

Australian Capital Territory

Dangerous Goods (Fees) (Bushfire Emergency) Determination 2003

Disallowable Instrument DI2003-58

EXPLANATORY STATEMENT

The Dangerous Goods legislation is designed to minimise the risks associated with the manufacture, transport, storage, handling and use of dangerous goods in the ACT. The *Dangerous Goods Act 1984* applies and modifies the *Dangerous Goods Act 1975 (NSW)* and the regulation made thereunder, as law in the ACT. The Act also gives the power to the Minister to determine fees under s.46 of the Act.

Following recent bushfires in the ACT, the Government announced that it will assist those victims whose properties were destroyed or affected by fire. To meet the Government policy WorkCover proposed to waive a fee for an application for, or for the renewal of, a licence for the keeping of dangerous goods under the Act, if the premises in relation to which the licence is sought were destroyed or damaged by fire, or in the course of fighting fire, associated with the bushfire emergency that began on 18 January 2003 and ended on 28 January 2003.

Financial Implications

There are no direct financial implications associated with the Instrument.

Retrospectivity

No persons' rights have been prejudicially affected, nor any liabilities imposed on any person.

If monies have been collected during the period between 18 January 2003 and the date in which this instrument came into effect these monies will be refunded.

Schedule 1

Relevant Section/ Regulation for which a fee is payable (1)	Description of Matter for which fee is payable (2)
Section 8, <i>Dangerous Goods Act 1975</i>	Licence to Keep Dangerous Goods other than dangerous goods of Class 1 (Explosives) relating to premises which were destroyed or damaged by fire, or in the course of fighting fire, associated with the bushfire emergency that began on 18 January 2003 and ended on 28 January 2003; fee per year or part thereof for each depot in or on a premises.
Section 8, <i>Dangerous Goods Act 1975</i>	Licence to Keep Dangerous Goods of Class 1 (Explosives), being a licence that does not authorise the sale of explosives relating to premises which were destroyed or damaged by fire, or in the course of fighting fire, associated with the bushfire emergency that began on 18 January 2003 and ended on 28 January 2003 – fee per year or part thereof for each depot or magazine in or on a premises.
Section 8, <i>Dangerous Goods Act 1975</i>	Licence to Keep Dangerous Goods of Class 1 (Explosives) – being a licence that also authorises the sale of explosives, other than the sale of fireworks classified as suitable for retail sale under regulation 41A during the Queens Birthday sale period to holders of Shopgoods Fireworks Purchasers Permits, relating to premises which were destroyed or damaged by fire, or in the course of fighting fire, associated with the bushfire emergency that began on 18 January 2003 and ended on 28 January 2003-fee per year or part thereof for each depot or magazine in or on a premises.