

Australian Capital Territory

# Public Unleased Land (Fees) Determination 2023 (No 1)

## Disallowable Instrument DI2023-104

made under the

**Public Unleased Land Act 2013, section 130 (Determination of fees)**

## **EXPLANATORY STATEMENT**

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Section 130 of the *Public Unleased Land Act 2013* (Act) provides that the Minister may determine fees for the Act. This instrument commences on 1 July 2023.

### *Exemption of fees*

Paragraph 6 of the determination exempts Registered Australian Charities and Territory Entities from various fees referred to in schedule 1.

### *Waiver of fees*

The determination permits the Director-General Transport Canberra and City Services, the Deputy Director-General City Services and the Executive Group Manager City Operations to waive fees in specified circumstances.

Paragraph 7(4) of the determination exempts Transport Canberra and City Services Directorate from fees related to public unleased land for construction or other development work related activities contracted or conducted by, or on behalf of, the Directorate.

### *Indexed Fees*

The fee for a public unleased land permit, where the activity for the permit is any other commercial purpose within a Tertiary area, has been increased from 4 cents per metre<sup>2</sup> to 7 cents per metre<sup>2</sup> or 75%. This increase seeks an equitable return from proponents who would look to utilise public land in the Tertiary Zone.

Fees related to business as a hawker have been maintained at \$0 to reflect decisions from the 2019-20 Budget Review.

Fees related to outdoor dining have been maintained at 50% of the total fee per annum to reflect decisions from the 2019-20 Budget Review. Outdoor dining fees for 2023-24 have been indexed at the recommended WPI of 3.75%.

The Dockless micromobility fee has been retained at the 2022-23 level under the scheme.

This determination increases all other fees contained in DI2022-61 by a Wage Price index (WPI) of 3.75% as per advice from ACT Treasury, rounded for cash handling and other purposes. As a number of fees have a small unit value, the indexation adjustments due to rounding range from 0% to 5.00% with the average increase of 3.87%.

***Revocation***

This determination revokes the previous fee determination (DI2022-61) that set fees for the 2022-23 financial year.