

ELECTRIC VEHICLE EXCISE — HIGH COURT RULING

1539. Hon NICK GOIRAN to the parliamentary secretary representing the Attorney General:

I refer to the decision of the High Court on 18 October 2023 in *Vanderstock v Victoria* [2023] HCA 30.

- (1) Is the Attorney General aware of Justice Edelman’s remarks at paragraph 478 —
If any tax that is reasonably anticipated to have an indirect effect on demand in a market for the sale of goods could be an excise, then almost any tax could potentially be an excise.
- (2) On what date did the Solicitor-General or the State Solicitor brief the Premier or the Treasurer about the consequences of this decision for our state?
- (3) Will the Attorney General table any documents provided as part of those briefings?

Hon MATTHEW SWINBOURN replied:

I thank the member for some notice of the question. The following answer has been provided to me by the Attorney General.

- (1) Yes.
- (2)–(3) The Attorney General received a briefing from the Solicitor-General. It would not be appropriate to table this advice as it is subject to legal professional privilege.