

Australian Capital Territory

Environment Protection (Fees) Determination 2009 (No 2)

Disallowable Instrument DI2009-209

made under the

Environment Protection Act 1997, section 165 (Determination of fees etc)

EXPLANATORY STATEMENT

Section 165 of the *Environment Protection Act 1997* (the Act) permits the Minister to determine fees for the Act.

This determination revokes the previous fee determination (DI2009 – 110) that had set fees from 1 July 2009. This new instrument commences on the day after its notification on the ACT Legislation Register.

This determination decreases the annual authorisation fee for the storage of petroleum products where the design storage capacity is from 50 cubic metres to 5,000 cubic metres from the former fee of \$993.15 to a new fee of \$620.58. This fee is found in Schedule 2 of the determination and relates to Item 1.2(30) of Schedule 1 of the Act.

The change in the annual authorisation fee now correctly reflects the wage price index increase from the 2008 fee previously notified in fee determination DI2008-230.

A provision previously omitted has now been included at clause 4.2(c) in the fee determination.

This determination also corrects cross-referencing errors between *Environmental Protection Act 1997* and *Environmental Protection (Fees) Determination 2009 (No 1)*.

All other fees remain the same as the previous fee determination.