

EXPLANATORY STATEMENT

AUSTRALIAN CAPITAL TERRITORY

POISONS ACT 1933

DRUGS OF DEPENDENCE ACT 1989

DETERMINATION OF FEES AND CHARGES No. 9 OF 1991

This Determination comes into effect on 1 April 1991. In July 1990 the ACT Government approved an increase in charges levied by the Australian Capital Territory Community and Health Service as part of the 1990/91 Review of Fees and Charges.

Although only the licence to sell poisons which had a non recurring fee of \$1.00 under the Poisons Regulations made pursuant to the Poisons Act 1933 were listed in the Treasury Schedule provided in July 1990, there are 11 categories of fees to be gazetted under this Determination.

All 11 categories in the attached Schedule to the Determination have a component relating to the Drugs of Dependence Act 1989. The licences, permits and authorisations granted under the Drugs of Dependence Act are in force from 1 April to 31 March each year. The Drugs of Dependence Act originally came into operation on 1 April 1989.

The licences granted under the Poisons Act 1933 have no specified period for which they are in force under the legislation. As the licences under the Poisons Act are also tied to the Drugs of Dependence Act, it was decided to issue all categories of licences specified in the Schedule attached to the Determination from 1 April 1991 to allow for a uniform licence system.

Although the Drugs of Dependence Act was commenced on 1 April 1989 no Determination of fees has ever been set for licences under that Act. The various licences included in the Schedule under both Acts include licences to manufacture and sell by wholesale, to package only and sell by wholesale, to sell by wholesale, to conduct research programs, to sell by retail various poisons and substances under both Acts and to sell by retail where the seller is registered under the Public Health(Private Hospitals) Regulations or where the seller is a Registered Charity.

2.

The fee increases are as a result of an increase in the standard rate of pension and rental assistance paid by the Department of Social Security which are also due to increase on the 28th of March 1991.

The fee increases relate to the services in the Determination of Fees and Charges listed at C.1, D.1, D.2(c), D.2(d), D.2(g), D.2(h), D.3(a) and E(c) of the schedule.