

Australian Capital Territory

Smoke-free Areas (Enclosed Public Places) (Fees) Determination 2004 (No 1)

Disallowable Instrument DI2004-22

made under the

Smoke-free Areas (Enclosed Public Places) Act 1994, s 22 (Determination of fees)

I revoke all previous determinations of fees under this Act and determine:

- (i) the fees set out in the Schedule to be the fees for the Act payable to the Territory; and
- (ii) that the Schedule commences upon notification on the *Legislation Register*.

Simon Corbell MLA
Minister for Health

16 February 2004

SCHEDULE

Section	Description	Fee Payable	Payable By
7	Application for certificate of exemption – restaurants	\$400	Occupier of the restaurant to which the application relates
7	Application for certificate of exemption – licensed premises (a) If the public area of the premises is not larger than 599 m ² (b) If the public area of the premises is not larger than 9999 m ² (c) If the public area of the premises is larger than 9999 m ²	\$300 \$400 \$500	Occupier of the licensed premises to which the application relates
8	Fee payable on granting of exemption – licensed premises: (a) If the public area of the premises is not larger 299 m ² (b) If the public area of the premises is not larger than 599 m ² (c) If the public area of the premises is not larger than 999 m ² (d) If the public area of the premises is not larger than 2999 m ² (e) If the public area of the premises is not larger than 5999 m ² (f) If the public area of the premises is not larger than 9999 m ² (g) If the public area of the premises is larger than 9999 m ²	\$400 \$500 \$600 \$700 \$800 \$900 \$1000	Occupier of the licensed premises to which the granting of the smoke-free exemption certificate relates
9	Fees payable for periods of 12 months on the first and second anniversary of the grant of certificate of exemption– restaurants.	\$300	Occupier of the restaurant to which the exemption fees relates
9	Fees payable on the anniversary of the grant of certificate of exemption– restaurants for a period of less than 12 months.	Fee payable is calculated using the formula at the end of the Schedule.	Occupier of the restaurant to which the exemption fees relates

Section	Description	Fee Payable	Payable By
9	<p>Fees payable for periods of 12 months on the first and second anniversary of the grant of certificate of exemption—licensed premises</p> <p>(a) If the public area of the premises is not larger 299 m²</p> <p>(b) If the public area of the premises is not larger than 599 m²</p> <p>(c) If the public area of the premises is not larger than 999 m²</p> <p>(d) If the public area of the premises is not larger than 2999 m²</p> <p>(e) If the public area of the premises is not larger than 5999 m²</p> <p>(f) If the public area of the premises is not larger than 9999 m²</p> <p>(g) If the public area of the premises is larger than 9999 m²</p>	<p>\$400</p> <p>\$500</p> <p>\$600</p> <p>\$700</p> <p>\$800</p> <p>\$900</p> <p>\$1000</p>	<p>Occupier of the licensed premises to which the exemption fees relates</p>
9	<p>Fees payable on the anniversary of grant of certificate of exemption—licensed premises for period of less than twelve months</p> <p>(a) If the public area of the premises is not larger 299 m²</p> <p>(b) If the public area of the premises is not larger than 599 m²</p> <p>(c) If the public area of the premises is not larger than 999 m²</p> <p>(d) If the public area of the premises is not larger than 2999 m²</p> <p>(e) If the public area of the premises is not larger than 5999 m²</p>	<p>Fee payable is calculated using the formula at the end of the Schedule.</p>	<p>Occupier of the licensed premises to which the exemption fees relates</p>

	<p>(f) If the public area of the premises is not larger than 9999 m²</p> <p>(g) If the public area of the premises is larger than 9999 m²</p>		
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Formula for Calculating Fees Payable For a Period of Less Than Twelve Months

Pro-rata fee = annual fee x whole months for which certificate of exemption is granted

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