

Australian Capital Territory

Environment Protection (Fees) Determination 2006 (No 2)

Disallowable Instrument DI2006—110

made under the

Environment Protection Act 1997, Section 165 - Determination of Fees

EXPLANATORY STATEMENT

Section 165 of the *Environment Protection Act 1997* (the Act) allows for the Minister to determine fees for the Act.

The fees set in this instrument are the same as the fees set in instrument DI 2006-265. However, some editorial changes have been made in this instrument to clarify the operation of the instrument.

Schedule 1 of the instrument sets the fees payable in respect to an application for an environmental authorisation under section 47 of the Act.

Schedule 2 of the instrument sets the annual fees payable where an environmental authorisation is in effect. Section 53 of the Act requires the holder of a standard environmental authorisation granted for an unlimited period to pay an annual fee for each year or each part of a year the authorisation is in effect. The annual fee for sewerage treatment (Table 1.2, item 12 of the Act) may be paid in quarterly instalments.

Schedule 3 of the instrument sets load based fees for certain pollutants released into the environment (an “Annual Pollutant Fee”). The Annual Pollutant Fee is only payable if the fee payable is greater than the fee payable in Schedule 2 of the instrument for the activity. If an Annual Pollutant Fee is payable, the fee payable is reduced by the fee payable for the activity in Schedule 2 of the instrument.