

Australian Capital Territory

Liquor (Fees) Determination 2010 (No 1)

Disallowable instrument DI2010–273

made under the

Liquor Act 2010, s 227 (Determination of fees)

1 Name of instrument

This instrument is the *Liquor (Fees) Determination 2010 (No 1)*.

2 Commencement

This instrument commences on the commencement of the *Liquor Act 2010*, section 227.

3 Determination of annual fees—sch 1

- (1) The fee payable for a matter mentioned in schedule 1, column 3 in a case mentioned in column 4 for the matter, is the fee worked out as follows:

$$\text{fee} = \text{annual fee} \times \frac{\text{months}}{12}$$

- (2) In this section:

annual fee means the annual fee mentioned in schedule 1, column 5 for the matter and case.

months means the number of whole and part months for which the licence is to be issued or renewed.

4 Determination of hourly fees—sch 2

- (1) The fee payable for a matter mentioned in schedule 2, column 3 is the fee worked out as follows:

$$\text{fee} = \text{hourly fee} \times \text{hours}$$

- (2) In this section:

hourly fee means the hourly fee mentioned in schedule 2, column 4 for the matter.

hours means the number of whole and part hours required by the chief officer (fire brigade) to prepare the occupancy loading recommendation.

5 Determination of other fees—sch 3

The fee payable for a matter mentioned in schedule 3, column 3 in a case mentioned in column 4 for the matter, is the fee mentioned in column 5 for the matter and case.

6 Payment of annual fees

A fee mentioned in schedule 1, column 5 for a matter mentioned in column 3, is payable to the Territory by the person requesting the good or service mentioned in the matter.

7 Payment of hourly fees

- (1) A fee mentioned in schedule 2, column 4 for a matter mentioned in column 3, is payable to the Territory by the responsible person for the premises to which the matter relates.

- (2) In this section:

responsible person, for premises, means—

- (a) for a licence for the premises—the licensee or proposed licensee; or
- (b) for a permit for the premises—the permit-holder or proposed permit-holder.

8 Payment of other fees

A fee mentioned in schedule 3, column 5 for a for a matter mentioned in column 3, is payable to the Territory by the person requesting the good or service mentioned in the matter.

9 Transitional—old licences and new applications

- (1) This section applies if a person applies for a new licence in accordance with the Act, section 251 (1) (Transitional—old licensees applying for new licences).
- (2) For schedule 1, the application is taken to be an application to renew.

Simon Corbell MLA
Attorney General
19 October 2010

Schedule 1 Annual fees

(see s 3 and s 6)

1.1 Definitions

In this schedule:

annual liquor purchase value, for a financial year, means the gross wholesale price mentioned in the *Liquor Regulation 2010*, schedule 1, section 1.19 (1) (c) (Annual purchase report to commissioner).

total occupancy loading, for licensed premises—see the *Liquor Regulation 2010*, dictionary.

column 1	column 2 Act section	column 3 matter for which fee is payable	column 4 case	column 5 annual fee (\$)	
1	25	application for licence	general licence	standard licensed times late night licensed times extended late night licensed times 5am approval licensed times	2 246
			on licence club licence	standard licensed times late night licensed times extended late night licensed times 5am approval licensed times	1 824
			off licence	standard licensed times	1 824

column 1	column 2 Act section	column 3 matter for which fee is payable	column 4 case			column 5 annual fee (\$)	
			special licence			standard licensed times late night licensed times extended late night licensed times 5am approval licensed times	2 740
2	42	application to renew licence	general licence on licence club licence special licence	total occupancy loading for premises ≤ 80 people	annual liquor purchase value for previous financial year ≤ \$100,000	standard licensed times	1 638
						late night licensed times	2 638
						extended late night licensed times	
					5am approval licensed times	5 138	
					standard licensed times	3 661	
					late night licensed times	4 661	
				extended late night licensed times			
				5am approval licensed times	7 161		
				total occupancy loading for premises > 80 people	annual liquor purchase value for previous financial year ≤ \$100,000	standard licensed times	1 638
						late night licensed times	6 638
						extended late night licensed times	11 638
					5am approval licensed times	14 138	
annual liquor purchase value for previous financial year > \$100,000	standard licensed times	3 661					
	late night licensed times	8 661					
	extended late night licensed times	14 661					
5am approval licensed times	16 161						

column 1	column 2 Act section	column 3 matter for which fee is payable	column 4 case			column 5 annual fee (\$)
			off licence	annual liquor purchase value for previous financial year \leq \$100,000	standard licensed times	1 638
				annual liquor purchase value for previous financial year $>$ \$100,000 but \leq \$500,000	standard licensed times	5 161
				annual liquor purchase value for previous financial year $>$ \$500,000 but \leq \$1,000,000	standard licensed times	6 661
				annual liquor purchase value for previous financial year $>$ \$1,000,000 but \leq \$3,000,000	standard licensed times	8 661
				annual liquor purchase value for previous financial year $>$ \$3,000,000	standard licensed times	13 661

Schedule 2 Hourly fees

(see s 4 and s 7)

column 1 item	column 2 Act section	column 3 matter for which fee is payable	column 4 hourly fee (\$)
1	86	preparation of occupancy loading recommendation	188

Schedule 3 Other fees

(see s 5 and s 8)

column 1 item	column 2 Act section	column 3 matter for which fee is payable	column 4 case			column 5 fee (\$)
1	38	application to amend licence	all cases			100
2	39	application to amend floor plan	all cases			200
3	40	application to transfer licence	all cases			1 370
4	44	issue replacement licence	all cases			21
5	50	application for permit	commercial permit	liquor retail value stated in permit ≤ \$2,000	standard permitted times late night permitted times extended late night permitted times	40
				liquor retail value stated in permit > \$2,000	standard permitted times late night permitted times extended late night permitted times	135
			non- commercial permit	liquor retail value stated in permit ≤ \$2,000	standard permitted times late night permitted times extended late night permitted times	40

column 1 item	column 2 Act section	column 3 matter for which fee is payable	column 4 case		column 5 fee (\$)	
				liquor retail value stated in permit > \$2,000	standard permitted times late night permitted times extended late night permitted times	135
6	58	application to amend permit	all cases		100	
7	61	application to renew non-commercial permit	all cases		40	
8	63	issue replacement permit	all cases		21	
9	91	application to amend approved risk-assessment management plan	all cases		200	
10	95	application for young people's event approval	all cases		100	
11	189	application for RSA training course approval	all cases		995	
12	192	renewal of RSA training course approval	all cases		550	
13	210	application for proof of age card	all cases		5	