(2)
House shall not meet.	(3)
Monday sitting	(3A)
Notice of commencement of sitting	(4)
Notice of earlier commencement	(5)
Absence of quorum at meeting hour.	(6)
Friday adjournment.	(7)
Adjournment at ordinary time.	4(1)
Uncompleted business at adjournment time	(2)

MOMENT OF INTERRUPTION

Moment of interruption.	5(1)
Voting at moment of interruption	(2)
Business after moment of interruption	(3)
Adjournment at moment of interruption.	(4)
Proceedings after moment of interruption	(5)
Draw of subjects by Clerk	(6)
Rotation between caucuses	(6A)
Length of speeches	(7)
Quorum not required.	(8)
No voting on motion.	(9)
Termination of business	(10)

Rule

EXTENDED SITTING HOURS

Removal of limit on hours House can sit . . .	5C(1)
No notice of motion, amendment or debate .	(2)

QUORUM

Quorum	6(1)
Adjournment for lack of quorum	(2)
Lack of quorum during sitting	(3)
Procedure on counting House	(4)
Time of next sitting	(5)
Lack of quorum in CWH	(6)

THE SPEAKER

Election of Speaker	6A(1)
No interruption, adjournment or debate . . .	(2)
Procedure for election of Speaker	6B
Jurisdiction of Speaker	7
Powers and privileges of Speaker	8
Duties of Speaker	9(1)
Appeal of Speaker's ruling	(2)
Speaker's role in debate in House and casting vote	10(1)
Speaker's role in CWH	(2)

CHAIR OF COMMITTEES AND DEPUTY SPEAKER

Chair of Committees and Deputy Speaker election, term, etc.	11(1)
Election of Chair of Committees	(2)
Where more than one Chair of Committees	(3)
Absence of Speaker	12(1)

Rule

Absence of Speaker and of Chair of Committees.	12(2)
Member may take chair at request of Speaker or Chair of Committees.	(3)

COMMITTEE ON ASSEMBLY MATTERS

Composition of Committee.	12A(1)
Chair	(2)
Duties of Committee.	(3)

CONDUCT OF MEMBERS

Pecuniary interest of Member in question . .	13(1)
Conduct when question put.	(2)
Conduct when other Member speaking	(3)
Passing Mace or Chair	(4)
Conduct on adjournment.	(5)
Conduct on entering or leaving seat	(6)
Member's attendance	14(1)
Penalty for non-attendance	(2)
Vacating of seat for non-attendance	(3)

STRANGERS

Misconduct, etc. of strangers	15(1)
Order for withdrawal of strangers.	(2)

BUSINESS OF THE HOUSE

Moment of reflection	16
Daily routine of business	17(1)
Orders of the Day	(2)
Oral questions	(2A)
Revert to Daily Routine	(2B)
Constitutional amendment	(3)

ORDERS OF THE DAY

Discretion of House Leader re Orders of the Day	18
Order of Opposition Members' Business on Wednesday	19
Opposition Members' Business and allotted time	20(1)
Debate on Private Member's Public Bills. . .	(2)
Where no agreement	(3)
Debate on Opposition Members' Business —time limit.	21(1)
Expiry of time allotted	(2)

RULES OF DEBATE

Member to stand and address Speaker	22
Time limit on speeches	23
Procedure on point of order	24(1)
Irrelevance or repetition in debate	(2)
Improper language in debate.	25
Limit on speeches by Member in debate . . .	26(1)
Right of mover to reply.	(2)
Closing of debate by mover of motion	(3)
Reading of question during debate	27(1)
Permitted motions during debate	(2)
Disorderly conduct by Member	28(1)
Naming and suspension of Member	(2)
Duration of suspension	(3)
Removal of suspended Member by Sergeant-at-Arms	(4)

PRIVILEGE

Consideration of matter of privilege.	29(1)
Notice to Speaker of question.	(2)

Rule

STATEMENTS BY MEMBERS

Two one-minute statements	29A(1)
No statements after Question Period	(2)

QUESTIONS PUT BY MEMBERS

Written questions to Ministers	30(1)
Record of questions and answers	(2)
Oral questions to Ministers	31(1)
Form of question and answer	(2)
Supplementary questions	(3)

MOTIONS

Notices of motion	32(1)
Limit on oral notices of motion	(2)
Written notices of motion	(3)
Congratulatory resolution	(4)
Motion to approve all congratulatory resolutions	(5)
Effect of approval	(6)
Waiver of notice of motion	33
Motions to be in writing	34(1)
Seconding of motions not required	(2)
Withdrawal of motion	35
Motion to go into CWH—limit on debate . .	36
Improper motion	37
Debate on constitutional amendment	37A(1)
Referral to committee and submissions from general public	(2)
Debate after Committee report	(3)

DIVISIONS

Termination of debate on question on motion	38(1)
Majority decision required	(2)
Recording of votes on division	(3)
Roll call and duration of division bells ringing	(4)

COMMITTEE OF THE WHOLE HOUSE

Absence of Chair of Committees —appointment of replacement	39(1)
Member may take chair at request of Chair of Committees	(2)
Rules in CWH	40(1)
Relevancy in debate in CWH	(2)
Powers of Chair of CWH	(3)
Termination or suspension of CWH proceedings	41

ADJOURNMENT

Adjournment motion, general	42
---------------------------------------	-----------

EMERGENCY DEBATE

Adjournment for urgent debate	43(1)
Notice of intention to move	(2)
Form of motion	(3)
Speaker's ruling	(4)
Factors to be considered	(4A)
Deferral of ruling	(5)
Reasons for ruling	(6)
Grant of leave for motion	(7)
Question to House for leave	(8)

	Rule
Necessity of leave	43(9)
Restrictions on motion	(10)
Motion put over	(11)
Quorum not required.	(12)
Limit on Member speaking.	(13)
Limit on debate	(14)

PROCEEDINGS ON BILLS

Introduction of Bill	44(1)
Imperfect Bill	(2)
Second reading	45
Referral after second reading	46
Report of Committee	47(1)
Committal to CWH.	(2)
Report of amendments in CWH	(3)
Certification by Committee Chair.	48
Reprinting of amended Bill.	49
Order for third reading	50
Recommittal of Bill	51
Amendment of Private or Local Bill	
on third reading.	52
Three separate readings of Bill	53
Block moving of Private and Local Bills	54
Certification of readings of Bill	55
Readings before committal or amendment.	56
Proceedings in CWH on Bills.	57(1)
Maximum time for consideration of Bill	(2)
Motion on Bill.	(3)
Report of CWH on Bills	58
Reports from Committees.	59

COMMITTEES

Striking Committee.	60(1)
-----------------------------	--------------

Rule

Functions of Standing Committees.	60(2)
Chair of Public Accounts Committee	(3)
Posting of list of Standing Committees	(4)
Limitation on number of Members.	(5)
Minister on Committee	(5A)
List of Members from each party	(5B)
Substitution for committee member	(5C)
Replacement of committee member.	(5D)
Replacement of Chair or Vice-chair	(5E)
Quorum of Committee	(6)
Voting in Committees	61(1)
Appeal to House from Committee decision.	(2)

ESTIMATES

Duty of Minister upon tabling Estimates . . .	62
Response to budget speech	62A
Committee of the Whole on Supply	62B
Subcommittee on Supply	62C(1)
Chair	(2)
Estimates in Committee of the Whole	62D(1)
Estimates referred to Subcommittee.	(2)
Quorum of Committee of the Whole on Supply	62DA(1)
Hours of Committee	(2)
Maximum number of hours	62DB
Time spent indicated in Orders of the Day . .	62E
Quorum of Subcommittee.	62F(1)
Sittings of Subcommittee	(2)
Voting in Subcommittee	(3)
Meetings open to public	(4)
Proceedings recorded and transcribed	(5)
Order of considering Estimates.	62FA(1)

Rule

Maximum time for consideration of Estimates	62FA(2)
Votes respecting Estimates	(3)
Report of Subcommittee	(4)
Support staff of Minister	62FB
Restriction on other committees sitting	62FC
Motion on Estimates	62FD
Motion to concur in report deemed before House	62G(1)
Motion put	(2)
Appropriations Bill	(3)

PETITIONS

Filing of Petition	63(1)
Presentation of Petition in House	(2)
Debate not permitted	(3)
Responsibility of Members for content	(4)
Endorsement by Member	(5)
Placement of signatures	(6)

ATTENDANCE AND PAYMENT OF WITNESS

Summoning of witness	64(1)
Payment of witnesses	(2)
Claim for witness fees	(3)
Witness residing at seat of Government	(4)

PRIVATE AND LOCAL BILLS

Duties of Committee	66
Publication of notice of Private or Local Bill	69
Notice of amendment in CWH	70

	Rule
Block referral of Private and Local Bills to CWH	71

FEES

Payment of fees and printing costs before third reading.	72
Fee for incorporation or increase of share capital	73
Fee where no share capital	74
Waiver of fees	75

CLERK OF THE HOUSE

Duties of Clerk	76
Distribution of Orders of the Day	77(1)
Motion and Order Book	(2)
Bill Book	(3)
Journals	(4)

LEGISLATIVE COUNSEL

Duties of Legislative Counsel	78
Approval of form of Bills by Legislative Counsel	79
Changes by Legislative Counsel	79A

SERGEANT-AT-ARMS

Duties of Sergeant-at-Arms	80(1)
Release of persons committed to Sergeant-at-Arms	(2)
Absence of Sergeant-at-Arms	(3)

LEGISLATIVE LIBRARY

Functions of Legislative Librarian	81
Cataloguing of Library books	82

DEBATES

Records of Debates	83(1)
Procurement of staff and equipment	(2)
Responsibilities of Speaker re recording of Debates	(3)
Daily record	(4)

HOURS OF ATTENDANCE

Staff hours of attendance	84
-------------------------------------	-----------

SUSPENSION OF RULE

Suspension or change of Rule	85
--	-----------

Index	page 79
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REGULATION AND MANAGEMENT OF THE HOUSE

Application of Rules

1 The proceedings in the House of Assembly of Nova Scotia and in all committees of the House shall be conducted according to the following Rules. 1955 R.1; 1980 R.1.

Cases not provided for by Rules

2 In all cases not herein provided for, the question shall be decided by the Speaker and, in making such decision, the Speaker shall be guided by

Firstly – the usages and precedents of this House;

Secondly – the standing and sessional orders and forms of the House of Commons of Canada in force at the time; and

Thirdly – in all cases not provided for hereafter or by the usages and precedents of this House or by the standing and sessional orders or usages of the House of Commons of Canada, the usages and customs of the House of Commons of the United Kingdom of Great Britain and Northern Ireland in force at the time. 1955 R. 2 am.; 1980 R. 2; am. 1996.

TIME OF SITTINGS

Ordinary hours of meeting

3 (1) The time for the ordinary meeting of the House is at one o'clock in the afternoon on Tuesday, Wednesday and Thursday and at nine o'clock in the forenoon on Friday. 1955 R. 3 am.; 1980 R. 3(1); am. 1987; am. 2014.

Ordinary adjournment hours

(2) The time for the ordinary adjournment of the House is at six o'clock in the afternoon on Tuesday and Thursday, thirty minutes after five o'clock in the afternoon on Wednesday and one o'clock in the afternoon on Friday. 1980 R. 3(2); am. 1987; am. 2014.

House shall not meet

(3) The House shall not meet on New Year's Day, Good Friday, Easter Sunday, Easter Monday, Victoria Day, Canada Day, Labour Day, Thanksgiving Day, Remembrance Day, Christmas Day, Boxing Day, a Saturday, a Sunday or a Monday, and the week in each year customarily observed by the schools at the seat of the Legislature as the "March Break" in accordance with a determination made by the Minister of Education. 1987 R. 3(3); am. 2014.

Monday sitting

(3A) Notwithstanding paragraph (3), the House may meet on a Monday and on a Monday the Order of Business for the con-

sideration of the House on a Monday shall be the same as for Tuesday, Thursday and Friday except that there shall be no ORAL QUESTIONS PUT BY MEMBERS TO MINISTERS. 2014 R. 3(3A).

Notice of commencement of sitting

(4) Where the House stands adjourned for a period of ten sitting days or more, notice of the commencement of the House thereafter shall be given by the Speaker to the Members at least thirty days prior to such commencement to the address on file at the Office of the Speaker for that Member. 1987 R. 3(4); am. 2014.

Notice of earlier commencement

(5) Notwithstanding paragraph (4), wherever the House stands adjourned for a period of ten sitting days or more, if the Speaker is satisfied, after consultation with the Government, that the public interest requires that the House shall meet at an earlier time, the Speaker may give notice that being so satisfied the House shall meet, and thereupon the House shall meet to transact its business as if it had been duly adjourned to that time and in the event of the Speaker being unable to act owing to illness or other cause, the Deputy Speaker, or, failing the Deputy Speaker, the Chair of the Law Amendments Committee shall act in the Speaker's stead for these purposes. 1987 R. 3(5); am. 2022.

Absence of quorum at meeting hour

(6) If a quorum of the House is not present at the time appointed for the ordinary meeting of the House, the Speaker may take the chair and adjourn the House without putting any question. 1980 R. 3(3); am. 1996; am. 2022.

Friday adjournment

(7) When the House rises on Friday it shall stand adjourned, unless otherwise ordered, until the following Tuesday. 1980 R. 3(4); am. 2014.

Adjournment at ordinary time

4 (1) Unless otherwise ordered or provided by these Rules, at the ordinary time of adjournment the proceedings of the House shall be interrupted by the Speaker, or if the House is in Committee of the Whole, by the Chair thereof who shall rise and report progress and the Speaker shall adjourn the House without question put. 1980 R. 4(1); am. 1996; am. 2022.

Uncompleted business at adjournment time

(2) Unless otherwise ordered or provided by these Rules, all business not disposed of at the time of adjournment shall stand over until the next sitting day when it shall be placed on the Order Paper of the day under its normal order of business and taken up at the stage where its progress was interrupted at the next sitting day when it is called

under that order of business. 1955 R. 15(3)-(5) (part) am.; 1980 R. 4(2); am. 1987.

MOMENT OF INTERRUPTION

Moment of interruption

5 (1) At thirty minutes after five o'clock in the afternoon on a Wednesday, being the ordinary time of adjournment of the House, or at such other hour of adjournment as the House has previously approved, the proceedings on any business then under consideration shall be interrupted, except as otherwise provided in these Rules; and if the House is then in Committee the Chair of Committees shall leave the chair and, if the business of the Committee has not been completed, shall report progress and ask leave to sit again; and the moment at which business is so interrupted is referred to in these Rules as "the moment of interruption". 1980 R. 5(1); am. 2014; am. 2022.

Voting at moment of interruption

(2) If at the moment of interruption the House or a Committee of the House is in the process of voting upon a question, the business shall not be interrupted until that question and any proceedings directly related thereto shall have been disposed of. 1980 R. 5(2).

Business after moment of interruption

(3) After any voting under consideration at the moment of interruption has been completed, any unopposed business may be

proceeded with without amendment or debate. 1980 R. 5(3).

Adjournment at moment of interruption

(4) At the moment of interruption and after any voting or unopposed business has been disposed of, the Speaker shall adjourn the House, without any question being put, unless a motion is moved pursuant to paragraph (5) of this Rule. 1980 R. 5(4); am. 1996.

Proceedings after moment of interruption

(5) At the conclusion of business immediately following the moment of interruption on a Wednesday a non-government Member may make a motion concerning a matter which is listed on the Order Paper under the item of business MOTIONS OTHER THAN GOVERNMENT MOTIONS, or which would normally be listed on the Order Paper under that item of business or concerning a matter arising out of oral questions put by Members to Ministers and in respect of which the non-government Member has given a notice of intention to do so to the Clerk at least one hour prior to the commencement of that day's sitting. 1980 R. 5(5); am. 2014; am. 2022.

Draw of subjects by Clerk

(6) During the hour prior to the commencement of Wednesday's sitting, the Clerk shall conduct a draw to determine the order in which Members who have given notice to the Clerk may move motions pursu-

ant to paragraph (5) and in conducting such draw the Clerk shall limit a Member to one matter for that day's sitting and at the commencement of the sitting shall report the result of the draw to the Speaker. 1980 R. 5(6); am. 1996; am. 2014.

Rotation between caucuses

(6A) The draw each Wednesday shall be limited to the Members of one caucus and shall be from among the Members of a different caucus each Wednesday in rotation as determined by the Speaker. 2014 R. 5(6A).

Length of speeches

(7) No Member may speak for more than ten minutes during the debate on a motion called pursuant to paragraph (5). 1980 R. 5(7).

Quorum not required

(8) During the consideration of a motion pursuant to paragraph (5), the quorum requirements provided for in these Rules shall not apply. 1980 R. 5(8).

No voting on motion

(9) No vote shall be called upon any motion made pursuant to paragraph (5). 1980 R. 5(9).

Termination of business

(10) All business taken up pursuant to this Rule shall terminate after one half hour. 1980 R. 5(10); am. 2014.

EXTENDED SITTING HOURS

5A Repealed 2014.

5B Repealed 2014.

Removal of limit on hours House can sit

5C (1) Notwithstanding Rules 3 and 4, the time for the meeting of the House, the time for the adjournment of the House and the maximum number of hours the House may sit during a day may be determined by the House by majority vote on the motion of the Government House Leader or the Leader's substitute. 1996 R. 5C(1); am. 2014.

No notice of motion, amendment or debate

(2) No notice of motion is required for a motion pursuant to paragraph (1) and the question shall be put forthwith by the Speaker without amendment or debate. 1996 R. 5C(2).

QUORUM

Quorum

6 (1) The presence of at least fifteen Members of the House, including the Speaker, shall be necessary to constitute a meeting of the House for the exercise of its powers. 1955 R. 5(1); 1980 R. 6(1); am. 1996.

Adjournment for lack of quorum

(2) If at the time of the meeting there be not a quorum, the Speaker may take the chair and adjourn the House until the next sitting day. 1980 R. 6(2); am. 1996; am. 2022.

Lack of quorum during sitting

(3) If at any time the attention of the Speaker is called to the fact that there is no quorum present, the Speaker will proceed at once to count the House and if there are not fifteen Members present, including the Speaker, the Speaker will then adjourn the House without question put. 1980 R. 6(3); am. 1996; am. 2022.

Procedure on counting House

(4) While the Speaker is counting the House, the doors shall remain open and Members may come in during the whole time occupied by the counting, but not after completion of the count. 1980 R. 6(4); am. 1996.

Time of next sitting

(5) The adjournment shall be until the usual hour of the next sitting day and whenever the Speaker adjourns the House for want of a quorum, the time of the adjournment, and the names of the Members then present, shall be inserted in the Journal. 1980 R. 6(5); am. 1996.

Lack of quorum in CWH

(6) If at any time when the House is in Committee the Chair notes that fifteen Members, including the Chair, are not pres-

ent, the Chair shall leave the chair and the Speaker shall resume the chair and the provisions of paragraph (3) of this Rule shall then apply; and if fifteen Members are then present the House shall again resolve itself into a Committee without question put. 1980 R. 6(6); am. 1996; am. 2022.

THE SPEAKER

Election of Speaker

6A (1) After each general election and at any other time the office of Speaker is vacant, the House shall elect the Speaker before conducting any other business. 1998 R. 6A(1).

No interruption, adjournment or debate

(2) The election of the Speaker shall not be interrupted by any other proceeding and, notwithstanding any other rule, no adjournment or debate is in order until the election of the Speaker is concluded. 1998 R. 6A(2).

Procedure for election of Speaker

6B The Speaker shall be elected in accordance with the following provisions:

(a) a Member may nominate another Member as a candidate for election as the Speaker;

(b) a Member of the Executive Council, the Leader of the Opposition or the leader of a recognized party is not eligible to be a candidate;

(c) a nomination shall be made orally by the Member rising in the Member's place;

(d) the Member nominated shall be asked if the Member accepts the nomination and, if the Member accepts the nomination, the Member becomes a candidate;

(e) upon there being no further nominations, the nominations shall be declared closed and no further nominations shall be made;

(f) if there is only one candidate, that Member shall be declared elected as Speaker;

(g) if there is more than one candidate, an election shall be held by secret ballot;

(h) every Member has a vote and no Member has a casting vote;

(i) a Member shall vote by printing the name of the candidate being voted for on a ballot provided by the Clerk of the House and placing the ballot in a receptacle provided for that purpose by the Clerk;

(j) when the voting is completed, the Clerk of the House shall withdraw from the House and count the ballots;

(k) the House Leader of each party may observe the counting of the ballots;

(l) upon the ballots being counted, the Clerk of the House shall announce the results in the House;

(m) if one candidate receives a majority of the votes cast, that candidate shall be declared elected;

(n) if no candidate receives a majority of the votes cast, the candidate receiving the fewest votes ceases to be a candidate;

(o) if two or more candidates are tied in receiving the fewest number of votes, both candidates cease to be candidates unless there would not be at least two candidates remaining;

(p) before the commencement of the next ballot, a candidate may withdraw from the election by oral declaration by the candidate rising in the candidate's place;

(q) the procedure shall be repeated until one candidate receives a majority of the votes cast;

(r) upon election of the Speaker, the Clerk of the House shall destroy all the ballots. 1998 R. 6B; am. 2022.

Jurisdiction of Speaker

7 The Speaker shall have jurisdiction over all matters concerning Province House and its environs as defined by the public streets immediately adjacent thereto. 1980 R. 7; am. 1996; am. 2014.

Powers and privileges of Speaker

8 The Speaker shall exercise all the powers and privileges necessary for the performance of the Speaker's duties and the maintenance of the privileges of the Members and the House. 1980 R. 8; am. 1996; am. 2022.

Duties of Speaker

9 (1) The Speaker shall preserve order and decorum, and shall decide questions of order; in explaining a point of order or practice, the Speaker shall state the Rule or authority applicable to the case. 1955 R. 6 am.; 1980 R. 9(1); am. 1996; am. 2022.

Appeal of Speaker's ruling

(2) The Speaker's ruling shall not be subject to appeal or question except by substantive motion upon proper notice having been given. 1980 R. 9(2); am. 1996.

Speaker's role in debate in House and casting vote

10 (1) The Speaker shall not take part in any debate before the House. In case of an equality of voices, the Speaker gives a casting vote, and any reasons stated by the Speaker are entered in the Journal. 1955 R. 9(1); 1980 R. 10(1); am. 1996; am. 2022.

Speaker's role in CWH

(2) The Speaker may take part in proceedings in all Committees of the Whole House and, for that purpose, the Speaker's

place shall be the place of the Chair of the Committee. 1955 R. 9(2); 1980 R. 10(2); am. 1996; am. 2022.

CHAIR OF COMMITTEES AND DEPUTY SPEAKER

Chair of Committees and Deputy Speaker election, term, etc.

11 (1) At the beginning of the first session of each General Assembly, the House shall elect from among its Members a Member to be Chair of Committees and Deputy Speaker for the duration of that General Assembly, who shall take the chair of all Committees of the Whole House and who may, at the request of the Speaker, take the chair of the House with, in such case, all the powers of the Speaker as conferred by these Rules; and if the Member so elected shall cease to be a Member of the House, the House shall proceed forthwith to elect a successor for the remainder of the General Assembly. 1955 R. 36 am.; 1980 R. 11; am. 1996; am. 2022.

Election of Chair of Committees

(2) The Chair of Committees and Deputy Speaker shall be elected in the same manner as the Speaker. 1980 R. 11(2); am. 2022.

Where more than one Chair of Committees

(3) Where there is more than one Chair of Committees and Deputy Speaker,

their powers and duties under these Rules shall be as assigned by the Speaker. R. 11(3); am. 2022.

Absence of Speaker

12 (1) Whenever the House shall be informed of the absence of the Speaker, the Chair of Committees and Deputy Speaker shall take the chair and perform all the duties of the Speaker. 1955 R. 7 am.; 1980 R. 12; am. 1996; 2014 R. 12(1); am. 2022.

Absence of Speaker and of Chair of Committees

(2) In the absence of the Chair of Committees and Deputy Speaker, the House shall, on motion put by the Clerk, appoint any Member of the House to take the chair of the House during such absence. 1955 R. 7 am.; 1980 R. 12; am. 1996; 2014 R. 12(2); am. 2022.

Member may take chair at request of Speaker or Chair of Committees

(3) Notwithstanding paragraph (2), any Member may, at the request of the Speaker or the request of the Chair of Committees and Deputy Speaker, take the chair during the absence of both the Speaker and the Chair of Committees and Deputy Speaker. 2014 R. 12(3) am. 2022.

COMMITTEE ON ASSEMBLY MATTERS

Composition of Committee

12A(1) There is hereby established a Committee on Assembly Matters composed of the Speaker and nine other members appointed by the Special Committee established pursuant to paragraph (1) of Rule 60 to prepare and report listings of members to comprise Standing Committees. 1993 R. 12A(1).

Chair

(2) The Speaker shall be the Chair of the Committee. 1993 R. 12A(2).

Duties of Committee

(3) The Committee is established to and may examine the rules, procedures, practices, organization and facilities of the House of Assembly and may recommend the provision of support services and facilities for the Members and such examination shall include, but not be limited to, the following matters:

(a) the Rules and Forms of Procedure of the House of Assembly; and

(b) such matters as are accepted for examination by the Committee upon the request of the House, a committee of the House, a member of the Committee or a member of the House. 1993 R. 12A(3).

CONDUCT OF MEMBERS

Pecuniary interest of Member in question

13 (1) No Member is entitled to vote on any question in which the Member has a direct pecuniary interest, and the vote of any Member so interested will be disallowed. 1955 R. 10(1); 1980 R. 13(1); am. 2022.

Conduct when question put

(2) When the Speaker is putting a question, no Member shall walk out of or across the House, or make any noise or disturbance. 1955 R. 10(2); 1980 R. 13(2); am. 1996.

Conduct when other Member speaking

(3) When a Member is speaking, no Member shall pass between the Member speaking and the chair, nor interrupt the Member speaking, except to raise a point of order. 1955 R. 10(3); 1980 R. 13(3); am. 2022.

Passing Mace or chair

(4) No Member may pass between the chair and the Table nor between the chair and the Mace when the Mace has been taken off the Table by the Sergeant-at-Arms. 1955 R. 10(4); 1980 R. 13(4); am. 2022.

Conduct on adjournment

(5) When the House adjourns, the Members shall keep their seats until the Speaker has left the chair. 1955 R. 10(5); 1980 R. 13(5); am. 1996; am. 2022.

Conduct on entering or leaving seat

(6) Every Member, upon taking the Member's seat or leaving the Member's seat or crossing the floor, when the Speaker is in the chair and another Member is speaking, shall, before taking or leaving the Member's seat or crossing the floor, bow to the Speaker and bow to the Member speaking. 1980 R. 13(6); am. 2022.

Member's attendance

14 (1) Every Member is bound to attend the services of the House unless

(a) leave of absence has been given by the House or the Speaker; or

(b) the Member is taking pregnancy leave, parental leave, leave for illness or leave for a similar purpose and notice has been given, of the nature and expected length of the leave, to the House or the Speaker within ten days of commencing the leave. 1955 R. 11(1); 1980 R. 14(1); am. 2014; am. 2018.

Penalty for non-attendance

(2) If any Member shall leave the House for one whole day without

(a) permission first obtained from the House or the Speaker; or

(b) notice given pursuant to subparagraph (1)(b),

the Member may be subject to the censure of the House and shall also forfeit such monetary amount per day as is determined by the House of Assembly Management Commission for the time the Member shall be so absent. 1955 R. 11(2) am.; 1980 R. 14(2); am. 2014; am. 2018.

Vacating of seat for non-attendance

(3) The seat of any Member who shall be absent for two Sessions consecutively shall be vacated. 1955 R. 11(3); 1980 R. 14(3).

STRANGERS

Misconduct, etc. of strangers

15 (1) Any stranger admitted into any part of the House or Gallery, who commits misconduct or does not withdraw when strangers are directed to withdraw while the House or any Committee of the Whole House is sitting, shall be taken into custody by the Sergeant-at-Arms; and no person so taken into custody shall be discharged without an order of the Speaker. 1955 R. 8(1) am.; 1980 R. 15(1); am. 2022.

Order for withdrawal of strangers

(2) If any Member takes notice that strangers are present, the Speaker, or the Chair (as the case may be) shall forthwith put the question “That strangers be ordered to withdraw”, without permitting any debate or amendment; provided that the Speaker, or the Chair, may, whenever the Speaker or

Chair thinks proper, order the withdrawal of strangers. 1955 R. 8(2); 1980 R. 15(2); am. 1996; am. 2022.

BUSINESS OF THE HOUSE

Moment of reflection

16 The Speaker shall allow a moment of quiet reflection every day at the meeting of the House before any business is entered upon. 1955 R. 12; 1980 R. 16; am. 1996; am. 2021.

Daily routine of business

17 (1) The daily routine of business of the House shall be as follows, and such business shall be without debate:

PRESENTING AND READING

PETITIONS

PRESENTING REPORTS OF

COMMITTEES

TABLING REPORTS, REGULATIONS

AND OTHER PAPERS

STATEMENTS BY MINISTERS

GOVERNMENT NOTICES OF MOTION

INTRODUCTION OF BILLS

NOTICES OF MOTION

STATEMENTS BY MEMBERS

1955 R. 13 am.; 1980 R. 17(1); am. 2014.

Orders of the Day

(2) The Order of Business for the consideration of the House day by day, after the Daily Routine, shall be as follows:

TUESDAY, THURSDAY AND FRIDAY

ORAL QUESTIONS PUT BY MEMBERS
TO MINISTERS

GOVERNMENT BUSINESS

Government Motions

Public Bills and Orders

PRIVATE AND LOCAL BILLS

PRIVATE MEMBER'S PUBLIC BILLS

WEDNESDAY

ORAL QUESTIONS PUT BY MEMBERS
TO MINISTERS

PRIVATE AND LOCAL BILLS FOR
SECOND READING WHERE THERE
IS NO DEBATE

OPPOSITION MEMBER'S BUSINESS

GOVERNMENT BUSINESS

Government Motions

Public Bills and Orders

PRIVATE MEMBER'S PUBLIC BILLS

MOTIONS UNDER RULE 5(5)

1955 R. 13 am.; 1980 R. 17(2); am. 1987; am. 2014.

Oral questions

(2A) Notwithstanding paragraphs (1) and (2), QUESTIONS PUT BY MEMBERS TO MINISTERS shall commence one hour after the Daily Routine commences. 2014 R. 17(2A).

Revert to Daily Routine

(2B) Following the completion of QUESTIONS PUT BY MEMBERS TO MINISTERS, the business of the House

shall, subject to paragraph (2) of Rule 29A, revert to the Daily Routine if it has not been completed. 2014 R. 17(2B).

Constitutional amendment

(3) Notwithstanding paragraph (2), where there is a Government motion respecting amendments to the Constitution of Canada, that motion shall for the five days that it is required by Rule 37A to take precedence over all other business of the House be considered after the Daily Routine and immediately preceding the Order of Business “ORAL QUESTIONS PUT BY MEMBERS TO MINISTERS” and shall be entitled on the Order of Business “CONSTITUTIONAL AMENDMENTS” and upon the expiry of the said five days be considered after the Daily Routine under the Order of Business “Government Motions”. 1993 R. 17(3); am. 2014.

ORDERS OF THE DAY

Discretion of House Leader re Orders of the Day

18 Subject to Rule 19, all items standing on the Orders of the Day shall be taken up in the discretion of the Minister leading the House at the time. 1980 R. 18.

Order of Opposition Members’ Business on Wednesday

19 Opposition Members’ Business shall be taken up subsequent to the daily routine of

the business of the House on Wednesday after the Order of Business PRIVATE AND LOCAL BILLS FOR SECOND READING WHERE THERE IS NO DEBATE and shall consist of such matters determined by the opposition parties except Public Bills and Orders. 1980 R. 19; am. 1987.

Opposition Members' Business and allotted time

20 (1) The items of business taken up pursuant to Rule 19 and the amount of time allotted for each item shall be those items and the time determined by the opposition parties by agreement between them. 1980 R. 20(1).

Debate on Private Member's Public Bills

(2) Notwithstanding paragraph (1), debate under the order of business PRIVATE MEMBER'S PUBLIC BILLS shall not be for more than one hour and, upon termination of that one hour, no question shall be put. 1987 R. 20(2).

Where no agreement

(3) Should the opposition parties not be able to agree upon the items to be taken up pursuant to Rule 19 or the time to be allotted for those items, then the items and the time to be allotted shall be determined by the Speaker in consultation with representatives designated for that purpose by the opposition parties and, in making the allocation, the Speaker shall be guided by the num-

ber of Members each opposition party has in the House. 1980 R. 20(2); am. 1987; am. 1996.

Debate on Opposition Members' Business —time limit

21 (1) No Member shall speak for more than fifteen minutes upon an item taken up under the Order of Business OPPOSITION MEMBERS' BUSINESS. 1980 R. 21(1).

Expiry of time allotted

(2) On a Wednesday, at the end of the time allotted for an item taken up under the Order of Business OPPOSITION MEMBERS' BUSINESS or at the moment of interruption, whichever first occurs, no question shall be put. 1980 R. 21(2).

RULES OF DEBATE

Member to stand and address Speaker

22 Every Member desiring to speak is to rise in the Member's place and address the Speaker. 1955 R. 18(1) am.; 1980 R. 22; am. 1996; am. 2022.

Time limit on speeches

23 Except with the unanimous consent of the House, no Member shall speak for more than one hour. 1955 R. 19 am.; 1980 R. 23.

Procedure on point of order

24 (1) A point of order may be raised by or with the Speaker at any time and, if a

Member is then addressing the House, the Member shall resume the Member's seat while the point of order is under consideration. The Speaker may permit representations which are relevant to the point of order before giving a decision, but the decision on a point of order shall be final, subject only to appeal on motion of which at least two days' notice has been given not later than three sitting days after the ruling has been given. 1955 R. 20(1) am.; 1980 R. 24(1); am. 1996; am. 2022.

Irrelevance or repetition in debate

(2) The Speaker or the Chair, after having called the attention of the House or of the Committee to the conduct of a Member who persists in irrelevance or repetition of the Member's own arguments in debate, may direct the Member to discontinue the Member's speech. 1955 R. 20(2) am.; 1980 R. 24(2); am. 1996; am. 2022.

Improper language in debate

25 No Member shall use offensive words against any Member of the House nor shall any Member speak disrespectfully of the Sovereign of Canada nor of the Governor General of Canada nor of the Lieutenant Governor of the Province of Nova Scotia. 1955 R. 21 am.; 1980 R. 25; am. 2022.

Limit on speeches by Member in debate

26 (1) Subject to paragraph (2), no Member may speak twice on a question. 1955 R. 22(1) am.; 1980 R. 26(1).

Right of mover to reply

(2) A reply shall be allowed to a Member who has moved a substantive motion but not to the mover of an amendment, the previous question or an instruction to a Committee. 1955 R. 22(2), (3) am.; 1980 R. 26(2).

Closing of debate by mover of motion

(3) In all cases the Speaker shall inform the House that the reply of the mover of the original motion closes the debate. 1955 R. 22(4) am.; 1980 R. 26(3); am. 1996.

Reading of question during debate

27 (1) Any Member may require a question under discussion to be read at any time of the debate, but not so as to interrupt a Member while speaking. 1955 R. 24(1); 1980 R. 27(1).

Permitted motions during debate

(2) When a question is under debate, no motion shall be made, except as provided elsewhere in these Rules, other than an amendment to that question or a motion for the adjournment of the debate; and the question on a motion for adjournment of the debate shall be put without debate. 1955 R. 24(2) am.; 1980 R. 27(2).

Disorderly conduct by Member

28 (1) The Speaker may order any Member who disregards the authority of the Chair or whose conduct is otherwise disor-

derly to withdraw immediately from the House during the remainder of that day's sitting. 1980 R. 28(1); am. 1996.

Naming and suspension of Member

(2) If a Member fails to comply with an order of the Speaker made pursuant to paragraph (1), or in any other case where the conduct of the Member appears to the Speaker to be grossly disorderly, that Member may be named by the Speaker for the offence of disorderly conduct; then, the Speaker shall forthwith put the Question "that such Member be suspended from the service of the House". 1980 R. 28(2); am. 1996; am. 2022.

Duration of suspension

(3) If any Member be suspended pursuant to this Rule, the suspension shall continue until the fifth day on which the House shall sit after the day on which the Member was suspended or for such other period as the House, on motion made after notice given, shall order. 1980 R. 28(3); am. 2022.

Removal of suspended Member by Sergeant-at-Arms

(4) When a Member has been suspended pursuant to this Rule from the service of the House, the Speaker shall direct the Member to leave the House and if the Member refuses to obey the direction of the Speaker, the Speaker shall order the Sergeant-at-Arms to escort that Member from

the House, and if that Member then refuses to comply with the direction of the Speaker, the Speaker shall then authorize the use of such force as is necessary in order to compel obedience to the Speaker's direction. 1980 R. 28(4); am. 1996; am. 2022.

PRIVILEGE

Consideration of matter of privilege

29 (1) Whenever any matter of privilege arises, it shall be taken into consideration immediately, but the Speaker may, if the Speaker thinks fit, delay giving a ruling on a question of privilege raised with [the Speaker]. 1955 R. 25 am.; 1980 R. 29(1); am. 1996; am. 2022.

Notice to Speaker of question

(2) A Member intending to raise a question of privilege shall give notice to the Speaker before the meeting of the House if practicable. 1980 R. 29(2); am. 1996.

STATEMENTS BY MEMBERS

Two one-minute statements

29A (1) On the order of the day STATEMENTS BY MEMBERS being read, Members may each make two one-minute statements. 2014 R. 29A(1).

No statements after Question Period

(2) Notwithstanding paragraph (1), no STATEMENTS BY MEMBERS may be

made after the commencement of the order of the day QUESTIONS PUT BY MEMBERS TO MINISTERS. 2014 R. 29A(2).

QUESTIONS PUT BY MEMBERS

Written questions to Ministers

30 (1) A Member may give written notice to the Clerk of the House of a question to a Minister of the Crown to which the Member desires a written answer; and such questions must be limited to requesting information or action on matters for which a Minister is officially responsible. 1955 R. 26 am.; 1980 R. 30(1); am. 2022.

Record of questions and answers

(2) A list of all such questions of which notice has been given but which have not yet been answered shall be published with the Orders of the Day; and the question shall be published in the Report of the Debates and Proceedings of the House on the day following the day it is filed with the Clerk. 1980 R. 30(2); am. 1987.

Oral questions to Ministers

31 (1) On the order of the day ORAL QUESTIONS PUT BY MEMBERS TO MINISTERS being read on a Tuesday, Wednesday, Thursday and Friday, oral questions asking for information or action may be put without notice to Ministers of the Crown for not more than fifty minutes; and any such questions shall be concisely put and shall

relate only to matters for which a Minister is officially responsible. 1987 R. 31(1); am. 2014.

Form of question and answer

(2) In putting any such question or in replying to the same, no argument or opinion is to be offered nor any facts stated except so far as may be necessary to explain the same and, in answering any such question, the matter to which the same refers shall not be debated. 1955 R. 26(5) am.; 1980 R. 31(2).

Supplementary questions

(3) Members are permitted one supplementary question to a question except that the leaders of a recognized party are permitted two supplementary questions to their first question each day. 2014 R. 31(3).

MOTIONS

Notices of motion

32 (1) Except as provided in these Rules, two days' notice shall be given of a motion to present a resolution or address for an order of the House, for the appointment of any committee or for placing a question on the Order Paper; but this Rule shall not apply to Bills after their introduction, or to private Bills, or to the times of meeting or adjournment of the House. 1955 R. 28 am.; 1980 R. 32(1); am. 1987.

Limit on oral notices of motion

(2) Notwithstanding paragraph (1), on the order of the day NOTICES OF MOTION being read, not more than four notices of motion may be given for a resolution of the House orally in the House on a sitting day and then only with respect to business of the House or a committee of the House, nor may a member give orally in the House at any time a notice of motion for an order of the House. 1987 R. 32(2); am. 1987; am. 2014.

Written notices of motion

(3) A Member may give any number of notices for a resolution or order of the House in writing on a sitting day by depositing the same with the Clerk before the sitting of the House and each such notice shall be published in the Report of the Debates and Proceedings of the House for that day, and be placed under the appropriate Order of the Day. 1987 R. 32(3).

Congratulatory resolution

(4) A notice of motion pursuant to paragraph (3) may be labelled by the Member as a “congratulatory resolution” if congratulatory in nature and recognizes an individual, an organization or a community and is not partisan in nature or related to the expenditure of money. 2014 R. 32(4).

Motion to approve all congratulatory resolutions

(5) A motion may be made without notice to approve all congratulatory resolutions that have been deposited with the Clerk pursuant to paragraph (3) that have not been otherwise considered by the House and such a motion is not debatable. 2014 R. 32(5).

Effect of approval

(6) A congratulatory resolution approved pursuant to paragraph (5) is deemed to have been passed by the House. 2014 R. 32(6).

Waiver of notice of motion

33 A motion may be made by unanimous consent of the House without notice having been given under Rule 32. 1955 R. 29 am.; 1980 R. 33.

Motions to be in writing

34 (1) All motions and amendments shall be in writing before being debated or put from the Chair. 1955 R. 30 am.; 1980 R. 34(1); am. 1987.

Seconding of motions not required

(2) No motion nor amendment shall require to be seconded when given or moved in the House or a Committee. 1980 R. 34(2).

Withdrawal of motion

35 A Member who has made a motion may withdraw the same with the unanimous consent of the House. 1955 R. 31; 1980 R. 35.

Motion to go into CWH—limit on debate

36 No debate shall be permitted on a motion to resolve the House into Committee of the Whole except that upon a motion to resolve the House into Committee of the Whole on Supply a debate not exceeding forty-five minutes in length is permitted and no Member shall speak for more than fifteen minutes. 1980 R. 36.

Improper motion

37 Whenever the Speaker is of the opinion that a motion offered to the House is contrary to the Rules and Privileges of the Legislature, the Speaker shall apprise the House thereof and quote the Rule or authority applicable to the case. 1955 R. 34 am.; 1980 R. 37; am. 1996; am. 2014; am. 2022.

Debate on constitutional amendment

37A (1) Debate on a Government motion proposing amendments to the Constitution of Canada pursuant to Part V of The Constitution Act, 1982, and on any amendments proposed to that motion, shall, subject to paragraph (3) of Rule 17, take precedence over all other business of the House for five sitting days unless debate has been concluded prior thereto. 1993 R. 37A(1); am. 2014.

Referral to committee and submissions from general public

(2) When the debate has been concluded the Speaker shall put the question on the motion and the motion shall be referred to the Law Amendments Committee or, if the House so directs, to a Standing or Special Committee of the House and the Committee to which the motion is referred shall receive submissions from the general public and report back to the House. 1993 R. 37A(2); am. 1996.

Debate after Committee report

(3) When the Committee to which the motion was referred reports back to the House, the motion shall be debated for five days unless debate is concluded prior thereto at which time the Speaker shall put the question on the motion. 1993 R. 37A(3); am. 1996.

DIVISIONS

Termination of debate on question on motion

38 (1) After the Speaker or the Chair has put the question on a motion or an amendment, no further debate shall be permitted. 1980 R. 38(1); am. 1996; am. 2022.

Majority decision required

(2) All questions shall be decided by a majority of voices except where a specific Rule provides otherwise. 1980 R. 38(2).

Recording of votes on division

(3) Upon a division, the yeas and nays shall not be entered upon the Minutes unless demanded by two Members. 1955 R. 35(2); 1980 R. 38(3).

Roll call and duration of division bells ringing

(4) When a roll call vote is demanded by at least two Members, the Speaker or the Chair shall order the bells to be rung and shall then direct the Clerk to call the roll when the Speaker or the Chair, as the case may be, is satisfied that all Members wishing to vote are in their seats, provided that the bells shall be rung for a reasonable length of time and in no event for longer than one hour. 1980 R. 38(4); am. 1996; am. 2022.

COMMITTEE OF THE WHOLE HOUSE

Absence of Chair of Committees— appointment of replacement

39 (1) In the absence of the Chair of Committees and the Deputy Speaker, the Speaker shall, when the House is to resolve itself into a Committee, before leaving the chair appoint a Member to be Chair of the Committee. 1955 R. 36(3) am.; 1980 R. 39(1); am. 1996; am. 2022.

Member may take chair at request of Chair of Committees

(2) When the House is in committee any Member may, at the request of the Chair,

take the chair during any absence of the Chair. 1955 R. 36(4) am.; 1980 R. 39(2); am.2022.

Rules in CWH

40 (1) The Rules of the House shall be observed in the Committee of the Whole House so far as may be applicable, except the Rules limiting the number of times of speaking. 1955 R. 37(1) am.; 1980 R. 40(1).

Relevancy in debate in CWH

(2) Speeches in Committee of the Whole must be strictly relevant to the item or clause under consideration. 1955 R. 37(2) am.; 1980 R. 40(2).

Powers of Chair of CWH

(3) The Chair of the Committee of the Whole House shall maintain order in the Committee, deciding all questions of order subject to an appeal to the Speaker; but disorder in a Committee may only be censured by the House, on receiving a report thereof. No debate shall be permitted on any decision. 1955 R. 37(3) am.; 1980 R. 40(3); am. 1996; am. 2022.

Termination or suspension of CWH proceedings

41 In a Committee of the Whole House a motion that the Chair of the Committee leave the chair shall always be in order and take precedence over every other motion; and the question shall be decided without amendment or debate provided that, in the

case of disorder or an apparent breach of privilege ensuing in the Committee, the Chair may suspend the proceedings of the Committee and report the circumstances to the House without motion being made. 1955 R. 38 am.; 1980 R. 41; am. 2022.

ADJOURNMENT

Adjournment motion, general

42 A motion to adjourn shall always be in order, but no second motion to the same effect shall be made until after some intermediate proceedings have been had. 1955 R. 39 am.; 1980 R. 42.

EMERGENCY DEBATE

Adjournment for urgent debate

43 (1) Immediately after the daily routine of business has been concluded, a Member may ask leave to move that the business of the House be set aside for the purpose of discussing a definite matter of urgent public importance; and in asking for such leave the Member may state briefly the reasons for so doing. 1955 R. 40 am.; 1980 R. 43(1); am. 2022.

Notice of intention to move

(2) A Member wishing to move, “That the business of the House be set aside for the purpose of discussing a matter of urgent public importance”, under the provisions of this Rule shall give to the Speaker, at least two hours prior to the opening of a sit-

ting, a written statement of the matter proposed to be discussed. If the urgent matter is not then known, the Member shall give the written statement to the Speaker as soon as practicable. 1955 R. 40 am.; 1980 R. 43(2); am. 1996; am. 2022.

Form of motion

(3) When requesting leave to propose such a motion, the Member shall rise in the Member's place and present the written statement referred to in paragraph (2) of this Rule. 1955 R. 40 am.; 1980 R. 43(3); am. 2022.

Speaker's ruling

(4) The Speaker shall decide, without any debate, whether or not the matter is proper to be discussed and, in considering whether the matter is proper to be discussed, the Speaker may have regard to whether adequate notice has been given pursuant to paragraph (2). 1955 R. 40 am.; 1980 R. 43(4); am. 1996.

Factors to be considered

(4A) In determining whether a matter should have urgent consideration, the Speaker shall, without debate, have regard to the extent to which it concerns the administrative responsibilities of the government or could come within the scope of ministerial action and the Speaker also shall have regard to the probability of the matter being debated by the House within a reasonable time by other means. 1993 R. 43(4A).

Deferral of ruling

(5) If the Speaker so desires, the Speaker may defer the decision upon whether the matter is proper to be discussed until later in the sitting, when the Speaker may interrupt the proceedings of the House for the purpose of announcing the decision. 1955 R. 40 am.; 1980 R. 43(5); am. 1996; am. 2022.

Reasons for ruling

(6) In stating whether or not the Speaker is satisfied that the matter is proper to be discussed, the Speaker is not bound to give reasons for the decision. 1955 R. 40 am.; 1980 R. 43(6); am. 1996.

Grant of leave for motion

(7) If the Speaker is satisfied that the matter is proper to be discussed, the Speaker shall read the motion aloud and ask whether the Member has the leave of the House. If objection is taken, the Speaker shall request those Members who support the motion to arise in their places and if more than ten Members rise accordingly, the Speaker shall call upon the Member who has asked for leave. 1955 R. 40 am.; 1980 R. 43(7); am. 1996; am. 2022.

Question to House for leave

(8) If ten or fewer but not fewer than three Members rise in their places, the question whether the Member has leave to make the motion shall be put forthwith without debate and determined, if necessary, by a division. 1955 R. 40 am.; 1980 R. 43(8); am. 2014.

Necessity of leave

(9) Except with the requisite leave or support, the motion cannot be made. 1955 R. 40 am.; 1980 R. 43(9).

Restrictions on motion

(10) The right to make the motion under this Rule is subject to the following restrictions:

(a) the matter proposed for discussion must relate to a genuine emergency, calling for immediate and urgent consideration;

(b) not more than one such motion can be made at the same sitting;

(c) not more than one matter can be discussed on the same motion;

(d) the motion must not revive discussion on a matter which has been discussed in the same session;

(e) the motion must not raise a question of privilege;

(f) the discussion under the motion must not raise any question which, according to the Rules of the House, can only be debated on a distinct motion under notice. 1955 R. 40 am.; 1980 R. 43(10); am. 1993.

Motion put over

(11) If the Speaker is satisfied that the matter is proper to be discussed, the motion shall be put over, on a Tuesday, a Thursday or a Friday to the time of adjournment and, on a Wednesday to the moment of interruption and where the matter is put over to the moment of interruption debate shall be held on the matter in place of any debate that would otherwise occur at the moment of interruption, unless the House is in extended hours, in which case the debate shall be held at the time of adjournment. 1993 R. 43(11); am. 2014.

Quorum not required

(12) The quorum requirements provided for in these Rules do not apply. 1993 R.43(12).

Limit on Member speaking

(13) No Member shall speak longer than fifteen minutes during debate on any such motion. 1993 R.43(13).

Limit on debate

(14) A debate arising pursuant to this Rule shall not be for more than two hours and, upon termination of that two hours, no question shall be put. 1993 R. 43(14).

PROCEEDINGS ON BILLS

Introduction of Bill

44 (1) Every Bill shall be introduced upon motion for leave, and may be introduced without notice, specifying the title of the Bill which motion shall be decided without amendment or debate, and shall be ordered to be read a second time on a future day, unless the House orders that it be read forthwith and to be printed without question put. 1955 R. 41(1) am.; 1980 R. 44(1).

Imperfect Bill

(2) No Bill, except the Pro Forma Bill at the opening of the Session, may be introduced either in blank or in an imperfect shape. 1955 R. 41(2) am.; 1980 R. 44(2).

Second reading

45 Except by unanimous consent of the House, no Bill shall be read the second time unless it has been printed and distributed to the Members and has been subsequently marked on the Orders of the Day thus “Printed” (signifying that it has been printed and distributed). 1955 R. 42; 1980 R. 45.

Referral after second reading

46 When a Bill, other than a Bill for an Appropriations Act, has been read a second time, it shall, unless the House otherwise orders, stand referred to either the Law Amendments Committee or the Private and Local Bills Committee, as the Speaker shall

direct, without question put. 1980 R. 46; am. 1983; am. 1996.

Report of Committee

47 (1) When a Bill has been considered by a Committee of the House, the Chair of the Committee, or another Member of the Committee on the Chair's behalf, shall, standing in the Chair's or the Member's place, as the case may be, place, report the Bill from the Committee to the House, with or without amendments. 1955 R. 49 am.; 1980 R. 47(1); am. 2022.

Committal to CWH

(2) A Bill that has second reading reported from a Committee shall, unless the House otherwise orders, stand committed to a Committee of the Whole House without question put. 1980 R. 47(2).

Report of amendments in CWH

(3) When a Bill is considered in a Committee of the Whole House, any amendment recommended by a Committee shall be reported by the Clerk of the House to the Committee and shall be deemed, unless the Committee otherwise orders, to have been agreed to by that Committee without question put. 1980 R. 47(3).

Certification by Committee Chair

48 The Chair of the Committee to which a Bill has been referred shall sign a printed copy of the Bill, on which the

amendments are fairly written. 1955 R. 51 am.; 1980 R. 48; am. 2022.

Reprinting of amended Bill

49 When a Bill has been amended in Committee of the Whole House it may, in the discretion of the Committee, be reprinted as amended or the Committee may print or otherwise reproduce copies of any substantial amendments; when the Bill has been sent to be reprinted it shall be marked on the Orders of the Day thus - "Not reprinted" - and shall not be further proceeded with until that mark has been removed and the word "Printed" substituted, signifying that the Bill has been reprinted and distributed. 1955 R. 43; 1980 R. 49.

Order for third reading

50 When a Bill is reported from a Committee of the Whole House, with or without amendments, it shall be ordered without question put to be read a third time on a future day unless the House orders that it be read forthwith. 1955 R. 48 (part) am.; 1980 R. 50.

Recommittal of Bill

51 When the Order of the Day for the third reading of any Bill is read, any Member desiring to recommit the same must move to discharge the Order and to recommit the Bill and, upon such motion being resolved in the affirmative, the Member shall give notice of the instructions proposed to be given, if any. 1955 R. 50; 1980 R. 51.

Amendment of Private or Local Bill on third reading

52 No amendment, other than a purely verbal amendment which does not affect the sense of a clause, shall be proposed on the third reading of a Private or Local Bill unless written notice of that amendment has been given to the Clerk of the House before the rising of the House at the previous sitting, which notice shall be published with the Orders of the Day. 1955 R. 60 am.; 1980 R. 52.

Three separate readings of Bill

53 Every Bill shall receive three several readings on different days previously to being passed. On urgent or extraordinary occasions a Bill may be read twice or thrice or advanced two or three stages in one day. 1955 R. 44; 1980 R. 53.

Block moving of Private and Local Bills

54 Notwithstanding anything contained in these Rules, unopposed Private and Local Bills may be moved through any or all stages in block. 1980 R. 54.

Certification of readings of Bill

55 When a Bill is read in the House, the Clerk shall certify upon it the readings and the time thereof. After it has passed, the Clerk shall certify the same with the date at the foot of the Bill. 1955 R. 45; 1980 R. 55; am. 2022.

Readings before committal or amendment

56 Every Bill shall be read twice in the House before committal or amendment. 1955 R. 46; 1980 R. 56.

Proceedings in CWH on Bills

57 (1) In any proceedings in Committee of the Whole House upon Bills, the preamble is first postponed and then every clause considered by the Committee in its proper order; the preamble and title to be last considered. 1955 R. 47; 1980 R. 57; am. 1995.

Maximum time for consideration of Bill

(2) After a Bill is reported by a Committee of the House, a maximum of twenty hours is allowed for consideration of the Bill by the Committee of the Whole House on Bills. 1995 R. 57(2).

Motion on Bill

(3) Upon the conclusion by the Committee of the Whole House on Bills of its consideration of a Bill, the Chair of the Committee of the Whole House on Bills shall put the question, without amendment or debate, "Shall the Bill carry?", which question, when carried, shall carry every clause, the preamble and the title of the Bill, as amended by any Committee of the House and the Committee of the Whole House on Bills, and the Chair shall thereupon report to the House. 1995 R. 57(3).

Report of CWH on Bills

58 All amendments made in Committee are reported by the Chair of the Committee to the House, which shall receive the same forthwith. After report, the Bill is forthwith ordered to be read a third time at such time as may be appointed by the House. 1955 R. 48; 1980 R. 58; am. 1995; am. 2022.

Reports from Committees

59 Reports from Standing and Special Committees may be made by Members standing in their places. 1955 R. 49; 1980 R. 59.

COMMITTEES

Striking Committee

60 (1) At the commencement of the first Session of each Assembly, a Special Committee, consisting of five Members, shall be appointed, whose duty it shall be to prepare and report with all convenient speed, listings of Members to compose the Standing Committees of the House for each Assembly, for the following purposes:

1. Internal Affairs;
2. Law Amendments;
3. Private and Local Bills;
4. Public Accounts;
5. Natural Resources and Economic Development;
6. Human Resources;

7. Community Services;
8. Health;
9. Veterans Affairs.

1987 R. 60(1); am. 1993; am. 2018.

Functions of Standing Committees

(2) For greater certainty,

(a) the Internal Affairs Committee is established for the purpose of considering rules, privileges, procedures, matters relative to the Legislative Library and Members' amenities and like matters;

(b) the Public Accounts Committee is established for the purpose of reviewing the public accounts, the annual report or other report of the Auditor General and any other financial matters respecting the public funds of the Province;

(c) the Human Resources Committee is established for the purpose of

(i) considering matters relative to early childhood development, education and labour,

(ii) reviewing and approving or not approving candidates for appointment to agencies, boards or commissions where the Governor in Council has, pursuant to an enactment, the sole discretion to make the

appointment or where the Governor in Council makes the appointment by choosing from a list of nominees provided to the Governor in Council pursuant to an enactment,

(iii) reviewing and approving or not approving ministerial appointees to agencies, boards or commissions where, pursuant to an enactment, Governor in Council approval is not required, and

(iv) for purposes of greater clarity and certainty, the Committee shall be guided by the terms of reference set out herein and which form part of this Rule;

Terms of Reference in Reviewing Agency, Board and Commission Appointments:

1. *Where Governor in Council approval is required for an appointment to an Agency, Board or Commission, after consideration by Executive Council of a person recommended for appointment to an Agency, Board or Commission, the Clerk of the Executive Council shall submit the name of the person to the Human Resources Committee, on Form "A" (attached).*

2. *Prior to making a Ministerial appointment to an Agency, Board or Commission for which Governor in Council approval is not required, a Minister shall submit the name of the proposed appointee to the Executive Council for consideration. Where the Executive Council recommends the name, the Clerk of the Executive Council shall submit the name of the person to the Human Resources Committee.*
3. *Committee members shall review the name submitted for approval having regard to qualifications of the individual, affirmative action concerns and, where relevant, the regional representativeness of the Agency, Board or Commission.*
4. *The purpose of the Committee review is not to replace the function of Government Departments and Ministers in making appointments. Its function is to approve or not approve of the name before it, not to consider or recommend alternative names for appointments.*
5. *The following appointments shall not be submitted to the Human Resources Committee for review:*
 - (a) *appointments of provincial public or civil servants by virtue of their employment (i.e. the Deputy Minister of Finance is an unpaid*

member of the Lotteries Commission);

(b) candidates selected by an open competition and selection process or peer review (i.e. Provincial Judges selected by the Judicial Appointments Committee or employees of Agencies, Boards or Commissions);

(c) candidates recommended for appointment to self-regulatory bodies who are elected or recommended by the body (i.e. Nova Scotia Medical Society);

(d) candidates recommended for appointment to Hospitals and Universities where the candidate is recommended by the Board of Governors or Directors of the Institution.

- 6. The Committee may interview a recommended candidate where a majority of members support a motion to interview a particular recommended candidate.*
- 7. The Committee shall not hear submissions or representations from anyone not a member of the Committee.*
- 8. Meetings of the Committee shall be open to the public unless the Committee by majority vote determines to meet in camera.*

9. *The Committee shall meet at least once a month every month of the year irrespective of whether the House of Assembly has been prorogued.*
10. *The committee shall approve or not approve recommended candidates on the basis of a simple majority.*
11. *The Committee shall make recommendations with respect to every name submitted by Executive Council on the day it appears on the agenda unless a majority of members agree to defer a recommendation to the next meeting.*
12. *Recommendations of the Committee shall be accepted by the Executive Council and the Minister responsible for the appointment.*
13. *The agenda for meetings and a list of recommended candidates and Form "A" will be provided to all members one week in advance.*

FORM "A"

RECOMMENDED APPOINTMENT TO AGENCY, BOARD OR COMMISSION

Name of Agency, Board or Commission

Title of Position for Appointment

Authority for Appointment (please cite statute, regulation, etc., by title and refer to relevant section) _____

Particulars of Recommended Appointee

Name: _____

Address: _____

Telephone: Business _____

Residence _____

*Other (fax, cottage, car:
please specify)* _____

Nature Of Duties (Brief description)

Qualifications [Refer to expertise and representation (i.e. culture, gender, ethnic, regional) required for position and specific

qualifications of recommended appointee. Attach resume, if available.]

Current composition of Agency/Board/Commission: where relevant, gender, regional representation etc., experts or persons with experience similar to the applicant.

If Candidate for appointment has been nominated by an organization, please indicate details.

If request is for Governor in Council approval of appointment made by another organization, please indicate details.

Term of Appointment

Length _____

Beginning _____

Time Commitment Expected (Number and duration of meetings, etc.)

Remuneration (Specify whether already set or new recommendation)

This appointment is recommended, subject to the approval by the Human Resources Committee.

Date

Minister

This appointment is recommended subject to approval by the Human Resources Committee of the House of Assembly.

Date

Executive Council

*This appointment is _____ approved
by the Human Resources Committee of the
House of Assembly.*

Date

Chair

(d) the Natural Resources and Economic Development Committee is established for the purpose of considering matters relative to natural resources and economic development including agriculture, aquaculture, business, energy, the environment, fisheries, forestry, infrastructure, marketing, mines, public works, science, technology, tourism, trade and transportation;

(e) the Community Services Committee is established for the purpose of considering matters relative to community services, culture, heritage, human rights, municipal affairs, recreation and sports; and

(f) the Health Committee is established for the purpose of considering matters relative to access to and delivery of health-care services. 1987 R. 60(2); am. 1993; am. 1996; am. 2018.

Chair of Public Accounts Committee

(3) The Chair of the Public Accounts Committee shall be the member chosen at the commencement of the first Session of each Assembly by the Opposition House Leader from among such Members of the Committee as are Members of the Official Opposition. 1993 R. 60(3); am. 2022.

Posting of list of Standing Committees

(4) The Clerk of the House shall cause to be affixed in some conspicuous part of the lobbies of the House a list of the several Standing Committees appointed during each Assembly. 1955 R. 52(2) am.; 1980 R. 60(3); am. 1987; am. 1993.

Limitation on number of Members

(5) No Standing Committee of the House shall consist of more than nine Members. 1987 R. 60(5).

Minister on Committee

(5A) With the exception of the Attorney General, who shall serve as Chair of the Law Amendments Committee, no Minister shall be appointed to a Standing Committee established for the purpose of considering matters normally assigned to or within the purview of that Minister or that Minister's Department. 1987 R. 60(5A); am. 2022.

List of Members from each party

(5B) Notwithstanding anything contained in these Rules, at the beginning of each Session the House Leader of each party

shall provide to the Chair of the Special Committee a list of members from that party who are to be members of the Standing Committees of the House from that party and the members of Select and Special Committees, if any. 1993 R. 60(5B); am. 2022.

Substitution for committee member

(5C) Notwithstanding anything contained in these Rules, where a member of a Standing, Select or Special Committee, including the Committee on Assembly Matters, is not able to attend a meeting of the Committee, another member of the same party may be substituted for that member by the substituted member attending the meeting. 1993 R. 60(5C); 1995 R. 60(5C).

Replacement of committee member

(5D) Notwithstanding anything contained in these Rules, the member of a Standing, Select or Special Committee, including the Committee on Assembly Matters, may be replaced by another member of the same party by the House Leader of the members' party filing the notice with the Clerk and the Chair of the Committee. 1995 R. 60(5D); am. 2014.

Replacement of Chair or Vice-chair

(5E) Notwithstanding anything contained in these Rules, the Chair or Vice-chair of a Standing, Select or Special Committee, other than the Chair of the Committee on Assembly Matters or the Law Amendments Committee, may be replaced by another

member of the same party by the House Leader of the members' party filing a copy of the notice with the Clerk and the Chair of the Committee. 2014 R. 60(5E).

Quorum of Committee

(6) A majority of the number of Members appointed to compose a Select or Standing Committee shall constitute a quorum unless the House shall otherwise order. 1955 R. 52(4) am.; 1980 R. 60(5); am. 1987.

Voting in Committees

61 (1) All Questions before Committees shall be decided by a majority of voices, including the voice of the Chair, and whenever the voices are equal the Chair shall have a second or casting vote. 1955 R. 53 am.; 1980 R. 61(1).

Appeal to House from Committee decision

(2) All decisions of the Committee may be appealed to the House and such appeal shall be dealt with without debate. 1980 R. 61(2); am. 2022.

ESTIMATES

Duty of Minister upon tabling Estimates

62 When the Minister of Finance tables the Estimates, the Minister shall

(a) read and table the message from the Lieutenant Governor transmitting the Estimates for the consideration of the House;

- (b) table the Estimate books;
- (c) table the Estimate resolutions;
and
- (d) deliver the budget speech. 1984 R. 62.; am. 2022.

Response to budget speech

62A At the conclusion of the budget speech by the Minister of Finance, one member speaking on behalf of the Official Opposition and one member speaking on behalf of each recognized party may respond to the budget speech. 1984 R. 62A.

Committee of the Whole on Supply

62B The Members of the House constitute a Committee of the Whole on Supply to consider the Estimates. 1955 R. 54 am.; 1984 R. 62B; am. 1994.

Subcommittee on Supply

62C (1) The Members of the House constitute a Subcommittee on Supply. 1994 R. 62C(1).

Chair

(2) The Government House Leader shall designate a Member to be the Chair of the Subcommittee on Supply. 1994 R. 62C(2).

Estimates in Committee of the Whole

62D (1) The House Leader of the Official Opposition, or the House Leader's des-

ignate, in consultation with the Minister leading the House at the time, shall determine which five Ministers of Government's Estimates are considered by the Committee of the Whole on Supply and the order in which they are to be considered. 1994 R. 62D(1); am. 2022.

Estimates referred to Subcommittee

(2) All Estimates not determined for consideration by the Committee of the Whole on Supply pursuant to paragraph (1) are referred to the Subcommittee on Supply. 1994 R. 62D(2).

Quorum of Committee of the Whole on Supply

62DA (1) Nine Members constitute a quorum of the Committee of the Whole on Supply. 1994 R. 62DA(1).

Hours of Committee

(2) The Committee of the Whole on Supply shall not meet for more than four hours on any day. 1994 R. 62DA(2).

Maximum number of hours

62DB A maximum of forty hours is allowed for consideration of Estimates by the Committee of the Whole on Supply. 1994 R. 62DB.

Time spent indicated in Orders of the Day

62E The Clerk shall indicate daily in the Orders of the Day the time spent in consideration of the Estimates by the Committee of the Whole on Supply and shall calculate the time from the moment each day following approval by the House of the motion “That the Speaker do now leave the chair and that this House resolve itself into a Committee of the Whole on Supply” and the Chair calls the Committee to order to the time each day the Committee of the Whole on Supply rises. 1984 R. 62E; am. 2022.

Quorum of Subcommittee

62F (1) Six Members constitute a quorum of the Subcommittee on Supply. 1994 R. 62F(1).

Sittings of Subcommittee

(2) The Subcommittee on Supply shall not sit

(a) when the House, including a Committee of the Whole House, is not sitting;

(b) until the completion of the daily routine of business of the House and, where applicable, the order of business ORAL QUESTIONS PUT BY MEMBERS TO MINISTERS;

(c) during the order of business OPPOSITION MEMBERS’ BUSINESS except with the agreement of

the opposition party determining the order of such business; or

(d) more than four hours on any day. 1994 R. 62F(2).

Voting in Subcommittee

(3) All questions before the Subcommittee on Supply shall be decided by a majority of voices, including the voice of the Chair, and whenever the voices are equal the Chair has a second or casting vote. 1994 R. 62F(3).

Meetings open to public

(4) All meetings of the Subcommittee on Supply shall be open to the public. 1994 R. 62F(4).

Proceedings recorded and transcribed

(5) All proceedings of the meetings of the Subcommittee on Supply shall be

(a) recorded; and

(b) transcribed in the same manner as proceedings of the Committee of the Whole on Supply are transcribed. 1994 R. 62F(5).

Order of considering Estimates

62FA (1) Estimates referred to the Subcommittee on Supply shall be considered by the Subcommittee in an order determined by the Minister leading the House at the time. 1994 R. 62FA(1).

Maximum time for consideration of Estimates

(2) A maximum of forty hours shall be allowed for consideration of the Estimates by the Subcommittee on Supply. 1994 R. 62FA(2).

Votes respecting Estimates

(3) The Subcommittee on Supply shall not take any vote respecting the Estimates referred to it other than a vote to

(a) conclude its consideration of a particular Estimate; or

(b) conclude its consideration of all the Estimates referred to it and so report to the Committee of the Whole on Supply. 1994 R. 62FA(3).

Report of Subcommittee

(4) Upon conclusion by the Subcommittee on Supply of its consideration of the Estimates referred to it or upon expiration of the time the Subcommittee is allowed for such consideration, whichever first occurs, the Subcommittee shall report to the Committee of the Whole on Supply that the Subcommittee has completed its consideration of those Estimates. 1994 R. 62FA(4).

Support staff of Minister

62FB A Minister appearing before the Committee of the Whole on Supply or the Subcommittee on Supply during the consideration by the Committee or Subcommittee,

as the case may be, of the Minister's Estimates may have one or two support staff seated with the Minister but all questions shall be directed to and answered by the Minister. 1994 R. 62FB.

Restriction on other committees sitting

62FC Neither the Law Amendments Committee nor the Private and Local Bills Committee shall meet while both the Committee of the Whole on Supply and the Subcommittee on Supply are meeting. 1994 R. 62FC.

Motion on Estimates

62FD Upon

(a) the Subcommittee on Supply reporting to the Committee of the Whole on Supply that the Subcommittee has concluded its consideration of the Estimates referred to it; and

(b) the conclusion by the Committee of the Whole on Supply of its consideration of the Estimates not referred to the Subcommittee on Supply or the expiration of the time the Committee of the Whole on Supply is allowed for consideration of Estimates, whichever first occurs,

the Chair of the Committee of the Whole on Supply shall put the question, without amendment or debate, "Shall all remaining Resolutions carry?", which question, when carried, shall carry every Resolution of every Estimate referred to the Committee, includ-

ing Estimates referred to the Subcommittee, and the Chair shall thereupon report forthwith to the House. 1994 R. 62FD.

Motion to concur in report deemed before House

62G (1) Upon the making of the report referred to in Rule 62FD by the Chair of the Committee of the Whole on Supply, a motion that the report be concurred in shall be deemed to be before the House. 1984 R. 62G(1); am. 1994; am. 2022.

Motion put

(2) The motion to concur in the report of the Committee of the Whole on Supply shall be put forthwith by the Speaker without amendment or debate. 1984 R. 62G(2).

Appropriations Bill

(3) When the motion to concur in the report of the Committee of the Whole on Supply has been carried, a Bill for an Appropriations Act may be introduced and upon introduction the questions for second and third reading shall be put forthwith, without amendment or debate, and the Bill shall not be committed. 1984 R. 62G(3).

PETITIONS

Filing of Petition

63 (1) A Petition to the House may be presented by a Member at any time during the sitting of the House by filing the same

with the Clerk of the House. 1955 R. 56(1); 1980 R. 63(1).

Presentation of Petition in House

(2) Any Member desiring to present a Petition in the House must do so by rising in the Member's place during routine proceedings. 1955 R. 56(2); 1980 R. 63(2); am. 2014; am. 2022.

Debate not permitted

(3) On the presentation of a Petition, no debate on or in relation to the same shall be allowed. 1955 R. 56(3); 1980 R. 63(3).

Responsibility of Members for content

(4) Members presenting Petitions shall be answerable that they do not contain impertinent or improper matter. 1955 R. 56(4); 1980 R. 63(4).

Endorsement by Member

(5) Every Member presenting a Petition shall endorse the Member's name thereon. 1955 R. 56(5); 1980 R. 63(5); am. 2022.

Placement of signatures

(6) Petitions may be either written or printed; provided always that when there are three or more petitioners the signature of at least three petitioners shall be subscribed on the sheet containing the prayer of the Petition. 1955 R. 56(6); 1980 R. 63(6).

ATTENDANCE AND PAYMENT OF WITNESS

Summoning of witness

64 (1) No witness shall be summoned to attend before any Committee of the House unless a certificate shall first have been filed with the Chair of such Committee, by some Member thereof stating that the evidence to be obtained from such witness is, in the Chair's opinion, material and important and the Committee shall decide by majority vote whether such witness should be summoned. 1955 R. 57(1) am.; 1980 R. 64(1).; am. 2022

Payment of witnesses

(2) The Clerk of the House is authorized to pay out of the contingent fund to witnesses so summoned a reasonable sum per diem during their travel and attendance, to be determined by the Speaker, and a reasonable allowance for travelling expenses. 1955 R. 57(2); 1980 R. 64(2).

Claim for witness fees

(3) The claim of a witness for payment shall state the number of days during which the witness has been in attendance, the time necessary to travel and the amount of the witness's travelling expenses, which claim and statement shall, before being paid, be certified by the Chair of the Committee before which such witness has been summoned. 1955 R. 57(3); 1980 R. 64(3); am. 2022.

Witness residing at seat of Government

(4) No witness residing at the seat of Government shall be paid for the witness's attendance. 1955 R. 57(4); 1980 R. 64(4); am. 2022.

PRIVATE AND LOCAL BILLS

65 Repealed 2014.

Duties of Committee

66 The Private and Local Bills Committee, in determining whether or not approval should be given to the favourable recommendation of a Private or Local Bill to the House, shall consider whether the objects to be achieved by enactment of the Bill can be achieved pursuant to the general legislation of the Province. 1987 R. 66.

67 Repealed 1987.

68 Repealed 1987.

Publication of notice of Private or Local Bill

69 The promoter of a Private or Local Bill shall publish a notice, stating concisely the nature and purpose of the Bill, in a newspaper circulating in the city, town or municipality in which persons affected by the Bill may reside, and the Select or Standing Committee to which the Private or Local Bill is referred shall satisfy itself that such an

advertisement has been placed in sufficient time for the Bill, in the opinion of the Committee, to be reasonably considered by those persons affected by the contents of the Bill before recommending the Private or Local Bill to the favourable consideration of the House. 1955 R. 59 am; 1980 R. 69; am. 1993.

Notice of amendment in CWH

70 No important amendment may be proposed to any Private or Local Bill in the Committee of the Whole House unless two days notice of the proposed amendment has been given. 1955 R. 60; 1980 R. 70; am. 2014.

Block referral of Private and Local Bills to CWH

71 All Private or Local Bills reported to the House by any Committee may, on one motion, be referred together to a Committee of the Whole House, and such Committee may consider and report one or more Bills at the same time. 1955 R. 61; 1980 R. 71.

FEES

Payment of fees and printing costs before third reading

72 Where the Speaker directs, a Private or Local Bill shall not be read a third time unless the cost of printing the Bill and all fees in connection with the Bill have been paid by the promoter of the Bill. 1955 R. 62 am.; 1980 R. 72; am. 2014.

Fee for incorporation or increase of share capital

73 Where a Private or Local Bill is for the purpose of incorporating a company with a share capital or increasing the share capital of a company already incorporated, there shall be paid the same fee as would be payable in the case of an incorporation or increase of capital under the provisions of the *Companies Act* or one hundred and fifty dollars (\$150.00), whichever is the greater. 1955 R. 64 am.; 1980 R. 73.

Fee where no share capital

74 The fee payable by the promoter of a Private or Local Bill in which no share capital of a company is named or contemplated is one hundred and fifty dollars (\$150.00). 1980 R. 74.

Waiver of fees

75 The fees payable on a Private or Local Bill in which no share capital of a company is named or contemplated may be remitted or waived, in whole or in part, by the Clerk on the direction of the Speaker. 1955 R. 71 am.; 1980 R. 75.

CLERK OF THE HOUSE

Duties of Clerk

76 The Clerk shall have the direction and control over other clerks and other persons employed in the office of the Clerk during the Session, subject to such orders as the

Clerk may, from time to time, receive from the Speaker or the House. 1955 R. 72 am.; 1980 R. 76; am. 1996; am. 2022.

Distribution of Orders of the Day

77 (1) The Clerk of the House shall place on the Speaker's Table and at each Member's place, every day previous to the meeting of the House, the Orders of the Day, and shall post up in the lobby a copy of the same. 1955 R. 73(1), (2) am.; 1980 R. 77(1); am. 1996.

Motion and Order Book

(2) The Clerk shall keep a book, to be called the Motion and Order Book, and shall enter therein each day in the order in which they are made, or in which, according to the Rules of the House, they are to be considered, all Orders of the Day, notices of motion, questions put by Members, or other business to be transacted on the ensuing day. 1955 R. 73(3); 1980 R. 77(2).

Bill Book

(3) The Clerk shall keep a book, to be called the Bill Book, and shall enter therein each day all Bills introduced and the stages of such Bills as they progress through the House. 1980 R. 77(3).

Journals

(4) The Clerk shall see to the printing of the Journals of the House and shall be

responsible for the proper indexing thereof.
1955 R. 73(4); 1980 R. 77(4).

LEGISLATIVE COUNSEL

Duties of Legislative Counsel

78 It shall be the duty of the Legislative Counsel

(a) to prepare and advise upon such legislation as may be required by the Executive Council or any Member thereof;

(b) to prepare amendments made by Select or Standing Committees, or in Committee of the Whole House;

(c) to report to the Governor in Council any provisions in any Bill deserving of special attention or which may, in the Legislative Counsel's opinion, prejudicially affect the public interest;

(d) to, prior to its introduction, provide the Speaker with a copy of any Private Member's Bill that appears to be a money Bill;

(e) to examine every Public Bill after its first reading in the House, and in case the Bill appears to the Legislative Counsel incorrect in any particular, to consult the Member introducing the same and, if the Bill is read a second time, to recommend to the committee to which the Bill is referred such alterations as may be deemed advisable;

(f) to report to the Chair of the Private and Local Bills Committee any provisions in Private and Local Bills which are at variance with general Acts on the subject to which such Bills relate or with the usual provisions of Private Acts on similar subjects;

(g) to supervise the printing and arrangement of all Bills;

(h) wherever possible, to put marginal notes or headers on all Acts and to prepare an index of the same for the annual volume of Statutes. 1955 R. 74 am.; 1980 R. 78; am. 2022.

Approval of form of Bills by Legislative Counsel

79 All Bills shall be submitted to the Legislative Counsel before introduction and no Bill shall be introduced in the House until the Legislative Counsel approves such Bill as to form. 1955 R. 75 am.; 1980 R. 79.

Changes by Legislative Counsel

79A After introduction of a Bill but before certification of the engrossed Bill by the Speaker and the Clerk for the purpose of Royal Assent, the Legislative Counsel may make changes to the Bill that the Legislative Counsel considers are necessary or advisable to

(a) correct numbering or lettering of provisions, including cross-references;

(b) correct formatting, spelling, punctuation, grammatical and clerical or printing errors; and

(c) change language to preserve a uniform mode of expression. 2014 R. 79A.

SERGEANT-AT-ARMS

Duties of Sergeant-at-Arms

80 (1) The Sergeant-at-Arms attending the House shall be responsible for the safe-keeping of the Mace and for enforcing orders or directions of the Speaker and shall have such other duties as may be assigned by the Speaker. 1955 R. 76(1) am.; 1980 R. 80(1); am. 2022.

Release of persons committed to Sergeant-at-Arms

(2) No stranger who has been committed, by order of the House, to the custody of the Sergeant-at-Arms shall be released from such custody except by order of the Speaker. 1955 R. 76(2) am.; 1980 R. 80(2); am. 1996.

Absence of Sergeant-at-Arms

(3) In the absence of the Sergeant-at-Arms, the duties of the Sergeant-at-Arms shall be performed by any other person appointed by the Speaker. 1955 R. 76(3); 1980 R. 80(3); am. 1996; am. 2022.

LEGISLATIVE LIBRARY

Functions of Legislative Librarian

81 The management of the Legislative Library, including regulation of admission, Library hours and the security and preservation of the collection, is the responsibility of the Legislative Librarian under the direction of the Speaker. 1980 R. 81; am. 1996.

Cataloguing of Library books

82 A proper catalogue of the books belonging to the Legislative Library shall be kept by the Legislative Librarian or the person who from time to time has the responsibility for custody of the Legislative Library. 1980 R. 82.

DEBATES

Records of Debates

83 (1) There shall be a printed record of the deliberations of each sitting day of the House to be known as the “Debates of the Nova Scotia House of Assembly” which shall be compiled, edited, printed, distributed and administered under the direction and authority of the Speaker. 1980 R. 83(1); am. 1996.

Procurement of staff and equipment

(2) The Speaker may engage such staff and obtain such materials and equipment as are necessary for the production and

distribution of the said Debates. 1980 R. 83(2); am. 1996.

Responsibilities of Speaker re recording of Debates

(3) The Speaker shall be responsible for the maintenance of sound recording equipment for the recording of deliberations and proceedings of the sittings of the House and the custody of the tape-records produced therefrom. 1980 R. 83(3); am. 1996.

Daily record

(4) The Debates shall be produced daily from the taped records of the sittings of the House. 1980 R. 83(4).

HOURS OF ATTENDANCE

Staff hours of attendance

84 The hours of attendance of the respective officers of the House, and extra persons employed during the Session, shall be fixed from time to time by the Speaker. 1955 R. 77 am.; 1980 R. 84; am. 1996.

SUSPENSION OF RULE

Suspension or change of Rule

85 No Rule adopted by the House shall be dispensed with, unless by consent of at least two thirds of the Members present. 1955 R. 78; 1980 R. 85.

Index

A

	Rule
Absence of	
Chair of Committees	12, 39
Deputy Speaker	12, 39
Member	14(2)
Member of Committee	60(5C)
Sergeant-at-Arms	80(3)
Speaker	12
Address, notice of	32(1)
Adjournment of debate:	
Moment of interruption	5(4)
Motion during debate	27(2)
Motion for, when in order	42
Motion for urgent debate	43
Adjournment of the House:	
Absence of quorum	3(6), 6(2)
At moment of interruption	5(4)
Conduct of Members on	13(5)
Election of Speaker,	
prohibition during	6A(2)
Extended hours	5C(1)
Motion for, when in order	42
Ordinary	3(2), 4(1)
Friday	3(7)
Time of next sitting after	
adjournment for lack of	
quorum	6(5)
Uncompleted business	4(2)
Amendments:	
Bills reported to CWH by Clerk . .	47(3)
Private and Local Bills in CWH . . .	70

Private and Local Bills on third reading	52
Appeal from Speaker's ruling . . . 9(2), 24(1)	
Appeal of Committee decision	61(2)
Application of Rules	1
Appropriations Act, Bill for	62G(3)
Approval of congratulatory resolutions	32(5)
Assembly Matters, Committee on:	
Chair	12A(2)
Composition	12A(1)
Duties	12A(3)
Attendance of	
Members	14
Officers	84
Staff	84
Assistant clerks	76

B

Ballots for election of Speaker or Deputy Speaker	6B, 11(2)
Bells to be rung	38(4)
Bill Book	77(3)
Bills:	
Amendments, preparation of	78(b)
Amendments recommended to CWH reported by Clerk	47(3)
Amendments by CWH	58
Approval as to form by Legislative Counsel	79
Bill Book	77(3)
Blank or imperfect shape	44(2)
Changes by Legislative Counsel	79A
Committal to CWH	47(2)
Introduction of	44(1), 62G(3)

	Rule
Order for third reading.	50, 62G(3)
Precedence of Orders of the Day.	18
Preparation and advice	78(a)
Printing and distribution	44(1), 45
Private Member's Public Bill	20
Pro Forma Bill	44(2)
Proceedings in CWH	57
Read twice before committal or amendment	56
Readings certified by Clerk	55
Recommittal of	51
Referral after second reading.	46
Report of CWH and certification by Chair	47(1), 48
Reprinting of	49
Second reading	45
Third reading	50
Three separate readings	53
Bills, Private and Local:	
Amendment in CWH	70
Amendment on third reading.	52
Approval by Committee	66
Fee payable before third reading	72
Fee where no share capital named.	74
Incorporation or increase of share capital.	73
May be referred together	71
Movement in block	54
Order of business.	17(2)
Printing, cost of	72
Publication of notice	69
Waiver of fees	75
Books, Library	82
Business of the House:	
Constitutional amendment.	17(3)
Daily Routine.	17(1), (2B)

	Rule
Election of Deputy Speaker	11
Election of Speaker	6A(1)
Moment of reflection	16
Opposition Members'	
Business	19-21
Oral Questions	17(2A)
Orders of the Day	17(2)
Unfinished	4(2)
Reflection, moment of	16
Unopposed at moment of interruption	5(3)

C

Candidate for election as Speaker or Deputy Speaker	6B, 11(2)
Cases not provided for by Rules	2
Casting vote:	
Chair in committee	61(1)
Speaker	10(1)
Cataloguing of library books	82
Chair of Committee on Assembly Matters	12A(2)
Chair of committee, replacement of. .	60(5E)
Chair of House in absence of Speaker or Deputy Speaker	12
Chair of Committees:	
Absence of	12, 39
Assignment of duties by Speaker	11(3), 39(1)
Election of	11
Chair of Law Amendments Committee:	
Acting in Speaker's stead	3(5)
Attorney General	60(5A)
Chair of Public Accounts Committee .	60(3)

Rule**Clerk of the House:**

Authorized to pay witnesses	64(2)
Certifies reading of Bills	55
Distribution of Orders of the Day	77(1)
Draw for motions after moment of interruption	5(6)
Duties of	76
Election of Speaker and Deputy Speaker	6B, 11(2)
Maintains Bill Book	77(3)
Maintains Motion and Order Book	77(2)
Responsibility for printing and indexing of Journals	77(4)

Commencement of House:

Notice	3(4)
Notice re earlier meeting	3(5)

Committees of the Whole House (CWH):

Absence of Chair	12, 39
Bills – <i>see</i> CWH on Bills	
Chair, how appointed	11
Chair, powers of	40(3)
Debate, Rules of	40(2)
Member may take Chair	39(2)
Lack of quorum	6(6)
Motion re Chair leaving chair	41
Motion to go into CWH, limit on debate	36
Order maintained by Chair	40(3)
Powers of Chair	40(3)
Procedure in	40(1)
Quorum	6(6)
Relevancy of debate	40(2)
Rules	40(1)
Speaker	10(2)

	Rule
Supply – <i>see</i> CWH on Supply	
Suspension of proceedings	41
Termination of proceedings	41
Voting in	61(1)
Committee of the Whole House on Bills:	
Bill after second reading,	
committed to	47(2)
Bills amended, signed by Chair	48
Bills, procedure on	57
Legislative Counsel, duties in	
respect of	78(b)
Recommittal of Bill to	51
Report of amendments by	
Clerk	47(3)
Report on Bills to House	58
Committee of the Whole on Supply:	
Estimates to be considered	62D(1)
Hours	62DA(2)
Maximum hours	62DB
Members	62B
Minister's support staff	62FB
Motion to go into Supply,	
limit on debate	36
Motion on Estimates	62FD, 62G
Quorum	62DA(1)
Subcommittee	62C, 62D, 62F-62FD
Time spent reported in	
Orders of the Day	62E
Committee on Assembly Matters	
– <i>see</i> Assembly Matters Committee	
Committee, Striking –	
<i>see</i> Striking Committee	
Committees:	
Appeal to House from decision	61(2)
Assembly Matters, Chair	12A(2)
Casting vote in	61(1)

	Rule
Change of membership	60(5D)
Fees of witnesses	64
Legislative Counsel, duties in respect of.	78(b), 78(f)
List of Members	60(5B)
Quorum of	60(6)
Replacement of Chair or Vice-chair	60(5E)
Replacement of committee member	60(5D)
Reports on Bills, how made. . .	47(1), 58
Substitution for committee member	60(5C)
Voting in committee.	61(1)
Witnesses before	64(1)
Committees, Standing:	
Appointment and duties.	60
Community Services	60(2)(e)
Economic Development – <i>see</i> Natural Resources and	
Health	60(2)(f)
Human Resources	60(2)(c)
Internal Affairs.	60(2)(a)
Law Amendments – <i>see</i> Law Amendments Committee	
List to be posted.	60(4)
Ministers on.	60(5A)
Names of committees	60(1)
Natural Resources and Economic Development	60(2)(d)
Number of Members on.	60(5)
Private and Local Bills – <i>see</i> Private and Local Bills Committee	
Public Accounts, Chair	60(3)
Public Accounts, function of . .	60(2)(b)
Quorum	60(6)

	Rule
Referral of Bills to	46
Referral of constitutional amendment to	37A(2)
Replacement of committee member	60(5D)
Resources – <i>see</i> Natural Resources	
Restriction on Minister serving on	60(5A)
Striking committee	60(1)
Submissions from public on constitutional amendments	37A(2)
Substitution for committee member	60(5C)
Voting.	61(1)
Community Services Committee:	
Function.	60(2)(e)
Standing Committee	60(1)
Conduct of Members	13, 14, 22, 25, 28
Congratulatory resolutions.	32(4)-(6)
Constitutional amendment:	
Debate	37A(1)
Debate after committee report.	37A(3)
Precedence of motion	17(3)
Referral to committee	37A(2)
Submissions from general public.	37A(2)
Counsel	78-79A
Customs	2
CWH – <i>see</i> Committee of the Whole	

D

Daily prayers – <i>see</i> Moment of reflection	
Daily record	83(4)
Daily Routine – <i>see</i> Business of the House	

	Rule
Days of meeting	3(1), (3), (3A)
Debate on constitutional amendment . . .	37A
Debate, Rules of:	
Adjournment – <i>see</i> Adjournment of Debate	
Closing of	26(3)
CWH	40
Election of Speaker, prohibition during	6A(2)
Irrelevance or repetition	24(2)
Language prohibitions	25
Limit on length of speeches	5(7), 21(1), 23, 36
Limit on motion to go into Supply . .	36
Limit on number of times speaking	26(1), (2), 40(1)
Members to stand and address Speaker	22
Motions permitted	27(2)
No interruption, except for point of order	13(3)
Point of order procedure . . .	9(1), 24(1)
Private Member's Public Bills . .	20, 21
Question, reading of	27(1)
Reply	26(2), (3)
Speaker decides question of order	9(1)
Speaker to be addressed	22
Termination of	38(1)
Time limit on length of speeches	5(7), 21(1), 23, 36
Debates, recording of:	
Authority of Speaker	83
Daily record	83(4)
Procurement of staff	83(2)
Recording equipment	83(3)

Rule**Deputy Speaker:**

Absence of	12
Assignment of duties by Speaker	11(1), (3)
Election and functions	11
Disorderly conduct	28(1)
Disrespectful language	25
Division:	
Conduct	13(2)
Debate terminated after question put by Speaker	38(1)
Majority decision required	38(2)
Recording of votes	38(3)
Roll call and division bells	38(4)
Draw of subjects for moment of interruption	5(6),(6A)

E**Economic Development Committee –**

see Natural Resources and Economic
Development Committee

Election of Deputy Speaker	11
Election of Speaker	6A, 6B
Emergency debate:	
Adjournment for	43(1)
Form of motion	43(2), (3)
Grant of leave for motion	43(7)
Leave for motion	43(7)-(9)
Limit on debate	43(14)
Limit on Member speaking	43(13)
Motion for	43(1)
Motion put over	43(11)
Notice of intention	43(2)
Question to House for leave	43(8)
Quorum	43(12)

	Rule
Restrictions on motion.	43(10)
Speaker's ruling.	43(4)-(6)
Estimates	62-62G
Extended sitting hours	5C(1)

F

Fees:

Where no share capital	74
Incorporation with change in share capital.	73
Payable before third reading	72
Waiver of	75
Forfeiture of pay	14(2)
Friday adjournment	3(7)

G

Gallery – *see* Strangers

Government business – *see* Orders
of the Day

Governor General. 25

H

Hansard – *see* Debates, recording of

Health Committee:

Function.	60(2)(f)
Standing Committee	60(1)
Holidays	3(3)
Hours of attendance of staff.	84

Hours of meeting:

Ordinary.	3(1), (2)
Extended	5C(1)

Rule**House:**

No meeting 3(3), (3A)

Notice of commencement 3(4)

Notice of earlier commencement. . . 3(5)

House Leader:

Discretion re Orders of the Day. 18

Observation of counting of
 ballots for election of
 Speaker or Deputy
 Speaker 6B, 11(2)

Replacement of committee
 member by. 60(5D)

House of Assembly Management

Commission. 14(2)

Human Resources Committee:

Function. 60(2)(c)

Standing Committee 60(1)

I

Illness, leave for. 14(1)

Imperfect Bill. 44(2)

Improper language in debate 25

Improper motion 37

Internal Affairs Committee:

Function. 60(2)(a)

Standing Committee 60(1)

Interest of Member. 13(1)

Introduction of Bill 44, 62G(3)

Irrelevancy in debate 24(2)

J

Journals of House, responsibility for	77(4)
Jurisdiction of Speaker.	7

K

King – *see* Sovereign

L

Late Debate:

Draw of subject	5(6)
Length of debate	5(10)
Length of speeches	5(7)
Quorum during	5(8)
Rotation between caucuses	5(6A)
Time of.	5(5)
Voting.	5(9)

Law Amendments Committee:

Chair	60(5A)
Chair acting in Speaker's stead.	3(5)
Membership.	60(5), (5A)
Referral of Bill.	46
Reports on Bills.	47(1), 58
Restriction on meeting.	62FC
Standing Committee	60(1)
Submissions from public on constitutional amendments ..	37A(2)

Leave for illness. 14(1)

Leave of absence

Legislative Counsel:

Approval of form of Bills	79
Changes to Bill	79A

	Rule
Duties of	78
Legislative Library:	
Books	82
Functions of Librarian	81
Internal Affairs Committee	
may consider matters re. . . .	60(2)(a)
Library catalogue	82
Under direction of Speaker	81
Length of speeches	5(7), 21(1), 23, 36
Library – <i>see</i> Legislative Library	
Lieutenant Governor	25
Limit on oral notices of motion	32(2)
Limit on number of times speaking	26(1)
Local Bills – <i>see</i> Bills, Private and Local	

M

Mace:

Conduct of Members	
concerning	13(4)
Responsibility of Sergeant-	
at-Arms	80(1)

Management Commission, House of

Assembly	14(2)
--------------------	-------

Members:

Attendance at House	14(1)
Conduct in House	13(2)-(6)
Disorderly conduct	28(1)
Eligibility for election as Speaker	
or Deputy Speaker	6B, 11(2)
Naming and suspension	28(2)
Number of times	
may speak	26(1), (2), 40(1)
Pecuniary interest	13(1)
Penalty for non-attendance	14(2)
Point of order	24(1)

	Rule
Question of privilege	29
Statements	29A
Suspension of.	28(2)-(4)
Time limit for speeches	23
Vacating seat for non-attendance	14(3)
Membership:	
Committee of the Whole on Supply.	62B
Committee on Assembly Matters.	12A(1)
Minister on Committee	60(5A)
Striking Committee	60(1)
Subcommittee on Supply.	62C(1)
Moment of reflection	16
Moment of interruption:	
Adjournment at	5(4)
Business after.	5(3)
Definition.	5(1)
Proceedings after	5(5)-(10)
Termination of business.	5(10)
Voting at.	5(2)
Voting after	5(9)
Monday sitting	3(3A)
Motion, mover of closes debate.	26(3)
Motion and Order Book.	77(2)
Motion for adjournment:	
General	42
For urgent debate.	43
Motions:	
Adjournment	27(2), 42
Adjournment for urgent debate	43
Amendments	27(2), 34
Congratulatory.	32(4)-(6)
Constitutional amendment.	37A(1)

	Rule
Debate on.	26, 27, 36
Draw by Clerk for order of subjects after moment of interruption	5(6)
Improper or unparliamentary.	37
Limitation on during debate	27(2)
Limitation on number	32(2)
Non-governmental, after moment of interruption	5(5)
Notice, when not required	5C(2)
Notice, when required	32(1)
Notice, written	32(3)
Permitted during debate.	27(2)
Precedence of Orders of the Day.	18
Reply allowed	26(2)
Seconding	34(2)
To be in writing	34(1)
To go into CWH, limit on debate	36
Waiver of	33
Withdrawal of	35
Without notice by unanimous consent.	33
Written notice	32(3)

N

Naming and suspension of Member	28(2)
Natural Resources and Economic Development Committee:	
Function.	60(2)(d)
Standing Committee	60(1)
Nomination as candidate for election as Speaker or Deputy Speaker.	6B, 11(2)
Non-attendance:	
Penalty	14(2)

	Rule
Vacating of seat	14(3)
Notice of address	32(1)
Notice of commencement of	
House	3(4), (5)
Notice of leave	14(1),(2)
Notice of motion:	
Amendment of Private or	
Local Bill in CWH	70
Congratulatory resolution	32(4)-(6)
Limit on number	32(2)
To present resolution or	
address	32(1)
Waiver of	33
When not required	5C(2)
Written	32(3)

O

Officers:	
Attendance	84
Clerk	76, 77
Legislative Counsel	78, 79, 79A
Legislative Librarian	81, 82
Sergeant-at-Arms	80
Opposition Members'	
Business	17(2), 19-21
Oral notices of motion	32(2)
Oral questions – <i>see</i> Questions put	
by Members	
Ordinary adjournment hours	3(2)
Ordinary hours	3
Ordinary hours of meeting	3(1)
Order:	
In CWH	40(1)
In debate	22-28
Member called to, may explain . .	24(1)

	Rule
Point of	24(1)
Speaker decides questions	9(1)
Order, notice of	32(3)
Order of Business – <i>see</i> Orders of the Day	
Order paper – <i>see</i> Orders of the Day	
Orders of the Day:	
Constitutional amendment.	17(3)
Daily routine of business	17(1)
Discretion of House Leader.	18, 19
Distribution	77(1)
Listing of unfinished business	4(2)
Monday	3(3A)
Opposition Members' Business	19-20
Questions put by	
Members	17(2A), 30, 31
Tuesday to Friday	17(2)
Written questions listed in	30(2)

P

Parental leave	14(1)
Pecuniary interest of Member	13(1)
Petitions:	
Content, Member's responsibility	
for	63(4)
Endorsed by Member	63(5)
Filing of	63(1)
No debate permitted	63(3)
Placement of signatures	63(6)
Presentation in House	63(2)
Time of presentation	63(2)
Point of Order, Procedure on	24(1)
Powers and privileges of Speaker	8

Rule

Prayers – <i>see</i> Moment of reflection	
Precedents	2
Precincts	7
Pregnancy leave	14(1)
Previous Question	26(2)
Printing:	
Bills, reprinting	49
Bills before second reading	45
Bills without question put	44(1)
Cost payable by promoter of Private or Local Bill	72
Payment of cost required before third reading.	72
Private and Local Bills – <i>see</i> Bills, Private and Local	
Private and Local Bills Committee:	
Duties.	66
Duty of Legislative Counsel	78(f)
Referral of Bills	46
Report on Bills.	47(1), 58
Restriction on meeting.	62FC
Standing Committee	60(1)
Private Member's Bill – <i>see</i> Bills	
Privilege:	
Consideration of	29(1)
Notice to Speaker	29(2)
Priority of matter	29(1)
Pro Forma Bill	44(2)
Public Accounts Committee:	
Chair	60(3)
Function.	60(2)(b)
Standing Committee	60(1)

Q

Queen – *see* Sovereign

Question:

- Reading the question during
..... debate 27(1)
- Speaking twice. 26
- When not to be put 21(2)
- When under debate,
..... limitation on motions 27(2)

Question Period – *see* Questions

put by Members

Questions put by Members:

- Commencement time. 17(2A)
- Form of oral questions and
..... answer 31(2)
- Oral questions to Ministers 31(1)
- Supplementary. 31(3)
- Unanswered written questions
..... published in Orders of
..... the Day 30(2)
- Written questions to Minister 30(1)

Quorum in House:

- Absence of at commencement
..... time 3(6)
- Adjournment for lack of 6(2)
- Counting 6(4)
- Emergency debate 43(12)
- Lack of during sitting 6(3)
- Necessary numbers 6(1)
- Next sitting after adjournment. 6(5)
- Not required after moment
..... of interruption 5(8)

Quorum, lack of in CWH. 6(6)

Quorum of Committee of the

- Whole on Supply 62DA(1)

	Rule
Quorum of committees	60(6)
Quorum of Subcommittee on Supply	62F(1)

R

Recommittal of Bill	51
Recorded vote	38(3)
Recording of Debates.	83(3)
Records of Debates	83(1)
Reference to Sovereign, Governor General or Lieutenant Governor	25
Reflection, moment of	16
Repetition in debate	24(2)
Reply, Right of.	26(2)
Reports from CWH on Bills	58
Reports from Standing and Special Committees	59
Reprinting of amended Bill	49
Resolutions – <i>see</i> Motions	
Resources Committee – <i>see</i> Natural Resources and Economic Development Committee	
Right of Reply	26(2)
Roll call	38(4)
Rules:	
Application of	1
Cases not provided for.	2
Change of.	85
CWH	40(1)
Dispensing with.	85
Suspension of.	85
Rules of Debate – <i>see</i> Debate	
Ruling of Speaker – <i>see</i> Speaker's ruling	

S

Sergeant-at-Arms:

Absence of	80(3)
Custody of strangers guilty of misconduct	15(1)
Duties of	80(1)
Release of persons in custody	80(2)
Removal of suspended Members	28(4)

Sittings of the House:

Absence of quorum	3(6), 6(2), (3)
Adjournment of House	3(2)
Extended hours	5C
Friday adjournment	3(7)
Hours of meeting	3(1)
House shall not meet	3(3)
Monday	3(3A)
Notice	3(4), (5)
Time of sitting after absence of quorum	6(5)

Sovereign 25

Speaker:

Absence of	12
Allotment of time for Opposition Members' Business	20(3)
Appeal of ruling	9(2), 24(1)
Authority re Hansard	83
Authority re Library	81
Casting vote	10(1)
Chair of Committee on Assembly Matters	12A(2)
Decides questions of order	9(1)
Determination of propriety	

	Rule
of motion	37
Duties	9(1)
Election of	6A, 6B
Jurisdiction of	7
Moment of reflection	16
Non-participation in debate	10(1)
Participation in CWH	10(2)
Powers and privileges	8
Preservation of order by	28
Reflection, moment of	16
Role in CWH	10(2)
Ruling on questions of privilege	29
Speaker's ruling:	
Appeal of	9(2), 24(1)
Re urgent debate	43(4)-(6)
Speeches:	
Closure of debate	26(3)
Improper language	25
In CWH	40(1), (2)
Irrelevance or repetition	24(2)
Length after moment of interruption	5(7)
Length generally	23
Length on motion to go into CWH on Supply	36
Length during Opposition Members' Business	21(1)
Limit on number	26(1)
Reply by mover	26(2), (3)
Staff:	
Control by Clerk	76
Engagement	83(2)
Hours of attendance	84
Standing Committees – <i>see</i> Committees, Standing	
Statements by Members	29A

	Rule
Strangers:	
Misconduct	15(1)
Order for withdrawal	15(2)
Striking Committee	60(1)
Subcommittee on Supply:	
Chair	62C(2)
Consideration of Estimates . . .	62FA(1)
Constitution	62C(1)
Meetings	62F(4)
Minister's support staff	62FB
Motion	62FD
Report	62FA(4)
Sittings	62F(2)
Time for consideration of	
Estimates	62FA(2)
Voting	62F(3), 62FA(3)
Substitution for committee	
member	60(5C)
Supplementary Questions	31(3)
Supply Committee –	
<i>see</i> Committee of Whole on Supply	
Suspension of Member	28(2)-(4)
Suspension of Rule	85

T

Time allotted to Opposition	
Members' Business	20

U

Unfinished business, resumption of . . .	4(2)
Urgent debate – <i>see</i> Emergency debate	
Usages and customs	2
Usages and precedents	2

V

Vacating of seat for non-attendance . . .	14(3)
Veterans Affairs Committee	60(1)
Vice-chair of committee, change of	60(5E)
Voting:	
At moment of interruption	5(2)
During late debate	5(9)
Casting vote by Speaker	10(1)
Election of Speaker or Deputy Speaker	6B, 11(2)
In Committees	61(1)
Recording of votes on division . . .	38(3)
Roll call	38(4)

W

Waiver of fees	75
Waiver of notice	33
Wednesday	5, 17(2), 19-21
Withdrawal of motion	35
Witnesses:	
Claim for fees	64(3)
Payment for attendance	64(2)-(4)
Summoning of	64(1)
Written notices of motion	32(3)
Written questions	30
