

AUSTRALIAN CAPITAL TERRITORY

HAWKERS (AMENDMENT) ORDINANCE 1983 NO 22,1983

DOG CONTROL (AMENDMENT) ORDINANCE 1983 NO 23,1983

WEIGHTS AND MEASURES (AMENDMENT) ORDINANCE 1983 NO 24,1983

BUILDING (AMENDMENT) ORDINANCE 1983 NO 20,1983

MOTOR TRAFFIC (AMENDMENT) ORDINANCE (NO.3) 1983 NO 21,1983

EXPLANATORY STATEMENT

Section 12(10) of the Seat of Government (Administration) Act 1910 ("the Act") defines "determination" to mean a determination made by a Minister pursuant to a provision of an Ordinance empowering him to determine by notice in writing published in the Gazette, fees or charges for the purposes of the Ordinance.

Section 12(9A) of the Act provides that every determination shall be laid before each House of the parliament within fifteen sitting days of that house after the day on which the determination is made and if not so laid before each House of the Parliament, shall be void and of no effect.

Section 12(9B) of the Act provides that sections 12(4) to 12(7) inclusive of the Act, which deal with the disallowance of Ordinances shall apply to a determination laid before a House of the Parliament as if the reference in these sub-sections to an Ordinance were references to a determination.

The Hawkers (Amendment) Ordinance 1983, Dog Control (Amendment) Ordinance 1983, Weights and Measures (Amendment) Ordinance 1983, Building (Amendment) Ordinance 1983 and Motor Traffic (Amendment) ordinance (No.3) 1983 (the amending Ordinances) amend the Hawkers Ordinance 1936, Dog Control Ordinance 1975, Weights and Measures Ordinance 1929, Building Ordinance 1972 and the Motor Traffic Ordinance 1936 (the principal Ordinances) respectively to empower the Minister to determine fees for the purposes of the existing Ordinances by notice in writing published in the Gazette.

Details of the amending Ordinance are set out at Attachments A to E.

Ord. No. 31/83
Ord. No. 29/83
Ord. No. 30/83
Ord. No. 32/83
Ord. No. 33/83

ATTACHMENT B

DETAILS OF THE DOG CONTROL (AMENDMENT) ORDINANCE 1983

Sections 1, 2 and 3 deal with interpretation.

Section 4 omits section 9(3) of the principal Ordinance which refers to "prescribed fee for the registration, or the renewal of the registration of a dog".

Section 5 amends section 10(3) of the principal Ordinance by deleting the words "fee prescribed by sub-section 9(3)" and substituting the phrase "prescribed fee".

Section 6 amends section 15(3) of the principal Ordinance by deleting the words "a fee of \$1" and substituting the phrase "the prescribed fee" where the new keeper of a dog already registered notifies the Registrar and the Registrar issues a new certificate.

Section 7 amends section 18 of the principal Ordinance by deleting "a fee of 50 cents" for the issue of a new certificate of registration or registration tag and inserting a reference to "the prescribed fee".

Section 8 omits section 30(2) of the principal Ordinance which prescribed fees for the return of impounded dogs to the keeper.

Section 9 omits the 50 cent fee from section 36(2) of the principal Ordinance, which prescribed the fee for the issue of a certified copy of a certificate of registration, and will insert a reference to "the prescribed fee". Section 9 also amends section 36(3) of the principal Ordinance by inserting a reference to the prescribed fee after an application has been made to the Registrar under section 36(2) of the principal Ordinance.

Section 10 amends section 38 of the principal Ordinance by deleting "a fee of 50 cents" for the inspection of the register and inserting reference to "the prescribed fee".

Section 11 inserts a new section 40A into the principal Ordinance which empowers the Minister to determine fees for the purposes of the Ordinance, by notice in writing published in the Gazette.