



Victoria Government Gazette

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By Authority L. V. North, Government Printer Melbourne



State Electricity Commission Act 1958
**STATE ELECTRICITY COMMISSION
(RESIGNATION OF A COMMISSIONER)
ORDER 1993**

The Governor in Council acting under section 8 (4) of the *State Electricity Commission Act 1958* accepts the resignation of Michael Janes as a Commissioner of the State Electricity Commission of Victoria with effect from close of business 30 September 1993.

Dated 5 October 1993

Responsible Minister:

S. J. PLOWMAN
Minister for Energy and Minerals

DAMIEN O'SHEA
Clerk of the Executive Council

State Electricity Commission Act 1958
**STATE ELECTRICITY COMMISSION
(APPOINTMENT OF COMMISSIONERS)
ORDER 1993**

The Governor in Council in the exercise of powers contained in sub-paragraphs (b) (ii) and (iii) of sub-section 4 (3) of the *State Electricity Commission Act 1958* declares that—

- (1) this Order may be cited as the State Electricity Commission (Appointment of Commissioners) Order 1993;
- (2) this Order comes into operation on the day on which it is made;
- (3) the following persons are appointed Commissioners of the State Electricity Commission of Victoria for the period from 5 October 1993 to 31 January 1994 (both dates inclusive)—

David Alexander Crawford, being a person experienced in relevant financial areas;

Olaf Brian O'Duill, being a person experienced in relevant managerial and financial areas; and

Wayne Lloyd Gilbert, being a person experienced in domestic consumer matters—

- (4) David Alexander Crawford, Olaf Brian O'Duill and Wayne Lloyd Gilbert will not be paid any additional remuneration in respect of their duties as Commissioners, as this will be considered to be included in the remuneration for their appointments as Chairmen of Generation Victoria, National Electricity and Electricity Services Victoria respectively.

Dated 5 October 1993

Responsible Minister:

S. J. PLOWMAN
Minister for Energy and Minerals

DAMIEN O'SHEA
Clerk of the Executive Council

State Electricity Commission Act 1958
**STATE ELECTRICITY COMMISSION
(APPOINTMENT OF CHAIRMAN AND
DEPUTY CHAIRMAN) ORDER 1993**

The Governor in Council in the exercise of powers contained in section 6 of the *State Electricity Commission Act 1958* declares that—

- (1) this Order may be cited as the State Electricity Commission (Appointment of Chairman and Deputy Chairman) Order 1993;
- (2) this Order comes into operation on the day on which it is made;
- (3) David Alexander Crawford, being a Commissioner of the State Electricity Commission of Victoria, is hereby appointed Chairman of the State Electricity Commission of Victoria;
- (4) Wayne Lloyd Gilbert, being a Commissioner of the State Electricity Commission of Victoria, is hereby

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appointed Deputy Chairman of the State Electricity Commission of Victoria;

- (5) David Alexander Crawford will not be paid any additional remuneration in respect of his duties as Chairman of the State Electricity Commission of Victoria, as this will be considered to be included in the remuneration for his appointment as Chairman of Generation Victoria;
- (6) Wayne Lloyd Gilbert will not be paid any additional remuneration in respect of his duties as Deputy Chairman of the State Electricity Commission of Victoria, as this will be considered to be included in the remuneration for his appointment as Chairman of Electricity Services Victoria.

Dated 5 October 1993

Responsible Minister:

S. J. PLOWMAN
Minister for Energy and Minerals

DAMIEN O'SHEA
Clerk of the Executive Council

State Owned Enterprises Act 1992
STATE OWNED ENTERPRISES (STATE
BODY—GENERATION VICTORIA)
ORDER 1993

The Governor in Council in the exercise of powers contained in section 14 of the *State Owned Enterprises Act 1992* declares that—

- (1) this Order may be cited as the State Owned Enterprises (State Body—Generation Victoria) Order 1993;
- (2) this Order comes into operation on the day on which it is made;
- (3) there is established, for the purposes of the *State Owned Enterprises Act 1992*, a body by the name of Generation Victoria;
- (4) the particular purpose of establishing the Corporation is to create a statutory body to assume certain functions, and to acquire certain assets, liabilities and undertakings of the Commission;
- (5) the functions of the Corporation are—
(a) to undertake the generation and supply of electricity;

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- (b) to explore for, mine, produce and supply coal, gas and other raw products used in the generation of electricity;
- (c) to acquire and trade in electricity, coal, gas and other raw products used in the generation of electricity;
- (d) to undertake the construction and operation of power stations;
- (e) to carry out research and development relating to the performance of the functions mentioned above;
- (f) to provide services, including management services, in the coal, gas and electricity generation industries; and
- (g) to engage in any other business, undertaking or activity incidental to the performance of the above functions—
- (6) the Corporation has power to do all things necessary or convenient to be done for, or in connection with, the performance of its functions;
- (7) without limiting the generality of the other powers conferred on it, the Corporation may—
(a) be a member of a body corporate, association, partnership, trust or other body;
- (b) form, or participate in the formation of, a body corporate, association, partnership, trust or other body;
- (c) enter into a joint venture with a person or persons;
- (d) act as a trustee; and
- (e) accept gifts, grants, bequests and devises—
- (8) the Corporation may carry on its functions and exercise its powers within or outside Victoria and outside Australia;
- (9) there shall be a board of directors of the Corporation who shall be responsible for directing the business of the Corporation in accordance with policies and directions given to the Board jointly by the Treasurer and the Minister;

- (10) the Board shall consist of—
- (a) Mr David Alexander Crawford, who shall be the Chairman of the Board for the period commencing 5 October 1993 and concluding 30 June 1994;
 - (b) Mr George William Bates who shall be a director for the period commencing 5 October 1993 and concluding 30 June 1994; and
 - (c) the Chief Executive Officer, if a Chief Executive Officer of the Corporation is appointed pursuant to clause (11)—
- (11) the Board of Directors, with the approval of the Minister and the Treasurer, may appoint a Chief Executive Officer to have control of the day-to-day administration of the affairs of the Corporation in accordance with policies and directions given to the Chief Executive Officer by the Board;
- (12) the terms and conditions of appointment of the Chief Executive Officer shall be determined by the Board of Directors, and the Chief Executive Officer shall not participate in the proceedings of the Board considering his or her terms and conditions of appointment;
- (13) the Board of Directors may at any time remove the Chief Executive Officer, and the Chief Executive Officer shall not participate in the proceedings of the Board considering his or her removal;
- (14) subject to this Order the Board may regulate its own proceedings;
- (15) meetings of the Board shall be held at such times and places as the Board determines;
- (16) the Chairman may at any time convene a meeting but must do so when requested by a director;
- (17) a majority of the directors constitutes a quorum of the Board;
- (18) a question arising at a meeting shall be determined by a majority of those directors present and voting on that question and, if voting is equal, the person presiding has the casting, as well as a deliberative, vote;

- (19) the Board must ensure that minutes are kept of each of its meetings;
- (20) the Board may, in writing, delegate to two or more directors any of the Board's powers other than the power of delegation;
- (21) the remuneration of Board members for the period of their appointments stated above shall be as follows—

Mr David Alexander Crawford shall be paid an initial payment of \$15 000 plus \$6 500 per month; and

Mr George William Bates, as a full-time Government employee shall not be entitled to additional remuneration in respect of Board Membership duties—

and in addition all Board members shall be reimbursed for all expenses reasonably incurred in the discharge of their office.

Definitions

"Board" means the Board of Directors of Generation Victoria.

"Commission" means the State Electricity Commission of Victoria established by the *State Electricity Commission Act 1958*.

"Corporation" means the body by the name of Generation Victoria established by this Order.

"Director" means a member of the Board.

"Minister" means the Minister for Energy and Minerals.

Dated 5 October 1993

Responsible Minister:

ALAN ROBERT STOCKDALE
Treasurer

DAMIEN O'SHEA
Clerk of the Executive Council

State Owned Enterprises Act 1992
STATE OWNED ENTERPRISES (STATE
BODY—NATIONAL ELECTRICITY)
ORDER 1993

The Governor in Council in the exercise of powers contained in section 14 of the *State Owned Enterprises Act 1992* declares that—

- (1) this Order may be cited as the State Owned Enterprises (State Body—National Electricity) Order 1993;
- (2) this Order comes into operation on the day on which it is made;
- (3) there is established, for the purposes of the *State Owned Enterprises Act 1992*, a body by the name of National Electricity;
- (4) the particular purpose of establishing the Corporation is to create a statutory body to assume certain functions, and to acquire certain assets, liabilities and undertakings of the Commission;
- (5) the functions of the Corporation are—
 - (a) to undertake and manage the planning, operation, augmentation and maintenance of the Victorian electricity transmission system;
 - (b) to manage and co-ordinate the operation of the Victorian electricity supply system;
 - (c) to undertake and manage the operation and maintenance of those assets and undertakings vested in, or assigned to, National Electricity pursuant to the proposed *Electricity Supply Industry Restructuring Act 1993*;
 - (d) to acquire and trade in electricity;
 - (e) to operate and administer the market for the wholesale trading of electricity;
 - (f) to provide services, including management services, in connection with the transmission and supply of electricity; and
 - (g) to engage in any other business, undertaking or activity incidental to the performance of the above functions—
- (6) the Corporation has power to do all things necessary or convenient to be done for, or in connection with, the performance of its functions;
- (7) without limiting the generality of the other powers conferred on it, the Corporation may—
 - (a) be a member of a body corporate, association, partnership, trust or other body;

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- (b) form, or participate in the formation of, a body corporate, association, partnership, trust or other body;
 - (c) enter into a joint venture with a person or persons;
 - (d) act as a trustee; and
 - (e) accept gifts, grants, bequests and devises—
- (8) the Corporation may carry on its functions and exercise its powers within or outside Victoria and outside Australia;
 - (9) there shall be a board of directors of the Corporation who shall be responsible for directing the business of the Corporation in accordance with policies and directions given to the Board jointly by the Treasurer and the Minister;
 - (10) the Board shall consist of—
 - (a) Mr Olaf Brian O'Duill, who shall be the Chairman of the Board for the period commencing 5 October 1993 and concluding 30 April 1994;
 - (b) Mr Kenneth S. Marshman who shall be a director for the period commencing 5 October 1993 and concluding 30 June 1994; and
 - (c) the Chief Executive Officer, if a Chief Executive Officer of the Corporation is appointed pursuant to clause (11)—
 - (11) the Board of Directors, with the approval of the Minister and the Treasurer, may appoint a Chief Executive Officer to have control of the day-to-day administration of the affairs of the Corporation in accordance with policies and directions given to the Chief Executive Officer by the Board;
 - (12) the terms and conditions of appointment of the Chief Executive Officer shall be determined by the Board of Directors, and the Chief Executive Officer shall not participate in the proceedings of the Board considering his or her terms and conditions of appointment;
 - (13) the Board of Directors may at any time remove the Chief Executive Officer,

- and the Chief Executive Officer shall not participate in the proceedings of the Board considering his or her removal;
- (14) subject to this Order the Board may regulate its own proceedings;
 - (15) meetings of the Board shall be held at such times and places as the Board determines;
 - (16) the Chairman may at any time convene a meeting but must do so when requested by a director;
 - (17) a majority of the directors constitutes a quorum of the Board;
 - (18) a question arising at a meeting shall be determined by a majority of those directors present and voting on that question and, if voting is equal, the person presiding has the casting, as well as a deliberative, vote;
 - (19) the Board must ensure that minutes are kept of each of its meetings;
 - (20) the Board may, in writing, delegate to two or more directors any of the Board's powers other than the power of delegation;
 - (21) the remuneration of Board members for the period of their appointments stated above shall be as follows—

Mr Olaf Brian O'Duill shall be paid an initial payment of \$9 000 plus \$3 500 per month; and

Mr Kenneth S. Marshman, as a full-time Government employee shall not be entitled to additional remuneration in respect of Board Membership duties—

and in addition all Board members shall be reimbursed for all expenses reasonably incurred in the discharge of their office.

Definitions

- "Board" means the Board of Directors of National Electricity.
- "Commission" means the State Electricity Commission of Victoria established by the *State Electricity Commission Act 1958*.
- "Corporation" means the body by the name of National Electricity established by this Order.

"Director" means a member of the Board.

"Minister" means the Minister for Energy and Minerals.

"Victorian electricity supply system" means the Victorian integrated electrical power system comprising all generation, transmission and distribution facilities and the Snowy Mountains Hydro-Electric Scheme.

"Victorian electricity transmission system" means—

- (a) the electricity transmission network to be operated by the Corporation when a proposed Act entitled "*The Electricity Supply Industry Restructuring Act 1993*" is passed by Parliament and comes into operation;
- (b) the Snowy Mountains Hydro-Electric Scheme; and
- (c) interconnections between—
 - (i) that network or that Scheme; and
 - (ii) other States' or Territories' transmission grids.

Dated 5 October 1993

Responsible Minister:

ALAN ROBERT STOCKDALE
Treasurer

DAMIEN O'SHEA
Clerk of the Executive Council

State Owned Enterprises Act 1992 STATE OWNED ENTERPRISES (STATE BODY—ELECTRICITY SERVICES VICTORIA) ORDER 1993

The Governor in Council in the exercise of powers contained in section 14 of the *State Owned Enterprises Act 1992* declares that—

- (1) this Order may be cited as the State Owned Enterprises (State Body—Electricity Services Victoria) Order 1993;
- (2) this Order comes into operation on the day on which it is made;
- (3) there is established, for the purposes of the *State Owned Enterprises Act 1992*, a body by the name of Electricity Services Victoria;
- (4) the particular purpose of establishing the Corporation is to create a statutory body to assume certain functions, and

to acquire certain assets, liabilities and undertakings of the Commission;

- (5) the functions of the Corporation are—
- (a) to acquire, distribute and supply electricity;
 - (b) to provide services, including management services, in connection with the distribution and supply of electricity; and
 - (c) to engage in any other business, undertaking or activity incidental to the performance of the above functions—
- (6) the Corporation has power to do all things necessary or convenient to be done for, or in connection with, the performance of its functions;
- (7) without limiting the generality of the other powers conferred on it, the Corporation may—
- (a) be a member of a body corporate, association, partnership, trust or other body;
 - (b) form, or participate in the formation of, a body corporate, association, partnership, trust or other body;
 - (c) enter into a joint venture with a person or persons;
 - (d) act as a trustee; and
 - (e) accept gifts, grants, bequests and devises—
- (8) the Corporation may carry on its functions and exercise its powers within or outside Victoria and outside Australia;
- (9) there shall be a board of directors of the Corporation who shall be responsible for directing the business of the Corporation in accordance with policies and directions given to the Board jointly by the Treasurer and the Minister;
- (10) the Board shall consist of—
- (a) Mr Wayne Lloyd Gilbert, who shall be the Chairman of the Board for the period commencing 5 October 1993 and concluding 30 June 1994;
 - (b) Mr Michael J. Janes who shall be a director for the period

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commencing 5 October 1993 and concluding 30 June 1994; and

- (c) the Chief Executive Officer, if a Chief Executive Officer of the Corporation is appointed pursuant to clause (11)—
- (11) the Board of Directors, with the approval of the Minister and the Treasurer, may appoint a Chief Executive Officer to have control of the day-to-day administration of the affairs of the Corporation in accordance with policies and directions given to the Chief Executive Officer by the Board;
- (12) the terms and conditions of appointment of the Chief Executive Officer shall be determined by the Board of Directors, and the Chief Executive Officer shall not participate in the proceedings of the Board considering his or her terms and conditions of appointment;
- (13) the Board of Directors may at any time remove the Chief Executive Officer, and the Chief Executive Officer shall not participate in the proceedings of the Board considering his or her removal;
- (14) subject to this Order the Board may regulate its own proceedings;
- (15) meetings of the Board shall be held at such times and places as the Board determines;
- (16) the Chairman may at any time convene a meeting but must do so when requested by a director;
- (17) a majority of the directors constitutes a quorum of the Board;
- (18) a question arising at a meeting shall be determined by a majority of those directors present and voting on that question and, if voting is equal, the person presiding has the casting, as well as a deliberative, vote;
- (19) the Board must ensure that minutes are kept of each of its meetings;
- (20) the Board may, in writing, delegate to two or more directors any of the Board's powers other than the power of delegation;

(21) the remuneration of Board members for the period of their appointments stated above shall be as follows—

Mr Wayne Lloyd Gilbert shall be paid an initial payment of \$9 000 plus \$3 500 per month; and

Mr Michael J. Janes, shall be paid at the rate of \$10 341 per annum plus an allowance of \$703 per annum—

and in addition all Board members shall be reimbursed for all expenses reasonably incurred in the discharge of their office.

Definitions

“Board” means the Board of Directors of Electricity Services Victoria.

“Commission” means the State Electricity Commission of Victoria established by the *State Electricity Commission Act 1958*.

“Corporation” means the body by the name of Electricity Services Victoria established by this Order.

“Director” means a member of the Board.

“Minister” means the Minister for Energy and Minerals.

Dated 5 October 1993

Responsible Minister:

ALAN ROBERT STOCKDALE
Treasurer

DAMIEN O'SHEA
Clerk of the Executive Council

State Owned Enterprises Act 1992
STATE OWNED ENTERPRISES (STATE
BUSINESS CORPORATION—ENERGY
BRIX AUSTRALIA CORPORATION)
ORDER 1993

The Governor in Council in the exercise of powers contained in section 17 of the *State Owned Enterprises Act 1992* declares that—

- (1) this Order may be cited as the State Owned Enterprises (State Business Corporation—Energy Brix Australia Corporation) Order 1993;
- (2) this Order comes into operation on the day on which it is made;

(3) the Energy Brix Australia Corporation, established as a State body under the *State Owned Enterprises Act 1992* by the Order in Council dated 5 October 1993, is declared to be a State business corporation;

(4) the Corporation shall not borrow or re-borrow money or obtain advances or other financial accommodation from any institution, person or body.

Definitions

“Corporation” means the Energy Brix Australia Corporation established by this Order.

Dated 6 October 1993

Responsible Minister:

ALAN ROBERT STOCKDALE
Treasurer

DAMIEN O'SHEA
Clerk of the Executive Council

State Owned Enterprises Act 1992
STATE OWNED ENTERPRISES (BOARD OF
DIRECTORS APPOINTMENT)
ORDER 1993

The Governor in Council in the exercise of powers contained in section 25 of the *State Owned Enterprises Act 1992* declares that—

- (1) this Order may be cited as the State Owned Enterprises (Board of Directors Appointment) Order 1993;
- (2) this order comes into operation on the day in which it is made;
- (3) there is appointed, for the purposes of the *State Owned Enterprises Act 1992*, the following persons as the Board of Directors of the State business corporation named Energy Brix Australia Corporation commencing 6 October 1993 and concluding 6 October 1996 (both dates inclusive):

Roger Marshall, Chairman;
Clement John Joyce, Deputy
Chairman;
Charles E. Bright, General Director;
and
James Barry Ritchie, General
Director—

- (4) remuneration will be as follows—
Roger Marshall: \$50 000 per annum;
Clement John Joyce: Nil;
Charles E. Bright \$11 044 per annum;
and

James Barry Ritchie: \$11 044 per annum.

In addition all Board members will be reimbursed for all expenses reasonably incurred in the discharge of their office.

Dated 6 October 1993

Responsible Minister:

ALAN ROBERT STOCKDALE
Treasurer

DAMIEN O'SHEA
Clerk of the Executive Council

State Owned Enterprises Act 1992
STATE OWNED ENTERPRISES
(REORGANISING BODY—COAL
CORPORATION OF VICTORIA)
ORDER 1993

The Governor in Council in the exercise of powers contained in section 7 of the *State Owned Enterprises Act 1992* declares that—

- (1) this Order may be cited as the State Owned Enterprises (Reorganising Body—Coal Corporation of Victoria) Order 1993;
- (2) this Order comes into operation on the day on which it is made;
- (3) the Coal Corporation of Victoria, for the purposes of the *State Owned Enterprises Act 1992*, is a reorganising body.

Dated 6 October 1993

Responsible Minister:

ALAN ROBERT STOCKDALE
Treasurer

DAMIEN O'SHEA
Clerk of the Executive Council





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