

# Road Transport (General) Driver Licence and Related Fees Determination 2016 (No 1)

## Disallowable Instrument DI2016–43

made under the

***Road Transport (General) Act 1999, section 96 (Determination of fees, charges and other amounts)***

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### **1 Name of instrument**

The name of this instrument is the *Road Transport (General) Driver Licence and Related Fees Determination 2016 (No 1)*.

### **2 Commencement**

This instrument commences on the day after its notification.

### **3 Revocation**

Disallowable instrument DI2015-95, *Road Transport (General) Driver Licence and Related Fees Determination 2015 (No 1)*, is revoked.

### **4 Determination of fees**

- (1) The fee payable for a thing listed in an item in column 2 of part 1 of schedule 1 for a driver licence period commencing on or before 30 June 2016 is the amount listed for that item in column 3.
- (2) The fee payable for a thing listed in an item in column 2 of part 1 of schedule 1 for a driver licence period commencing on or after 1 July 2016 is the amount listed for that item in column 4.
- (3) The fee payable for a thing listed in an item in column 2 of part 2 of schedule 1 which is paid for on or before 30 June 2016 is the amount for that item in column 3.
- (4) The fee payable for a thing listed in an item in column 2 of part 2 of schedule 1 which is paid for on or after 1 July 2016 is the amount for that item in column 4.
- (5) The fee for a full or provisional licence for a period other than those listed in part 1 of schedule 1 is the amount worked out in accordance with the applicable formula in part 3 of schedule 1.

### **5 Payment of fees**

A fee for a thing in schedule 1 is payable to the road transport authority by the applicant for the thing to which the application relates.

### **6 Exemption from item 12—surcharge for changing practical driving test**

A fee in columns 3 or 4 for item 12 in part 2 of schedule 1 is not payable if the change of the practical driving test booking is required for reasons beyond the control of the applicant for the changed booking.

### **7 Exemptions from item 13—issue of replacement driver licences**

- (1) A fee in columns 3 or 4 for item 13 in part 2 of schedule 1 is not payable by the holder of a provisional licence if the replacement of the licence is required because the licence holder:

- (a) has completed an approved provisional driver training course; or
- (b) has held a provisional licence for at least 6 months and is at least 26 years old.
- (2) A fee in columns 3 or 4 for item 13 in part 2 of schedule 1 is not payable by the holder of a driver licence endorsed with 'Valid without photo' if the licence holder is returning to the ACT and the replacement licence is a photographic licence.
- (3) A fee in columns 3 or 4 for item 13 in part 2 of schedule 1 is not payable if the replacement of the driver licence is required because:
  - (a) of a defect in the manufacture of the driver licence; or
  - (b) the driver licence was posted to a person but was not received by the person.
- (4) In this clause:  
***approved provisional driver training course***—see the *Road Transport (Driver Licensing) Regulation 2000*, dictionary.

## **8 Exemption from item 15—Commonwealth agencies and State and Territory authorities**

- (1) A fee in columns 3 or 4 for item 15 in part 2 of schedule 1 is not payable if the search of records is requested by a Commonwealth agency or a State or Territory authority and the provision of the results of the search to the agency or authority is:
  - (a) required or authorised by law; or
  - (b) reasonably necessary for the enforcement of the criminal law or of a law imposing a pecuniary penalty, or for the protection of the public revenue.
- (2) In this clause:  
***Commonwealth agency*** means an agency under section 6 of the *Privacy Act 1988* (Cwlth), definition of ***agency***.  
***State or Territory authority*** means a State or Territory authority under section 6C (3) of the *Privacy Act 1988* (Cwlth).

## **9 Definitions**

In this instrument:

***accreditation***—see the *Road Transport (Driver Licensing) Regulation 2000*, dictionary.

***fee*** includes a charge or other amount.

***full licence***—see the *Road Transport (Driver Licensing) Regulation 2000*, dictionary.

Shane Rattenbury MLA  
Minister for Road Safety

11 May 2016

**Road Transport (General) Driver Licence and Related Fees Determination 2016 (No 1)**  
**Schedule 1**

**Part 1 – Driver licence fees**

<b>column 1</b> <b>Item number</b>	<b>column 2</b> <b>Description of thing for which fee is payable</b>	<b>column 3</b> <b>Fee payable for driver licence periods commencing on or before 30 June 2016</b>	<b>column 4</b> <b>Fee payable for driver licence periods commencing on or after 1 July 2016</b>
1	Issue or renewal of a learner licence (other than motorcycle) valid for 2 years	\$41.90	\$43.90
2	Issue or renewal of a learner motorcycle licence valid for 1 year	\$21.10	\$22.10
3	Issue or renewal of a learner licence receipt valid for 2 years	\$41.90	\$43.90
4	Issue or renewal of a provisional licence valid for 3 years	\$105.40	\$110.60
5	Issue or renewal of a full licence valid for 5 years	\$171.60	\$180.00
6	Issue of a provisional licence where special circumstances exist, valid for 12 months	\$50.60	\$53.10
7	Issue of a full licence where special circumstances exist, valid for 12 months	\$50.60	\$53.10
8	Issue of a restricted licence to comply with a court order	\$194.70	\$204.40
9	Issue or renewal of a probationary licence valid for 12 months	\$194.70	\$204.40

**Part 2 – Miscellaneous driver licence related fees and accreditation fees**

<b>column 1</b> <b>Item number</b>	<b>column 2</b> <b>Description of thing for which fee is payable</b>	<b>column 3</b> <b>Fee payable on or before 30 June 2016</b>	<b>column 4</b> <b>Fee payable on or after 1 July 2016</b>
10	Issue or renewal of a certificate of accreditation, per 12 months of accreditation	\$78.80	\$80.00
11	First or subsequent practical driving test	\$98.30	\$99.80
12	Surcharge for the changing of a practical driving test booking	\$16.20	\$16.40
13	Replacement of defaced, damaged, lost, stolen or destroyed driver licence	\$36.40	\$36.90
14	Certified extract from driver licence records	\$62.00	\$62.90
15	Search of records (statement of driver licence details)	\$23.80	\$24.10
16	Certificate of competency book containing 25 certificates	\$37.50	\$38.10

**Part 3 – Formulas for non-standard full and provisional licence periods**

- (1) The fee payable for a full licence issued or renewed for a period other than 5 years is the amount worked out in accordance with the following formula:

$$(F/60) \times N$$

where:

**F** is the 5-year fee for a full licence; and

**N** is the number of months, and part months, rounded up to the nearest number of whole months for which the licence is to be issued or renewed.

**Example**

Carol's full licence is issued for a period of 5 years, 2 months and 3 weeks. For the formula, *N* is 63. This is because there are 60 months in a 5-year period and the 2 months and 3 weeks are rounded up to 3 months, making a total of 63.

*Note* An example is part of the instrument, is not exhaustive and may extend, but does not limit, the meaning of the provision in which it appears (see Legislation Act, s 126 and s 132).

- (2) The fee payable for a provisional licence issued or renewed for a period other than 3 years is the amount worked out in accordance with the following formula:

$$(F/36) \times N$$

where:

**F** is the 3-year fee for a provisional licence; and

**N** is the number of months, and part months, rounded up to the nearest number of whole months for which the licence is to be issued or renewed.