

Road Transport (General) (Pay Parking Area Fees) Determination 2022 (No 2)

Disallowable instrument DI2022-180

made under the

Road Transport (General) Act 1999, s 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 determination sets the relevant parking fees for Territory-operated pay parking areas. Under the *Road Transport (Safety and Traffic Management) Regulation 2017* (the Regulation), pay parking areas are implemented through ticket parking schemes, which are established by the Road Transport Authority under section 35(1) of the Regulation.

Overview

The disallowable instrument revokes the *Road Transport (General) (Pay Parking Area Fees) Determination 2022* (No 1) (Disallowable instrument DI2022-65).

The fees set by Disallowable Instrument DI2022-65 have not been changed.

The multi stay parking area described as Menindee Drive, Section 33, 34 and 35, Barton, has been added to Schedule 1, Item 3. There is no change to this fee as previously set by the *Road Transport (General) (Pay Parking Area Fees) Determination 2021* (No 2) (Disallowable instrument DI2021-274).

The area in Schedule 1, Item 3 and Item 7, described as follows in each Item, has been removed as this area is now in private ownership:

Column 1	Column 2	Column 3	Column 4
Part of the off-street parking area south of Swanson Court	Part 17	152	Belconnen

Regulatory Impact Statement (RIS)

A RIS is not required for this fee determination due to section 36(1)(k) of the Legislation Act, which states that a RIS need not be prepared for an amendment of a fee consistent with announced government policy. Parking fees made by this instrument are consistent with the Government's policies to reduce the provision of free parking and encourage greater use of sustainable transport options, and with the annual fee increase framework announced in the 2019-20 ACT Government Budget.

Human Rights

The Standing Committee on Justice and Community Safety (Legislative Scrutiny Role) terms of reference require consideration of human rights impacts, among other matters. In this case, no human rights are impacted.

Climate Change

There is no measurable impact on climate change.

Outline of Provisions

Clause 1 names the instrument the *Road Transport (General) (Parking Area Fees) Determination 2022 (No2)*.

Clause 2 states that the instrument commences the day after notification.

Clause 3 determines the fees payable by reference to schedule 1.

Clause 4 determines the responsible party for paying fees mentioned in schedule 1 and schedule 2.

Clause 5 determines the circumstances in which the payment of fees does not apply.

Clause 6 determines the fees payable for multi-day parking tickets by reference to schedule 2.

Clause 7 determines the fees payable for eligible CIT student pre-paid ticket parking schemes by reference to schedule 3.

Clause 8 provides that the *Road Transport (General) (Parking Area Fees) Determination 2022 (No 1)* (DI2022-65) is revoked.

Clause 9 includes relevant definitions.