

## EXPLANATORY STATEMENT

### AUSTRALIAN CAPITAL TERRITORY

~~MOTOR TRAFFIC (AMENDMENT) ORDINANCE 1987 - No. 50 of 1987~~  
REGISTRATION OF BIRTHS, DEATHS & MARRIAGES (AMENDMENT)  
ORDINANCE 1987 - No. 51 of 1987  
UNIT TITLES (AMENDMENT) ORDINANCE 1987 - No. 52 of 1987  
CITY AREA LEASES (AMENDMENT) ORDINANCE 1987 - No. 48 of 1987  
LAKES (AMENDMENT) ORDINANCE 1987 - No. 49 of 1987  
BUILDING (AMENDMENT) ORDINANCE (NO.2) 1987 - No. 47 of 1987

Section 12(10) of the Seat of Government (Administration) Act 1910 ("the Act") defines "determination" to mean a determination made by a Minister pursuant to a provision of an Ordinance empowering him or her to determine, by notice in writing published in the Gazette, fees or charges for the purposes of the Ordinance.

Section 12(9A) of the Act provides that every determination shall be laid before each House of Parliament within 15 sitting days of that House after the day on which the determination is made and, if not so laid before each House of Parliament, shall be void and of no effect.

Section 12(9B) of the Act provides that sections 12(7) to 12(9) (inclusive) of the Act, which deal with the disallowance of Ordinances, shall apply to a determination laid before a House of Parliament as if the references in those subsections to an Ordinance were references to a determination.

The proposed Motor Traffic (Amendment) Ordinance 1987 amends the Motor Traffic Ordinance 1936 ("the Principal Ordinance") to enable the imposition of a fee for the inspection of a vehicle prior to registration, and also to require the payment of a determined fee as a prerequisite for the grant of a Class B (parking) label under section 150A of the Principal Ordinance.

The proposed Registration of Births, Deaths and Marriages (Amendment) Ordinance 1987 amends the Registration of Births, Deaths and Marriages Ordinance 1963 ("the Principal Ordinance") to enable a determined fee to be charged for the change of a child's surname under section 20 of the Principal Ordinance.

The proposed Unit Titles (Amendment) Ordinance 1987 amends the Unit Titles Ordinance 1970 ("the Principal Ordinance") to enable a fee to be charged as a prerequisite for the approval of a units title subdivision under the Principal Ordinance.

The proposed City Area Leases (Amendment) Ordinance 1987 amends the City Area Leases Ordinance 1936 ("the Principal Ordinance") to enable a determined fee to be charged when application is made

by a lessee under section 10 of the Principal Ordinance. Section 10 concerns applications for permission to conduct a profession, occupation, trade or calling from a residential lease.

The proposed Lakes (Amendment) Ordinance 1987 amends the Lakes Ordinance 1976 ("the Principal Ordinance") to enable the Minister to enter into agreements with persons to allow persons to operate a business within a lake area. The proposed Ordinance also revises penalties under the Principal Ordinance.

The proposed Building (Amendment) Ordinance (No.2) 1987 amends the Building Ordinance 1972 ("the Principal Ordinance") to enable the imposition of a determined fee to accompany applications for a builder's licence. In addition, the proposed Ordinance changes references to a "prescribed fee" to refer to a "determined fee".

An explanation of the sections of the amending Ordinances is set out in Attachments A, B, C, D, E and F.