

ELECTRICITY INFRASTRUCTURE INVESTMENT BILL 2020

Schedule of the amendments referred to in the Legislative Council's message of 25 November 2020 AM.

No. 1 GRNS No. 2 [c2020-260G]

Page 2, clause 3. Insert after line 23—

- (1A) The following objects also apply to Parts 4–6—
- (a) to increase employment and income opportunities for Aboriginal and Torres Strait Islander people in New South Wales, and
 - (b) to promote consultation and negotiation with the traditional Aboriginal owners of land on which generation, storage and network infrastructure is proposed to be constructed or operated under this Act.

No. 2 GRNS No. 1 [c2020-263E]

Page 2. Insert after line 25—

3A Consultation and negotiation with local Aboriginal communities

- (1) The Minister is to issue guidelines about consultation and negotiation with the local Aboriginal community in relation to relevant projects for the purposes of increasing employment and income opportunities for the local Aboriginal community.
- (2) The Minister is to take the guidelines into account when exercising the Minister's functions under Part 5, Division 2.
- (3) To give effect to the guidelines, the Minister may impose a condition on a direction under section 31 or an authorisation under section 35(2).
- (4) The consumer trustee is to take the guidelines into account when exercising the consumer trustee's functions under Part 6, Divisions 3 and 4.
- (5) To give effect to the guidelines, the consumer trustee may—
 - (a) include, in a recommendation to the Minister under section 30(1)(a), a recommendation that a condition be imposed on the Minister's direction, and
 - (b) impose a condition on an authorisation under section 30(1)(b).
- (6) The guidelines are to be published on the Department's website.
- (7) In this section—

local Aboriginal community includes—

- (a) an Aboriginal person who has native title rights and interests, within the meaning of the *Native Title Act 1993* of the Commonwealth, in relation to the land to which the relevant project relates, and
- (b) the Local Aboriginal Land Council for the area to which the relevant project relates, and
- (c) other Aboriginal persons prescribed by the regulations.

relevant project means—

- (a) a REZ network infrastructure project or priority transmission infrastructure project, and
- (b) an infrastructure project to which an LTES agreement applies.