

2026

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Minister for Climate Change, Environment, Energy and Water)

Fuel Legislation Amendment Bill 2026

Contents

	Page
Part 1	Preliminary
1	Name of Act 2
2	Commencement 2
3	Legislation amended 2
4	New Magistrates Court (Fuels Rationing Infringement Notices) Regulation—sch 1 2
Part 2	Fair Trading (Australian Consumer Law) Act 1992
5	Dictionary, definition of <i>fair trading legislation</i> , new paragraph (da) 4

	Page	
Part 3	Fair Trading (Fuel Prices) Act 1993	
6	Price display requirements	
	Section 5A (1), penalty	5
7	New section 5A (1A)	5
Part 4	Fuels Rationing Act 2019	
8	New section 16A	6
9	Part 3 heading	7
10	Fuel restriction offences	
	Division 3.1 heading	7
11	Definitions—pt 3	
	Section 17	7
12	Section 19	7
13	Division 3.2 heading	8
14	Subdivision 3.2.1	8
15	Section 23 heading	8
16	Section 23	8
17	Section 23, definition of <i>warrant</i>	9
18	Subdivisions 3.2.2 to 3.2.5	9
19	New sections 43A and 43B	9
20	Dictionary, definition of <i>connected</i>	11
21	Dictionary, definition of <i>identity card etc</i>	12
22	Dictionary, definitions of <i>offence</i> and <i>warrant</i>	12
Schedule 1	New Magistrates Court (Fuels Rationing Infringement Notices) Regulation	13

2026

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Minister for Climate Change, Environment, Energy and Water)

Fuel Legislation Amendment Bill 2026

A Bill for

An Act to amend legislation about fuels, and for other purposes

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1 **Part 1 Preliminary**

2 **1 Name of Act**

3 This Act is the *Fuel Legislation Amendment Act 2026*.

4 **2 Commencement**

5 (1) This Act (other than section 4) commences on the day after its
6 notification day.

7 *Note* The naming and commencement provisions automatically commence on
8 the notification day (see [Legislation Act](#), s 75 (1)).

9 (2) Section 4 commences on this Act's notification day.

10 **3 Legislation amended**

11 This Act amends the legislation mentioned in parts 2 to 4.

12 **4 New Magistrates Court (Fuels Rationing Infringement
13 Notices) Regulation—sch 1**

14 (1) The provisions set out in schedule 1 are taken to be a regulation made
15 under the [Magistrates Court Act 1930](#), section 321.

16 (2) The regulation—

17 (a) is taken to be notified under the [Legislation Act](#) on the day this
18 Act is notified; and

19 (b) commences on the commencement of schedule 1; and

20 (c) is not required to be presented to the Legislative Assembly under
21 the [Legislation Act](#), section 64 (1); and

22 (d) may be amended or repealed as if it had been made under the
23 [Magistrates Court Act 1930](#), section 321.

- 1 (3) This Act is taken to be an amending law for the [Legislation Act](#),
2 section 89 (Automatic repeal of certain laws and provisions) despite
3 this section not being a provision mentioned in section 89 (12),
4 definition of *amending law*.

1
2
3
4
5
6

Part 2 **Fair Trading (Australian Consumer Law) Act 1992**

5 **Dictionary, definition of *fair trading legislation*, new paragraph (da)**

insert

(da) the *Fair Trading (Fuel Prices) Act 1993*; or

1 **Part 3** **Fair Trading (Fuel Prices)**
2 **Act 1993**

3 **6** **Price display requirements**
4 **Section 5A (1), penalty**

5 *substitute*

6 Maximum penalty: 50 penalty units.

7 **7** **New section 5A (1A)**

8 *insert*

9 (1A) An offence against this section is a strict liability offence.

1 **Part 4** **Fuels Rationing Act 2019**

2 **8** **New section 16A**

3 *in part 2, insert*

4 **16A** **Minister may require information from fuel sellers**

- 5 (1) This section applies if the Minister reasonably requires information
6 from a fuel seller to decide whether to—
- 7 (a) approve a fuel restriction scheme under section 8; or
8 (b) declare that a fuel restriction is in force under section 11; or
9 (c) extend the period for which a fuel restriction is in force under
10 section 14.
- 11 (2) The Minister may, by written notice, require the fuel seller to give the
12 Minister information relating to the production, supply, use or
13 consumption of a fuel.
- 14 (3) The notice must state—
- 15 (a) the information that must be given; and
16 (b) how the information must be given; and
17 (c) the period of time (not less than 24 hours) within which the
18 information must be given.
- 19 (4) A person commits an offence if the person fails to comply with a
20 notice given to them under subsection (2).
21 Maximum penalty: 50 penalty units.
- 22 (5) An offence against this section is a strict liability offence.

1 **9 Part 3 heading**

2 *substitute*

3 **Part 2A Fuel restriction offences**

4 **10 Fuel restriction offences**
5 **Division 3.1 heading**

6 *omit*

7 **11 Definitions—pt 3**
8 **Section 17**

9 *omit*

10 **12 Section 19**

11 *substitute*

12 **19 Inspector may require information**

- 13 (1) This section applies if an inspector reasonably requires information
14 from a person who is subject to a fuel restriction.
- 15 (2) An inspector may, by written notice, require the person to give the
16 inspector the following information:
- 17 (a) the kinds of fuel held by the person;
 - 18 (b) the quantity of a fuel held by the person;
 - 19 (c) the quantity of a fuel sold by the person during a stated period;
 - 20 (d) other information prescribed by regulation.
- 21 (3) The notice must state—
- 22 (a) the information that must be given; and
 - 23 (b) how the information must be given; and

1 (c) the period of time (not less than 24 hours) within which the
2 information must be given.

3 (4) A person commits an offence if the person fails to comply with a
4 notice given to them under subsection (2).

5 Maximum penalty: 50 penalty units.

6 (5) An offence against this section is a strict liability offence.

7 **13 Division 3.2 heading**

8 *substitute*

9 **Part 3 Enforcement**

10 **14 Subdivision 3.2.1**

11 *renumber as division 3.1*

12 **15 Section 23 heading**

13 *substitute*

14 **23 Definitions—pt 3**

15 **16 Section 23**

16 *omit*

17 division

18 *substitute*

19 part

1 **17 Section 23, definition of *warrant***

2 *omit*

3 subdivision 3.2.3

4 *substitute*

5 division 3.3

6 **18 Subdivisions 3.2.2 to 3.2.5**

7 *renumber as divisions 3.2 to 3.5*

8 **19 New sections 43A and 43B**

9 *in part 4, insert*

10 **43A Use and disclosure of protected information**

- 11 (1) A person commits an offence if—
- 12 (a) the person exercises, or has exercised, a function under this Act;
- 13 and
- 14 (b) the person uses information; and
- 15 (c) the information is protected information about someone else;
- 16 and
- 17 (d) the person is reckless about whether the information is protected
- 18 information about someone else.

19 Maximum penalty: 50 penalty units.

- 20 (2) A person commits an offence if—
- 21 (a) the person exercises, or has exercised, a function under this Act;
- 22 and
- 23 (b) the person does something that discloses information; and

- 1 (c) the information is protected information about someone else;
2 and
- 3 (d) the person is reckless about whether—
- 4 (i) the information is protected information about someone
5 else; and
- 6 (ii) doing the thing would result in the information being
7 disclosed to someone else.

8 Maximum penalty: 50 penalty units.

- 9 (3) Subsections (1) and (2) do not apply if the person uses or discloses
10 protected information about someone else (the *protected person*)—
- 11 (a) under this Act or another law applying in the ACT; or
- 12 (b) in relation to the exercise of a function under this Act or another
13 law applying in the ACT; or
- 14 (c) in a court proceeding; or
- 15 (d) with the protected person's consent.

16 *Note* The defendant has an evidential burden in relation to the matters
17 mentioned in s (3) (see [Criminal Code](#), s 58).

- 18 (4) A person need not disclose protected information to a court, or
19 produce a document containing protected information to a court,
20 unless it is necessary to do so for this Act or another law applying in
21 the ACT.

- 22 (5) In this section:

23 *court* includes a tribunal, authority or person having power to require
24 the production of documents or the answering of questions.

25 *disclose* includes communicate or publish.

26 *produce* includes allow access to.

1 *protected information* means information about a person that is
2 disclosed to, or obtained by, another person because of the exercise
3 of a function under this Act by the other person or someone else.

4 *use*, in relation to information, includes make a record of the
5 information.

6 **43B Information sharing**

7 (1) The Minister or an inspector (an *information sharing entity*)
8 may give protected information to an entity of the Commonwealth or
9 a State if the information sharing entity is satisfied that—

10 (a) the information is reasonably necessary for the other entity to
11 exercise a function relating to managing a fuel shortage or likely
12 fuel shortage; and

13 (b) the disclosure of the protected information to the other entity is
14 appropriate.

15 *Note* *State* includes the Northern Territory (see [Legislation Act](#), dict, pt 1).

16 (2) In this section:

17 *protected information*—see section 43A (5).

18 **20 Dictionary, definition of *connected***

19 *omit*

20 division 3.2 (Inspectors)

21 *substitute*

22 part 3 (Enforcement)

21 Dictionary, definition of *identity card* etc

1
2 *substitute*

3 *identity card*, for an inspector who is an investigator under the
4 *Fair Trading (Australian Consumer Law) Act 1992*, means an
5 identity card issued under that *Act*, section 37.

6 *inspector* means—

7 (a) a police officer; or

8 (b) an investigator under the *Fair Trading (Australian Consumer*
9 *Law) Act 1992*.

10 *occupier*, of premises, includes—

11 (a) a person believed on reasonable grounds to be an occupier of the
12 premises; and

13 (b) a person apparently in charge of the premises.

22 Dictionary, definitions of *offence* and *warrant*

14
15 *omit*

16 division 3.2 (Inspectors)

17 *substitute*

18 part 3 (Enforcement)

1 **3 Purpose of regulation**

2 The purpose of this regulation is to provide for infringement notices
3 under the *Magistrates Court Act 1930*, part 3.8 for an offence against
4 the *Fuels Rationing Act 2019*, section 16A.

5 *Note* The *Magistrates Court Act 1930*, pt 3.8 provides a system of infringement
6 notices for offences against various territory laws. The infringement
7 notice system is intended to provide an alternative to prosecution.

8 **4 Administering authority**

9 The administering authority for an infringement notice offence
10 against the *Fuels Rationing Act 2019* is the commissioner for fair
11 trading.

12 **5 Infringement notice offence**

13 The *Magistrates Court Act 1930*, part 3.8 applies to an offence against
14 the *Fuels Rationing Act 2019*, section 16A.

15 **6 Infringement notice penalty**

16 (1) The penalty payable by an individual for an offence against the
17 *Fuels Rationing Act 2019*, section 16A, under an infringement notice
18 for the offence, is \$1 600.

19 (2) The penalty payable by a corporation for an offence against the
20 *Fuels Rationing Act 2019*, section 16A, under an infringement notice
21 for the offence, is \$8 000.

22 (3) The cost of serving a reminder notice for an infringement notice
23 offence against the *Fuels Rationing Act 2019*, section 16A is \$34.

-
- 1 **7** **Contents of infringement notices—identifying authorised**
2 **person**
- 3 An infringement notice served on a person by an authorised person
4 for an infringement notice offence against the *Fuels Rationing*
5 *Act 2019*, section 16A must identify the authorised person by—
- 6 (a) the authorised person’s full name, or surname and initials; or
7 (b) any unique number given, for this regulation, to the authorised
8 person by the administering authority.
- 9 **8** **Contents of infringement notices—other information**
- 10 (1) An infringement notice served on a company by an authorised person
11 for an infringement notice offence against the *Fuels Rationing*
12 *Act 2019*, section 16A must include the company’s ACN.
- 13 *Note* This requirement under this section is additional to the requirement under
14 the *Magistrates Court Act 1930*, s 121 (1) (c).
- 15 (2) In this section:
- 16 *company* means a company registered under the *Corporations Act*.
- 17 **9** **Contents of reminder notices—identifying authorised**
18 **person**
- 19 A reminder notice served on a person by an authorised person for an
20 infringement notice offence against the *Fuels Rationing Act 2019*,
21 section 16A must identify the authorised person by—
- 22 (a) the authorised person’s full name, or surname and initials; or
23 (b) any unique number given, for this regulation, to the authorised
24 person by the administering authority.

