

# Roads and Public Places (Fees) Determination 2008 (No 1)

## Disallowable Instrument DI 2008 – 158

made under the

*Roads and Public Places Act 1937, Section 9A (Determination of fees)*

## EXPLANATORY STATEMENT

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Section 9A of the *Roads and Public Places Act 1937* (the Act) permits the Minister to determine fees for the Act.

This determination revokes the previous fee determination DI2007 – 290 that set fees for the 2007-2008 financial year and establishes new fees from 1 July 2008.

This instrument increases fees in accordance with the Wage Price Index estimate for 2008-09 of 4.25%, consistent with the Government's announcement, made as part of the 2006-07 ACT Budget, on the indexing of government fees and charges. The increased fees are rounded down to the nearest 5 cents.

Some definitions in schedule 2 of the determination have been recast following changes to the Territory Plan, however their effect is intended to remain the same as in the previous fee determination.

The determination also sets out refund and pro-rata arrangements for surrendered permits and permits that do not align with the fee periods set out in schedule 1 of the determination.

The determination also formalises the existing arrangement whereby no fees are charged for short term permits for under one week (other than in relation to outdoor cafés, road verge commercial vehicle displays and waste storage containers in public places). To discourage permit holders from abusing this arrangement, by seeking consecutive one week permits for the same activity and thereby avoiding any fee, the fee for any such consecutive permit is increased to include an amount to cover the first week.

The new fee determination takes effect on 1 July 2008.