

Australian Capital Territory

# Liquor (Fees) Determination 2011 (No 1)

Disallowable instrument DI2011–295

made under the

Liquor Act 2010, s 227 (Determination of fees)

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**1 Name of instrument**

This instrument is the *Liquor (Fees) Determination 2011 (No 1)*.

**2 Commencement**

This instrument commences on the commencement of the *Liquor Amendment Regulation 2011 (No 1)*.

**3 Determination of annual fees—sch 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:

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

*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.

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**4 Determination of annual fees—multiple on licence subclasses**

- (1) This section applies if an on licence for premises is issued for 2 or more of the following subclasses:
  - (a) a bar licence;
  - (b) a nightclub licence;
  - (c) a restaurant and cafe licence.
- (2) The annual fee payable for an application to renew the on licence for the premises is the highest of the fees, as determined under section 3, for the subclasses of the licence.

**5 Determination of hourly fees—sch 2**

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

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

*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.

**6 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.

**7 Payment of annual fees**

- (1) 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.
- (2) A fee mentioned in schedule 1, item 2, column 5 for a matter mentioned in column 3 for the item, may be paid by quarterly instalments.

**8 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*—see the *Liquor Act 2010*, section 74.

**9 Payment of other fees**

A fee mentioned in schedule 3, 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.

**10 Revocation**

The *Liquor (Fees) Determination 2010 (No 1)* (DI2010-273) is repealed.

Simon Corbell MLA  
Attorney General  
9 November 2011

## Schedule 1 Annual fees

(see s 3 and s 6)

### Definitions

In this schedule:

**1am licensed times**—see the *Liquor Regulation 2010*, section 32.

**2am licensed times**—see the *Liquor Regulation 2010*, section 32.

**3am licensed times**—see the *Liquor Regulation 2010*, section 32.

**4am licensed times**—see the *Liquor Regulation 2010*, section 32.

**5am licensed times**—see the *Liquor Regulation 2010*, section 32.

**fee difference**, for amendment of a licence, means the amount worked out as follows:

$$\frac{\text{new fee} - \text{old fee}}{365} \times \text{remaining days}$$

**gross liquor purchase value**, for a reporting period, means the gross price paid in the reporting period.

**gross price paid**, for a reporting period, means the gross price paid or payable mentioned in the *Liquor Regulation 2010*, schedule 1, section 1.19 (2) (b) (Purchase report to commissioner—off licensees).

**new fee**, for amendment of a licence, means the annual fee for the licence as amended.

**old fee**, for amendment of a licence, means the annual fee for the licence before amendment.

**remaining days**, for amendment of a licence, means the number of days until the earlier of the following:

- (a) the day the next annual fee is due for the licence as amended;
- (b) the day the licence as amended is to expire.

**reporting period**—see the *Liquor Regulation 2010*, schedule 1, section 1.19 (3).

*standard licenses times*—see the *Liquor Regulation 2010*, section 32.

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

column 1 item	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			2 325
			on licence			1 888
			club licence			1 888
			off licence			1 888
			special licence			2 836
2	42	application to renew licence	on licence— nightclub licence	total occupancy loading for premises ≤ 80 people	standard licensed times	3 375
					other licensed times	5 625
				total occupancy loading for premises > 80 people but ≤ 150 people	standard licensed times	4 500
					1am licensed times	7 875
					2am licensed times	10 125
					3am licensed times	12 375
					4am licensed times	14 625
					5am licensed times	16 875
				total occupancy loading for premises > 150 people but ≤ 350 people	standard licensed times	5 625
					1am licensed times	11 250
					2am licensed times	13 500
					3am licensed times	15 750
					4am licensed times	18 000
					5am licensed times	20 250
				total occupancy loading for premises > 350 people	standard licensed times	6 750
					1am licensed times	14 625
2am licensed times	16 875					
3am licensed times	19 125					
4am licensed times	21 375					
5am licensed times	23 625					

<b>column 1 item</b>	<b>column 2 Act section</b>	<b>column 3 matter for which fee is payable</b>	<b>column 4 case</b>			<b>column 5 annual fee (\$)</b>
2 (cont)	42 (cont)	application to renew licence (cont)	on licence— restaurant and cafe licence	total occupancy loading for premises ≤ 80 people	standard licensed times	1 125
					other licensed times	1 875
				total occupancy loading for premises > 80 people but ≤ 150 people	standard licensed times	1 500
					1am licensed times	2 625
					2am licensed times	3 375
					3am licensed times	4 125
					4am licensed times	4 875
					5am licensed times	5 625
				total occupancy loading for premises > 150 people but ≤ 350 people	standard licensed times	1 875
					1am licensed times	3 750
					2am licensed times	4 500
					3am licensed times	5 250
					4am licensed times	6 000
					5am licensed times	6 750
				total occupancy loading for premises > 350 people	standard licensed times	2 250
					1am licensed times	4 875
					2am licensed times	5 625
					3am licensed times	6 375
4am licensed times	7 125					
5am licensed times	7 875					

column 1 item	column 2 Act section	column 3 matter for which fee is payable	column 4 case	column 5 annual fee (\$)			
2 (cont)	42 (cont)	application to renew licence (cont)	on licence—bar general licence	total occupancy loading for premises ≤ 80 people	standard licensed times	2 250	
					other licensed times	3 750	
			club licence special licence	total occupancy loading for premises > 80 people but ≤ 150 people	standard licensed times	3 000	
					1am licensed times	5 250	
					2am licensed times	6 750	
					3am licensed times	8 250	
					4am licensed times	9 750	
					5am licensed times	11 250	
					total occupancy loading for premises > 150 people but ≤ 350 people	standard licensed times	3 750
					1am licensed times	7 500	
					2am licensed times	9 000	
					3am licensed times	10 500	
					4am licensed times	12 000	
					5am licensed times	13 500	
					total occupancy loading for premises > 350 people	standard licensed times	4 500
						1am licensed times	9 750
						2am licensed times	11 250
						3am licensed times	12 750
						4am licensed times	14 250
						5am licensed times	15 750



<b>column 1 item</b>	<b>column 2 Act section</b>	<b>column 3 matter for which fee is payable</b>	<b>column 4 case</b>			<b>column 5 annual fee (\$)</b>
2 (cont)	42 (cont)	application to renew licence (cont)	off licence	gross liquor purchase value for reporting period ≤ \$5 000	standard licensed times	500
				gross liquor purchase value for reporting period > \$5 000 but ≤ \$100 000	standard licensed times	1 695
				gross liquor purchase value for reporting period > \$100 000 but ≤ \$500 000	standard licensed times	3 661
				gross liquor purchase value for reporting period > \$500 000 but ≤ \$1 000 000	standard licensed times	5 661
				gross liquor purchase value for reporting period > \$1 000 000 but ≤ \$3 000 000	standard licensed times	9 661
				gross liquor purchase value for reporting period > \$3 000 000 but ≤ \$7 000 000	standard licensed times	17 661
				gross liquor purchase value for reporting period > \$7 000 000	standard licensed times	25 661

## Schedule 2 Hourly fees

(see s 4 and s 7)

<b>column 1 item</b>	<b>column 2 Act section</b>	<b>column 3 matter for which fee is payable</b>	<b>column 4 hourly fee (\$)</b>
1	86	preparation of occupancy loading recommendation	195

## 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	104		
		amendment of licence	new fee > old fee	fee difference		
2	39	application to amend floor plan	all cases	207		
3	40	application to transfer licence	all cases	1 418		
4	44	issue replacement licence	all cases	22		
5	50	application for permit	commercial permit	liquor retail value stated in permit ≤ \$2 000	all cases	100
				liquor retail value stated in permit > \$2 000 but ≤ \$5 000	all cases	400
				liquor retail value stated in permit > \$5 000 but ≤ \$10 000	all cases	600
				liquor retail value stated in permit > \$10 000 but ≤ \$50 000	all cases	800
				liquor retail value stated in permit > \$50 000 but ≤ \$100 000	all cases	1 000
				liquor retail value stated in permit > \$100 000 but ≤ \$500 000	all cases	3 000
				liquor retail value stated in permit > \$500 000 but ≤ \$1 000 000	all cases	5 000
				liquor retail value stated in permit > \$1 000 000 but ≤ \$3 000 000	all cases	9 000
				liquor retail value stated in permit > \$3 000 000	all cases	17 000
			non-commercial permit	liquor retail value stated in permit ≤ \$2 070	all cases	41
liquor retail value stated in permit > \$2 070	all cases	140				

<b>column 1 item</b>	<b>column 2 Act section</b>	<b>column 3 matter for which fee is payable</b>	<b>column 4 case</b>	<b>column 5 fee (\$)</b>
6	58	application to amend permit	all cases	104
7	61	application to renew non-commercial permit	all cases	41
8	63	issue replacement permit	all cases	22
9	91	application to amend approved risk-assessment management plan	all cases	207
10	95	application for young people's event approval	all cases	104
11	189	application for RSA training course approval	all cases	1030
12	192	renewal of RSA training course approval	all cases	569
13	210	application for proof of age card	all cases	5