



Queensland

Parliamentary Service Act 1988

Parliamentary Service By-law 2002

Reprinted as in force on 2 August 2002

Reprint No. 1*

This reprint is prepared by
the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy

* Minor differences in presentation between this reprint and another reprint with the same number are due to the conversion to new styles. The content has not changed.

Information about this reprint

This by-law is reprinted as at 2 August 2002.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 have been made to use aspects of format and printing style consistent with current drafting practice (s 35).

This page is specific to this reprint. A table of reprints is included in the endnotes.

See endnotes for information about when provisions commenced.

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.



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Parliamentary Service By-law 2002

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Parliamentary Service By-law 2002

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Part 1 Preliminary

1 Short title

This by-law may be cited as the *Parliamentary Service By-law 2002*.

2 Purpose of by-law

The purpose of this by-law is to give directions under section 50¹ of the Act by prescribing behaviour and conduct for persons entering or upon the parliamentary precinct.²

3 Definitions

In this by-law—

authorised officer means—

- (a) the Clerk; or
- (b) a parliamentary service officer or employee holding appointment in the service as—
 - (i) Sergeant-at-Arms; or
 - (ii) Operations Manager (Security and Attendants); or
 - (iii) Security Supervisor; or
 - (iv) Parliamentary Security Officer; or
 - (v) Parliamentary Attendant; or

1 Section 50 (Behaviour in parliamentary precinct at discretion of Speaker) of the Act

2 Under section 50(7) of the Act, directions given under the section do not apply to members of the Legislative Assembly in the conduct of their parliamentary business.

- (c) a police officer; or
- (d) a security officer.

Clerk includes a person who, under section 22(1) of the Act, has authority to exercise or perform a function, power or duty of the Clerk.

general search, of a person, means a search, other than a scanning search, of the person and the person's baggage, conducted—

- (a) to help an authorised officer to decide whether the person or the person's baggage is concealing a restricted item; and
- (b) in a way that may include touching the person's clothes and examining the contents of the person's baggage, but that is not otherwise personally intrusive.

restricted item means—

- (a) a weapon of any type from which an arrow, bullet, shot or other missile can be discharged; or
- (b) an explosive device; or
- (c) anything else that could cause, or be used to cause—
 - (i) death or grievous bodily harm to a person; or
 - (ii) a fire or explosion; or
 - (iii) damage to property.

scanning search, of a person, means a search of the person and the person's baggage by electronic means, conducted—

- (a) to help an authorised officer to decide whether the person or the person's baggage is concealing a restricted item; and
- (b) in a way that does not require—
 - (i) the person to remove his or her clothes or to be touched; or
 - (ii) the baggage to be opened.

security officer means a security officer under the *State Buildings Protective Security Act 1983* who is performing

functions under that Act in relation to the parliamentary precinct.

Part 2 Behaviour and conduct

4 Entry pass

- (1) An authorised officer may require a person entering or on the parliamentary precinct to wear an entry pass, of a type approved by the Clerk, while the person is on the precinct.
- (2) A person given a requirement under subsection (1) must—
 - (a) give the authorised officer the information, including the person's name, address and telephone contact number, the authorised officer reasonably needs for issuing the entry pass; and
 - (b) when the entry pass is given to the person, display the entry pass in the way the authorised officer reasonably requires.
- (3) A person who is given an entry pass must return it to an authorised officer when leaving the parliamentary precinct.

5 Restricted items prohibited

A person must not, without the permission of the Speaker or an authorised officer, bring a restricted item on to the parliamentary precinct, or have a restricted item in his or her possession on the parliamentary precinct.

6 Scanning and searching

A person entering the parliamentary precinct must, if required by an authorised officer, allow himself or herself to be the subject of—

- (a) a scanning search; or

- (b) a general search; or
- (c) a scanning search and a general search.

7 Leaving item in custody of authorised officer

- (1) An authorised officer may require a person entering or on the parliamentary precinct, or a particular part of the precinct, to place in the temporary custody of an authorised officer, while the person is on the parliamentary precinct or the particular part of the precinct—
 - (a) any baggage or bulky object the person is carrying; or
 - (b) anything else the authorised officer reasonably considers should be left in temporary custody.
- (2) Without limiting subsection (1), an authorised officer may require a person entering or on the parliamentary precinct and intending to enter the Legislative Assembly chamber, or the galleries of the House, while the Legislative Assembly is in session to place in the temporary custody of an authorised officer, while the person is in the chamber or the galleries—
 - (a) any baggage or bulky object the person is carrying; or
 - (b) anything else the authorised officer reasonably considers should be left in temporary custody.

8 Entry to particular areas restricted

A person must not, without the permission of the Speaker or an authorised officer, enter an area of the parliamentary precinct to which entry is restricted to members of the Legislative Assembly or officers or employees of the parliamentary service.

9 Vehicle use restricted

- (1) A person must not, without the permission of the Speaker or an authorised officer, drive or park a vehicle on the parliamentary precinct.
- (2) A person must not drive or park a vehicle on an area of the parliamentary precinct in a way contrary to a notice if—

- (a) the notice is located with reasonable prominence at or near the area; and
 - (b) the Speaker or the Clerk authorised, or purportedly authorised, the placing of the notice.
- (3) A person driving or parking a vehicle on the parliamentary precinct must comply with any reasonable direction given to the person by an authorised officer about the movement or parking of the vehicle.

10 Damage to property

A person must not vandalise or otherwise damage—

- (a) a building forming part of the parliamentary precinct; or
- (b) other property within the parliamentary precinct for which the parliamentary service has administrative responsibility.

Part 3 Supporting administrative provisions

11 Identity card

- (1) The Clerk may issue an authorised officer with an identity card, in a form approved by the Clerk, identifying the person as an authorised officer under this by-law.
- (2) An authorised officer may act under this by-law in relation to a person only if the authorised officer has an identity card.
- (3) In acting under this by-law in relation to a person, an authorised officer must—
 - (a) produce the authorised officer's identity card for the person's inspection before acting; or
 - (b) have the authorised officer's identity card displayed so it is clearly visible to the person when acting.

(4) However, if it is not practicable to comply with subsection (3), the authorised officer must produce the identity card for the person's inspection at the first reasonable opportunity.

(5) For subsections (2) to (4)—

identity card means—

(a) for an authorised officer who is a parliamentary service officer or employee—an identity card issued to the officer or employee under subsection (1); or

(b) for an authorised officer who is a police officer—

(i) an identity card issued to the police officer under subsection (1); or

(ii) if an identity card has not been issued to the police officer under subsection (1)—an identity card issued to the police officer by, or under the authority of, the commissioner of the police service; or

(c) for an authorised officer who is a security officer—

(i) an identity card issued to the security officer under subsection (1); or

(ii) if an identity card has not been issued to the security officer under subsection (1)—an identity card issued to the security officer under the *State Buildings Protective Security Act 1983*.

Endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). However, no amendments have commenced operation on or before that day. Future amendments of the Parliamentary Service By-law 2002 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	2 August 2002	

5 List of legislation

Parliamentary Service By-law 2002 SL No. 191

made by the Speaker of the Legislative Assembly on 29 July 2002

notfd gaz 2 August 2002 pp 1291–2

commenced on date of notification

exp 1 September 2012 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.