

Australian Capital Territory

# Environment Protection (Fees) Determination 2026

## Disallowable instrument DI2026-122

made under the

Environment Protection Act 1997, s 165 (Determination of fees etc)

## EXPLANATORY STATEMENT

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This explanatory statement relates to the *Environment Protection (Fees) Determination 2026* as presented to the Legislative Assembly (the *Assembly*). It has been prepared to assist the reader of the instrument. It does not form part of the instrument and has not been endorsed by the Assembly. The statement must be read in conjunction with the instrument. It is not, and is not meant to be, a comprehensive description of the instrument.

Section 165 of the *Environment Protection Act 1997* (the *Act*) permits the Minister to determine fees for the Act.

The purpose of this instrument is to determine the fees for goods and services under the Act for the 2026-27 financial year.

The regulatory fees in the determination which applied in the 2025-26 financial year, have been increased by 3.60% for the 2026-27 financial year based on the wage price index (*WPI*) of 3.25%, as per Government policy, plus an additional 0.35% as per the decision in the 2023-24 Budget, for a total increase of 3.60%, rounded where appropriate.

The instrument commences on 1 July 2026.

This instrument revokes the *Environment Protection (Fees) Determination 2025* (DI2025-132).

A determination made under section 165 of the Act is a disallowable instrument and must be presented to the Assembly not later than 6 sitting days after its notification day, pursuant to section 64 of the *Legislation Act 2001* (the *Legislation Act*).

**Regulatory Impact Statement (RIS)**

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

**Human Rights**

The Standing Committee on Legal Affairs (Legislative Scrutiny Role) terms of reference require consideration of human rights impacts, among other matters. In this case, no human rights are impacted.