

Australian Capital Territory

Road Transport (General) Refund and Dishonoured Payments Fees Determination 2025 (No 2)

Disallowable instrument DI2025–187

made under the

Road Transport (General) Act 1999, section 96 (Determination of fees, charges and other amounts)

EXPLANATORY STATEMENT

Section 96 of the *Road Transport (General) Act 1999* allows the Minister to determine fees, charges and other amounts payable under the ACT road transport legislation.

This disallowable instrument has the effect of determining fees for transactions relating to refunds and the handling of dishonoured cheques and credit cards under the road transport legislation.

The instrument harmonises the refund fee payable for items arising from driver licensing, vehicle inspection and public passenger services licensing. It allows for ease and accuracy of processing such refunds, which are handled similarly in Access Canberra.

The refund and dishonour fees of parking permits previously in the *Road Transport (General) Parking Permit Fees Determination 2024 (No 2)* have been moved to this instrument and its fees harmonised for consistency and ease of administration.

This instrument also introduces a refund fee component from 1 September 2025 to process any refunds arising from cancellation of a booked inspection appointment with a government examiner with less than 48 hours' notice.

The preference of the Standing Committee on Justice and Community Safety (Legislative Scrutiny Role) that Instruments or Explanatory Statements identify the amount of the old and new fee, any percentage increase and also the reason for any increase in the Instrument or the Explanatory Statement has been taken into account in the preparation of the Instrument and the Explanatory Statement.

A Regulation Impact Statement (RIS) is not required for this fee determination due to section 36(1)(k) of the Legislation Act, which states that a RIS need not be prepared for an amendment of a fee consistent with announced government policy. The

harmonisation of refund fees made by this instrument are consistent with the Government's policies.

There are no human rights or climate change implications arising from this instrument.

This determination 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*.

Clause Notes

Clause 1 Name of the Instrument

This clause names the instrument the *Road Transport (General) Refund and Dishonoured Payments Fees Determination 2025 (No 2)*.

Clause 2 Commencement

This clause states that the instrument commences on the day after its notification.

Clause 3 Revocation

This clause states that the instrument revokes the previous disallowable instrument *Road Transport (General) Refund and Dishonoured Payments Fees Determination 2025 (No 1)* DI2025-61.

Clause 4 Determination of fees

This clause determines the fees payable by reference to schedule 1 and describes how the table listed in schedule 1 is to be read.

Clause 5 Payment of fees

This clause determines that the fee listed in part 1 of schedule 1 is payable to the road transport authority by the applicant for the refund and may be deducted from the fee being refunded. It also determines that a fee mentioned in part 2 of schedule 1 is payable to the road transport authority by the person who made the payment that is dishonoured.

Clause 6 Definitions

This clause defines terms and phrases for the instrument.

Schedule 1 Fees

Schedule 1 provides the fees payable to issue a refund and fees for dishonoured payments.