

Division 3—Electric Line Clearance Consultative Committee

87 Constitution of Committee

S. 87(1)
amended by

- (1) There shall be an Electric Line Clearance Consultative Committee.
- (2) The Committee shall be constituted by 13 members to be appointed by the Minister.
- (3) The Minister must appoint one of the members of the Committee to be the chairperson.
- (4) A member shall be appointed for such period not exceeding 3 years as is specified in the instrument of appointment and is eligible for re-appointment.
- (5) The Committee is to be constituted by—

S. 87(5)(a)
amended by No.

- (a) an officer or employee of the Roads Corporation, nominated by the Minister administering the **Transport Integration Act 2010**; and
- (b) an officer or employee of the Country Fire Authority, nominated by the Minister administering the **Country Fire Authority Act 1958**; and
- (c) 3 persons selected by the Minister from nominations given to the Minister by the distribution companies; and
- (d) a person selected by the Minister from nominations given to the Minister by the transmission companies; and

S. 87(5)(e)
amended by

- (e) an officer or employee in the Department of Environment and Primary Industries, nominated by the Minister administering the **Forests Act 1958**; and

S. 87(5)(f)
amended by

- (f) 5 other members to be appointed from interested persons after the advertisement of the positions by the Minister including—
 - (i) a member with skills in land management and nature conservation nominated by the Minister administering the **Forests Act 1958**; and
 - (ii) 2 persons each of whom is a private land owner or a person representing the interests of private land owners nominated by the Minister administering the **Dairy Industry Act 1992**; and

(iii) a person representing the interests of Local Government; and

S. 87(5)(f)(iv)
amended by

(iv) a person with environmental or planning expertise nominated by the Minister administering the **Planning and Environment Act 1987**; and

S. 87(5)(g)
inserted by

(g) an officer or employee of Energy Safe Victoria nominated by the Minister administering the **Energy Safe Victoria Act 2005**.

- (6) The Minister must determine the remuneration (if any) and the travelling and other allowances of members and any other terms and conditions of appointment of members.
- (7) If the chairperson is not present at the time fixed for the commencement of a meeting of the committee, the members present must elect one of their number as acting chairperson to preside at that meeting.

S. 87(8)
amended by

- (8) The Electric Line Clearance Consultative Committee is the same body as the Powerline Clearance Consultative Committee existing under the **State Electricity Commission Act 1958** immediately before the commencement of this section despite any change in its membership.

88 Functions of the Committee

The Electric Line Clearance Consultative Committee must—

S. 88(a)
amended by

- (a) provide advice to Energy Safe Victoria with regard to the preparation and maintenance of the Code;

S. 88(b)
amended by

- (b) provide advice on any matter relating to the clearance of electric lines when requested so to do by Energy Safe Victoria or the Minister;
- (c) report before 30 September in each year to the Minister on the performance of its functions.

S. 88A
inserted by

88A Committee to consider reliability and security of electricity supply

In performing its functions under section 88, the Electric Line Clearance Consultative Committee may have regard to the reliability and security of electricity supply.

89 Procedure for Code

S. 89(1)
amended by

- (1) Energy Safe Victoria must, before the Governor in Council makes regulations prescribing the Code of Practice or amending or varying the Code—
 - (a) refer to the Committee all matters with respect to the contents of those regulations; and
 - (b) make a draft of those regulations available to the public for comment for a period of 90 days; and

S. 89(1)(c)
amended by

- (c) consider any comments on the draft made to Energy Safe Victoria during that period.

- (2) There shall at all times be in force regulations prescribing the Code but no such regulations shall continue in force for more than 5 years after the date of their coming into operation.
- (3) The regulations must prescribe the provisions of the Code that are, for the purposes of section 90, penalty provisions.
- (4) A regulation shall not be invalidated or affected by reason only of a failure to comply with subsection (1) with respect to that regulation.

S. 89(5)
amended by

- (5) Energy Safe Victoria must cause the Code to be published in the Government Gazette.