

Australian Capital Territory

Planning (Fees) Determination 2023

Disallowable instrument DI2023–258

made under the

Planning Act 2023 , s 522 (Determination of fees)

EXPLANATORY STATEMENT

Section 522 of the *Planning Act 2023* (the *Act*) permits the Minister to determine fees for the purposes of the Act.

The purpose of this instrument is to determine the fees for goods and services under the Act for the remainder of the 2023-24 financial year.

While this determination largely replicates the fees set for the 2022-23 financial year under the now repealed *Planning and Development Act 2007*, as reflected in column 4 of the schedule, not all fees are directly comparable to those determined under the Act. As such, column 4 of the schedule is included for information only. Column 5 of the schedule to the instrument determines the fees under the Act for the 2023-24 financial year, as nil fees in 2022-23 are applicable to the Act.

Fees are reviewed each financial year, and any fee changes for subsequent financial years will be included for comparative purposes within the instrument schedule.

The instrument commences on 27 November 2023.

The determination under section 522 of the Act 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*.

Regulatory Impact Statement (RIS)

A RIS is not required for this fee determination due to section 36 (1) (k) of the Legislation Act, which provides that a RIS need not be prepared for an amendment of a fee consistent with announced government policy.

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.