

AUSTRALIAN CAPITAL TERRITORY

LIQUOR ACT 1975

DETERMINATION OF FEES

DETERMINATION No. 79 of 1990

Under section 105A of the Liquor Act 1975 I REVOKE the determination of fees, notice of which was published in the Gazette No. GN 48 on 21 December 1988 and the determination of fee payable under section 97 of the Act, notice of which was published in the ACT Gazette No. 30 on 1 August 1990.

I DETERMINE that the fees payable for the purposes of the Act shall be in accordance with the Schedule.


Dated this *eighteenth* day of *December* 1990

*Bernard Collaery*  
Bernard Collaery  
Attorney-General

THIS IS PAGE 1 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18<sup>th</sup> DAY OF DECEMBER, 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
5(4)(b)	Fee payable by Universities	10% of the aggregate of amounts (including duties) paid or payable in respect of the purchase, during the last preceding calendar year, of liquor for sale in an exempt University building.
5(7)(b)	Fee payable by Canberra Theatre Trust	10% of the aggregate of amounts (including duties) paid or payable in respect of the purchase, during the last preceding calendar year, of liquor for sale at the Canberra Theatre Centre.
36( )	Fee for the issue of:	
	(1) a General Licence	\$1,250.00
	(2) an On Licence	\$1,000.00
	(3) an Off Licence	\$1,000.00
	(4) a Club Licence	\$1,000.00
	(5) a Special Licence	\$1,500.00

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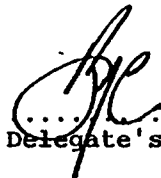
THIS IS PAGE 3 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
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(3) an Off Licence held by the following licensees:

Matteo Bortolussi  
C.B.A.A.S. Investments Company Pty Ltd  
Campbells Cash and Carry Pty Ltd  
Harry Williams and Co Pty Ltd  
J O'Malley & Co Pty Ltd  
Dorina Lazzarini & Enzo D'Annibale  
G & L Warehouse Pty Ltd  
The Oak Barrel Winery Pty Ltd & Gida Pty Ltd  
Canberra Wine Supplies Pty Ltd  
(licence No. 140 only)  
Swift & Moore Pty Ltd  
Carlton Wines and Spirits (Aust.) Pty Ltd  
Cantarella Bros Pty Ltd

\$500.00 plus 10% of the value of all liquor sold by the licensee during the financial year last preceding the date on which the licence would, but for its renewal, cease to be in force but

  
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THIS IS PAGE 4 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER, 1990.


Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
		excluding the value of liquor sold to: <ul style="list-style-type: none"> <li>(a) a licensee;</li> <li>(b) a person who, under the law of a State or another Territory, is authorised to sell liquor;</li> <li>(c) a permit holder;</li> <li>(d) a person for the purpose of the duty-free sale of the liquor by that person;</li> <li>(e) a University;</li> <li>(f) the Canberra Theatre Trust; or</li> <li>(g) an exempt person;</li> </ul>
	(4) an Off Licence, other than those specified in matter (3) above	An amount equal to: <ul style="list-style-type: none"> <li>(a) \$500.00 or</li> <li>(b) 10% of the difference between -               <ul style="list-style-type: none"> <li>(i) the aggregate of the amounts (including duties) paid or payable by the licensee for liquor purchased by the licensee for disposal in pursuance of the licence, during the financial year last preceding the date on which the licence would, but for its renewal, cease to be in force, and,</li> <li>(ii) the aggregate of the amounts (including duties) paid or payable by the licensee</li> </ul> </li> </ul>
		..... Delegate's Initials

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THIS IS PAGE 5 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
		for liquor (whenever purchased) sold by the licensee during the financial year last preceding the date on which the licence would, but for its renewal, cease to be in force, to
		<ul style="list-style-type: none"> <li>(a) a licensee;</li> <li>(b) a person who, under the law of a State or another Territory, is authorised to sell liquor;</li> <li>(c) a permit holder;</li> <li>(d) a person for the purpose of the duty-free sale of the liquor by that person;</li> <li>(e) a University;</li> <li>(f) the Canberra Theatre Trust; or</li> <li>(g) an exempt person;</li> </ul> whichever is the greater.
41(1)	Fee for the transfer of a licence	\$750.00
42(c)	Fee for the surrender of the licence, where the licence was:	
	(1) a General Licence, an On Licence or a Club Licence	(i) for a licence that had never been renewed - an amount equal to 10% of the aggregate of the amount (including duties)

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THIS IS PAGE 6 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
		paid or payable by the person who held the licence for liquor purchased by the person during the period the licence was in force
		(ii) for a licence that had been renewed in the financial year in which the licence ceased to be in force - an amount equal to 10% of the aggregate of the amount (including duties) paid or payable by the person who held the licence for liquor purchased by the person during the period that commenced at the commencement of that financial year and ended on the date on which the licence ceased to be in force
		(iii) in any other case - an amount equal to 10% of the aggregate of the amount (including duties) paid or payable by the person who held the licence for liquor purchased by the person during the period that commenced at the commencement of the financial year last preceding the calendar year in which the licence ceased to be in force and ended on the date on which the licence ceased to be in force

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Delegata's Initials

THIS IS PAGE 7 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18<sup>th</sup> DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
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(2) an Off Licence held by the following licensees

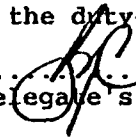
Matteo Bortolussi  
C.B.A.A.S. Investments Company Pty Ltd  
Campbells Cash and Carry Pty Ltd  
Harry Williams and Co Pty Ltd  
J O'Malley & Co Pty Ltd  
Dorina Lazzarini & Enzo D'Annibale  
G & L Warehouse Pty Ltd  
The Oak Barrel Winery Pty Ltd & Gida Pty Ltd  
Canberra Wine Supplies Pty Ltd  
(licence No. 140 only)  
Swift & Moore Pty Ltd  
Carlton Wines and Spirits (Aust.) Pty Ltd  
Cantarella Bros Pty Ltd

(i) for a licence that had never been renewed - an amount equal to 10% of the value of all liquor sold by the licensee during the period the licence was in force but excluding the value of liquor sold to:

  
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Delegate's Initials



THIS IS PAGE 8 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18<sup>th</sup> DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
		<ul style="list-style-type: none"> <li>(a) a licensee;</li> <li>(b) a person who, under the law of a State or another Territory, is authorised to sell liquor;</li> <li>(c) a permit holder;</li> <li>(d) a person for the purpose of the duty-free sale of the liquor by that person;</li> <li>(e) a University;</li> <li>(f) the Canberra Theatre Trust; or</li> <li>(g) an exempt person;</li> </ul> <p>(ii) for a licence that had been renewed in the financial year in which the licence ceased to be in force - an amount equal to 10% of the value of all liquor sold by the licensee during the period that commenced at the commencement of that financial year and ended on the date on which the licence ceased to be in force but excluding the value of liquor sold to:</p> <ul style="list-style-type: none"> <li>(a) a licensee;</li> <li>(b) a person who, under the law of a State or another Territory, is authorised to sell liquor;</li> <li>(c) a permit holder;</li> <li>(d) a person for the purpose of the duty-free</li> </ul>
		<p>.....              Delegate's Initials</p>

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THIS IS PAGE 9 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
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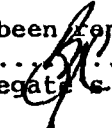
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- sale of the liquor by that person;
  - (e) a University;
  - (f) the Canberra Theatre Trust; or
  - (g) an exempt person;
- (iii) in any other case - an amount equal to 10% of the value of all liquor sold by the licensee during the period that commenced at the commencement of the financial year last preceding the calendar year in which the licence ceased to be in force and ended on the date on which the licence ceased to be in force but excluding the value of liquor sold to:
- (a) a licensee;
  - (b) a person who, under the law of a State or another Territory, is authorised to sell liquor;
  - (c) a permit holder;
  - (d) a person for the purpose of the duty-free sale of the liquor by that person;
  - (e) a University;
  - (f) the Canberra Theatre Trust; or
  - (g) an exempt person;

(3) an Off Licence, other than those

(i) for a licence that had never been renewed -


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Delegat's Initials



THIS IS PAGE 10 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 16th DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
	specified in matter (2) above	an amount equal to 10% of the difference between -  (a) the aggregate of the amounts (including duties) paid or payable by the person who held the licence for liquor purchased by the person during the period the licence was in force ; and  (b) the aggregate of the amounts (including duties) paid or payable by the person for liquor purchased by the person, during the period the licence was in force, to:  (a) a licensee; (b) a person who, under the law of a State or another Territory, is authorised to sell liquor; (c) a permit holder; (d) a person for the purpose of the duty-free sale of the liquor by that person; (e) a University; (f) the Canberra Theatre Trust; or (g) an exempt person;

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THIS IS PAGE 11 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
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(ii) for a licence that had been renewed in the financial year in which the licence ceased to be in force - an amount equal to 10% of the difference between -

(a) the aggregate of the amounts (including duties) paid or payable by the person who held the licence for liquor purchased by the person during the period that commenced at the commencement of that financial year and ended on the date on which the licence ceased to be in force; and

(b) the aggregate of the amounts (including duties) paid or payable by the licensee for exempt wholesale liquor sales (irrespective of when the sold liquor was purchased) made by the licensee during the period that commenced at the commencement of that financial year and ended on the date on which the licence ceased to be in force, to:

  
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Delegate's Initials


THIS IS PAGE 12 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18<sup>th</sup> DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
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- (a) a licensee;
- (b) a person who, under the law of a State or another Territory, is authorised to sell liquor;
- (c) a permit holder;
- (d) a person for the purpose of the duty-free sale of the liquor by that person;
- (e) a University;
- (f) the Canberra Theatre Trust; or
- (g) an exempt person;

(iii) in any other case - an amount equal to 10% of the difference between -

- (a) the aggregate of the amounts (including duties) paid or payable by the person who held the licence for liquor purchased by the person during the period that commenced at the commencement of the financial year last preceding the calendar year in which the licence ceased to be in force and ended on the date on which the licence ceased to be in force; and

  
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Delegate's Initials

THIS IS PAGE 13 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18<sup>th</sup> DAY OF DECEMBER, 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
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(b) the aggregate of the amounts (including duties) paid or payable by the licensee for exempt wholesale liquor sales (irrespective of when the sold liquor was purchased) made by the licensee during the financial year last preceding the date on which the licence would, but for its renewal, ceased to be in force, to:

- (a) a licensee;
- (b) a person who, under the law of a State or another Territory, is authorised to sell liquor;
- (c) a permit holder;
- (d) a person for the purpose of the duty-free sale of the liquor by that person;
- (e) a University;
- (f) the Canberra Theatre Trust; or
- (g) an exempt person;

Fee on the termination of a licence

- (1) a General Licence, an On Licence or a Club Licence

- (i) for a licence that had never been renewed - an amount equal to 10% of the aggregate of the amount (including duties) paid or payable by the person who held the licence for liquor purchased by the person during the period the licence was in force.

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 Delegate's Initials

THIS IS PAGE 14 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18-18 DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
		<p>(ii) for a licence that had been renewed in the financial year in which the licence ceased to be in force - all amounts payable under section 40 or 40A (as the case requires) plus an amount equal to 10% of the aggregate of the amount (including duties) paid or payable by the person who held the licence for liquor purchased by the person during the period that commenced at the commencement of that financial and ended on the date on which the licence ceased to be in force</p> <p>(iii) in any other case - all amounts payable under section 40 or 40A (as the case requires) plus an amount equal to 10% of the aggregate of the amount (including duties) paid or payable by the person who held the licence for liquor purchased by the person during the period that commenced at the commencement of the financial year last preceding the calendar year in which the licence ceased to be in force and ended on the date on which the licence ceased to be in force</p> <p>..... Delegate's Initials</p>

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THIS IS PAGE 15 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY  
THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
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(2) an Off Licence held by the following  
licensees

Matteo Bortolussi  
C.B.A.A.S. Investments Company Pty Ltd  
Campbells Cash and Carry Pty Ltd  
Harry Williams and Co Pty Ltd  
J O'Malley & Co Pty Ltd  
Dorina Lazzarini & Enzo D'Annibale  
G & L Warehouse Pty Ltd  
The Oak Barrel Winery Pty Ltd & Gida Pty Ltd  
Canberra Wine Supplies Pty Ltd  
(licence No. 40 only)  
Swift & Moore Pty Ltd  
Carlton Wines and Spirits (Aust.) Pty Ltd  
Cantarella Bros Pty Ltd

(1) for a licence that had never been renewed -  
an amount equal to 10% of the value of  
all liquor sold by the licensee during  
the period the licence was in force but  
excluding the value of liquor sold to:

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Delegates' Initials



THIS IS PAGE 16 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
		<ul style="list-style-type: none"><li>(b) a person who, under the law of a State or another Territory, is authorised to sell liquor;</li><li>(c) a permit holder;</li><li>(d) a person for the purpose of the duty-free sale of the liquor by that person;</li><li>(e) a University;</li><li>(f) the Canberra Theatre Trust; or</li><li>(g) an exempt person;</li></ul> <p>(ii) for a licence that had been renewed in the financial year in which the licence ceased to be in force - all amounts payable under section 40 or 40A (as the case requires) plus an amount equal to 10% of the value of all liquor sold by the licensee during the period that commenced at the commencement of that financial and ended on the date on which the licence ceased to be in force but excluding liquor sold to:</p>


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THIS IS PAGE 17 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18<sup>th</sup> DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
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- (a) a licensee;
  - (b) a person who, under the law of a State or another Territory, is authorised to sell liquor;
  - (c) a permit holder;
  - (d) a person for the purpose of the duty-free sale of the liquor by that person;
  - (e) a University;
  - (f) the Canberra Theatre Trust; or
  - (g) an exempt person;
- (iii) in any other case - all amounts payable under section 40 or 40A (as the case requires) plus an amount equal to 10% of the value of all liquor sold by the licensee during the period that commenced at the commencement of the financial year last preceding the calendar year in which the licence ceased to be in force and ended on the date on which the licence ceased to be in force but excluding the value of liquor sold to:

  
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Delegate's Initials

THIS IS PAGE 18 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER 1990.


Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
	(3) an Off Licence, other than those specified in matter (2) above	<ul style="list-style-type: none"> <li>(a) a licensee;</li> <li>(b) a person who, under the law of a State or another Territory, is authorised to sell liquor;</li> <li>(c) a permit holder;</li> <li>(d) a person for the purpose of the duty-free sale of the liquor by that person;</li> <li>(e) a University;</li> <li>(f) the Canberra Theatre Trust; or</li> <li>(g) an exempt person;</li> </ul> <p>(i) for a licence that had never been renewed - an amount equal to 10% of the difference between -</p> <ul style="list-style-type: none"> <li>(a) the aggregate of the amounts (including duties) paid or payable by the person who held the licence for liquor purchased by the person during the period the licence was in force ; and</li> </ul>

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THIS IS PAGE 19 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER, 1990.


Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
		<p>(b) the aggregate of the amounts (including duties) paid or payable by the person for liquor sales purchased by the person at any time and sold by the person, during the period the licence was in force, to:</p> <ul style="list-style-type: none"><li>(a) a licensee;</li><li>(b) a person who, under the law of a State or another Territory, is authorised to sell liquor;</li><li>(c) a permit holder;</li><li>(d) a person for the purpose of the duty-free sale of the liquor by that person;</li><li>(e) a University;</li><li>(f) the Canberra Theatre Trust; or</li><li>(g) an exempt person;</li></ul> <p>(ii) for a licence that had been renewed in the financial year in which the licence ceased to be in force - all amounts payable under section 40 and 40A (as the case requires) plus an amount equal to 10% of the difference between -</p>

  
.....  
Delegate's Initials

THIS IS PAGE 20 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
		<ul style="list-style-type: none"><li>(a) the aggregate of the amounts (including duties) paid or payable by the person for liquor purchased by the person at any time and sold by the person, during the period that commenced at the commencement of that financial year and ended on the date on which the licence ceased to be in force, and</li><li>(b) the aggregate of the amounts (including duties) paid or payable by the person for liquor purchased by the person at any time and sold by the person, during the period that commenced at the commencement of that financial year and ended on the date on which the licence ceased to be in force, to:<ul style="list-style-type: none"><li>(a) a licensee;</li><li>(b) a person who, under the law of a State or another Territory, is authorised to sell liquor;</li><li>(c) a permit holder;</li></ul></li></ul>

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Delegate's Initials

THIS IS PAGE 21 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 16<sup>th</sup> DAY OF DECEMBER 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
		<ul style="list-style-type: none"> <li>(d) a person for the purpose of the duty-free sale of the liquor by that person;</li> <li>(e) a University;</li> <li>(f) the Canberra Theatre Trust; or</li> <li>(g) an exempt person;</li> </ul>
		<p>(iii) in any other case - all amounts paid or payable under section 40 and 40A (as the case requires) plus an amount equal to 10% of the difference between -</p> <ul style="list-style-type: none"> <li>(a) the aggregate of the amounts (including duties) paid or payable by the person who held the licence for liquor purchased by the person during the period that commenced at the commencement of the financial year last preceding the calendar year in which the licence ceased to be in force and ended on the date on which the licence ceased to be in force; and</li> <li>(b) the aggregate of the amounts (including duties) paid or payable by the person for liquor purchased by the person at</li> </ul>
		<p>.....            Delegate's Initials</p>

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THIS IS PAGE 22 OF THE SCHEDULE TO THE INSTRUMENT OF DETERMINATION OF FEES MADE BY THE ATTORNEY-GENERAL UNDER THE LIQUOR ACT 1975 ON THE 18th DAY OF DECEMBER, 1990.

Provision for purposes for which fee is payable	Description of matter in respect of which fee is payable	Fee Payable
62	Fee payable when lodging an application for the issue of a liquor permit	<p>any time and sold by the person, during the period that commenced at the commencement of the financial year last preceding the calendar year in which the licence ceased to be in force and ended on the date on which the licence ceased to be in force, to:</p> <ul style="list-style-type: none"><li>(a) a licensee;</li><li>(b) a person who, under the law of a State or another Territory, is authorised to sell liquor;</li><li>(c) a permit holder;</li><li>(d) a person for the purpose of the duty-free sale of the liquor by that person;</li><li>(e) a University;</li><li>(f) the Canberra Theatre Trust; or</li><li>(g) an exempt person.</li></ul> <p>An amount equal to:</p> <ul style="list-style-type: none"><li>(a) \$20.00 or</li><li>(b) 10% of the amount specified in the application, whichever is the greater.</li></ul>

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Delegate's Initials