

## **Roads and Public Places (Fees) Determination 2006 (No 1)**

### **Disallowable Instrument DI 2006-99**

made under the

### **Roads and Public Places Act 1937, Section 9A – Fee Determinations**

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**1. Name of instrument**

This instrument is the Roads and Public Places (Fees) Determination 2006 (No 1).

**2. Commencement**

This instrument commences on 1 July 2006.

**3. Revocation of previous determinations**

Disallowable instruments **DI2005–90**; **DI2005–98**; **DI2005–109**; and **DI2005–240** (as notified on the ACT Government Legislation register) are revoked.

**4. Determination of fees**

The fee payable in respect of each matter listed in an item in Column 3 of Schedule 1 is the amount listed for that item in Column 5 of that Schedule.

**5. Payment of fee**

A fee listed in Schedule 1 is payable to the Territory by the person requesting the goods or service listed.

**6. Goods and services tax**

Where applicable, GST inclusive fees are marked with a double asterisk(\*\*).

**7. Dictionary**

The dictionary in Schedule 2 of this instrument provides definitions for this instrument.

John Hargreaves  
Minister for the Territory and Municipal Services

4 June 2006

## SCHEDULE 1

| Column 1      | Column 2   | Column 3  | Column 4  | Column 5                          |
|---------------|--|---|---|-----------------------------------|
| Item Number   | Relevant section of Act for which the fee is payable | Description of Matter for which fee is payable  | <i>Previous fee payable in 2005-2006 (where applicable)</i> | Fee Payable from 1 July 2006      |
| <b>Part 1</b> |  | <b>Excavating or breaking the surface of a public place</b>   |   |                                   |
| 1.1.          | s.9  | Fee for a permit to open up or break the surface of a public place.<br><br><i>Note This includes all roads, footpaths, driveways and gutters.</i> | \$78.40   | \$81.30                           |
| <b>Part 2</b> |  | <b>Placement of objects for outdoor cafes in a public place</b>   |   |                                   |
| 2.1.          | s.15E;<br>s.15K                                      | Placement of objects for an outdoor café which is in a primary area   | \$43.40 per m2<br>per annum                                 | \$57.70 per m2<br>per annum       |
| 2.2.          | s.15E;<br>s.15K                                      | Placement of objects for an outdoor café which is in a secondary area   | \$36.20 per m2<br>per annum                                 | \$48.10 per m2<br>per annum       |
| 2.3.          | s.15E;<br>s.15K                                      | Placement of objects for an outdoor café which is in the tertiary area  | \$28.90 per m2<br>per annum                                 | \$38.40 per m2<br>per annum       |
| <b>Part 3</b> |  | <b>Placement of waste storage containers in a public place</b>  |   |                                   |
| 3.1.          | s.15E;<br>s.15K                                      | Placement of a waste storage container in the Civic Centre  | \$230.00 per<br>m2 per<br>annum**                           | \$238.50 per<br>m2 per<br>annum** |
| 3.2.          | s.15E;<br>s.15K                                      | Placement of a waste storage container in a Local Centre  | \$179.00 per<br>m2 per<br>annum**                           | \$185.60 per<br>m2 per<br>annum** |
| 3.3.          | s.15E;<br>s.15K                                      | Placement of a waste storage container in a Group Centre  | \$128.00 per<br>m2 per<br>annum**                           | \$132.70 per<br>m2 per<br>annum** |
| <b>Part 4</b> |  | <b>Placement of motor vehicles on a road verge for commercial display</b>   |   |                                   |
| 4.1.          | s.15E;<br>s.15K                                      | Placement of motor vehicles for vehicle display on road verges in a primary area  | \$43.40 per m2<br>per annum                                 | \$45.00 per m2<br>per annum       |
| 4.2.          | s.15E;<br>s.15K                                      | Placement of motor vehicles for vehicle display on road verges in a secondary area  | \$36.20 per m2<br>per annum                                 | \$37.50 per m2<br>per annum       |

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Schedule 1 continued

| Column 1      | Column 2   | Column 3   | Column 4   | Column 5  |
|---------------|--|--|--|---|
| Item Number   | Relevant section of Act for which the fee is payable | Description of Matter for which fee is payable   | <i>Previous fee payable in 2005-2006 (where applicable)</i>  | Fee Payable from 1 July 2006                          |
| 4.3.          | s.15E;<br>s.15K                                      | Placement of motor vehicles for vehicle display on road verges in the tertiary area    | <i>\$28.90 per m2 per annum</i>                              | \$29.95 per m2 per annum                              |
| <b>Part 5</b> |  | <b>Placement of objects in a public place other than motor vehicles on road verges</b> |  |   |
| 5.1.          | s.15E;<br>s.15K                                      | Placement of objects other than motor vehicles on road verges in a primary area        | <i>\$3.30 per m2 per week</i>                                | \$3.40 per m2 per week                                |
| 5.2.          | s.15E;<br>s.15K                                      | Placement of objects other than motor vehicles on road verges in a secondary area      | <i>\$2.20 per m2 per week</i>                                | \$2.25 per m2 per week                                |
| 5.3.          | s.15E;<br>s.15K                                      | Placement of objects other than motor vehicles on road verges in the tertiary area     | <i>\$30.80 per quarter</i>                                   | \$31.90 per quarter                                   |
| 5.4.          | s.15E;<br>s.15K                                      | Placement of objects over a public place   | <i>One half the applicable rate in item 5.1, 5.2 and 5.3</i> | One half the applicable rate in item 5.1, 5.2 and 5.3 |

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## SCHEDULE 2 - DICTIONARY

**Civic Centre** has the same meaning as in the Territory Plan.

**Group Centre** has the same meaning as in the Territory Plan.

*Note Examples of Group centres include suburban shopping precincts*

**Local Centre** has the same meaning as in the Territory Plan.

*Note Examples of Local centres include the major shopping precincts in Belconnen, Woden or Tuggeranong Town Centres*

**m<sup>2</sup>** means square metre.

a **primary area** is any of the following areas:

In Civic:

the area bounded by or premises with frontages to London Circuit (South side) between West Row and Akuna St; Civic Square; Akuna Street (South side) between London Circuit and Bunda St; Bunda St (East side) between Akuna St and Mort St; Mort St (West side) between Bunda St and Alinga St; Alinga St (North side) between Mort Street and West Row; West Row (West side) between Alinga Street and London Circuit.

In Manuka:

the area bounded by or premises with frontages to Franklin Street (North side) between Furneaux St and Flinders Way; Flinders Way (West side) between Franklin St and Bougainville St; Bougainville St (North side) between Flinders Way and Furneaux St; Furneaux St (East side) between Bougainville St and Franklin St.

In Kingston:

the area bounded by or premises with frontages to Giles Street (West side) between Kennedy St and Jardine St; Jardine Street (North side) between Giles St and Eyre St; Eyre Street (East side) between Jardine St and Kennedy St; Kennedy St (South side) between Eyre St and Giles St.

**road verge** means that part of a road reserve not normally used as a thoroughfare for vehicles.

a **secondary area** is any of the following areas that is not in a primary area:

In Civic:

the area bounded by or premises with frontages to London Circuit (East side) between West Row and Farrell Place; Farrell Place (North side); Marcus Clark Street (East side) between Farrell Place and Barry Drive; Barry Drive (South side) between Marcus Clark Street and Northbourne Avenue; Cooyong Street (South side) between Northbourne Avenue and Ballumbir Street; Ballumbir Street (West side) between Cooyong Street and Akuna Street; Akuna Street (South side) between Ballumbir Street and Bunda Street; Binara Street (East side); Allara Street; City Walk (south of Akuna Street); Constitution Avenue (North side) between Allara Street and London Circuit; London Circuit (West side) between Constitution Avenue and Akuna Street.

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## Schedule 2 continued

### In Belconnen town centre:

the area bounded by or premises with frontages to Benjamin Way (East side) between Joynton Smith Drive and Emu Bank; Emu Bank (South side) between Benjamin Way and Joynton Smith Drive; Joynton Smith Drive (North side) between Emu Bank and Benjamin Way; and the area bounded by or premises with frontages to Benjamin Way (West side) between Swanson Court and Chandler Street; Chandler Street to west side of Northpoint Plaza; Northpoint Plaza to Swanson Court.

### In Braddon:

the area bounded by or premises with frontages to Northbourne Avenue (East side) between and Cooyong Street and Elouera Street; Elouera Street (south side) between Northbourne Avenue and Torrens Street; Torrens Street (West side) between Elouera St and Cooyong Street and Cooyong Street (North side) between Torrens St and Northbourne Avenue.

### In Dickson:

the area bounded by or premises with frontages to Antill Street (South side) between Badham Street and Cowper Street; Cowper Street (West side) between Antill Street and Dickson Place; Dickson Place (South side) between Cowper Street and Badham Street; Badham Street (East side) between Dickson Place and Cape Street; Cape Street (South side) between Badham Street and Challis Street; Cape Street (north side between Challis Street and Woolley Street); Woolley Street (West side) between Cape Street and Badham Street; Badham Street (east side) between Woolley Street and Anthill Street.

### In Griffith:

premises in the shopping precinct with frontages to Barker Street (North side) and Throsby Crescent (North side) between Barker Street and Throsby Lane.

### In O'Connor:

premises in the shopping precinct with frontages to Macpherson Street (East side) between Sargood Street and the laneway; Sargood Street (North side and West sides).

### In Yarralumla:

premises in the shopping precinct with frontages to Hutchins Street (East side) between the laneway and Bentham Street, Bentham Street (South side) between Hutchins Street and Nova Street, Nova Street (West side) between Bentham Street and the laneway.

### In Woden town centre:

the area bounded by Bradley Street (West side) between Corinna Street and Bowes Place; Bowes Place (South side) to Furzer Street (South side); Corinna Street (East side) to Bradley Street.

a *tertiary area* is any area in the Territory that is not a primary area or secondary area.

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