

Australian Capital Territory

Food Act 2001 - Fees - Determination 2003 (No. 1)

Disallowable instrument DI2003—8

made under the

Food Act 2001, s 150 (Determination of fees)

I revoke the previous determination of fees dated 28 April 2002, Disallowable Instrument No. DI2002-37, under this Act and determine:

- (i) the fees set out in the Schedules to be the fees for the Act payable to the Territory; and
- (ii) that the Schedules commence upon notification in the *Legislation Register*.

Simon Corbell MLA
Minister for Health

6 February 2003

SCHEDULE 1

Definitions

In these schedules—

attendance centre means a place declared under section 412 of the *Children and Young People Act 1999*.

charitable organisation means a charity endorsed under subdivision 50-B of the *Income Tax Assessment Act 1997 (Commonwealth)*.

childcare centre means a premises defined in section 328 of the *Children and Young People Act 1999*.

community organisation means a society, association or other body, whether incorporated or not under the *Associations Incorporations Act 1991*, that is not carried on for the pecuniary profit or gain of its members and that is engaged in the ACT in any of the following activities:

- (a) providing assistance in connection with the social welfare needs of the community;
- (b) the carrying out of projects, or the provision of services, for the benefit of the community or a section of the community;
- (c) the promotion of, the provision of facilities for, or the encouragement of participation in, any sport, recreational pursuit or hobby;
- (d) the promotion, or the encouragement of the practice, appreciation, understanding or enjoyment, of any of the arts;
- (e) conducting conventions, jamborees and other events that are designed to attract participants to the ACT from places outside the ACT;
- (f) the study of, research into, or the fostering of interest in, history or matters of historic significance; or
- (g) the preservation or protection of the national estate or the restoration, reconstruction or adaptation of the national estate for conservation purposes.

detention centre means a place declared under section 42 of the *Periodic Detention Act 1995*.

educational institution includes—

- (a) a preschool, primary school, high school or secondary college declared under the *Schools Authority Act 1976*;
- (b) a school registered under section 21 or 22 of the *Education Act 1937*;
- (c) an appropriate government school within the meaning of the *Education Act 1937*;
or
- (d) an institution established or registered under another law of the Territory or a law of the Commonwealth for the purpose of providing or offering courses,

but does not include—

- (a) universities; or

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- (b) institutions beyond secondary or college level.

fee exempt business means an attendance centre, charitable organisation, childcare centre, detention centre, educational institution, health care facility, hospital, institution, school canteen and shelter.

FSANZ means the body known as Food Standards Australia New Zealand established under the *Food Standards Australia New Zealand Act 1991 (Commonwealth)*.

health care facility means a business that holds a Health Care Facility Public Health License issued under the *Public Health Act 1997*.

high risk food business means a food business that is classified as high risk using the FSANZ Priority Classification System for Food Businesses.

institution means a place declared under section 412 of the *Children and Young People Act 1999*.

low risk food business means a food business that is classified as low risk using the FSANZ Priority Classification System for Food Businesses.

medium risk food business means a food business that is classified as medium risk using the FSANZ Priority Classification System for Food Businesses.

school canteen means a canteen operated by—

- (a) the particular educational institution; or
- (b) parents and citizens association of the particular educational institution.

shelter means—

- (a) a place declared under section 412 of the *Children and Young People Act 1999*; or
- (b) a men's or women's shelter.

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SCHEDULE 2

Section	Description	Fee Payable	Payable By
92	Application for registration of a <i>low risk food business</i>	\$50	Proprietor of the food business premises to which the application for registration relates
	Application for registration of a <i>medium risk food business</i>	\$100	
	Application for registration of a <i>high risk food business</i>	\$150	
	Application for registration of a food business that is a <i>fee exempt business</i>	Nil	
93	Renewal of registration of a <i>low risk food business</i>	\$50	Proprietor of the food business premises to which the renewal of the registration relates
	Renewal of registration of a <i>medium risk food business</i>	\$100	
	Renewal of registration of a <i>high risk food business</i>	\$150	
	Renewal of registration of a food business that is a <i>fee exempt business</i>	Nil	
97	Giving notice of changes in details of registration or the operation of the food business	\$50	Proprietor of the food business premises to which the changes in details relate or the operation of the food business relate
	Giving notice of changes in details of registration or the operation of the food business for a <i>fee exempt business</i>	Nil	

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