

Australian Capital Territory

Road Transport (General) Concession Determination 2018 (No 2)

Disallowable instrument DI2018—245

made under the

Road Transport (General) Act 1999, section 96 (Determination of fees, charges and other amounts)

EXPLANATORY STATEMENT

Section 96 of the *Road Transport (General) Act 1999* allows the Minister to determine fees, charges and other amounts payable under the ACT road transport legislation.

This disallowable instrument has the effect of determining the method to be used to work out a fee payable by persons eligible for a concession in relation to fees payable for vehicle registration and driver licensing.

Clauses 1 to 3 are formal provisions that deal with the name and commencement of the new instrument, and revoke its predecessor.

Clause 4 describes the formula to be used to determine the fee payable if a person is entitled to a concession. The calculated fee is rounded down to the nearest 10 cents to determine the fee payable.

Clause 5 of the disallowable instrument describes how the entitlement to a concession is to apply in relation to a vehicle or other matter, with reference to the table in Schedule 1. It explains the number of concessions a person is eligible to receive, and how those concessions are to be applied to vehicles. Some types of concessions (such as the concession given to holders of a pensioner concession card) may only be claimed in relation to a single vehicle, while other concessions (for example, the concession for gas/electric/plug-in hybrid electric/hydrogen powered vehicles) may apply to all such vehicles held by the person claiming the concession.

Clause 6 sets out definitions used in the instrument.

The table in Parts 1 to 4 of Schedule 1 describes the types of concessions available for a person's vehicle registration or driver licence. Parts 1 to 4 of Schedule 1 also provide for the level of concession, the type of fee to which the concession relates and the number of concessions that may be granted.

The seniors card concession at Item 3, Part 1 of Schedule 1 has been amended to include plug-in hybrid electric and hydrogen (fuel cell) powered vehicles. The primary producers concession at Item 2, Part 2 of Schedule 1 has been amended to include plug-in hybrid electric and hydrogen (fuel cell) powered vehicles. The registration fee concession at Item 1, Part 3 of Schedule 1 has been amended to include plug-in hybrid electric and hydrogen (fuel cell) powered vehicles. Noting that the concession for plug-in hybrid electric vehicles is only available for vehicle registration periods commencing on or before 31 December 2024.

These amendments align the Concession Determination with the intent of The ACT's Transition to Zero Emissions Vehicles Action Plan 2018-2021 (action plan). The action plan outlines the actions Government will take to encourage the shift to zero emissions vehicles, defined as battery electric, plug-in hybrid electric and fuel cell vehicles. Extending the registration concession to these vehicle types will help to encourage the uptake of these vehicles.

The preference of the Standing Committee on Justice and Community Safety (Legislative Scrutiny Role) that Instruments or Explanatory Statements identify the amount of the old and new fee, any percentage increase and also the reason for any increase in the Instrument or the Explanatory Statement has been taken into account in the preparation of the Instrument and the Explanatory Statement.

There are no human rights or climate change implications arising from this instrument.

This determination is a disallowable instrument and must be presented to the Legislative Assembly within 6 sitting days after its notification pursuant to section 64 of the *Legislation Act 2001*.