

Australian Capital Territory

Construction Occupations (Licensing) (Fees) Determination 2017 (No 2)

Disallowable Instrument DI2017-283

made under the

Construction Occupations (Licensing) Act 2004, s 127 (Determination of fees)

EXPLANATORY STATEMENT

Section 127 of the *Construction Occupations (Licensing) Act 2004* (the *Act*) permits the Minister to determine fees for the purposes of the Act.

The instrument revokes the *Construction Occupations Licensing (Fees) Determination 2017* (DI2017-150). The only change to the fee schedule from that instrument is the inclusion of a new fee for an application for an interval metering work endorsement. This is a new endorsement created by the *Construction Occupations (Licensing) Amendment Regulation 2017 (No 1)*.

The endorsement application fee is set at \$63.00. This is the same as the fees for applications for endorsements on plumber, building assessor and gasfitter licences in sections 31, 31A and 31B of the *Construction Occupations (Licensing) Regulation* respectively (see *Construction Occupations Licensing (Fees) Determination 2017* (DI 2017-150)). The fee is exempt from GST.

The instrument commences on the day after its notification day.

The determination under section 127 of the Act is a disallowable instrument and must be presented to the Legislative Assembly within 6 sitting days after its notification pursuant to section 64 of the *Legislation Act 2001*.

Regulatory Impact Statement (RIS)

A RIS is not required for this fee determination. Sections 36 (1) (g) and (h) of the *Legislation Act* provides that a RIS need not be prepared for a matter arising under a territory law that is part of a uniform scheme of legislation or complementary with legislation of the Commonwealth, a State or New Zealand, or a matter involving the adoption of an Australian or international protocol, standard, code, or intergovernmental agreement or instrument, if an assessment of the benefits and costs has already been made and the assessment was made for, or is relevant to, the ACT. Further s 36 (1) (k) need not be prepared for an amendment of a fee consistent with announced government policy.

The endorsement to which this application fee relates is to implement changes to the [National Electricity Rules](#) to increase the contestability of metering work commencing on 1 December 2017. The National Electricity Rules are made under the National Electricity Law. The ACT adopts the National Electricity Law under the National Energy Retail Law (ACT) Act 2012 (A2012-31). Regulatory impact analysis for the reforms was undertaken for the COAG Energy Council and applied to the ACT. The regulatory impact analysis can be found at <http://www.aemc.gov.au/getattachment/ed88c96e-da1f-42c7-9f2a-51a411e83574/Final-determination.aspx> . Participation in this national reform is announced government policy.

Human Rights

The Standing Committee on Justice and Community Safety (Legislative Scrutiny Role) terms of reference require consideration of human rights impacts, among other matters. There are no human rights impacts related to the fee or this instrument.