

AUSTRALIAN CAPITAL TERRITORY

BUILDING ACT 1972

BUILDING (FEES) (BUSHFIRE EMERGENCY) DETERMINATION 2003

Disallowable instrument DI2003—17

EXPLANATORY STATEMENT

The building levy fees in DI 2002 - 104 (signed by the Minister for Planning on the 26th June 2002) do not apply to lessees affected by the January 2003 bushfire.

The exemption from paying fees applies only to buildings or structures completely or partially damaged during the bushfires in January and to people who were the lessees at the time.

Lessee refers to a person who was the lessee of the land at the beginning of the bushfire emergency. If at the beginning of the bushfire emergency, a person had entered into an agreement with the lessee of the land giving the person a right to the transfer of the lease, that person is taken to be the lessee of the land at the beginning of the emergency.

Section 34 of the *Building Act 1972* relates to the issue of building approval.

Section 73 of the *Legislation Act 2001* provides that a disallowable instrument commences on the date after the notification date unless another date is specified.