

AUSTRALIAN CAPITAL TERRITORY
LAND (PLANNING AND ENVIRONMENT) ACT 1991
REVOCATION AND DETERMINATION OF FEES

EXPLANATORY STATEMENT

Instrument No. 169 of 1998

This Determination made under Section 287 of the Land (Planning and Environment) Act 1991 (the Act), revokes the existing determinations and sets the fees for the purposes of the Act.

Section 116 – Preliminary Assessments (PA)

In 1997/98 the existing fee of \$350 did not cover the cost of public notification of a PA. This fee has been revised to cover the full cost of public notification in line with Office of Financial Management guidelines.

Section 117 – Preliminary Assessments (PA)

The maximum production costs associated with the bulk reproduction of a PA, is now restricted to \$20 per copy, to ensure that the cost of the PA does not prohibit the dissemination of the document.

Section 161 – Application for a grant of a lease

The charging policy for applications for Direct Grants for other than community use leases has been revised. Previously it was based on whether the block sought by the applicant is over or under 3,000 square metres. Two different fees applied in 97/98:

- > 3,000 sqm \$4,375
- < 3,000 sqm \$1,630

A single fee for Direct Grant applications has been introduced as the vast majority of leases granted were over 3,000 square metres. The proposed fee is an averaging of the two 97/98 fees and will simplify administration of direct grants.

Section 217 – Grant of licence for use of unleased Territory Land that is not Public Land

A new fee of \$850 has been introduced for the grant of longer term licences that will be available to community groups (eg religious groups or clubs that do not hold a liquor licence) to provide a similar fee structure as exists under Direct Grants.

All the remaining fees have increased as a result of the CPI adjustments in accordance with Government policy.

Description of matter in respect of which fee is payable	3 July 1997 \$	1 July 1998 \$
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Description of matter in respect of which fee is payable	3 July 1997 \$	1 July 1998 \$
Preliminary Assessments		
Lodgement and Public Notification of a Preliminary Assessment	350	450
Provision of a copy of a Preliminary Assessment		
A4	0.05/sheet	0.05/sheet
A4 double sided	0.09/sheet	0.10/sheet
A3	0.11/sheet	0.10/sheet
A3 doubled sided	0.15/sheet	0.15/sheet
A2 and all other plans	7.00/sheet	7.00/sheet
A4 colour reproduction	2.90/sheet	2.90/sheet
A4 colour reproductions double sided	5.60/sheet	5.60/sheet
A3 colour reproduction	4.40/sheet	4.40/sheet
A3 colour reproduction double sided	8.60/sheet	8.60/sheet
Binding	2.00/document	2.00/document
Application for the Grant of a Lease		
(a) for sites other than community groups or rural land:	Nil	3,500
• where a lease area is less than or equal to 3000 square metres;	1,630	Nil
• where a lease area is greater than 3000 square metres;	4,375	Nil
(b) for community groups eg religious groups or clubs	765	780
(c) for rural land	765	780
Application for Grant of Further Lease		
Application for grant of further lease for residential purposes for a term not exceeding the term of the existing lease	200	204
Application for grant of further lease for residential purposes for a term exceeding the term of the existing lease	200	204
Application for the grant of a further lease for rural purposes	200	204

Description of matter in respect of which fee is payable	3 July 1997 \$	1 July 1998 \$
Application for the grant of a further lease for other than residential or rural purposes for a term not exceeding the term of the existing lease	200	204
Application for the grant of a further lease for other than residential or rural purposes for a term exceeding the term of the existing lease	2,000	2,000
Issue Certificate of Compliance for:		
• single residential including dual occupancy;	36	37
• other than single residential	122	125
 Transfer of Lease		
Application for Minister's or Executive's consent to the transfer or assignment of a lease or an interest in a lease	234	240
 Grant of Industrial Area Licence		
Application for grant of a licence for industrial area sites	1,730	1,762
Grant of Licence to occupy or use Territory Land		
(1) Application for grant of licence to occupy or use an area of Territory land that is not Public Land as specified in Schedule 1 of the Land (Planning and Environment) Act 1991		
(a) Short term commercial use for restricted clientele		
(i) Application fee	26	27
(ii) Whole day	66	68
(iii) Part day	46	47
(2) Application for the grant of a licence to occupy or use an area of unleased Territory Land that is not Public Land in respect of nature strips		

Description of matter in respect of which fee is payable	3 July 1997 \$	1 July 1998 \$
Note: in this instrument nature strip means the area of land from the kerb of the constructed road to the block boundary		
(a) Works associated with Development of Nature Strips	Nil	Nil
(b) Storage of building materials (established residential only)	Nil	Nil
Application fee plus surcharge for period of use	26	27
	Plus 26 per week for period of use	plus 27 per week for period of use
(c) Business promotion (eg private enterprise land development advertisement)		
Application fee plus surcharge for period of use	26	27
	Plus 26 per week for period of use	plus 27 per week for period of use
(3) Licence for purposes connected with the occupancy or use of unleased Territory Land that is not Public Land		
(i) For community groups eg religious groups or clubs	No previous fee	850
(ii) Other	1,730	1,762
(4) Application made by a community organisation as defined by Section 163 of the Land (Planning and Environment) Act 1991 to :		
(i) Conduct a market to sell used goods	Nil	Nil
(ii) Conduct a meeting of a community organisation	Nil	Nil
(iii) Conduct community activities	Nil	Nil
Grant of a licence for an Outdoor Cafe		
Licence for the purposes of occupancy of unleased Territory Land for an outdoor cafe, and there is a permit under the <i>Roads and Public Places Act 1937</i> in respect of the operation of that outdoor cafe	Nil	Nil

Description of matter in respect of which fee is payable	3 July 1997 \$	1 July 1998 \$
Grant of a licence to use a room in the Legislative Assembly Building		
(i) Charity or community groups	30 per day or part there of	31 per day or part there of
(ii) Commercial or other groups	55 per day or part there of	56 per day or part there of

Application for Development

1(a) the erection, alteration or demolition of a building or a structure on or under the land.

(b) the carrying out of earthworks or other constructions work on or under the land.

(c) the carrying out of work that would affect the landscape of the land except where the land is leased for residential purposes only and is not specified in the Heritages Places Register, or an Interim Heritage Places Register, as a Heritage place.

Where the cost of work is -

0 to 1,500	75	75
1,501 to 5,000	75 plus 0.183% of the amount in excess of 1,500	75 plus 0.183% of the amount in excess of 1,500
5,001 to 20,000	81.40 plus 0.188% of the amount in excess of 5,000	81.40 plus 0.188% of the amount in excess of 5,000
20,001 to 100,000	109.60 plus 0.188% of the amount in excess of 20,000	109.60 plus 0.188% of the amount in excess of 20,000
100,001 to 150,000	260 plus 0.15% of the amount in excess of 100,000	260 plus 0.15% of the amount in excess of 100,000
150,001 to 250,000	335 plus 0.15% of the amount in	335 plus 0.15% of the amount

Description of matter in respect of which fee is payable	3 July 1997 \$ excess of 150,000	1 July 1998 \$ in excess of 150,000
Where the cost of work is -		
250,001 to 500,000	485 plus 0.15% of the amount in excess of 250,000	485 plus 0.15% of the amount in excess of 250,000
500,001 to 1,000,000	860 plus 0.12% of the amount in excess of 500,000	860 plus 0.12% of the amount in excess of 500,000
1,000,001 to 10,000,000	1460 plus 0.075% of the amount in excess of 1,000,000	1460 plus 0.075% of the amount in excess of 1,000,000
more than 10,000,000	8,210 plus 0.05 % of the amount in excess of 10,000,000	8,210 plus 0.05 % of the amount in excess of 10,000,000

Application for development within a Local Centre

Application for development within a Local Centre as defined by the Territory Plan as Local Centre (Commercial 'D'), if there is in respect to that development a declaration under Regulation 13A of the *Land (Planning and Environment)*

Nil

Nil

Application for development within Civic Revitalisation Area

Application for development within the Civic Revitalisation Area as defined by the Territory Plan as Civic Centre 'Commercial B2A' or Northbourne Avenue Corridor 'Commercial B2E' restricted only to a lease variation to a current office use lease for residential and/or non-commercial uses

Nil

Nil

2. The use of land for a business:

(a) Home Business within the meaning of the Territory Plan:

Description of matter in respect of which fee is payable	3 July 1997 \$	1 July 1998 \$
<ul style="list-style-type: none"> For approval to carry out a home business for a term of 1 year 	350	357
	Plus 40 for each additional year up to 4 years	Plus 41 for each additional year up to 4 years
<ul style="list-style-type: none"> For renewal of an approval to carry out a home business for a term of 1 year 	160	163
	Plus 40 for each additional year up to 4 years	Plus 41 for each additional year up to 4 years
3. Use of land for an activity prescribed for the purposes of S175	350	357
4. The erection, fixing or displaying of a sign or advertising material on the land, or on a structure or building on the land, otherwise in accordance with a right to do so expressly given by a current licence granted under the Act or a current lease. (Plus public notification fee if applicable).	45	46
5. Lease Variation		1,170
Application for one or more of the following:		
(a) vary a lease		
(b) vary the development rights of a lease		
(c) vary the Gross Floor Area of a lease		
(d) to add land to a lease		
(e) to excise land from a lease		
(f) to payout the land rent portion of a lease		
(g) to vary a Unit lease by a single application which affects more than one unit in the same Units Plan	1,190 for one unit plus 275 for each additional unit	1,190 for one unit plus 280 for each additional unit
Subdivision / Consolidation		
<ul style="list-style-type: none"> for a grant of a new lease for the purpose of effecting a sub-division or consolidation of Territory land 	1,170	1,190

Description of matter in respect of which fee is payable	3 July 1997 \$	1 July 1998 \$
<ul style="list-style-type: none"> to reduce the area of the land comprised in the lease, in accordance with lease conditions 	Nil	Nil
Sub Division of Land for Development or Sale		
<ul style="list-style-type: none"> to execute new leases for the purpose of effecting the subdivision of land where the land is to be subdivided was held under a lease granted for the purpose of development and sale 	Nil	Nil
Mining Activities		
<ul style="list-style-type: none"> to carry out mining activities 	3,460	3,523
Copies and Extracts		
To obtain copies or extracts from the Register of Applications, Approvals and Orders or part of a document relevant to an Application		
<ul style="list-style-type: none"> for each A4 size page 	0.25	0.25
<ul style="list-style-type: none"> for each A3 size page 	0.50	0.50
<ul style="list-style-type: none"> above A3 size - per page 	10	10