

AUSTRALIAN CAPITAL TERRITORY

TOBACCO LICENSING ACT 1984

DETERMINATION OF FEES

NO. 186 OF 1998

EXPLANATORY STATEMENT

The *Tobacco Licensing Act 1984* (formerly known as the *Business Franchise (Tobacco and Petroleum Products) Act 1984*), imposes a licensing regime on wholesalers and retailers of tobacco products in the ACT in order to regulate the activities of this industry. This licensing regime requires licensees to pay in advance a fixed licence fee. Section 44A empowers the Minister to determine these fees.

This instrument revokes Determination No. 208 of 1996 which was notified in the ACT Special Gazette No. 204 on 23 September, 1996, and replaces it with a new Determination.

This new Determination sets fees for the purpose of the *Tobacco Licensing Act 1984*. It sets a single fee to be imposed in respect of each premises from which tobacco is sold. The annual licence fee of \$100 for retailers remains unchanged. The fixed monthly fee of \$10 for wholesalers also remains unchanged.

The legislation also imposes a licence fee in respect of each premises from which tobacco is sold. This will mean that where a large retailer has a number of tobacco outlets within the ACT, a licence fee is payable with respect to each premises. With respect to individual tobacco vending machines, their location at various premises will attract a fixed licence fee for each machine.

This new Determination imposes fees for licences that commence on or after 1 September 1998. The fixed licence fees will be used for monitoring and enforcing tobacco regulations, and in particular, discouraging the supply of tobacco products to young persons.

Authorised by the Chief Minister and Treasurer