

Australian Capital Territory

Planning and Development (Fees) Determination 2014 (No 1)

Disallowable Instrument DI2014-162

made under the

Planning and Development Act 2007, s 424 (Determination of fees)

- 1. Name of Instrument**
This instrument is the *Planning and Development (Fees) Determination 2014 (No 1)*.
- 2. Commencement**
This instrument commences on 1 July 2014.
- 3. Determination of fees**
The fees set out in Column 4 of the Schedule are determined.
- 4. Payment of fees**
The determined fees are payable to the ACT Government by a person requesting the goods or services described in the Schedule.
- 5. Revocation**
DI2013-158 notified on the legislation register on 27 June 2013 is revoked.

Simon Corbell
Minister for the Environment and Sustainable Development
19 June 2014

THIS IS PAGE 1 OF THE SCHEDULE TO THE DETERMINATION MADE BY THE
MINISTER UNDER THE *PLANNING AND DEVELOPMENT ACT 2007*

Relevant Chapter and Part of the Act for which a fee is payable (1)	Description of matter for which fee is payable (2)	Fee payable GST Exempt \$ 2013-14 (3)	Fee payable GST Exempt \$ 2014-15 (4)
Chapter 5, Part 5.3	Initial administrative charges for territory plan variations and planning studies	1,464.10	1,520.00
	Final administrative charges for territory plan variations and planning studies – after the study is concluded, the variation is warranted and before the public notification (s19 of the Act) of the DVP's	2,929.20	3,045.00
Chapter 7, Part 7.2	Application for development lodged under the provisions of the Impact track		
	(a) Matters specified in Schedule 4, Part 4.2 and/or	31,517.00	32,780.00
	(b) Matters specified in Schedule 4, Part 4.3		
	(i) Column 1, Items 1 to 6	11,848.00	12,320.00
	(ii) Column 1, Items 7 to 11	2,370.00	2,465.00
	(c) Applications in Impact track with no specific schedule 4 trigger	2370.00	2465.00
Chapter 7, Part 7.2	Applications for development approval in relation to use for otherwise prohibited development:		
	(a) The base amount specified opposite in Column (4)	2,469.00	2,570.00
	Plus		
	(b) An amount determined in accordance with the cost of works based on the following scale:		
	Cost of work is \$0 –\$1,500	101.00	105.00

THIS IS PAGE 2 OF THE SCHEDULE TO THE DETERMINATION MADE BY THE
MINISTER UNDER THE *PLANNING AND DEVELOPMENT ACT 2007*

Relevant Chapter and Part of the Act for which a fee is payable (1)	Description of matter for which fee is payable (2)	Fee payable GST Exempt \$ 2013-14 (3)	Fee payable GST Exempt \$ 2014-15 (4)
	Cost of work is \$1,501 to \$5,000	101.00 (plus 0.590% of the amount in excess of 1,500)	105.00 (plus 0.594% of the amount in excess of 1,500)
	Cost of work is \$5,001 to \$20,000	122.00 (plus 0.590% of the amount in excess of 5,000)	127.00 (plus 0.594% of the amount in excess of 5,000)
	Cost of work is \$20,001 to \$100,000	210.00 (plus 0.428% of the amount in excess of 20,000)	218.00 (plus 0.432% of the amount in excess of 20,000)
	Cost of work is \$100,001 to \$150,000	551.00 (plus 0.428% of the amount in excess of 100,000)	573.00 (plus 0.432% of the amount in excess of 100,000)
	Cost of work is \$150,001 to \$250,000	765.00 (plus 0.428% of the amount in excess of 150,000)	796.00 (plus 0.432% of the amount in excess of 150,000)
	Cost of work is \$250,001 to \$500,000	1,193.00 (plus 0.321% of the amount in excess of 250,000)	1,240.00 (plus 0.323% of the amount in excess of 250,000)
	Cost of work is \$500,001 to \$1,000,000	1,994.00 (plus 0.321% of the amount in excess of 500,000)	2,075.00 (plus 0.323% of the amount in excess of 500,000)
	Cost of work is \$1,000,000 to \$10,000,000	3,597.00 (plus 0.182% of the amount in excess of	3,740.00 (plus 0.183% of the amount in excess of

THIS IS PAGE 3 OF THE SCHEDULE TO THE DETERMINATION MADE BY THE
MINISTER UNDER THE *PLANNING AND DEVELOPMENT ACT 2007*

Relevant Chapter and Part of the Act for which a fee is payable (1)	Description of matter for which fee is payable (2)	Fee payable GST Exempt \$ 2013-14 (3)	Fee payable GST Exempt \$ 2014-15 (4)
		1,000,000)	1,000,000)
	Cost of work is more than \$10,000,000	19,947.00 (plus 0.107% of the amount in excess of 10,000,000)	20,745.00 (plus 0.108% of the amount in excess of 10,000,000)
Chapter 7, Part 7.3	Degazettal of roads associated with a development application	1,290.00	1,340.00
Chapter 7, Part 7.3	Estate development plan approval - involving the gazettal of new roads Plus per block	967.50 55.20	1,010.00 57.00
Chapter 7, Part 7.3	Estate development plan approval - not involving the gazettal of new roads Plus per block	553.40 44.20	576.00 46.00
Chapter 7, Part 7.3	Amendments to approved estate development plans Plus per block affected by the amendment	967.50 55.20	1,010.00 57.00
Chapter 7, Part 7.3	Application for development – in addition to building costs calculated, where the works to be approved include an encroachment	2,469.00	2,565.00
Chapter 7, Part 7.3	Where the cost of work is calculated in accordance with the building Cost Guide (calculating the cost of work) Application for development where the cost of the work is \$0 –\$1,500	101.00	105.00
	Application for development where the cost of the work is \$1,501 to \$5,000	101.00 (plus 0.590% of the amount in excess of 1,500)	105.00 (plus 0.594% of the amount in excess of 1,500)

THIS IS PAGE 4 OF THE SCHEDULE TO THE DETERMINATION MADE BY THE
MINISTER UNDER THE *PLANNING AND DEVELOPMENT ACT 2007*

Relevant Chapter and Part of the Act for which a fee is payable (1)	Description of matter for which fee is payable (2)	Fee payable GST Exempt \$ 2013-14 (3)	Fee payable GST Exempt \$ 2014-15 (4)
	Application for development where the cost of the work is \$5,001 to \$20,000	122.00 (plus 0.590% of the amount in excess of 5,000)	127.00 (plus 0.594% of the amount in excess of 5,000)
	Application for development where the cost of the work is \$20,001 to \$100,000	210.00 (plus 0.428% of the amount in excess of 20,000)	218.00 (plus 0.432% of the amount in excess of 20,000)
	Application for development where the cost of the work is \$100,001 to \$150,000	551.00 (plus 0.428% of the amount in excess of 100,000)	573.00 (plus 0.432% of the amount in excess of 100,000)
	Application for development where the cost of the work is \$150,001 to \$250,000	765.00 (plus 0.428% of the amount in excess of 150,000)	796.00 (plus 0.432% of the amount in excess of 150,000)
	Application for development where the cost of the work is \$250,001 to \$500,000	1,193.00 (plus 0.321% of the amount in excess of 250,000)	1,240.00 (plus 0.323% of the amount in excess of 250,000)
	Application for development where the cost of the work is \$500,001 to \$1,000,000	1,994.00 (plus 0.321% of the amount in excess of 500,000)	2,075.00 (plus 0.323% of the amount in excess of 500,000)
	Application for development where the cost of the work is \$1,000,000 to \$10,000,000	3,597.00 (plus 0.182% of the amount in excess of 1,000,000)	3,740.00 (plus 0.183% of the amount in excess of 1,000,000)

THIS IS PAGE 5 OF THE SCHEDULE TO THE DETERMINATION MADE BY THE
MINISTER UNDER THE *PLANNING AND DEVELOPMENT ACT 2007*

Relevant Chapter and Part of the Act for which a fee is payable (1)	Description of matter for which fee is payable (2)	Fee payable GST Exempt \$ 2013-14 (3)	Fee payable GST Exempt \$ 2014-15 (4)
	Application for development where the cost of the work is more than \$10,000,000	19,947.00 (plus 0.107% of the amount in excess of 10,000,000)	20,745.00 (plus 0.108% of the amount in excess of 10,000,000)
Chapter 7, Part 7.3	Application for development within a local centre application for development within a local centre as defined by the Territory Plan, if there is in respect to that development, a declaration under the Planning and Development Regulation.	Nil	Nil
Chapter 7, Part 7.3	Use of land for a home business within the meaning of the Territory Plan for approval to carry out a home business for 1 year	903.40	940.00
	Plus for each additional year up to 4 years	54.90	57.00
Chapter 7, Part 7.3	Variation of a Unit Title Lease to vary a lease by a single application which affects more than one unit in the same Units Plan, for one unit	1,864.70	1,940.00
	Plus for each additional unit	378.90	394.00
Chapter 7, Part 7.3	Application for development – Lease Variation, consolidation, subdivision	1,864.70	1,940.00
	Plus for each additional component	246.80	256.70
Chapter 7, Part 7.3	Application for development – vary area in a lease – to reduce the area of the land comprised in the lease, in accordance with lease conditions	Nil	Nil
Chapter 7, Part 7.3	Subdivision/ consolidation, for a grant of a new rural lease associated with an application for the purpose of effecting a consolidation of Territory Land	Nil	Nil

THIS IS PAGE 6 OF THE SCHEDULE TO THE DETERMINATION MADE BY THE
MINISTER UNDER THE *PLANNING AND DEVELOPMENT ACT 2007*

Relevant Chapter and Part of the Act for which a fee is payable (1)	Description of matter for which fee is payable (2)	Fee payable GST Exempt \$ 2013-14 (3)	Fee payable GST Exempt \$ 2014-15 (4)
Chapter 7, Part 7.3	Subdivision/consolidation, for other leases, for the grant of a new lease for the purpose of effecting a subdivision or consolidation of Territory Land Plus for each additional component	Nil Nil	Nil Nil
Chapter 7, Part 7.3	Mining activities to carry out mining activities	5,529.00	5,750.00
Chapter 7, Part 7.3	Application for reconsideration of an original decision	282.00	293.00
Chapter 7, Part 7.3	Provision of pre-application advice on development proposals A pre-lodgement meeting at which pre-application advice is provided In all other cases	 Nil 1,066.60	 Nil 1,110.00
Chapter 7, Part 7.3	Further information in relation to a development application is required Supplementary information required Major deficiency in application	 Nil Nil	 Nil Nil
Chapter 7, Part 7.3	Amending development applications (does not include estate development plans): the applicable public notification fee plus the following fee: Application lodged under the Merit Track Single residential (for first amendment) All other amendments in Merit Track: First five amendments PLUS for each additional amendment	 261.20 651.50 82.90	 272.00 678.00 86.00

THIS IS PAGE 7 OF THE SCHEDULE TO THE DETERMINATION MADE BY THE
MINISTER UNDER THE *PLANNING AND DEVELOPMENT ACT 2007*

Relevant Chapter and Part of the Act for which a fee is payable (1)	Description of matter for which fee is payable (2)	Fee payable GST Exempt \$ 2013-14 (3)	Fee payable GST Exempt \$ 2014-15 (4)
	Application lodged under the Impact Track:		
	First five amendments	2,369.60	2,464.00
	Plus for each additional amendment	82.90	86.00
Chapter 7, Part 7.3	Referral of a development application to a prescribed entity	Nil	
Chapter 7, Part 7.3	Provide minor public notification	254.00	264.00
Chapter 7, Part 7.3	Provide major public notification		
	For one sign	1,025.30	1,066.00
	For each additional small size sign	165.20	172.00
	For each additional large size sign	258.10	268.00
	Notice of 'Confirmation of Development Approval Exemption' to existing construction. Retrieval of file and filing of notice		
	Per individual notice	19.00	20.00
Chapter 8, Part 8.2	Scoping Document preparation	1,112.00	1,157.00
	S211 EIS Exemption Application	1,112.00	1,157.00
	Public notification of draft EIS	1,025.30	1,066.00
Chapter 8, Part 8.3	Recovery of inquiry panel costs	Actual direct and indirect costs incurred in the conduct of an inquiry	Actual direct and indirect costs incurred in the conduct of an inquiry
Chapter 9, Part 9.2	Application for a direct grant of a lease for rural land	2,500.00	2,600.00

THIS IS PAGE 8 OF THE SCHEDULE TO THE DETERMINATION MADE BY THE
MINISTER UNDER THE *PLANNING AND DEVELOPMENT ACT 2007*

Relevant Chapter and Part of the Act for which a fee is payable (1)	Description of matter for which fee is payable (2)	Fee payable GST Exempt \$ 2013-14 (3)	Fee payable GST Exempt \$ 2014-15 (4)
Chapter 9, Part 9.2	Application for a direct grant of a lease for sites other than community or rural land	10,000.00	10,400.00
Chapter 9, Part 9.2	Application for a direct grant of a lease for community groups for example, religious groups or clubs	2,500.00	2,600.00
Chapter 9, Part 9.2	Application for a direct grant of a lease for rural land associated with an application under Section 254	Nil	Nil
Chapter 9, Part 9.2	Application for a direct grant of lease for Territory, Territory Entity and Commonwealth Entity	2,500.00	2,600.00
Chapter 9, Part 9.2 and part 9.9	Authority's consent when the applicant is an agency of the ACT Government	Nil	Nil
Chapter 9, Part 9.3	Application for the grant of a further lease for a term not exceeding the term of the existing lease for residential purposes	367.00	382.00
	Plus for every unit	144.00	150.00
Chapter 9, Part 9.3	Application for the grant of a further lease for a term exceeding the term of the existing lease for residential purposes	3,263.00	3,395.00
	Plus for every unit	144.00	150.00
Chapter 9, Part 9.3	Application for the grant of a further lease for rural purposes	367.00	382.00
Chapter 9, Part 9.3	Application for the grant of a further lease for a term not exceeding the term of the existing lease other than residential or rural purposes	1263.00	1315.00
Chapter 9, Part 9.3	Application for the grant of a further lease for a term exceeding the term of the existing lease other than residential or rural purposes	3,263.00	3,395.00

THIS IS PAGE 9 OF THE SCHEDULE TO THE DETERMINATION MADE BY THE
MINISTER UNDER THE *PLANNING AND DEVELOPMENT ACT 2007*

Relevant Chapter and Part of the Act for which a fee is payable (1)	Description of matter for which fee is payable (2)	Fee payable GST Exempt \$ 2013-14 (3)	Fee payable GST Exempt \$ 2014-15 (4)
Chapter 9, Part 9.3	Application for the grant of a further lease for a term of 99 years where the current lease resulted from the subdivision or consolidation of a 99 year lease/s	367.00	382.00
Chapter 9, Part 9.4	Deciding whether a lease is concessional or not	1,184.30	1,230.00
Chapter 9, Part 9.4	Varying concessional lease to remove concessional status	2,369.60	2,465.00
Chapter 9, Part 9.6	Application for reconsideration of a Lease Variation Charge determination	3000.00	3120.00
Chapter 9, Part 9.6	Land Rent Payout Fee	1,864.70	1,940.00
Chapter 9, Part 9.9	Issue of Certificate of Compliance – single residential (including dual occupancy and individual units within a staged unit development)	56.20	56.00
Chapter 9, Part 9.9	Issue of Certificate of Compliance other than single residential	191.00	199.00
Chapter 9, Part 9.9	Consent to transfer or assign a lease or an interest in a lease	371.70	387.00
Chapter 9, Part 9.9	Consent to sublease all or part of the land contained in a lease	371.70	387.00
Chapter 9, Part 9.9	Consent first transfer from the developer	Nil	Nil
Chapter 9, Part 9.9	Consent first transfer when applicant is an agency of the ACT Government	Nil	Nil
Chapter 9, Part 9.11	Licence to occupy or use Territory Land - short term commercial use for restricted clientele (i) application fee	42.00	44.00
Chapter 9, Part 9.11	Licence to occupy or use Territory Land - short term commercial use for restricted clientele (ii) part day	72.60	76.00

THIS IS PAGE 10 OF THE SCHEDULE TO THE DETERMINATION MADE BY THE
MINISTER UNDER THE *PLANNING AND DEVELOPMENT ACT 2007*

Relevant Chapter and Part of the Act for which a fee is payable (1)	Description of matter for which fee is payable (2)	Fee payable GST Exempt \$ 2013-14 (3)	Fee payable GST Exempt \$ 2014-15 (4)
Chapter 9, Part 9.11	Licence to occupy or use Territory Land - short term commercial use for restricted clientele (iii) whole day	106.00	110.00
Chapter 9, Part 9.11	Licence to occupy or use a nature strip – (a) works associated with development of nature strip	Nil	Nil
Chapter 9, Part 9.11	Licence to occupy or use a nature strip - (b) storage of building materials (established residential only)	42.00	44.00
	Plus for every week or part thereof for the duration of the use	37.30	39.00
Chapter 9, Part 9.11	Licence to occupy or use a nature strip for business promotion (for example, private enterprise land development advertisement)	42.00	44.00
	Plus for every week or part thereof for the duration of the use	37.30	39.00
Chapter 9, Part 9.11	Licence to occupy or use a nature strip plus surcharge for period of use per week	42.00	44.00
	Plus for every week or part thereof for the duration of the use	37.30	39.00
Chapter 9, Part 9.11	Grant of a licence to occupy or use unleased Territory Land for community groups for example, religious groups or clubs	1,330.90	1,385.00
Chapter 9, Part 9.11	Grant of a licence to occupy or use unleased Territory Land for other purposes (except for grazing and community gardens)	2,763.00	2,875.00
Chapter 9, Part 9.11	Licence fee for the use of unleased land when the land is used for grazing stock	Nil	Nil
Chapter 9, Part 9.11	Grant of a licence to use a room in the Legislative Assembly Building (i) charity or community groups	N/A	N/A

THIS IS PAGE 11 OF THE SCHEDULE TO THE DETERMINATION MADE BY THE
MINISTER UNDER THE *PLANNING AND DEVELOPMENT ACT 2007*

Relevant Chapter and Part of the Act for which a fee is payable (1)	Description of matter for which fee is payable (2)	Fee payable GST Exempt \$ 2013-14 (3)	Fee payable GST Exempt \$ 2014-15 (4)
Chapter 9, Part 9.11	Grant of a licence to use a room in the Legislative Assembly Building (ii) commercial or other groups	N/A	N/A
Chapter 9, Part 9.11	Grant of a licence to use Territory land to locate secure storage waste enclosures	Nil	Nil
Chapter 9, Part 9.11	Licence fee for the use of unleased Territory land when the land is used for community gardens as defined in the regulations	Nil	Nil
Chapter 11, Part 11.3	Application for controlled activity order. Residential Zone 1 Residential Zone 2 Residential Zone 3 Residential Zone 4 Residential Zone 5 Commercial and Industrial	 150.00 200.00 300.00 400.00 500.00 350.00	 156.00 208.00 312.00 416.00 520.00 364.00
Regulation, Schedule 1	Application for exemption declaration – Otherwise non compliant single dwellings	261.20	272.00
Section 1.100A (4)			