

Explanatory Statement

Tobacco and Other Smoking Products (Fees) Determination 2025 (No 2)

Disallowable instrument DI2025-301

made under the

Tobacco and Other Smoking Products Act 1927, s 70 (Determination of fees)

The *Tobacco and Other Smoking Products Act 1927* provides for the licensing of wholesale tobacco merchants and retail tobacconists. Section 70 of the *Tobacco and Other Smoking Products Act 1927* provides the Minister with the power to determine fees for the purposes of the Act.

This instrument sets fees for the application and renewal of licences for wholesale tobacco merchants and retail tobacconists.

This instrument comes into effect on 1 January 2026 and increases the annual fees as set out below. These fee increases were determined through the 2025-26 Budget as a partial offset for expanding specialist lung cancer services (Budget Outlook, p. 65). This measure included an increase in the fee for a licence to sell tobacco products in the ACT to \$1,100 per year, aligning with the equivalent fee in New South Wales.

Fee payable	Old Fee	New Fee
Application for a wholesale tobacco merchant's licence:		
(a) If apply from September to November	\$689.70	\$1,100.00
(b) If apply from December to February	\$517.05	\$825.00
(c) If apply from March to May	\$345.45	\$550.00
(d) If apply from June to August	\$172.70	\$275.00
(e) If applicant is an authorised medicines wholesaler that does not supply tobacco products	\$0.00	\$0.00
Application for a retail tobacconist's licence:		
(a) If apply from September to November	\$689.70	\$1,100.00
(b) If apply from December to February	\$517.05	\$825.00
(c) If apply from March to May	\$345.45	\$550.00
(d) If apply from June to August	\$172.70	\$275.00
(e) If applicant is a community pharmacy	\$0.00	\$0.00
Renewal of a wholesale tobacco merchant's licence	\$689.70	\$1,100.00
Renewal of a retail tobacconist's licence	\$689.70	\$1,100.00

This instrument revokes and replaces DI2025-93, notified on 26 June 2025.