

LEGISLATIVE COUNCIL

REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023

(Amendments and New Clauses to be proposed in Committee by SAMANTHA RATNAM)

1. Clause 1, line 8, after "matters" insert ", to provide for a new function in relation to the operation of supermarkets".
2. Clause 23, after line 11 insert—
 - '(ab) after paragraph (fc) of the definition of *essential service* insert—
 - "(fd) the retail grocery industry in relation to the operation of supermarkets;"'.

NEW CLAUSES

3. After clause 23 insert the following new clauses—
 - 23A Interpretation and application of Act**
 After section 5(4) of the **Essential Services Commission Act 2001** insert—
 "(5) Despite subsection (4), this Act applies to an essential service which is the retail grocery industry in relation to the operation of supermarkets despite not being provided by a regulated industry.".
 - 23B Functions of the Commission**
 After section 10(1) of the **Essential Services Commission Act 2001** insert—
 "(1a) to perform the functions conferred on the Commission under section 10F;".
 - 23C New section 10F inserted**
 After section 10E of the **Essential Services Commission Act 2001** insert—
"10F Commission's functions in relation to retail grocery industry (supermarkets)
 (1) The objectives of the Commission in carrying out its functions under this section in relation to the retail grocery industry involving the operation of supermarkets is to deter excessive price increases in supermarkets.
 (2) Without limiting subsection (1) and section 10, the functions of the Commission under this Act in relation to the retail grocery industry involving the operation of supermarkets include the following—

- (a) to monitor and report on prices in supermarkets, including but not limited to—
 - (i) retail prices; and
 - (ii) supply chain prices, including producer, manufacturer and wholesale prices;
- (b) to monitor and report on the competitiveness of the Victorian retail grocery industry involving the operation of supermarkets.".'.

LONG TITLE

- 4. In the Long Title, after "enforcement matters" insert "and to provide for a new function in relation to the operation of supermarkets".