LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 187, 188 and 189

No. 187 — Tuesday, 22 September 2026

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE TIM READ MP** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 19 September 2026, of Dr Tim Read MP, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electorate of Brunswick from 2018 to 2026.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

On the motion of Jaclyn Symes, by leave, the sitting was suspended for one hour as a further mark of respect.

[Sitting suspended from 1.12 pm to 2.15 pm]

3 **CONDOLENCE STATEMENT** — **THE LATE PETER KATSAMBANIS** — The President advised the House of the death, on 5 September 2026, of Peter Argyris Katsambanis, Member of the Legislative Council for the Electoral Province of Monash from 1996 to 2002.

Members rose in their places for one minute's silence as a mark of respect to the memory of the late Peter Katsambanis.

4 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 15 September 2026, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Education and Training Reform Amendment (Apprenticeships, Traineeships, Schools and Other Matters) Act 2026

Fair Work (Commonwealth Powers) Amendment Act 2026

Multicultural Victoria Amendment (Multicultural and Multifaith Victoria) Act 2026.

The President read a Message from the Lieutenant-Governor informing the Council that he had, this day, given the Royal Assent to the following Act presented to him by the Clerk of the Parliaments:

Justice Legislation Amendment (Family Violence, Coercive Control, Good Character, Risk Assessment and Other Matters) Act 2026.

5 JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE, COERCIVE CONTROL, GOOD CHARACTER, RISK ASSESSMENT AND OTHER MATTERS) BILL 2026 — Pursuant to Joint Standing Order 6(1), the President announced receipt of a report from the Clerk of the Parliaments notifying that the following correction has been made in this Bill:

Council amendment No. 6 agreed to by the Assembly inserts a clause adding new section 171AAA. New subsection 171AAA(a) refers to the "Magistrates' Court 1989". The word 'Act' has been inserted between 'Court' and '1989'. The correction ensures there is no ambiguity in the reference to the Act.

6 SELECT COMMITTEE ON THE EQUAL OPPORTUNITY AMENDMENT (WORK FROM HOME) BILL 2026 — CORRESPONDENCE FROM COMMITTEE MANAGER — The President announced that he had received a letter from the Committee Manager of the Select Committee on the Equal Opportunity Amendment (Work from Home) Bill 2026 advising that the Committee was unable to resolve the election of its chair.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to breast screening delays (QwN 1490).
- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to referrals to specialists in Mildura (QwN 1491).

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Drug driving laws for medicinal cannabis patients (QwN 1488)** — substantive and supplementary questions asked by Rachel Payne — response from Lizzie Blandthorn due Thursday, 24 September 2026.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 PETITIONS —

MORATORIUM ON ALL NEW LARGE-SCALE DATA CENTRE APPROVALS — Katherine Copsey presented a petition bearing 2,090 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to institute an immediate statewide moratorium on all new large-scale data centre approvals, including Clyde North and maintain this moratorium until specific state legislation is enacted that mandates strict caps on power and water usage, guarantees

independent macro-impact assessments and protects neighbouring residents' health and wellbeing *(Ordered to be tabled)*.

The petition having received the required number of signatures, Katherine Copsey listed the petition for future debate during Petitions (qualifying for debate).

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NEW PUBLIC HOSPITAL IN TARNEIT — Sarah Mansfield presented a petition bearing 2,295 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to commit to a new public hospital in Tarneit by 2030, identify and secure a suitable site, develop a detailed business case and delivery plan, provide a clear funding commitment and construction timeline, plan workforce requirements, including doctors, nurses and allied health professionals and ensure the hospital opens with the facilities, equipment and staffing required to provide quality care *(Ordered to be tabled)*.

The petition having received the required number of signatures, Sarah Mansfield listed the petition for future debate during Petitions (qualifying for debate).

9 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 13 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

Sheena Watt moved, That the Council take note of the Report.

Question — put and agreed to.

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Public Lottery Licence Extension, September 2026 *(released on 16 September 2026 – a non-sitting day) (Ordered to be published).*

Crimes (Assumed Identities) Act 2004 — Report, 2025-26, under section 31 of the Act, by the Australian Criminal Intelligence Commission.

Evidence (Miscellaneous Provisions) Act 1958 — Reports, 2025-26, under section 42BI of the Act, by —

Australian Criminal Intelligence Commission.

Victoria Police.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 120 *(Gazette G38, 17 September 2026)*.

Legal Profession Uniform Law Application Act 2014 — Practitioner Remuneration Order 2027.

Planning and Environment Act 1987 — Notices of approval of the —

East Gippsland Planning Scheme — Amendment C175.

Greater Geelong Planning Scheme — Amendment C433.

Greater Shepparton Planning Scheme — Amendment C258.

Hobsons Bay Planning Scheme — Amendment C147.

Melbourne, Port of Melbourne and Port Phillip Planning Schemes — Amendment GC240.

Mitchell Planning Scheme — Amendment C179.

Victoria Planning Provisions — Amendment VC313.

Wodonga Planning Scheme — Amendment C142.

Public Interest Monitor — Report to the Attorney-General, 2025-26, under section 62(1) of the Human Source Management Act 2023.

Statutory Rules under the following Acts of Parliament —

Drugs, Poisons and Controlled Substances Act 1981 — No. 124.

Supreme Court Act 1986 — Nos. 122 and 123.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 118, 120, 121, 122, 123 and 124.

Surveillance Devices Act 1999 — Reports, 2025-26, under section 30L of the Act, by —

Australian Criminal Intelligence Commission.

Department of Energy, Environment and Climate Action.

Game Management Authority.

Independent Broad-based Anti-corruption Commission.

Victorian Fisheries Authority.

Terrorism (Community Protection) Act 2003 — Report, 2025-26, under section 37F of the Act, by Victoria Police.

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Legal and Social Issues Committee's Report on the Inquiry into claims made through the Transport Accident Commission (TAC).

Response from the Minister for Roads and Road Safety to petition titled Financial assistance for roadworks in Pakenham (petition No. 812) (presented by Renee Heath on 28 July 2026) *(released on 11 September 2026)*.

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PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Consumer Legislation Amendment Act 2026 — Sections 178ZF and 178ZJ — 16 September 2026 *(Gazette S510, 15 September 2026).*

Health Legislation Amendment (Regulatory Reform) Act 2026 — Section 9 — 30 September 2026 *(Gazette S510, 15 September 2026)*.

10 PRODUCTION OF DOCUMENTS —

VICTORIA'S THREATENED AND ENDANGERED SPECIES — The Clerk tabled a letter from the Attorney-General, dated 21 September 2026, in response to a resolution of the Council on 29 July 2026 (on the motion of Sarah Mansfield), relating to Victoria's threatened and endangered species, advising that the Government is unable to provide a final response prior to the expiry of the Legislative Council.

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IMPRISONMENT WARRANTS AND INFRINGEMENT NOTICES — The Clerk tabled a letter from the Attorney-General, dated 21 September 2026, in response to a resolution of the Council on 26 August 2026 (on the motion of Rachel Payne), relating to imprisonment warrants and infringement notices, advising that the Government is unable to provide a final response prior to the expiry of the Legislative Council.

RAIL IMPROVEMENT CHARGE FOR THE SRL — The Clerk tabled a letter from the Attorney-General, dated 21 September 2026, in response to a resolution of the Council on 9 September 2026 (on the motion of Evan Mulholland), relating to the rail improvement charge for the SRL, advising that the Government is unable to provide a final response prior to the expiry of the Legislative Council.

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RENTAL CONTROLS — In response to a resolution of the Council on 1 April 2026 (on the motion of Aiv Puglielli), and further to the Government's initial response on 13 May 2026, relating to rental controls, the Clerk tabled —

- a schedule of the five documents identified; and
- a letter from the Attorney-General, dated 21 September 2026, making a claim of executive privilege in relation to five documents in full, and noting that the Government included the most relevant documents within the scope of the Order created since 1 July 2023 and that responding to the broad scope of the Order in its entirety would capture irrelevant or outdated documents, unreasonably divert resources and have prevented the Government from providing a final response prior to the expiry of the Legislative Council.

On the motion of Evan Mulholland, the Attorney-General's letters and returns to orders for production of documents relating to Victoria's threatened and endangered species, imprisonment warrants and infringement notices, rail improvement charge for the SRL and rental controls were ordered to be taken into consideration on the next day of meeting.

11 BUSINESS OF THE COUNCIL — Bev McArthur moved, by leave, That the following general business take precedence on Wednesday, 23 September 2026 —

(1) order of the day No. 1, second reading of the Liability for Climate Change Damage (Make Polluters Pay) Bill 2026;
(2) notice of motion given this day by Bev McArthur on road maintenance;
(3) notice of motion given this day by Bev McArthur on the workplace protection order scheme; and
(4) notice of motion given this day by Moira Deeming on the protection of children in relation to commercial sexual services.

Question — put and agreed to.

12 BUSINESS OF THE COUNCIL — ORDER OF BUSINESS — Lee Tarlamis moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary to allow —

(1) the House to interrupt business at 6.00 pm today to allow Harriet Shing to make a valedictory statement at that time;
(2) the following to be the order of business on Wednesday, 23 September 2026 —

Messages
Formal business
Members' statements (up to 15 members)
Private member bills – moving second readings of bills for which precedence has been ordered
Short form documents motions (up to 2 motions)
General business
At 12.00 noon Questions

General business (continues)
At 5.15 pm, or after 300 minutes of general business has elapsed (whichever is later) Statements on tabled papers and petitions (30 minutes)
Petitions (qualifying for debate) (30 minutes)
Valedictory statement made by Shaun Leane
Valedictory statement made by Wendy Lovell
Valedictory statement made by Joe McCracken
Adjournment (up to 20 members).

(3) the House to interrupt business at 2.00 pm on Thursday, 24 September 2026, to allow Nick McGowan to make a valedictory statement at that time; and

(4) Adem Somyurek to be permitted to incorporate a valedictory statement by submitting it to the Clerk in line with Temporary Order No. 3.

Question — put and agreed to.

13 MEMBERS' STATEMENTS — Members made statements.

14 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1632, be postponed until later this day.

15 WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Michael Galea (for Jaclyn Symes) *(JS102C)*, David Ettershank *(DE26C)* and Katherine Copsey (for Aiv Puglielli) *(AP91C)* circulated amendments proposed to be moved during Committee of the whole.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

Business interrupted at 6.00 pm, pursuant to an order of the Council today.

16 VALEDICTORY STATEMENT — Harriet Shing made a valedictory statement.

[Sitting suspended from 6.33 pm to 7.33 pm]

17 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

18 INQUIRIES AMENDMENT (SPECIAL PROSECUTOR) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

19 WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026 — Question — That the Bill be now read a second time — put and agreed to.

The Acting President ruled certain amendments proposed to be moved during Committee of the whole by Jaclyn Symes *(JS102C)* and Aiv Puglielli *(amendment Nos. 1 to 6, 8 to 16, 18, 19 and 21 on AP91C)* are similarly outside the scope of the Bill.

Jaclyn Symes moved, That it be an instruction to the Committee that they have the power to consider amendments and New Clauses to amend —

(1) the *Accident Compensation Act 1985* —

(a) to provide for claims for damages related to employment between 12 November 1997 and 20 October 1999; and
(b) to make further provision for the award of provisional and subsequent damages to injured workers with serious dust-related conditions; and
(c) in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements; and

(2) the *Dangerous Goods Transport Act 2026* in relation to reckless endangerment offences; and

(3) the *Limitation of Actions Act 1958* to remove a limitation period for certain actions; and

(4) the *Occupational Health and Safety Act 2004* and the *Occupational Health and Safety Amendment (Dangerous Goods) Act 2026* —
(a) in relation to reckless endangerment offences; and
(b) to provide for health and safety orders and related matters; and
(c) to provide for the use of impact statements in certain proceedings; and

(5) the *Transport Accident Act 1986* in relation to certain benefits for children; and

(6) the *Workplace Injury and Rehabilitation and Compensation Act 2013* —
(a) to make further provision for the award of provisional and subsequent damages to injured workers with serious dust-related conditions; and
(b) in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements.

Question — put and agreed to.

Richard Welch moved, That it be an instruction to the Committee that —

(1) they have the power to consider a motion to be moved by Richard Welch prior to the commencement of the consideration of Clause 1 of the Bill to divide the Bill into two Bills, with short titles of —
(a) Workplace Legislation Amendment (Compensation and Other Matters) Bill 2026;
(b) Occupational Health and Safety Amendment (Representative Powers) Bill 2026; and

(2) if the motion is agreed to, the Committee consider and report the Bills to the Council separately.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Business interrupted at 10.00 pm.

Jaclyn Symes declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

Jaclyn Symes declared, That the sitting be extended by up to one further hour pursuant to Standing Order 4.08.

Bill reported with amendments, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Jacinta Ermacora; David Ettershank; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

20 BUSINESS OF THE COUNCIL — Bev McArthur moved, by leave, That the notice of motion standing in the name of Bev McArthur on the workplace protection order scheme in paragraph (3) of the general business order of precedence set for tomorrow be replaced with the notice of motion given this day by Bev McArthur relating to production of documents orders.

Question — put and agreed to.

21 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

22 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council continued to sit after 12.00 midnight.

WEDNESDAY, 23 SEPTEMBER 2026

Debate continued.

The Council adjourned at 12.05 am until later this day.

ROBERT McDONALD
Clerk of the Legislative Council

No. 188 — Wednesday, 23 September 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 **PAPERS PRESENTED UNDER ACTS OF PARLIAMENT** — The Clerk tabled the following papers:

Auditor-General — Preventing Youth Crime, September 2026 *(Ordered to be published)*.

Planning and Environment Act 1987 — Notices of approval of the —

Kingston Planning Scheme — Amendment C232.

Melbourne Planning Scheme — Amendment C479.

Port of Melbourne Planning Scheme — Amendment C7.

Port Phillip Planning Scheme — Amendment C235.

Surf Coast Planning Scheme — Amendment C151.

3 **MEMBERS' STATEMENTS** — Members made statements.

4 **LIABILITY FOR CLIMATE CHANGE DAMAGE (MAKE POLLUTERS PAY) BILL 2026** — Sarah Mansfield laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Sarah Mansfield moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

5 **PRODUCTION OF DOCUMENTS — HEALTH SERVICES PERFORMANCE DATA** — Georgie Crozier moved, That this House —

(1) notes the —

(a) failure of the Carroll Labor Government to publicly release the quarterly health services performance data from the Victorian Agency for Health Information (VAHI), and Ambulance Victoria response time data for the April to June 2026 quarter, more than 80 days since the end of the quarter;

(b) lack of transparency in the Government's failure to provide timely publication of Victoria's vital health data that measures key indicators of how the health system is working;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within seven days of the House agreeing to this resolution —

(a) all health services performance data from VAHI for the quarter ending 30 June 2026, including —

(i) ambulance services;

(ii) dental care;

(iii) emergency care;

(iv) hospital admission and discharge;

(v) mental health;

(vi) patient experience;

(vii) planned surgery;

(viii) quality and safety;

(ix) safety culture;

(x) specialist clinics; and

(b) all briefings, correspondence and other documents provided to the Minister for Health, or her office, in relation to the health services performance data for the quarter ending 30 June 2026.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — REVIEW OF THE VICTORIAN HIV PLAN 2022-30 — Aiv Puglielli moved, That this House —

(1) notes that —

(a) Victoria has an historic opportunity to become one of the first places in the world to virtually eliminate HIV transmission;

(b) the Melbourne HIV Consensus Statement 2026 was launched last week at the Australasian HIV&AIDS Conference and is supported by community-controlled organisations and world-leading researchers and clinicians;

(c) this Statement called for the Victorian HIV plan mid-point review to be publicly released, a report which is now considered overdue;

(d) to achieve the aim of virtually eliminating HIV by 2030 we must be able to track progress towards this goal, for which this report is critical;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 30 days of the House agreeing to this resolution, the overdue 2025-26 mid-point review of the Victorian HIV plan 2022-30.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 ROAD MAINTENANCE — Bev McArthur moved, That this House notes —

(1) that the Auditor-General's report titled *Maintaining State Roads* found that "the overall condition of Victoria's State roads is deteriorating", with 48 per cent of State roads in poor or very poor condition in 2024, up from 39 per cent in 2021;

(2) the Auditor-General's finding that Victoria's road maintenance backlog is large and growing, funding is insufficient, the Department of Transport and Planning has no meaningful targets and limited assurance over the quality of works, and one in eight inspected works were defective and needed rework;

(3) that the Hon. Ben Carroll MP, served as Minister for Roads and Road Safety from June 2020 to December 2022, during which time road asset management funding fell from $953.8 million in 2020-21 to $760.1 million in 2021-22;

and calls on the Government to publish road condition, backlog and repair data and regional maintenance allocations and timetables, and explain how it will arrest the deterioration of roads identified by the Auditor-General.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to an order of the Council on 22 September 2026.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to The Royal Children's Hospital emergency department (QwN 1496) were ordered to be taken into consideration on the next day of meeting.

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Licensed firearm owners (QwN 1493)** — substantive and supplementary questions asked by Jeff Bourman — response from Jaclyn Symes due Monday, 28 September 2026.
- **Data centre regulation (QwN 1497)** — substantive and supplementary questions asked by David Ettershank— response from Enver Erdogan due Monday, 28 September 2026.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 ROAD MAINTENANCE — Debate continued on the question, That this House notes —

(1) that the Auditor-General's report titled *Maintaining State Roads* found that "the overall condition of Victoria's State roads is deteriorating", with 48 per cent of State roads in poor or very poor condition in 2024, up from 39 per cent in 2021;

(2) the Auditor-General's finding that Victoria's road maintenance backlog is large and growing, funding is insufficient, the Department of Transport and Planning has no meaningful targets and limited assurance over the quality of works, and one in eight inspected works were defective and needed rework;

(3) that the Hon. Ben Carroll MP, served as Minister for Roads and Road Safety from June 2020 to December 2022, during which time road asset management funding fell from $953.8 million in 2020-21 to $760.1 million in 2021-22;

and calls on the Government to publish road condition, backlog and repair data and regional maintenance allocations and timetables, and explain how it will arrest the deterioration of roads identified by the Auditor-General.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put and agreed to.

10 LOCAL GOVERNMENT LEGISLATION AMENDMENT (STRONGER COMMUNITIES) BILL 2026 — The Acting President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

11 WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026 — Pursuant to Standing Order 14.34, the Acting President announced receipt of a report from the Clerk notifying of the following corrections in the schedule of amendments made by the Council to this Bill:

In Amendment No. 21 which inserts a new section 620C into a Principal Act, there are two sub-section (3)s. The second (3) and the remaining sub-sections in that new section have been renumbered accordingly.

In Amendment No. 30 which inserts a New Part, a single quote has been inserted at the end of the inserted Part 17.3A heading to ensure the text from that amendment is inserted in the correct place.

12 PRODUCTION OF DOCUMENTS — OVERDUE PRODUCTION OF DOCUMENTS ORDERS —

Bev McArthur moved, That this House —

(1) notes that the Council has afforded the Government substantial time to comply with production of documents orders, and as at Tuesday, 22 September 2026 —
   (a) 46 orders for the production of documents remain outstanding past their due date without any substantive response, other than claims of insufficient time;
   (b) of the 1,535 documents identified, 630 have been withheld in full;
(2) requires the Leader of the Government to cause all documents required by the resolutions identified in paragraph (1), together with any returns required by Standing Orders 10.02 and 10.03, to be delivered to the Clerk by 9.30 am on Thursday, 24 September 2026;
(3) permits that, in the event that paragraph (2) is not complied with, the Council will, at the conclusion of formal business on Thursday, 24 September 2026 —
   (a) give precedence for a non-government member to move, without leave, "That this House —
      (i) finds the Leader of the Government guilty of a contempt of the Council for failing, on behalf of the Government, to comply with resolutions of the Council requiring the production of documents;
      (ii) suspends Standing Order 8.04(3) relating to statements by Ministers, for the remainder of the sitting day; and
      (iii) refers the Leader of the Government to the Privileges Committee to consider further sanctions."; and
   (b) the question will be put forthwith and decided without amendment, adjournment or debate.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

13 PROTECTION OF CHILDREN IN RELATION TO COMMERCIAL SEXUAL SERVICES — Moira Deeming moved, That this House —

(1) notes that —

(a) a child cannot consent to commercial sexual exploitation;

(b) the *Crimes Act 1958* describes a child as a 'provider' or 'client' of commercial sexual services;

(c) Victoria no longer has a clear rule that a child must not be present where those services are taking place;

(2) calls on the Government to amend legislation so that —

(a) a child is described as a victim of commercial sexual exploitation, not as a participant in the sex industry;

(b) any purported consent or willingness of the child is irrelevant; and

(c) it is an offence to conduct in-person commercial sexual services where a child is present, including in a private home.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

14 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until later this day.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

16 PETITIONS (QUALIFYING FOR DEBATE) — CANCEL THE DELBURN WIND FARM — Melina Bath moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

17 VALEDICTORY STATEMENTS — Shaun Leane, Wendy Lovell and Joe McCracken made valedictory statements.

18 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 8.45 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 189 — Thursday, 24 September 2026

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PETITIONS —

NEIGHBOURHOOD HOUSES FUNDING — Melina Bath presented a petition bearing 5,658 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently meet the requests of Neighbourhood Houses Victoria's 2026 budget submission, restore funding in real terms for neighbourhood houses through a 25 per cent increase, fund the 25 neighbourhood houses that do not currently receive any ongoing funding, and develop a fund for the establishment of 20 additional neighbourhood houses in growth areas *(Ordered to be tabled).*

The petition having received the required number of signatures, Melina Bath listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

LONG-TERM HOUSING STRATEGY TO COMBAT HOMELESSNESS — Jeff Bourman presented a petition bearing 131 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to commit to a long-term housing strategy with clear targets to increase the supply of social and affordable homes for those most at risk of homelessness; invest in early intervention and homelessness prevention, including tenancy sustainment, integrated support models and food security in order to reduce pressure on crisis services; partner with the St Vincent de Paul Society Victoria to help deliver these programs, and invest in local networks and volunteers as critical social infrastructure supports stability and prevents homelessness *(Ordered to be tabled).*

* * * * *

COMMUNITY BENEFITS FROM THE SALE OF PUBLIC LAND IN BALACLAVA — Georgie Crozier presented a petition bearing 171 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and the Minister for Planning to intervene before the sale of public land within the Balaclava Coles precinct proceeds, and work with the City of Port Phillip to review and strengthen the Section 173 Agreement and terms of sale to secure substantial, additional and legally enforceable community benefits commensurate with the scale and development potential of the site, before this strategically important public land passes into private ownership *(Ordered to be tabled).*

PAUSE THE ANDERSON STREET, YARRAVILLE LEVEL CROSSING REMOVAL PROJECT — Trung Luu presented a petition bearing 630 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to pause the Anderson Street, Yarraville level crossing removal works until all assessments, and the rationale behind the design are released and community consultation has occurred *(Ordered to be tabled).*

3 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Australian Criminal Intelligence Commission — Chair of the Board of the Australian Criminal Intelligence Commission — Report, 2024-25.

Duties Act 2000 — Treasurer's Reports, 2025-26 of —

Corporate Reconstruction and Consolidation Concessions and Exemptions, under section 250B(4) of the Act.

Foreign Purchaser Additional Duty Exemptions, under section 3E(2) of the Act.

Gambling Regulation Act 2003 — Report of Independent Review Panel: Monitoring Licensing Project, September 2026, under section 10.2A.11(3) of the Act.

Land Tax Act 2005 — Treasurer's Report for 1 July 2023 to 31 December 2025 of Land Tax Absentee Owner Surcharge Exemptions, under section 3BB of the Act.

Liquor Control Reform Act 1998 — Report, 2025-26 by the Chief Commissioner of Victoria Police, under section 148R of the Act.

Ombudsman — *'I just get dark, dark thoughts'*: How DJCS considers human rights when applying to transfer children to adult prisons, September 2026 *(Ordered to be published)*.

Statutory Rules under the following Acts of Parliament —

Children, Youth and Families Act 2005 — No. 130.

Children, Youth and Families Act 2005 — Criminal Procedure Act 2009 — No. 132.

Electricity Safety Act 1998 — No. 126.

Planning and Environment Act 1987 — No. 127.

Subordinate Legislation Act 1994 — Nos. 125, 128 and 129.

Youth Justice Act 2024 — No. 131.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 126, 127, 128, 129, 130 and 131.

Legislative instruments and related documents under section 16B in respect of the Electricity Distribution Code of Practice (Life Support Reforms) Amendment 2026, the Energy Retail Code of Practice (Life Support Reforms) Amendment 2026, and the Gas Distribution Code of Practice (Life Support Reforms) Amendment 2026 under the Essential Services Commission Act 2001.

Voluntary Assisted Dying Review Board — Report, 2025-26.

Witness Protection Act 1991 — Report, 2025-26, under section 20R of the Act, by Victoria Police.

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Roads and Road Safety to petition titled Provide funding to seal priority unsealed roads in Cardinia Shire (petition No. 818) (presented by David Limbrick on 25 August 2026) *(released on 23 September 2026)*.

4 PRODUCTION OF DOCUMENTS FOLLOW-UP — Pursuant to a resolution of the Council on 23 September 2026, Bev McArthur moved, That this House —

(i) finds the Leader of the Government guilty of a contempt of the Council for failing, on behalf of the Government, to comply with resolutions of the Council requiring the production of documents;

(ii) suspends Standing Order 8.04(3) relating to statements by Ministers, for the remainder of the sitting day; and

(iii) refers the Leader of the Government to the Privileges Committee to consider further sanctions.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1652, be postponed until later this day.

7 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

David Davis (for Evan Mulholland) *(EM87C),* Sarah Mansfield *(SMA101C)* and Rachel Payne *(RP28C)* circulated amendments proposed to be moved during Committee of the whole.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

8 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 2 to 4, be postponed until later this day.

9 WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

10 BUDGET PAPERS, 2026-27 — Debate resumed on the question, That the Budget Papers, 2026-27 be taken into consideration.

Business interrupted at 12.00 noon.

11 QUESTION TIME —

QUESTIONS WITHOUT NOTICE — Members asked questions without notice.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to nursing graduates (QwN 1503) were ordered to be taken into consideration on the next day of meeting.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

Business interrupted at 2.00 pm, pursuant to an order of the Council on 22 September 2026.

12 VALEDICTORY STATEMENT — Nick McGowan made a valedictory statement.

13 BUDGET PAPERS, 2026-27 — Debate continued on the question, That the Budget Papers, 2026-27 be taken into consideration.

Question — put and agreed to.

14 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Ingrid Stitt *(IS54C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Ingrid Stitt *(amendment No. 1 on IS54C)*, Evan Mulholland *(amendment Nos. 1 to 4 and 6 on EM87C)* and Sarah Mansfield *(amendment Nos. 3 to 6 on SMA101C)* are outside the scope of the Bill.

Ingrid Stitt moved, That it be an instruction to the Committee that they have the power to consider New Clauses to amend the *Independent Broad-based Anti-corruption Commission Act 2011* in relation to the holding of public examinations and timely reporting.

Question — put and agreed to.

Evan Mulholland moved, That it be an instruction to the Committee that they have the power to consider New Clauses to amend *the Independent Broad-based Anti-corruption Commission Act 2011* in relation to privilege, the holding of public examinations and timely reporting.

Question — put and agreed to.

Sarah Mansfield moved, That it be an instruction to the Committee that they have the power to consider New Clauses to amend the *Independent Broad-based Anti-corruption Commission Act 2011* in relation to appointments, the holding of public examinations, reporting and the IBAC's annual plan.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Bill reported with amendments, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

15 INQUIRIES AMENDMENT (SPECIAL PROSECUTOR) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

16 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, who will notify each member of the Council accordingly.

Question — put and agreed to.

17 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.36 pm until a day and hour to be fixed by the President.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 187, 188 and 189

WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026

Committed Tuesday, 22 September 2026

Amendments circulated: David Ettershank (DE26C) (p. 1960), Aiv Puglielli (AP91C) (pp. 1960-71) and Jaclyn Symes (JS102C) (pp. 1971-98)

Richard Welch moved, That the Workplace Legislation Amendment (Accident Compensation and Other Matters) Bill 2026 be divided into two Bills as follows:

(a) A **Workplace Legislation Amendment (Compensation and Other Matters) Bill 2026** being the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Bill 2026** with the following changes:

(i) Long title as follows:

"A Bill for an Act to amend the **Workplace Injury Rehabilitation and Compensation Act 2013** in relation to guarantees and supported accommodation, the **Accident Compensation Act 1985** in relation to supported accommodation, the **Transport Accident Act 1986** in relation to supported accommodation, the **Occupational Health and Safety Act 2004** in relation to coercive conduct and to make consequential amendments to the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026** and for other purposes.";

(ii) Short title as follows:

"**Workplace Legislation Amendment (Compensation and Other Matters) Bill 2026**";

(iii) Heading to Part 1;

(iv) Clause 1 as follows:

"**1 Purposes**

The main purposes of this Act are—

(a) to amend the **Workplace Injury Rehabilitation and Compensation Act 2013**—

(i) to make further provision for guarantees obtained for the purposes of that Act; and

(ii) in relation to supported accommodation; and

(b) to amend the **Accident Compensation Act 1985** in relation to supported accommodation; and

(c) to amend the **Occupational Health and Safety Act 2004** to prohibit coercive conduct; and

(d) to amend the **Transport Accident Act 1986** in relation to supported accommodation; and

(e) to make consequential amendments to the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**; and

(f) to make other miscellaneous and technical amendments to those Acts.";

(v) Clause 2;

(vi) Heading to Part 2;

(vii) Heading to Division 1 of Part 2;

(viii) Clauses 3 to 9;

(ix) Heading to Division 2 of Part 2;

(x) Clause 10;

(xi) Clause 11 as follows:

'11 New section 630 inserted

After section 629 of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**630 Transitional provision—Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**

(1) The definition in section 223(1) of ***supported accommodation***, as amended by Division 2 of Part 2 of the amending Act, applies and is taken to have always applied in respect of a liability for compensation payable under section 224 to a person who resides in supported accommodation on or after 1 July 2024.

(2) In this section—

amending Act means the **Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**.".';

(xii) Clauses 12 and 13;

(xiii) Heading to Part 3;

(xiv) Clause 14;

(xv) Clause 15 as follows:

'15 New Division 20 of Part IX inserted

After Division 19 of Part IX of the **Accident Compensation Act 1985 insert**—

"**Division 20—Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**

401 Supported accommodation

(1) The definition in section 99AAA(1) of ***supported accommodation***, as amended by Part 3 of the amending Act, applies and is taken to have always applied in respect of a liability for compensation payable under section 99 to a person who resides in supported accommodation on or after 1 July 2024.

(2) In this section—

amending Act means the **Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**.".';

(xvi) Heading to Part 4;

(xvii) Clauses 16 and 17;

(xviii) Clause 18 as follows:

'18 New Division 15 of Part 11 inserted

After Division 14 of Part 11 of the **Transport Accident Act 1986 insert**—

"**Division 15—Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**

235 Supported accommodation

(1) The definition of ***supported accommodation***, as amended by Part 4 of the amending Act, applies and is taken to have always applied in respect of a liability for compensation payable under section 60 to a person who resides in supported accommodation on or after 1 July 2024.

(2) In this section—

amending Act means the **Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**.".';

(xix) Heading to Part 5;

(xx) Heading to Division 1 of Part 5;

(xxi) Clauses 19 and 20;

(xxii) Clause 21 as follows:

'21 Disqualification of health and safety representatives

(1) For section 56(1)(d) of the **Occupational Health and Safety Act 2004 substitute**—

"(d) intentionally used, disclosed or provided to another person, for a purpose not reasonably connected with the exercise of a power under this Part—

(i) photographs or measurements taken or sketches or recordings made in the exercise of a power under section 58(1)(ab); or

(ii) any other information the health and safety representative acquired from an employer in the exercise of a power under this Part;

(e) published or caused to be published, for a purpose not reasonably connected with the exercise of a power under this Part, any information referred to in paragraph (d);

(f) published online or caused to be published online any information referred to in paragraph (d).".

(2) After section 56(3) of the **Occupational Health and Safety Act 2004 insert**—

"(4) In this section—

publish has the same meaning as in section 91;

publish online has the same meaning as in section 91.".';

(xxiii) Clause 22 of the Bill omitted.

(xxiv) Clause 23 renumbered 22 as follows:

'22 New section 58A inserted

After section 58 of the **Occupational Health and Safety Act 2004 insert**—

"**58A Health and safety representative must not publish certain information online**

(1) A health and safety representative for a designated work group must not publish online or cause to be published online any of the following information—

(a) photographs or measurements taken or sketches or recordings made in the exercise of a power under section 58(1)(ab);

(b) any other information the health and safety representative acquired from an employer in the exercise of a power under this Part.

Note

See section 56(1)(f).

(2) In this section—

publish online has the same meaning as in section 91.".';

(xxv) Clause 24 renumbered 23;

(xxvi) Clause 25 of the Bill omitted;

(xxvii) Clause 26 renumbered 24 as follows:

'24 Section 88 amended

For section 88(2) of the **Occupational Health and Safety Act 2004 substitute**—

"(2) A notice given under subsection (1) must—

(a) be in writing in the form approved by the Authority; and

(b) include a description of the suspected contravention.".';

(xxviii) Clause 27 of the Bill omitted;

(xxix) Clause 28 renumbered 25 as follows:

'25 Offences by authorised representatives

(1) For section 91(ca) of the **Occupational Health and Safety Act 2004 substitute**—

"(ca) intentionally use, disclose or provide to another person, for a purpose not reasonably connected with the exercise of a power under this Part, photographs or measurements taken or sketches or recordings made in the exercise of a power under section 89(1)(ba); or

(cb) publish or cause to be published, for a purpose not reasonably connected with the exercise of a power under this Part, any information referred to in paragraph (c) or (ca); or

(cc) publish online or cause to be published online any information referred to in paragraph (c) or (ca); or".

(2) At the end of section 91 of the **Occupational Health and Safety Act 2004 insert**—

"(2) In this section—

publish means to disseminate or provide access to the public or a section of the public by any means, including by—

(a) publication in a book, newspaper, magazine or other written publication; or

(b) broadcast by radio or television or on the Internet; or
(c) public exhibition; or
(d) electronic communication (including social media);

publish online means to disseminate or provide access to the public or a section of the public by—
(a) broadcast on the Internet; or
(b) electronic communication (including social media).".';

(xxx) Clauses 29 and 30 renumbered 26 and 27;
(xxxi) Heading to Division 2 of Part 5;
(xxxii) Clauses 31 to 33 renumbered 28 to 30;
(xxxiii) Clause 34 renumbered 31 as follows:

'31 New section 99A inserted

After section 99 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026 insert**—

'**99A Health and safety representative must not publish information online**

In section 58A(1)(b) of the Principal Act, for "Part" **substitute** "Chapter".'.';

(xxxiv) Clauses 35 to 37 renumbered 32 to 34;
(xxxv) Heading to Part 6;
(xxxvi) Clause 38 renumbered 35;

(b) An **Occupational Health and Safety Amendment (Representative Powers) Bill 2026** being the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Bill 2026** with the following changes:

(i) Long title as follows:

"A Bill for an Act to amend the **Occupational Health and Safety Act 2004** in relation to the powers of representatives and to make consequential amendments to the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026** and for other purposes.";

(ii) Short title as follows:

"**Occupational Health and Safety Amendment (Representative Powers) Bill 2026**";

(iii) Heading to Part 1;
(iv) Clause 1 as follows:

"1 Purposes

The main purposes of this Act are—
(a) to amend the **Occupational Health and Safety Act 2004** to make further provision for the powers of authorised representatives and health and safety representatives; and
(b) to make consequential amendments to the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**; and
(c) to make other miscellaneous and technical amendments to those Acts.";

(v) Clause 2 as follows:

"2 Commencement

(1) Subject to subsection (2), the provisions of this Act come into operation on a day or days to be proclaimed.

(2) If a provision of this Act does not come into operation before 10 September 2027, it comes into operation on that day.";

(vi) Heading to Part 2 of the Bill omitted;

(vii) Heading to Division 1 of Part 2 of the Bill omitted;

(viii) Clauses 3 to 9 of the Bill omitted;

(ix) Heading to Division 2 of Part 2 of the Bill omitted;

(x) Clauses 10 to 13 of the Bill omitted;

(xi) Heading to Part 3 of the Bill omitted;

(xii) Clauses 14 and 15 of the Bill omitted;

(xiii) Heading to Part 4 of the Bill omitted;

(xiv) Clauses 16 to 18 of the Bill omitted;

(xv) Heading to Part 5 renumbered 2;

(xvi) Heading to Division 1 of Part 5 of the Bill omitted;

(xvii) Clauses 19 and 20 of the Bill omitted;

(xviii) Clause 21 renumbered 3 as follows:

'3 Disqualification of health and safety representatives

(1) After section 56(1)(c) of the **Occupational Health and Safety Act 2004 insert**—

"(ca) intentionally used, disclosed or provided to another person, for a purpose not reasonably connected with the exercise of a power under this Part, copies or extracts of documents made or taken in the exercise of a power under section 58(1)(ac);".';

(xix) Clause 22 renumbered 4;

(xx) Clause 23 renumbered 5 as follows:

'5 New section 58B inserted

Before section 59 of the **Occupational Health and Safety Act 2004 insert**—

"**58B Health and safety representative must not publish copies or extracts of documents online**

(1) A health and safety representative for a designated work group must not publish online or cause to be published online any copies or extracts of documents made or taken in the exercise of a power under section 58(1)(ac).

(2) In this section—

publish online means to disseminate or provide access to the public or a section of the public by—

(a) broadcast on the Internet; or

(b) electronic communication (including social media).".';

(xxi) Clause 24 of the Bill omitted;

(xxii) Clause 25 renumbered 6;

(xxiii) Clause 26 renumbered 7 as follows:

'7 Section 88 amended

(1) For the heading to section 88 of the **Occupational Health and Safety Act 2004 substitute**—

"**Notice of entry and enquiry into suspected contravention**".

(2) After section 88(2) of the **Occupational Health and Safety Act 2004 insert**—

"(3) An authorised representative who enters a place under section 87 and identifies another suspected contravention at the place must, before enquiring into the suspected contravention, take all reasonable steps to give notice of the suspected contravention in accordance with subsection (1).".';

(xxiv) Clause 27 renumbered 8;

(xxv) Clause 28 renumbered 9 as follows:

'9 Offences by authorised representatives

(1) After section 91(ca) of the **Occupational Health and Safety Act 2004 insert**—

"(cab) intentionally use, disclose or provide to another person, for a purpose not reasonably connected with the exercise of a power under this Part, copies or extracts of documents made or taken in the exercise of a power under section 89(1)(bb); or".

(2) In section 91(cb) and (cc) of the **Occupational Health and Safety Act 2004,** for "paragraph (c) or (ca)" **substitute** "paragraph (c), (ca) or (cab)".';

(xxvi) Clauses 29 and 30 of the Bill omitted;

(xxvii) Heading to Division 2 of Part 5 of the Bill omitted;

(xxviii) Heading to Part 3 as follows:

"**Part 3—Amendment of Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**";

(xxix) Clauses 31 and 32 omitted;

(xxx) Clause 33 renumbered 10 as follows:

'10 New section 97AA inserted

After section 97 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026 insert**—

'97AA Disqualification of health and safety representatives

In section 56(1)(c) and (ca) of the Principal Act, for "Part" (wherever occurring) **substitute** "Chapter".'.';

(xxxi) Clause 34 of the Bill omitted;

(xxxii) Clause 35 renumbered 11 as follows:

'11 Offences by authorised representatives

In section 133 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, after "(ca)" insert ", (cab)".';

(xxxiii) Clauses 36 and 37 of the Bill omitted;

(xxxiv) Heading to Part 6 renumbered 4;

(xxxv) Clause 38 renumbered 12.

Question — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Jacinta Ermacora; David Ettershank; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — Jaclyn Symes moved amendment No. 1 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Aiv Puglielli moved amendment No. 1 *(AP91C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 3 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 4 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 5 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Aiv Puglielli moved amendment No. 5 *(AP91C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 7 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 8 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 9 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 10 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Aiv Puglielli moved amendment No. 6 *(AP91C)*.
Question — That the amendment be agreed to — put and agreed to.

Clause 1, as amended — put and agreed to.

Clause 2 — Jaclyn Symes moved amendment No. 12 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 14 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 15 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment Nos. 13 and 16 *(JS102C)*.
Question — That the amendments be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

New Clauses 2A to 2C — Jaclyn Symes moved amendment No. 17 *(JS102C)*.
Question — That New Clauses 2A to 2C stand part of the Bill — put and agreed to.

Clauses 3 to 13 — put and agreed to.

New Part heading 2A — Jaclyn Symes moved amendment No. 18 *(JS102C)*.
Question — That New Part heading 2A stand part of the Bill — put and agreed to.

New Clauses 13A to 13G — Aiv Puglielli moved amendment No. 9 *(AP91C)*.
Question — That New Clauses 13A to 13G stand part of the Bill — put and agreed to.

New Clauses 13H to 13J — Jaclyn Symes moved amendment No. 20 *(JS102C)*.
Question — That New Clauses 13H to 13J stand part of the Bill — put and agreed to.

New Clause 13K — Aiv Puglielli moved amendment No. 11 *(AP91C)*.
Question — That New Clause 13K stand part of the Bill — put and agreed to.

Clauses 14 and 15 — put and agreed to.

New Part heading 3A — Jaclyn Symes moved amendment No. 21 *(JS102C)*.
Question — That New Part heading 3A stand part of the Bill — put and agreed to.

New Clauses 15A to 15G — Jaclyn Symes moved amendment No. 22 *(JS102C)*.
Question — That New Clauses 15A to 15G stand part of the Bill — put and agreed to.

New Clauses 15H to 15N — Aiv Puglielli moved amendment No. 14 *(AP91C)*.
Question — That New Clauses 15H to 15N stand part of the Bill — put and agreed to.

New Clauses 15O to 15Q — Jaclyn Symes moved amendment No. 24 *(JS102C)*.
Question — That New Clauses 15O to 15Q stand part of the Bill — put and agreed to.

New Division heading 1 — Jaclyn Symes moved amendment No. 25 *(JS102C)*.
Question — That New Division heading 1 stand part of the Bill — put and agreed to.

Clauses 16 to 18 — put and agreed to.

New Clauses 18A to 18D — Jaclyn Symes moved amendment No. 26 *(JS102C)*.
Question — That New Clauses 18A to 18D stand part of the Bill — put and agreed to.

New Clauses 18A and 18B — Aiv Puglielli moved amendment No. 16 *(AP91C)*.
Question — That New Clauses 18A and 18B stand part of the Bill — put and agreed to.

Clauses 19 to 26 — put and agreed to.

Clause 27 — David Ettershank moved amendment Nos. 1 and 2 *(DE26C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 27 — put and agreed to.

Clauses 28 to 37 — put and agreed to.

New Clauses 37A to 37H — Jaclyn Symes moved amendment No. 28 *(JS102C)*.
Question — That New Clauses 37A to 37H stand part of the Bill — put and agreed to.

New Clauses 37I to 37O — Jaclyn Symes moved amendment No. 29 *(JS102C)*.
Question — That New Clauses 37I to 37O stand part of the Bill — put and agreed to.

Clause 38 — put and agreed to.

Long title — Jaclyn Symes moved amendment No. 30 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 31 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 32 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment Nos. 34 and 36 *(JS102C)*.
Question — That the amendments be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 33 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Aiv Puglielli moved amendment No. 21 *(AP91C)*.
Question — That the amendment be agreed to — put and agreed to.

Question — That the long title, as amended, be the long title of the Bill — put and agreed to.

Bill reported with amendments.

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INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026

Committed Thursday, 24 September 2026

Amendments circulated: Sarah Mansfield (SMA101C) (pp. 1998-2000), Evan Mulholland (EM87C) (pp. 2001-02), Rachel Payne (RP28C) (p. 2002) and Ingrid Stitt (IS54C) (pp. 2003-04)

Clauses 1 to 3 — put and agreed to.

Clause 4 — Sarah Mansfield moved amendment Nos. 1 and 2 *(SMA101C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 4, as amended — put and agreed to.

New Clause 4A — Evan Mulholland moved amendment No. 1 *(EM87C)*.
Question — That New Clause 4A stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 5 and 6 — put and agreed to.

New Clause 6A — Evan Mulholland moved amendment No. 2 *(EM87C)*.

Question — That New Clause 6A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

New Clauses 6A and 6B — Sarah Mansfield moved amendment No. 3 *(SMA101C)*.

Question — That New Clauses 6A and 6B stand part of the Bill — put and agreed to.

New Clause 6A — Rachel Payne moved amendment No. 1 *(RP28C)*.

Question — That New Clause 6A stand part of the Bill — put and negatived.

Clause 7 — put and agreed to.

New Clauses 7A and 7B — Ingrid Stitt moved amendment No. 1 *(IS54C)*.

Question — That New Clauses 7A and 7B stand part of the Bill — put and agreed to.

New Clause 7D — Sarah Mansfield moved amendment No. 6 *(SMA101C)*.

Question — That New Clause 7D stand part of the Bill — put and agreed to.

Clause 8 — Ingrid Stitt moved amendment No. 2 *(IS54C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 8, as amended — put and agreed to.

Clauses 9 and 10 — put and agreed to.

Bill reported with amendments.

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INQUIRIES AMENDMENT (SPECIAL PROSECUTOR) BILL 2026

Committed Thursday, 24 September 2026

Amendments circulated: Evan Mulholland (EM86C) (p. 2005)

Clause 1 — Evan Mulholland *(EM86C)* circulated an amendment proposed to be moved during Committee of the whole.

Clause 1 — put and agreed to.

Clauses 2 to 4 — put and agreed to.

New Clause 4A — Evan Mulholland moved amendment No. 1 *(EM86C)*.

Question — That New Clause 4A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 5 to 8 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026

Amendments circulated by David Ettershank (DE26C)

1. Clause 27, line 24, omit 'at the place;".' and insert—

'that is—

(i) kept at the place; or

(ii) accessible from an electronic device at the place;".'.

2. Clause 27, after line 24 insert—

'(1A) After section 89(1) of the **Occupational Health and Safety Act 2004 insert—**

"(1A) The authorised representative may request the employer who has, or a person who on behalf of the employer has, the management and control of the work at the place to allow access to any documents referred to in subsection (1)(bb).

(1B) The employer who has, or a person who on behalf of the employer has, the management and control of the work at the place must comply with a request under subsection (1A).".'.

Amendments circulated by Aiv Puglielli (AP91C)

1. Clause 1, page 2, after line 8 insert—

"(iii) to make further provision for the award of provisional and subsequent damages to injured workers with certain dust-related conditions; and".

2. Clause 1, page 2, before line 9 insert—

"(iv) in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements; and".

3. Clause 1, page 2, line 11, after "accommodation" insert "and in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements".

4. Clause 1, page 2, after line 11 insert—

"(ba) to amend the **Accident Compensation Act 1985** to provide for claims for damages related to employment between 12 November 1997 and 20 October 1999; and".

5. Clause 1, page 2, before line 12 insert—

"(bb) to amend the **Accident Compensation Act 1985** to make further provision for the award of provisional and subsequent damages to injured workers with certain dust-related conditions; and".

6. Clause 1, page 2, after line 23 insert—

"(ea) to amend the **Limitation of Actions Act 1958** to remove the limitation period for certain causes of action for dust-related conditions; and".

7. Clause 1, before line 24 insert—

"(eb) to amend the **Administration and Probate Act 1958** to provide that certain conditions are dust-related conditions for the purposes of that Act and for the purposes of the other Acts that refer to that definition; and".

8. Insert the following New Part heading to follow clause 13—

"Part 2A—Further amendment of Workplace Injury Rehabilitation and Compensation Act 2013".

NEW CLAUSES

9. Insert the following New Division before Part 3—

'Division 1—Amendments relating to actions for damages

13A Definitions

In section 356A of the **Workplace Injury Rehabilitation and Compensation Act 2013**—

(a) insert the following definition—

"***serious dust-related condition*** means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust;";

(b) the definition of ***serious silica-related condition*** is repealed;

(c) in the definition of ***subsequent action***, for "silica-related" **substitute** "dust-related".

13B Section 356B amended

(1) In the heading to section 356B of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**silica-related**" **substitute** "**dust-related**".

(2) In section 356B of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (wherever occurring) **substitute** "dust-related".

13C Only one subsequent award of damages permitted

In section 356C of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

13D Regard must be had to initial award of damages

In section 356D of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

13E Regard must be had to legal costs incurred in initial action

(1) In section 356E(1) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

(2) In section 356E(3)(a)(ii) and (iv) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica" **substitute** "occupational dust".

13F New section 356G inserted

After section 356F of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**356G Interaction with Asbestos Diseases Compensation Act 2008**

(1) Despite anything to the contrary in the **Asbestos Diseases Compensation Act 2008**, that Act does not apply to an asbestos-related cause of action that has not been commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) For the purposes of subsection (1), an asbestos-related cause of action is a cause of action for damages in respect of an asbestos-related condition (within the meaning **Asbestos Diseases Compensation Act 2008**) that is also a serious dust-related condition.".

13G New section 631 inserted

At the end of Part 13 of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**631 Transitional provisions—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—Actions for damages**

(1) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition to which that Subdivision applies commenced on or after the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** but only if—

(a) the hearing of the action has not commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have not been awarded or a settlement has not been reached in that action before the commencement of that Part.

(3) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply to a cause of action for damages in

relation to a serious dust-related condition commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** if—

(a) the hearing of the action has commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have been awarded or a settlement has been reached in that action before the commencement of that Part.".'.

NEW CLAUSES

10. Insert the following New Division before Part 3—

'Division 2—Commencing proceedings without complying with certain requirements

13H Heading to Division 3 of Part 7 amended

In the heading to Division 3 of Part 7 of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**asbestos-related conditions**" **substitute** "**serious dust-related conditions**".

13I Section 357 amended

(1) In the heading to section 357 of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**asbestos-related conditions**" **substitute** "**serious dust-related conditions**".

(2) In section 357(1)(a) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "death; or" **substitute** "death.".

(3) Section 357(1)(b) of the **Workplace Injury Rehabilitation and Compensation Act 2013** is **repealed**.

(4) After section 357(1) of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"(1A) This section also applies if a worker may have an entitlement to recover damages in accordance with Division 2 in respect of an injury that is a serious dust-related condition arising out of, or in the course of, or due to the nature of, employment.".

(5) In section 357(4) of the **Workplace Injury Rehabilitation and Compensation Act 2013**—

(a) in paragraph (a), for "subsection (1)(a)" **substitute** "subsection (1)"; (b) in paragraph (b)—

(i) for "subsection (1)(b)" **substitute** "subsection (1A)";

(ii) for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(6) In section 357(7) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "the asbestos-related condition" **substitute** "the serious dust-related condition".

(7) For section 357(8) of the **Workplace Injury Rehabilitation and Compensation Act 2013 substitute**—

"(8) In this section—

serious dust-related condition means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust.".

13J New section 632 inserted

At the end of Part 13 of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"632 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—commencing proceedings without complying with certain requirements

Section 357 as amended by the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies in relation to the commencement of proceedings in accordance with Division 2 of Part 7 on or after the day on which Division 2 of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation regardless of whether the injury in respect of which those proceedings are to be commenced occurred before that day.".'.

NEW CLAUSES

11. Insert the following New Division before Part 3—

'Division 3—Review of certain amendments

13K New section 620C inserted

After section 620B of the Workplace Injury Rehabilitation and Compensation Act 2013 insert—

"620C Review of amendments made by Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026

(1) The Minister must cause—

(a) a review to be conducted of the operation and effect, during the review period, of the amendments made to this Act or any other Act by Parts 2A, 3A, 4A and 4B of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; and

(b) a report of that review to be prepared.

(2) The review is to be undertaken, and the report prepared, by a person chosen by the Minister for that purpose.

(3) In choosing the person to conduct the review and prepare the report, the Minister must consult with each Minister who administers any part of either of the following Acts—

(a) the **Administration and Probate Act 1958**; and

(b) the **Limitation of Actions Act 1958**.

(3) The person chosen to conduct the review must do so in consultation with—

(a) the Minister; and

(b) each Minister who administers any part of an Act referred to in subsection (1)(a) or (b).

(4) The review must examine whether an amendment referred to in subsection (1)(a) has resulted in a provision of an enactment either applying, or not applying, in relation to a person when that ought not to have occurred.

(5) The review must be completed, and the report given to the Minister, within six months after the end of the review period.

(6) The Minister must cause a copy of the report to be laid before each House of the Parliament no later than 14 sitting days after receiving it.

(7) In this section—

review period means the period—

(a) beginning on the day after the day on which the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** receives the Royal Assent; and

(b) ending on the first anniversary of that day."'.

12. Insert the following New Part heading to follow clause 15—

"**Part 3A—Further amendment of Accident Compensation Act 1985**".

NEW CLAUSES

13. Insert the following New Division before Part 4—

'**Division 1—Claims for damages related to employment between 12 November 1997 and 20 October 1999**

15A Heading to Division 8A of Part IV substituted

For the heading to Division 8A of Part IV of the **Accident Compensation Act 1985 substitute**—

"**Division 8A—Actions in respect of certain injuries arising from certain periods of employment**".

15B Actions for damages

After section 134AB(2) of the **Accident Compensation Act 1985 insert**—

"(2A) A worker or the dependants of a worker may recover damages in a proceeding in respect of an injury arising out of or in the course of, or due to the nature of, employment on or after 12 November 1997 but before 20 October 1999 if—

(a) the injury is a condition that is—

(i) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(ii) an eligible progressive disease attributable or related to exposure to occupational dust; and

(b) the injury is a serious injury; and

(c) the employment was a significant contributing factor to the injury of the worker.".

15C Actions for damages only in accordance with this Act

After section 134A(2) of the **Accident Compensation Act 1985 insert**—

"(3) Subsection (1) does not prevent the recovery of damages in a proceeding under this Act or the **Wrongs Act 1958**, subject to and in accordance with Division 8A of this Part, in respect of injury to a worker arising out of or in the course of, or due to the nature of, employment on or after 12 November 1997 but before 20 October 1999 if—

(a) the injury is a condition that is—

(i) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(ii) an eligible progressive disease attributable or related to exposure to occupational dust; and

(b) the employment was a significant contributing factor to the injury of the worker.

Note

See section 134AB(2A).

(4) Subsection (3) applies despite any time limit applying to proceedings under Part III of the **Wrongs Act 1958**.".

15D Heading to Division 9B of Part IV amended

In the heading to Division 9B of Part IV of the **Accident Compensation Act 1985**, for "**asbestos-related**" **substitute** "**certain**".

15E Section 135BB amended

(1) For the heading to section 135BB of the **Accident Compensation Act 1985 substitute**—

"**Actions by workers with certain conditions**".

(2) After section 135BB(1) of the **Accident Compensation Act 1985 insert**—

"(1A) This section also applies to a worker who may have an entitlement to recover damages in accordance with section 134AB(2A) in respect of injury arising out of, or in the course of, or due to the nature of, any employment on or after 12 November 1997 but before 20 October 1999.".

15F New section 402 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**402 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—employment on or after 12 November 1997 but before 20 October 1999**

Section 134A(3) and (4) as inserted by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply in relation to a cause of action for damages in relation to a dust-related condition arising out of, or in the course of, or due to the nature of any employment on or after 12 November 1997 but before 20 October 1999 if that cause of action has been finalised and fully determined before the commencement of Part 3A of that Act.".'.

NEW CLAUSES

14. Insert the following New Division before Part 4—

'**Division 2—Amendments relating to actions for damages**

15H Definitions

In section 135BC of the **Accident Compensation Act 1985**—

(a) **insert** the following definition—

"***serious dust-related condition*** means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust;";

(b) the definition of ***serious silica-related condition*** is **repealed**;

(c) in the definition of ***subsequent action***, for "silica-related" **substitute** "dust-related".

15I Section 135BD amended

(1) In the heading to section 135BD of the **Accident Compensation Act 1985**, for "**silica-related**" **substitute** "**dust-related**".

(2) In section 135BD of the **Accident Compensation Act 1985**, for "silica- related" (wherever occurring) **substitute** "dust-related".

15J Only one subsequent award of damages permitted

In section 135BE of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

15K Regard must be had to initial award of damages

In section 135BF of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

15L Regard must be had to legal costs incurred in initial action

(1) In section 135BG(1) of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

(2) In section 135BG(3)(a)(ii) and (iv) of the **Accident Compensation Act 1985**, for "silica" **substitute** "occupational dust".

15M New section 135BI inserted

After section 135BH of the **Accident Compensation Act 1985 insert**—

"**135BI Interaction with Asbestos Diseases Compensation Act 2008**

(1) Despite anything to the contrary in the **Asbestos Diseases Compensation Act 2008**, that Act does not apply to an asbestos- related cause of action that has not been commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) For the purposes of subsection (1), an asbestos-related cause of action is a cause of action for damages in respect of an asbestos-related condition (within the meaning **Asbestos Diseases Compensation Act 2008**) that is also a serious dust-related condition.".

15N New section 403 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**403 Transitional provisions—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—Actions for damages**

(1) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition to which that Division applies commenced on or after the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** but only if—

(a) the hearing of the action has not commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have not been awarded or a settlement has not been reached in that action before the commencement of that Part.

(3) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply to a cause of action for damages in relation to a serious dust-related condition commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** if—

(a) the hearing of the action has commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have been awarded or a settlement has been reached in that action before the commencement of that Part.".'.

NEW CLAUSES

15. Insert the following New Division before Part 4—

'**Division 3—Commencing proceedings without complying with certain requirements**

15O Heading to Division 9B of Part IV amended

In the heading to Division 9B of Part IV of the **Accident Compensation Act 1985**, for "**asbestos-related**" **substitute** "**certain**".

15P Section 135BB amended

(1) For the heading to section 135BB of the **Accident Compensation Act 1985 substitute**—

"**Actions by workers with certain conditions**".

(2) In section 135BB(1) of the **Accident Compensation Act 1985**, for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(3) In section 135BB(3)(b) of the **Accident Compensation Act 1985**, for "asbestos-related condition" **substitute** "serious dust-related condition".

(4) In section 135BB(4) of the **Accident Compensation Act 1985**, for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(5) For section 135BB(8) of the **Accident Compensation Act 1985 substitute**—

"(8) In this section—

serious dust-related condition means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust.".

15Q New section 404 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**404 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—commencing proceedings without complying with certain requirements**

The amendments made to section 135BB by Division 3 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** apply in relation to the commencement of proceedings under section 134AB or 135A on or after the day on which Division 3 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation regardless of whether the injury in respect of which those proceedings are to be commenced occurred before that day.".'.

NEW CLAUSES

16. Insert the following New Part after Part 4—

'Part 4A—Amendment of Limitation of Actions Act 1958

18A New section 23AB inserted

After section 23A of the **Limitation of Actions Act 1958 insert**—

"**23AB No limitation period for certain dust-related conditions**

(1) No limitation period applies in relation to a cause of action for damages for injury to a worker, whether the cause of action is brought by the worker or the dependants of a deceased worker if—

(a) the action for damages is an action to which—

(i) Part IV of the **Accident Compensation Act 1985** applies; or

(ii) Part 7 of the **Workplace Injury Rehabilitation and Compensation Act 2013** applies; or

(iii) Part III or VB of the **Wrongs Act 1958** applies; and

(b) the injury to the worker is a dust-related condition within the meaning of section 3(1) of the **Administration and Probate Act 1958**.

(2) This section applies despite anything to the contrary in section 5 or section 40(a) and (b).".

18B Saving

In section 40 of the **Limitation of Actions Act 1958** for "Despite" **substitute** "Subject to section 23AB, despite".'.

NEW CLAUSES

17. Insert the following New Part before Part 5—

'Part 4B—Amendment of Administration and Probate Act 1958

18C Definitions

In section 3(1) of the **Administration and Probate Act 1958**, in the definition of ***dust-related condition***, after paragraph (b) **insert**—

"(c) any other medical or pathological condition related to exposure to silica dust, including a condition that is an autoimmune condition or cancer;".

18D New section 108 inserted

After section 107 of the **Administration and Probate Act 1958 insert**—

"**108 Transitional provisions—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**

(1) The definition of ***dust-related condition*** in section 3(1), as amended by Part 4B of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**, applies for the purposes of the provisions specified in subsection (2) in respect of—

(a) a cause of action vested in a person who dies on or after the commencement of that Part; and

(b) an injury arising at any time, including before the commencement of that Part; and

(c) an action commenced—

(i) before the commencement of that Part but not determined immediately before the commencement of that Part; or

(ii) on or after the commencement of that Part.

(2) For the purposes of subsection (1), the following provisions are specified—

(a) section 29(2A);

(b) section 27B(2)(d) of the **Limitation of Actions Act 1958**;

(c) section 19C(2)(a) of the **Wrongs Act 1958**;

(d) section 28IF(2)(a) of the **Wrongs Act 1958**;

(e) section 45(1)(e) of the **Wrongs Act 1958**;

(f) section 81(1)(a) of the **Wrongs Act 1958**."."

AMENDMENT OF LONG TITLE

18. Long title, omit "in relation to guarantees and supported accommodation".

19. Long title, omit "**Accident Compensation Act 1985** in relation to supported accommodation" and insert "**Accident Compensation Act 1985**".

20. Long title, before "the **Transport Accident Act 1986**" insert "the **Administration and Probate Act 1958** in relation to dust-related conditions,".

21. Long title, before "and to make" insert ", the **Limitation of Actions Act 1958** to remove a limitation period for certain actions".

Amendments circulated by Jaclyn Symes (JS102C)

1. Clause 1, after line 3 insert—

"(aa) to amend the **Occupational Health and Safety Act 2004**, the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026** and the **Dangerous Goods Transport Act 2026** in relation to reckless endangerment offences; and".

2. Clause 1, page 2, after line 8 insert—

"(iii) to make further provision for the award of provisional and subsequent damages to injured workers with serious dust-related conditions; and".

3. Clause 1, page 2, before line 9 insert—

"(iv) in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements; and".

4. Clause 1, page 2, line 11, after "accommodation" insert "and in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements".

5. Clause 1, page 2, after line 11 insert—

"(ba) to amend the **Accident Compensation Act 1985** to provide for claims for damages related to employment between 12 November 1997 and 20 October 1999; and".

6. Clause 1, page 2, before line 12 insert—

"(bb) to amend the **Accident Compensation Act 1985** to make further provision for the award of provisional and subsequent damages to injured workers with serious dust-related conditions; and".

7. Clause 1, page 2, after line 18 insert—

"(iii) to provide for health and safety orders and related matters; and".

8. Clause 1, page 2, before line 19 insert—

"(iv) to provide for the use of impact statements in certain proceedings; and".

9. Clause 1, page 2, line 20, after "accommodation" insert "and certain benefits for children".

10. Clause 1, page 2, line 21, after "consequential" insert "and related".

11. Clause 1, page 2, after line 23 insert—

"(ea) to amend the **Limitation of Actions Act 1958** to remove the limitation period for certain causes of action for dust-related conditions; and".

12. Clause 2, line 27, after "other than" insert "Part 1A,".

13. Clause 2, line 27, after "Part 2" insert ", Division 2 of Part 4".

14. Clause 2, lines 27 and 28, omit "and Part 5" and insert ", Part 5 and Part 5A".

15. Clause 2, line 28, before ") comes" insert "and Part 5B".

16. Clause 2, after line 29 insert—

"(1A) Division 2 of Part 4 comes into operation on 1 November 2026.".

NEW CLAUSES

17. Insert the following New Part after Part 1—

'Part 1A—Amendments related to reckless endangerment

Division 1—Amendment of Occupational Health and Safety Act 2004

2A Section 32 substituted

For section 32 of the **Occupational Health and Safety Act 2004 substitute**—

"**32 Conduct that endangers persons at workplaces etc.**

(1) A person must not, without lawful excuse, recklessly engage in conduct that places, or may place, another person who is at a workplace in danger of serious injury, serious illness or death.

Penalty: 10 000 penalty units or 10 years imprisonment or both for a natural person;

50 000 penalty units for a body corporate.

(2) A person must not, without lawful excuse, recklessly engage in conduct that—

(a) constitutes a contravention of a provision of—

(i) Division 2, 3 or 4; or

(ii) this Division (other than subsection (1)); and

(b) places, or may place, another person in danger of serious injury, serious illness or death.

Penalty: 10 000 penalty units or 10 years imprisonment or both for a natural person;

50 000 penalty units for a body corporate.

(3) An offence against subsection (1) or (2) is an indictable offence.

Note

However, the offence may be heard and determined summarily (see section 28 of the **Criminal Procedure Act 2009**).".

Division 2—Amendment of Occupational Health and Safety Amendment (Dangerous Goods) Act 2026

2B Conduct in respect of handling of dangerous goods that endangers persons

(1) In section 55 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, in proposed section 35D(1) of the **Occupational Health and Safety Act 2004**, after "serious injury" **insert** ", serious illness".

(2) In section 55 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, for the penalty at the foot of proposed section 35D(1) of the **Occupational Health and Safety Act 2004 substitute**—

"Penalty: 10 000 penalty units or 10 years imprisonment or both for a natural person;

50 000 penalty units for a body corporate.".

Division 3—Amendment of Dangerous Goods Transport Act 2026

2C Conduct in respect of transport of dangerous goods that endangers persons

(1) In section 20(1) of the **Dangerous Goods Transport Act 2026**, after "serious injury" **insert** ", serious illness".

(2) For the penalty at the foot of section 20(1) of the **Dangerous Goods Transport Act 2026 substitute**—

"Penalty: 10 000 penalty units or 10 years imprisonment or both for a natural person;

50 000 penalty units for a body corporate.".'.

18. Insert the following New Part heading to follow clause 13—

"**Part 2A—Further amendment of Workplace Injury Rehabilitation and Compensation Act 2013**".

NEW CLAUSES

19. Insert the following New Division before Part 3—

'**Division 1—Amendments relating to actions for damages**

13A Definitions

In section 356A of the **Workplace Injury Rehabilitation and Compensation Act 2013**—

(a) **insert** the following definition—

"***serious dust-related condition*** means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust;";

(b) the definition of ***serious silica-related condition*** is **repealed**;

(c) in the definition of ***subsequent action***, for "silica-related" **substitute** "dust-related".

13B Section 356B amended

(1) In the heading to section 356B of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**silica-related**" **substitute** "**dust-related**".

(2) In section 356B of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (wherever occurring) **substitute** "dust-related".

13C Only one subsequent award of damages permitted

In section 356C of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

13D Regard must be had to initial award of damages

In section 356D of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

13E Regard must be had to legal costs incurred in initial action

(1) In section 356E(1) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

(2) In section 356E(3)(a)(ii) and (iv) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica" **substitute** "occupational dust".

13F New section 356G inserted

After section 356F of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**356G Interaction with Asbestos Diseases Compensation Act 2008**

(1) Despite anything to the contrary in the **Asbestos Diseases Compensation Act 2008**, that Act does not apply to an asbestos-related cause of action that has not been commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) For the purposes of subsection (1), an asbestos-related cause of action is a cause of action for damages in respect of an asbestos-related condition (within the meaning **Asbestos Diseases Compensation Act 2008**) that is also a serious dust-related condition.".

13G New section 631 inserted

At the end of Part 13 of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**631 Transitional provisions—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—Actions for damages**

(1) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition to which that Subdivision applies commenced on or after the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a specified dust-related condition commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** but only if—

(a) the hearing of the action has not commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have not been awarded or a settlement has not been reached in that action before the commencement of that Part.

(3) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply to a cause of action for damages in relation to a specified dust-related condition commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** if—

(a) the hearing of the action has commenced before the commencement of Part 2A of the **Workplace Legislation**

Amendment (Accident Compensation and Other Matters) Act 2026; or

(b) damages have been awarded or a settlement has been reached in that action before the commencement of that Part.

(4) In this section—

specified dust-related condition means a dust-related condition within the meaning of the **Administration and Probate Act 1958** other than—

(a) Asbestosis; or

(b) Asbestos induced carcinoma; or

(c) Asbestos related pleural diseases; or

(d) Mesothelioma; or

(e) Silicosis; or

(f) Silico-tuberculosis."'.

NEW CLAUSES

20. Insert the following New Division before Part 3—

'**Division 2—Commencing proceedings without complying with certain requirements**

13H Heading to Division 3 of Part 7 amended

In the heading to Division 3 of Part 7 of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**asbestos-related conditions**" **substitute** "**serious dust-related conditions**".

13I Section 357 amended

(1) In the heading to section 357 of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**asbestos-related conditions**" **substitute** "**serious dust-related conditions**".

(2) In section 357(1)(a) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "death; or" **substitute** "death.".

(3) Section 357(1)(b) of the **Workplace Injury Rehabilitation and Compensation Act 2013** is **repealed**.

(4) After section 357(1) of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"(1A) This section also applies if a worker may have an entitlement to recover damages in accordance with Division 2 in respect of an injury that is a serious dust-related condition arising out of, or in the course of, or due to the nature of, employment.".

(5) In section 357(4) of the **Workplace Injury Rehabilitation and Compensation Act 2013**—

(a) in paragraph (a), for "subsection (1)(a)" **substitute** "subsection (1)";

(b) in paragraph (b)—

(i) for "subsection (1)(b)" **substitute** "subsection (1A)";

(ii) for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(6) In section 357(7) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "the asbestos-related condition" **substitute** "the serious dust-related condition".

(7) For section 357(8) of the **Workplace Injury Rehabilitation and Compensation Act 2013 substitute**—

"(8) In this section—

serious dust-related condition means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust.".

13J New section 632 inserted

At the end of Part 13 of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**632 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—commencing proceedings without complying with certain requirements**

Section 357 as amended by the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies in relation to the commencement of proceedings in accordance with Division 2 of Part 7 on or after the day on which Division 2 of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation regardless of whether the injury in respect of which those proceedings are to be commenced occurred before that day.".'.

21. Insert the following New Part heading to follow clause 15—

"**Part 3A—Further amendment of Accident Compensation Act 1985**".

NEW CLAUSES

22. Insert the following New Division before Part 4—

'**Division 1—Claims for damages related to employment between 12 November 1997 and 20 October 1999**

15A Heading to Division 8A of Part IV substituted

For the heading to Division 8A of Part IV of the **Accident Compensation Act 1985 substitute**—

"**Division 8A—Actions in respect of certain injuries arising from certain periods of employment**".

15B Actions for damages

After section 134AB(2) of the **Accident Compensation Act 1985 insert**—

"(2A) A worker or the dependants of a worker may recover damages in a proceeding in respect of an injury arising out of or in the course of, or due to the nature of, employment on or after 12 November 1997 but before 20 October 1999 if—

(a) the injury is a condition that is—

(i) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(ii) an eligible progressive disease attributable or related to exposure to occupational dust; and

(b) the injury is a serious injury; and

(c) the employment was a significant contributing factor to the injury of the worker.".

15C Actions for damages only in accordance with this Act

After section 134A(2) of the **Accident Compensation Act 1985 insert**—

"(3) Subsection (1) does not prevent the recovery of damages in a proceeding under this Act or the **Wrongs Act 1958**, subject to and in accordance with Division 8A of this Part, in respect of injury to a worker arising out of or in the course of, or due to the nature of, employment on or after 12 November 1997 but before 20 October 1999 if—

(a) the injury is a condition that is—

(i) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(ii) an eligible progressive disease attributable or related to exposure to occupational dust; and

(b) the employment was a significant contributing factor to the injury of the worker.

Note

See section 134AB(2A).

(4) Subsection (3) applies despite any time limit applying to proceedings under Part III of the **Wrongs Act 1958**.".

15D Heading to Division 9B of Part IV amended

In the heading to Division 9B of Part IV of the **Accident Compensation Act 1985**, for "**asbestos-related**" **substitute** "**certain**".

15E Section 135BB amended

(1) For the heading to section 135BB of the **Accident Compensation Act 1985 substitute**—

"**Actions by workers with certain conditions**".

(2) After section 135BB(1) of the **Accident Compensation Act 1985 insert**—

"(1A) This section also applies to a worker who may have an entitlement to recover damages in accordance with section 134AB(2A) in respect of injury arising out of, or in the course of, or due to the nature of, any employment on or after 12 November 1997 but before 20 October 1999.".

15F New section 402 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**402 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—employment on or after 12 November 1997 but before 20 October 1999**

Section 134A(3) and (4) as inserted by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply in relation to a cause of action for damages in relation to a dust-related condition arising out of, or in the course of, or due to the nature of any employment on or after 12 November 1997 but before 20 October 1999 if that cause of action has been finalised and fully determined before the commencement of Part 3A of that Act.".

15G New Division 21 of Part IX inserted

After Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**Division 21—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—Transitional matters**

405 Regulations dealing with transitional matters—Part 3A of Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026

(1) The Governor in Council may make regulations containing provisions of a transitional nature, including matters of an application or savings nature, arising as a result of the enactment of Division 1 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**, including any repeals and amendments made by or as a result of the enactment of that Part of that Act.

(2) Regulations made under this section may—

(a) have a retrospective effect to a day on or after a date not earlier than the day on which the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** receives the Royal Assent; and

(b) be of limited or general application; and

(c) differ according to time, place or circumstances; and

(d) leave any matter or thing to be decided by a specified person or class of person.

(3) Regulations under this section have effect despite anything to the contrary in—

(a) this Act or any other Act (other than Division 1 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and**

Other Matters) Act 2026 or the **Charter of Human Rights and Responsibilities Act 2006**); or

(b) any subordinate instrument.

(4) This section is **repealed** on the second anniversary of the day on which it comes into operation.".'.

NEW CLAUSES

23. Insert the following New Division before Part 4—

'**Division 2—Amendments relating to actions for damages**

15H Heading to Division 9C of Part IV and definitions amended

(1) In the heading to Division 9C of Part IV of the **Accident Compensation Act 1985**, for "**silica-related**" **substitute** "**dust-related**".

(2) In section 135BC of the **Accident Compensation Act 1985**—

(a) **insert** the following definition—

"***serious dust-related condition*** means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust;";

(b) the definition of ***serious silica-related condition*** is **repealed**;

(c) in the definition of ***subsequent action***, for "silica-related" **substitute** "dust-related".

15I Section 135BD amended

(1) In the heading to section 135BD of the **Accident Compensation Act 1985**, for "**silica-related**" **substitute** "**dust-related**".

(2) In section 135BD of the **Accident Compensation Act 1985**, for "silica-related" (wherever occurring) **substitute** "dust-related".

15J Only one subsequent award of damages permitted

In section 135BE of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

15K Regard must be had to initial award of damages

In section 135BF of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

15L Regard must be had to legal costs incurred in initial action

(1) In section 135BG(1) of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

(2) In section 135BG(3)(a)(ii) and (iv) of the **Accident Compensation Act 1985**, for "silica" **substitute** "occupational dust".

15M New section 135BI inserted

After section 135BH of the **Accident Compensation Act 1985 insert**—

"**135BI Interaction with Asbestos Diseases Compensation Act 2008**

(1) Despite anything to the contrary in the **Asbestos Diseases Compensation Act 2008**, that Act does not apply to an asbestos-related cause of action that has not been commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) For the purposes of subsection (1), an asbestos-related cause of action is a cause of action for damages in respect of an asbestos-related condition (within the meaning **Asbestos Diseases Compensation Act 2008**) that is also a serious dust-related condition.".

15N New section 403 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**403 Transitional provisions—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—Actions for damages**

(1) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition to which that Division applies commenced on or after the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a specified dust-related condition commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** but only if—

(a) the hearing of the action has not commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have not been awarded or a settlement has not been reached in that action before the commencement of that Part.

(3) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply to a cause of action for damages in relation to a specified dust-related condition commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** if—

(a) the hearing of the action has commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have been awarded or a settlement has been reached in that action before the commencement of that Part.

(4) In this section—

specified dust-related condition means dust-related condition within the meaning of the **Administration and Probate Act 1958** other than—

(a) Asbestosis; or

(b) Asbestos induced carcinoma; or

(c) Asbestos related pleural diseases; or

(d) Mesothelioma; or

(e) Silicosis; or

(f) Silico-tuberculosis.".'.

NEW CLAUSES

24. Insert the following New Division before Part 4—

'**Division 3—Commencing proceedings without complying with certain requirements**

15O Heading to Division 9B of Part IV substituted

For the heading to Division 9B of Part IV of the **Accident Compensation Act 1985 substitute**—

"**Division 9B—Actions by workers with certain conditions**".

15P Section 135BB amended

(1) For the heading to section 135BB of the **Accident Compensation Act 1985 substitute**—

"**Actions by workers with certain conditions**".

(2) In section 135BB(1) of the **Accident Compensation Act 1985**, for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(3) In section 135BB(3)(b) of the **Accident Compensation Act 1985**, for "asbestos-related condition" **substitute** "serious dust-related condition".

(4) In section 135BB(4) of the **Accident Compensation Act 1985**, for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(5) For section 135BB(8) of the **Accident Compensation Act 1985 substitute**—

"(8) In this section—

serious dust-related condition means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust.".

15Q New section 404 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**404 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—commencing proceedings without complying with certain requirements**

The amendments made to section 135BB by Division 3 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** apply in relation to the commencement of proceedings under section 134AB or 135A on or after the day on which Division 3 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation regardless of whether the injury in respect of which those proceedings are to be commenced occurred before that day.".'.

25. Insert the following New Division heading before clause 16—

"**Division 1—Supported accommodation**".

NEW CLAUSES

26. Insert the following New Division to follow clause 18—

'**Division 2—Benefits for children**

18A Surviving children

(1) For section 59(1) of the **Transport Accident Act 1986 substitute**—

"(1) The Commission is liable to pay weekly payments, a death benefit and an education allowance in accordance with this section in respect of a dependent child of a person if—

(a) the person dies as a result of a transport accident; and

(b) any of the following apply—

(i) the child has another parent who is not a dependent partner of the person;

(ii) the child has another parent who does not wholly, mainly or in part provide economic support for the child;

(iii) the child does not have another parent.".

(2) After section 59(3) of the **Transport Accident Act 1986 insert**—

"(3A) Despite subsection (3), on or after 1 November 2026, the sum of a weekly payment for which the Commission is liable under subsection (1) or (2) is double the amount that would otherwise be payable under subsection (3)(a).".

18B New section 59A inserted

After section 59 of the **Transport Accident Act 1986 insert**—

"**59A Surviving children—education allowance**

(1) The Commission is liable to pay an education allowance in accordance with this section in respect of a dependent child of a person who dies in a transport accident if the child is not entitled to an education allowance under section 59.

(2) The education allowance payable under subsection (1) in respect of a dependent child is—

(a) the same as the amount that is payable in respect of a child under section 59(6)(a); and

(b) payable to the responsible person for the child for the benefit of the child until the child attains the age of 18 years.

(3) In this section—

responsible person has the same meaning as in section 59.".

18C New section 132AA inserted

After section 132 of the **Transport Accident Act 1986 insert**—

"**132AA Regulations dealing with transitional matters—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**

(1) The Governor in Council may make regulations containing provisions of a transitional nature, including matters of an application or savings nature, arising as a result of the enactment of Division 2 of Part 4 of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**, including any repeals and amendments made by or as a result of the enactment of that Division.

(2) Regulations made under this section may—

(a) have a retrospective effect to a day on or after a date not earlier than the day on which Division 2 of Part 4 of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** receives the Royal Assent; and

(b) be of limited or general application; and

(c) differ according to time, place or circumstances; and

(d) leave any matter or thing to be decided by a specified person or class of person.

(3) Regulations under this section have effect despite anything to the contrary in—

(a) this Act or any other Act (other than Division 2 of Part 4 of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** or the **Charter of Human Rights and Responsibilities Act 2006**); or

(b) any subordinate instrument.

(4) This section is **repealed** on the second anniversary of the day on which it comes into operation.".

18D New section 236 inserted

After section 235 to the **Transport Accident Act 1986 insert**—

"**236 Surviving children**

(1) Sections 59(3A) and 59A apply in respect of a dependent child of a person who dies in a transport accident, regardless of when the transport accident occurred.

(2) Despite subsection (1), if the transport accident occurred before the commencement day, the Commission is not liable to pay any amount under section 59(3A) or 59A in respect of any period occurring before the commencement day.

(3) In this section—

commencement day means the day on which Division 2 of Part 4 of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation.".'.

NEW CLAUSES

27. Insert the following New Part after Part 4—

'Part 4A—Amendment of Limitation of Actions Act 1958

18E New section 23AB inserted

After section 23A of the **Limitation of Actions Act 1958 insert**—

"**23AB No limitation period for certain dust-related conditions**

(1) No limitation period applies in relation to a cause of action for damages for injury to a worker, whether the cause of action is brought by the worker or the dependants of a deceased worker if—

(a) the action for damages is an action to which—

(i) Part IV of the **Accident Compensation Act 1985** applies; or

(ii) Part 7 of the **Workplace Injury Rehabilitation and Compensation Act 2013** applies; or

(iii) Part III of the **Wrongs Act 1958** applies; and

(b) the action for damages is in respect of an injury arising out of, or in the course of, or due to the nature of, employment of the worker on or after 12 November 1997 but before 20 October 1999; and

(c) the injury to the worker is a dust-related condition within the meaning of section 3(1) of the **Administration and Probate Act 1958**.

(2) This section applies despite anything to the contrary in section 5 or section 40(a) and (b).".

18F Saving

In section 40 of the **Limitation of Actions Act 1958** for "Despite" **substitute** "Subject to section 23AB, despite".'.

NEW CLAUSES

28. Insert the following New Part after Part 5—

'**Part 5A—Further amendment of Occupational Health and Safety Act 2004—health and safety orders**

Division 1—Amendment of Occupational Health and Safety Act 2004

37A New definition inserted

In section 5(1) of the **Occupational Health and Safety Act 2004 insert** the following definition—

"***health and safety order*** means an order under section 137(1);".

37B Section 136 repealed

Section 136 of the **Occupational Health and Safety Act 2004** is **repealed**.

37C Health and safety order

(1) In the heading to section 137 of the **Occupational Health and Safety Act 2004**, for "**Release on the giving of a health and safety undertaking**" **substitute** "**Health and safety order**".

(2) In section 137(1) of the **Occupational Health and Safety Act 2004** for "up to 2 years and make an order for the release of the offender giving an undertaking with specified conditions" **substitute** "up to 5 years and order that the offender is subject to the conditions included in the order".

(3) In section 137(2) of the **Occupational Health and Safety Act 2004**—

(a) for "An undertaking must specify the following conditions—" **substitute** "A health and safety order must include the following conditions—".

(b) in paragraph (a) **omit** "during the period of the adjournment";

(c) in paragraph (b), for "adjournment" **substitute** "health and safety order".

(4) In section 137(3) of the **Occupational Health and Safety Act 2004—**

(a) for "the court may impose on an offender who is an employer special conditions that the offender" **substitute** "the court may specify in a health and safety order one or more special conditions that the offender";

(b) in paragraph (c), for "Authority." **substitute** "Authority; and";

(c) after paragraph (c) **insert**—

"(d) undertake a specified project for the general improvement of occupational health, safety and welfare within the period specified in the health and safety order.".

(5) At the foot of section 137(3) of the **Occupational Health and Safety Act 2004 insert**—

"**Note**

In relation to the undertaking of an offender see also Part 3.".

(6) Section 137(4) and (5) of the **Occupational Health and Safety Act 2004** are **repealed**.

(7) In section 137(6) of the **Occupational Health and Safety Act 2004**, for "undertaking" **substitute** "health and safety order".

(8) In section 137(7) of the **Occupational Health and Safety Act 2004**, for "an order under this section" **substitute** "a health and safety order".

37D Section 138 substituted and new section 138A inserted

For section 138 of the **Occupational Health and Safety Act 2004 substitute**—

"**138 Variation or contravention of health and safety order**

(1) The following persons at any time while a health and safety order is in force may apply to a court for variation or cancellation of the health and safety order—

(a) the offender;

(b) the Authority;

(c) the Director of Public Prosecutions.

(2) On application under subsection (1), the court—

(a) may vary or cancel a health and safety order if satisfied—

(i) that the circumstances of the offender have materially altered since the health and safety order was made and as a result the offender will not be able to comply with any condition of the health and safety order; or

(ii) that the circumstances of the offender were wrongly stated or were not accurately presented to the court or the author of a pre-sentence report before the health and safety order was made; or

(iii) that the offender is no longer willing to comply with the conditions of the health and safety order; and

(b) may deal with the offender for the offence or offences with respect to which the health and safety order was made in any manner in which the court could deal with the offender if the court had just found the offender guilty of that offence or those offences, having regard to the extent to which the offender has complied with the health and safety order.

(3) Notice of an application under subsection (1) must be given—

(a) to the offender; and

(b) to the Authority, if the sentencing court was the Magistrates' Court;

(c) to the Director of Public Prosecutions, if the sentencing court was the Supreme Court or the County Court.

(4) The court may order that a warrant to arrest be issued against the offender if the offender does not attend before the court on the hearing of the application.

138A Contravention of a health and safety order

An offender subject to a health and safety order must not contravene the health and safety order unless the offender has a reasonable excuse.

Penalty: 500 penalty units for a natural person;

2 500 penalty units for a body corporate.".

Division 2—Consequential amendments to Occupational Health and Safety Amendment (Dangerous Goods) Act 2026

37E Section 198 amended

In section 198 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, for "Before section 136" **substitute** "Before section 137".

37F Section 199 amended

In section 199 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, for "before section 136" **substitute** "before section 137".

37G Section 200 repealed

Section 200 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026** is **repealed**.

37H Heading to section 201 amended

For the heading to section 201 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026 substitute—**

"**Health and safety order**".'.

NEW CLAUSES

29. Insert the following New Part before Part 6—

'Part 5B—Further amendment of Occupational Health and Safety Act 2004—impact statements

Division 1—Amendment of Occupational Health and Safety Act 2004

37I Definitions

In section 5(1) of the **Occupational Health and Safety Act 2004 insert** the following definitions—

"***impact statement*** means a statement referred to in section 134A;

medical report means a report referred to in section 134D;".

37J New Division 1A of Part 11 inserted

After Division 1 of Part 11 of the **Occupational Health and Safety Act 2004 insert**—

"Division 1A—Impact statements

134A What is an impact statement?

(1) An impact statement is a statement that—

(a) is in respect of an offence against this Act or the regulations; and

(b) contains any information described in subsection (2); and

(c) is in the form of—

(i) a statutory declaration; or

(ii) an affidavit; or

(iii) sworn or affirmed oral evidence.

(2) The information that may be contained in the statement is the following—

(a) information relating to a risk—

(i) that is to the health, safety or welfare of any person; and

(ii) to which the offence relates;

(b) information relating to the eventuation of a risk described in paragraph (a);

(c) information relating to how any person was impacted, directly or indirectly, by—

(i) a risk described in paragraph (a); or

(ii) the eventuation of a risk described in paragraph (a); or

(iii) the offence.

(3) A reference in subsection (2)(c) to how any person was impacted refers to—

(a) how the health, safety or welfare of any person was impacted (including by the person suffering injury, loss or damage); and

(b) any other way in which any person was impacted.

(4) An impact statement that is in the form of a statutory declaration or an affidavit may include photographs, drawings or poems or other material that relates to any of the matters set out in subsection (2).

Note

Under section 134D, a medical report may be given with an impact statement.

134B When court may allow person to give impact statement

(1) A court that finds a person guilty of an offence against this Act or the regulations may allow a person to give an impact statement to the court in respect of the offence for the purpose of assisting the court to determine—

(a) what sentence to impose for the offence; or

(b) whether to make an order under Division 2 in respect of the offence (and if so, the content of that order)—

if the court is satisfied that it is appropriate to do so.

(2) Nothing in subsection (1) limits or otherwise affects the ability of a person to make a victim impact statement under the **Sentencing Act 1991**.

(3) An impact statement given in accordance with subsection (1) may be given on behalf of another person if—

(a) that other person is under the age of 18 years; or

(b) the court is satisfied that the other person is incapable of making the statement because of mental illness or for any other reason.

134C Admissibility

(1) A court that receives an impact statement may rule as inadmissible—

(a) the whole or any part of the statement; or

(b) the whole or any part of a medical report attached to the statement.

(2) It is the intention of Parliament that in interpreting and applying this section, courts have regard to the following—

(a) an impact statement allows a person to give information described in section 134A(2);

(b) an impact statement is not inadmissible merely because it contains subjective or emotive material.

(3) A court may receive the whole of an impact statement, or an attached medical report, despite—

(a) an objection being taken to the statement or report (or to part of the statement or report); or

(b) the statement or report containing inadmissible material.

(4) If the court receives an impact statement, or an attached medical report, that contains inadmissible material, the court, in sentencing the offender—

(a) is not to rely on the material that the court considers to be inadmissible; and

(b) need not specify which of the material is not being relied on.

134D Medical report

(1) A person who gives an impact statement to a court may also give to the court, along with that statement, a report on medical matters concerning that person (or, if the statement is given on behalf of another natural person, that other person).

(2) The report—

(a) must be—

(i) in writing; and

(ii) made and signed by a medical expert; and

(b) may include a document that the medical expert intends should be read with the statement.

(3) A document may be included under subsection (2)(b) regardless of whether—

(a) it was in existence at the time the report was made; or

(b) the medical expert obtained it, or caused it to be brought into existence, at a later time.

(4) In this section—

medical expert has the same meaning as in Division 1C of Part 3 of the **Sentencing Act 1991**;

medical matters has the same meaning as in Division 1C of Part 3 of the **Sentencing Act 1991**.

134E Distribution of written materials

(1) A person who is to give an impact statement to a court in the form of a statutory declaration or an affidavit must give a copy of the statement to the prosecutor a reasonable time before sentencing is to take place.

(2) A person who is to give a medical report to a court along with an impact statement must give a copy of the report to the prosecutor a reasonable time before sentencing is to take place.

(3) As soon as practicable after a prosecutor receives a document under subsection (1) or (2), the prosecutor must—

(a) file a copy of the document with the court; and

(b) give a copy of the document to—

(i) the offender; or

(ii) the legal practitioner representing the offender.

134F Examination of person who gives impact statement

(1) If a person gives an impact statement to a court, the court may call the person to give evidence.

(2) If a person gives a medical report to a court, the court may call the medical expert who made the report to give evidence.

(3) The court may call a person to give evidence under subsection (1) or (2) at the request of—

(a) the offender; or

(b) the prosecutor.

(4) A person called to give evidence under subsection (1) or (2) may be cross-examined and re-examined.

134G Witnesses

(1) A person who gives an impact statement to a court may call a witness to give evidence in support of any matter contained in the statement or a medical report given along with the statement.

(2) A witness called to give evidence under subsection (1) may be cross-examined and re-examined.

(3) Any party to the proceeding may lead evidence on any matter contained in the impact statement or medical report.

134H Reading aloud of impact statement

(1) A person who is to give an impact statement in the form of a statutory declaration or affidavit may request that the court provide for a specified part of the statement to be—

(a) read aloud or displayed in open court in the course of the sentencing hearing by—

(i) the person making the request; or

(ii) a person chosen by the person making the request who consents and who is approved by the court for that purpose; or

(b) read aloud in open court in the course of the sentencing hearing by the prosecutor.

(2) If a request is made under subsection (1), the court must grant the request with respect to each part of the impact statement that—

(a) is specified in the request; and

(b) is admissible; and

(c) is appropriate and relevant to the determination of what sentence to impose (or whether to make an order under Division 2, and if so, what the contents of that order are to be).

(3) The court may direct the person who made the request, or the person who is to read aloud or display the specified parts of the impact statement, as to the parts of the statement in respect of which the request is granted in accordance with subsection (2).

(4) Nothing in this section prevents the presiding judge or magistrate from reading aloud any admissible part of an impact statement in the course of a proceeding.

134I Alternative arrangements for reading aloud of impact statement

(1) If a court grants a request under section 134H for the reading aloud of any part of an impact statement, the court may direct that alternative arrangements be made for that reading aloud.

(2) Without limiting subsection (1), the court may direct that arrangements be made—

(a) permitting the impact statement to be read aloud from a place other than the court room by means of an audio visual link that enables communication between that place and the court room;

(b) using screens to remove the person reading the impact statement from the direct line of vision of the offender;

(c) permitting a person who is—

(i) chosen by the person reading the impact statement; and

(ii) approved by the court for this purpose—

to be beside the person reading the statement while it is read aloud for the purpose of providing emotional support to the person reading the statement;

(d) permitting only persons specified by the court to be present while the impact statement is read aloud;

(e) requiring legal practitioners not to robe.

(3) A direction under subsection (1) may be given, varied or revoked—

(a) on the application of—

(i) the person who is to read the impact statement aloud; or

(ii) the prosecutor; or

(b) on the court's own motion.

(4) For the purposes of this section, the ***reading aloud*** of an impact statement includes the display of material included in it.

Note

See section 134H(1)(a).

134J Alternative arrangements for witnesses

(1) If a person is called to give evidence under section 134F or 134G, the court may direct that alternative arrangements be made for the examination, cross-examination and re-examination of that person.

(2) Without limiting subsection (1), the court may direct that arrangements be made—

(a) permitting the person to be examined, cross-examined and re-examined from a place other than the court room by means of an audio visual link that enables communication between that place and the court room;

(b) using screens to remove the person from the direct line of vision of the offender;

(c) permitting a person who is—

(i) chosen by the person being examined, cross-examined or re-examined; and

(ii) approved by the court for this purpose—

to be beside the person referred to in subparagraph (i) for the purpose of providing emotional support to that person;

(d) permitting only persons specified by the court to be present while the person is being examined, cross-examined or re-examined;

(e) requiring legal practitioners not to robe;

(f) requiring legal practitioners to be seated while examining or cross-examining the person.

(3) A direction under subsection (1) may be given, varied or revoked—

(a) on the application of—

(i) the person called to give evidence; or

(ii) the prosecutor; or

(b) on the court's own motion.".

37K Heading to Division 2 of Part 11 amended

In the heading to Division 2 of Part 11 of the **Occupational Health and Safety Act 2004**, for "**Sentencing for offences**" **substitute** "**Additional sentencing orders**".

37L New Division 3A of Part 15 inserted

After Division 3 of Part 15 of the **Occupational Health and Safety Act 2004 insert**—

"**Division 3A—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**

188A Impact statements

Division 1A of Part 11 does not apply for the purposes of sentencing an offender for an offence of which they were found guilty before the day on which Division 1 of Part 5B of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation.".

Division 2—Related amendments to Occupational Health and Safety Amendment (Dangerous Goods) Act 2026

37M New sections 194A to 194K inserted

After section 194 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026 insert**—

'**194A Heading to Division 1A of Part 11 repealed**

The heading to Division 1A of Part 11 of the Principal Act is **repealed**.

194B New Part 13.1A heading inserted

Insert the following heading before section 134A of the Principal Act—

"**Part 13.1A—Impact statements**".

194C What is an impact statement?

(1) For section 134A(1)(a) of the Principal Act **substitute**—

"(a) is in respect of—

(i) an offence against this Act or the regulations; or

(ii) a contravention of a civil penalty provision; and".

(2) For section 134A(2)(a)(i) of the Principal Act **substitute**—

"(i) that is to—

(A) the health, safety or welfare of any person; or

(B) property involved with the handling of dangerous goods; and".

(3) In section 134A(2)(a)(ii) and (c)(iii) of the Principal Act, after "the offence" **insert** "or contravention".

194D When court may allow person to give impact statement

(1) In section 134B(1)(b) of the Principal Act, for "Division 2" **substitute** "Part 13.2".

(2) After section 134B(2) of the Principal Act **insert**—

"(2A) A court that is considering whether to make a civil penalty order in respect of a contravention of a civil penalty provision may allow a person to give an impact statement to the court in respect of the contravention for the purpose of assisting the court to determine whether to make the civil penalty order (and if so, the content of that order) if the court is satisfied that it is appropriate to do so.".

(3) In section 134B(3) of the Principal Act, after "subsection (1)" **insert** "or (2A)".

194E Admissibility

In section 134C(4) of the Principal Act, after "in sentencing the offender" **insert** "or determining whether to make a civil penalty order (and if so, the content of that order)".

194F Section 134E amended

(1) In the heading to section 134E of the Principal Act after "**materials**" **insert** "**—sentencing**".

(2) In section 134E(1) of the Principal Act, for "court" **substitute** "court, in accordance with section 134B(1),".

(3) In section 134E(2) of the Principal Act, after "impact statement" **insert** "given in accordance with section 134B(1)".

194G New section 134EA inserted

After section 134E of the Principal Act **insert**—

"**134EA Distribution of written materials—civil penalties**

(1) A person who is to give an impact statement to a court, in accordance with section 134B(2A), in the form of a statutory declaration or an affidavit must give a copy of the statement to the Authority a reasonable time before sentencing is to take place.

(2) A person who is to give a medical report to a court along with an impact statement given in accordance with section 134B(2A) must give a copy of the report to the Authority a reasonable time before sentencing is to take place.

(3) As soon as practicable after the Authority receives a document under subsection (1) or (2), the Authority must—

(a) file a copy of the document with the court; and

(b) give a copy of the document to—

(i) the person in respect of whom the Authority seeks that the court is to make a civil penalty order; or

(ii) the legal practitioner representing that person.".

194H Examination of person who gives impact statement

For section 134F(3) of the Principal Act **substitute**—

"(3) The court may call a person to give evidence under subsection (1) or (2) at the request of—

(a) if the impact statement is given in accordance with section 134B(1), or the medical report is given along with a statement given that way—

(i) the offender; or

(ii) the prosecutor; or

(b) if the impact statement is given in accordance with section 134B(2A), or the medical report is given along with a statement given that way—

(i) the person in respect of whom the Authority seeks that the court is to make a civil penalty order; or

(ii) the Authority.".

194I Reading aloud of impact statement

(1) In section 134H(1)(a) of the Principal Act, for "sentencing hearing" **substitute** "relevant hearing".

(2) For section 134H(1)(b) of the Principal Act **substitute**—

"(b) read aloud in open court in the course of the relevant hearing by whichever of the following applies—

(i) the prosecutor; or

(ii) a legal practitioner representing the Authority.".

(3) For section 134H(2)(c) of the Principal Act **substitute**—

"(c) is appropriate and relevant to whichever of the following applies—

(i) the determination of what sentence to impose (or whether to make an order under Part 13.2, and if so, what the contents of that order are to be); or

(ii) the determination of whether to make a civil penalty order (and if so, what the contents of that order are to be).".

(4) After section 134H(4) of the Principal Act **insert**—

"(5) In this section—

relevant hearing means—

(a) in the case of an impact statement given in accordance with section 134B(1), the sentencing hearing; or

(b) in the case of an impact statement given in accordance with section 134B(2A), a hearing in the proceeding in which it is given.".

194J Alternative arrangements for reading aloud of impact statement

(1) In section 134I(2)(b) of the Principal Act, for "vision of the offender;" **substitute** "vision of—

(i) in the case of an impact statement given in accordance with section 134B(1), the offender; or

(ii) in the case of an impact statement given in accordance with section 134B(2A), the person in respect of whom the Authority seeks that the court is to make a civil penalty order;".

(2) For section 134I(3)(a) of the Principal Act **substitute**—

"(a) on the application of the person who is to read the impact statement aloud; or

(ab) on the application of—

(i) in the case of an impact statement given in accordance with section 134B(1), the prosecutor; or

(ii) in the case of an impact statement given in accordance with section 134B(2A), the Authority; or".

194K Alternative arrangements for witnesses

(1) In section 134J(2)(b) of the Principal Act, for "vision of the offender;" **substitute** "vision of—

(i) in the case of an impact statement given in accordance with section 134B(1), the offender; or

(ii) in the case of an impact statement given in accordance with section 134B(2A), the person in respect of whom the Authority seeks that the court is to make a civil penalty order;".

(2) For section 134J(3)(a) of the Principal Act **substitute**—

"(a) on the application of the person called to give evidence; or

(ab) on the application of—

(i) in the case of an impact statement given in accordance with section 134B(1), the prosecutor; or

(ii) in the case of an impact statement given in accordance with section 134B(2A), the Authority; or".'.

37N New sections 242A and 242B inserted

After section 242 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026 insert**—

'**242A Heading to Division 3A of Part 15 repealed**

The heading to Division 3A of Part 15 of the Principal Act is **repealed**.

242B New Part 17.3A heading inserted

Insert the following heading before section 188A of the Principal Act—

"**Part 17.3A—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**".

37O New Part 17.4 inserted

In section 243 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, for "Division 3" **substitute** "Division 3A".'.

AMENDMENT OF LONG TITLE

30. Long title, after "to amend the" insert "**Dangerous Goods Transport Act 2026** in relation to reckless endangerment offences, the".

31. Long title, omit "in relation to guarantees and supported accommodation".

32. Long title, omit "**Accident Compensation Act 1985** in relation to supported accommodation" and insert "**Accident Compensation Act 1985**".

33. Long title, after "the **Transport Accident Act 1986** in relation to supported accommodation" insert "and certain benefits for children".

34. Long title, omit "in relation to the powers of representatives and coercive conduct".

35. Long title, before "and to make" insert ", the **Limitation of Actions Act 1958** to remove a limitation period for certain actions".

36. Long title, after "consequential" insert "and related".

2. INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026

Amendments circulated by Sarah Mansfield (SMA101C)

1. Clause 4, line 11, before "In" insert "(1)".

2. Clause 4, page 4, after line 20 insert—

'(2) After section 3(4) of the Principal Act **insert**—

"(5) The Minister must ensure that a copy of a code of conduct referred to in paragraph (c)(iii) of the definition of ***serious disciplinary matter*** in subsection (1) is published on an appropriate government Internet site.".'.

NEW CLAUSES

3. Insert the following New Clauses to follow clause 6—

'**6A Appointment of Commissioner**

After section 20(3) of the Principal Act **insert**—

"(4) Before making a recommendation under this section, the Minister must—

(a) ensure that the role was publicly advertised; and

(b) be satisfied that the person recommended for appointment has been assessed as suitable for appointment by a panel established under subsection (5).

(5) If it is necessary to appoint a person to the office of Commissioner, the Minister must establish a panel to consider the suitability of persons for appointment.

(6) The regulations may prescribe any matters necessary or convenient for the establishment and operation of panels, including—

(a) the composition of panels; and

(b) the procedure of panels; and

(c) the methodology to be used by panels assessing persons for appointment; and

(d) the provision of assistance by the Minister's Department to panels, including secretariat services and clerical assistance.".

6B Deputy Commissioner

For section 23(3) of the Principal Act **substitute**—

"(3) Before making a recommendation under this section, the Minister must—

(a) ensure that the role was publicly advertised; and

(b) obtain the concurrence of the Commissioner.".'.

NEW CLAUSE

4. Insert the following New Clause to follow clause 7—

'**7A Examinations generally to be held in private**

(1) Section 117(1)(a) of the Principal Act is **repealed**.

(2) After section 117(3) of the Principal Act **insert**—

"(3AA) Despite anything to the contrary in this Act, a decision of the IBAC to hold an examination in public may only be made by—

(a) the Commissioner; and

(b) if there are any Deputy Commissioners, at least one Deputy Commissioner.".'.

NEW CLAUSES

5. Insert the following New Clauses before clause 8—

'**7B Special reports**

After section 162(6) of the Principal Act **insert**—

"(6A) To avoid doubt, subsection (6)(a) does not prohibit the IBAC from including in a report under this section a finding or opinion that a specified person has committed or engaged in corrupt conduct.

(6B) However, if the IBAC includes in a report under this section a finding or opinion that a specified person has committed or engaged in corrupt conduct, the IBAC must include in the report a statement that the finding or opinion is not a finding or an opinion that a specified person is guilty of or has committed, is committing or is about to commit, any criminal offence or disciplinary offence.".

7C Matters to be included in annual report

After section 165(6) of the Principal Act **insert**—

"(6A) To avoid doubt, subsection (6)(a) does not prohibit the IBAC from including in its annual report a finding or opinion that a specified person has committed or engaged in corrupt conduct.

(6B) However, if the IBAC includes in its annual report a finding or opinion that a specified person has committed or engaged in corrupt conduct, the IBAC must include in the report a statement that the finding or opinion is not a finding or an opinion that a specified person is guilty of or has committed, is committing or is about to commit, any criminal offence or disciplinary offence.".'.

NEW CLAUSE

6. Insert the following New Clause before clause 8—

'**7D Annual plan**

(1) In section 168(1)(a) of the Principal Act, after "that financial year" **insert** "and including a request for funding for that financial year".

(2) For section 168(4) of the Principal Act **substitute**—

"(4) In the annual plan for a financial year, the IBAC must—

(a) indicate the nature of any changes suggested by the Parliamentary Committee under subsection (2)(b) that the IBAC has not adopted; and

(b) include an explanation for any difference between the funding requested in the draft annual plan and the actual funding provided to the IBAC in the annual appropriation Acts for that financial year.".'.

7. Clause 8, lines 6 to 35 and page 8, lines 1 to 18, omit all words and expressions on these lines and insert—

"(1) This Act as amended by the amending Act applies to and in respect of conduct all or part of which occurred before the commencement day if the conduct would have been corrupt conduct within the meaning of this Act as amended by the amending Act had this subsection been in force at the time the conduct occurred.

(2) The IBAC may determine to investigate any complaint or notification to the IBAC that the IBAC has before the commencement of the amending Act—

(a) dismissed under section 58(a); or

(b) referred to a person or body (other than the Ombudsman) under section 73; or

(c) referred to the Ombudsman under section 73 and the Ombudsman has dismissed it or has determined not to investigate it.".

Amendments circulated by Evan Mulholland (EM87C)

NEW CLAUSE

1. Insert the following New Clause to follow clause 4—

"**4A Cabinet confidentiality**

Sections 98(5) and 143(5) of the Principal Act are **repealed**.".

NEW CLAUSE

2. Insert the following New Clause to follow clause 6—

'**6A Determination of claim**

(1) After section 59N(6) of the Principal Act **insert**—

"(7) It is the intention of the Parliament that an application under section 59M be determined with as much speed as the requirements of this Act and the proper consideration of the application permit.".

(2) After section 101(6) of the Principal Act **insert**—

"(7) It is the intention of the Parliament that an application under section 100 be determined with as much speed as the requirements of this Act and the proper consideration of the application permit.".

(3) After section 148(8) of the Principal Act **insert**—

"(9) It is the intention of the Parliament that an application under section 147 be determined with as much speed as the requirements of this Act and the proper consideration of the application permit.".'.

NEW CLAUSE

3. Insert the following New Clause to follow clause 7—

"**7A Examinations generally to be held in private**

Section 117(1)(a) of the Principal Act is **repealed**.".

NEW CLAUSE

4. Insert the following New Clause before clause 8—

'**7B Special reports**

For section 162(2) and (3) of the Principal Act **substitute**—

"(2) If the IBAC intends to include in a report under this section adverse findings about a public body—

(a) the IBAC must give the relevant principal officer of that public body an opportunity to respond to the adverse material within 3 months or the later time determined by the IBAC; and

(b) if the relevant principal officer responds within the time referred to in paragraph (a), the IBAC must fairly set out each element of the response in its report; and

(c) if the relevant principal officer does not respond within the time referred to in paragraph (a), the IBAC may transmit the report to the Parliament regardless.

(3) If the IBAC intends to include in a report under this section a comment or opinion which is adverse to any person—

(a) the IBAC must give the person an opportunity to respond to the adverse material within 3 months or the later time determined by the IBAC; and

(b) if the person responds within the time referred to in paragraph (a), the IBAC must fairly set out each element of the response in its report; and

(c) if the person does not respond within the time referred to in paragraph (a), the IBAC may transmit the report to the Parliament regardless.".'.

5. Clause 8, page 8, lines 8 to 18, omit all words and expressions on these lines.

NEW CLAUSE

6. Insert the following New Clause to follow clause 8—

'**8A New section 201 inserted**

At the end of Part 10 of the Principal Act **insert**—

"**201 Transitional provision—Independent Broad-based Anti-corruption Commission Amendment Act 2026—special reports**

(1) This section applies if—

(a) before the commencement day, the IBAC gave a relevant principal officer of a public body or another person an opportunity to respond to adverse material in a proposed report under section 162; and

(b) the officer or person has not responded, and the report has not been transmitted to the Parliament, before the commencement day.

(2) Section 162(2) or (3) as amended by the **Independent Broad-based Anti-corruption Commission Amendment Act 2026** applies in relation to the relevant principal officer or other person as if the period of 3 months referred to in those subsections began on the commencement day.

(3) In this section—

commencement day means the day on which the **Independent Broad-based Anti-corruption Commission Amendment Act 2026** comes into operation.".'.

Amendment circulated by Rachel Payne (RP28C)

1. Insert the following New Clause to follow clause 6—

"**6A Objects of Act and functions of the IBAC**

Sections 8(aa) and 15(1A) and (1B) of the Principal Act are **repealed**.".

Amendments circulated by Ingrid Stitt (IS54C)

NEW CLAUSES

1. Insert the following New Clauses to follow clause 7—

'**7A Examinations generally to be held in private**

(1) In section 32 of the Principal Act—

(a) in subsection (1), after "any other Act" **insert** ", other than the power to decide to hold an examination in public";

(b) in subsection (2) **omit** "117(1),".

(2) Section 117(1)(a) of the Principal Act is **repealed**.

(3) After section 117(3) of the Principal Act **insert**—

"(3AA) Despite anything to the contrary in this Act, the IBAC is to be constituted for the purpose of making a decision to hold an examination in public by—

(a) the Commissioner and at least one Deputy Commissioner; or

(b) the Commissioner, if there are no Deputy Commissioners.

(3AAB) A Deputy Commissioner referred to in subsection (3AA) must be an Australian lawyer unless there are no Deputy Commissioners who are Australian lawyers.".

7B Special reports

For section 162(2) and (3) of the Principal Act **substitute**—

"(2) If the IBAC intends to include in a report under this section adverse findings about a public body—

(a) the IBAC must give the relevant principal officer of the public body an opportunity to respond to the adverse material within 20 business days or the extended period determined by the IBAC under subsection (3A); and

(b) if the relevant principal officer responds within the period referred to in paragraph (a), the IBAC must fairly set out each element of the response in its report.

(3) If the IBAC intends to include in a report under this section a comment or opinion which is adverse to any person—

(a) the IBAC must give the person an opportunity to respond to the adverse material within 20 business days or the extended period determined by the IBAC under subsection (3A); and

(b) if the person responds within the period referred to in paragraph (a), the IBAC must fairly set out each element of the response in its report.

(3A) If a relevant principal officer or a person makes a written request to the IBAC within 14 business days after the day on which the IBAC first gives the relevant principal officer or person the opportunity to respond to adverse material under subsection (2) or (3), the IBAC may extend the

period for the relevant principal officer or person to respond to the adverse material for a period determined by the IBAC.".'.

2. Clause 8, lines 10 to 35 and page 8, lines 1 to 18, omit all words and expressions on these lines and insert—

"(b) conduct all or part of which occurred before the commencement day if the conduct—

(i) is the conduct of, or in relation to, a person or body (whether or not still in existence) who or which would have been a public officer or public body within the meaning of this Act as amended by the amending Act had the amending Act been in force at the time the conduct occurred; and

(ii) would have been corrupt conduct within the meaning of this Act as amended by the amending Act had the amending Act been in force at the time the conduct occurred.

(2) The IBAC may determine to investigate any complaint or notification to the IBAC that the IBAC has before the commencement day—

(a) dismissed under section 58(a); or

(b) referred to a person or body (other than the Ombudsman) under section 73; or

(c) referred to the Ombudsman under section 73 and the Ombudsman has dismissed it or has determined not to investigate it.

(3) Nothing in subsection (1) or (2) requires the IBAC—

(a) to reopen—

(i) a complaint or notification to the IBAC that it had dismissed or referred to another body before the commencement day; or

(ii) an investigation, whether of a complaint or notification or an own motion investigation, that it had completed before the commencement day; or

(b) to investigate a further complaint or notification to the IBAC about conduct that is the same as, or substantially similar to, conduct that was the subject of—

(i) a complaint or notification to the IBAC that it had dismissed or referred to another body before the commencement day; or

(ii) an investigation, whether of a complaint or notification or an own motion investigation, that it had completed before the commencement day.".

3. INQUIRIES AMENDMENT (SPECIAL PROSECUTOR) BILL 2026

Amendment circulated by Evan Mulholland (EM86C)

1. Insert the following New Clause to follow clause 4—

'**4A Variation or revocation of notice to produce or notice to attend**

(1) Section 18(2)(c) of the **Inquires Act 2014** is **repealed**.

(2) After section 18(2) of the **Inquires Act 2014 insert**—

"(2A) It is not a reasonable excuse for a person to fail to comply with a notice to produce or notice to attend by refusing to give information to a Royal Commission if the information is the subject of public interest immunity, including if it is subject to Cabinet confidentiality."'.