

**LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN
CAPITAL TERRITORY**

**FAIR TRADING (FUEL PRICES)
AMENDMENT BILL 2001**

EXPLANATORY MEMORANDUM

**Circulated by authority of
Paul Osborne MLA
Independent**

Outline

This Bill addresses two practices that have arisen out of implementing Fair Trading (Fuel Prices) (Amendment) Act 1999. The Act requires that wholesale deliveries of fuel over 2,000 litres must have their volume temperature converted to as if the fuel was at the temperature of 15°C.

Two new sections are inserted into the Principal Act. The first new section addresses the need to provide more clear and detailed documentation that is given by the supplier to the recipient. The second new section prohibits the practice of adding a charge for complying with the requirement of providing temperature corrected fuel.

Clauses 1 and 2 are machinery provisions that state the long title of the Bill and the date of commencement.

Clause 3 states that the Act being amended is the *Fair Trading (Fuel Prices) Act 1993*.

Clause 4 renumbers section 10 of the Act as section 12.

Clause 5 inserts new sections 10 and 11 into the Act.

Section 10 provides for specific details to be recorded on the documentation given to the recipient on the delivery of a regulated transfer of fuel by the supplier. The term "regulated transfer" is already explained in the Act. The penalty for contravening this provision, without reasonable excuse, is 50 penalty units, imprisonment for 6 months or both.

Section 11 prohibits the attachment of a charge that has been added to a delivery of fuel for the purpose of complying with the requirement to have the volume of the fuel temperature converted. The penalty for contravening this provision, without reasonable excuse, is 50 penalty units, imprisonment for 6 months or both.