



Television Licence Fees Amendment Act 2013

No. 25, 2013

**An Act to amend the *Television Licence Fees Act
1964*, and for related purposes**

Note: An electronic version of this Act is available in ComLaw (<http://www.comlaw.gov.au/>)

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Television Licence Fees Amendment Act 2013

No. 25, 2013

An Act to amend the *Television Licence Fees Act 1964*, and for related purposes

[Assented to 28 March 2013]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Television Licence Fees Amendment Act 2013*.

2 Commencement

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day this Act receives the Royal Assent.	28 March 2013
2. Schedules 1 and 2	The day after this Act receives the Royal Assent.	29 March 2013

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

- (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—General amendments

Part 1—Amendments

Television Licence Fees Act 1964

1 Subsection 6(2A)

Repeal the subsection, substitute:

(2A) In subsection (2), **relevant percentage**, in relation to the gross earnings in respect of a licence during a period means whichever of the following is applicable:

(a) if those gross earnings are less than \$5,000,000—the percentage worked out using the following formula:

$$0.25 + \left(0.3 \times \frac{\text{Gross earnings number}}{1,000,000} \right)$$

(b) if those gross earnings are not less than \$5,000,000 but are less than \$6,000,000—the percentage worked out using the following formula:

$$1.75 + \left(0.25 \times \frac{\text{Gross earnings number} - 5,000,000}{1,000,000} \right)$$

(c) if those gross earnings are not less than \$6,000,000 but are less than \$7,000,000—the percentage worked out using the following formula:

$$2 + \left(0.2 \times \frac{\text{Gross earnings number} - 6,000,000}{1,000,000} \right)$$

(d) if those gross earnings are not less than \$7,000,000 but are less than \$10,000,000—the percentage worked out using the following formula:

$$2.2 + \left(0.15 \times \frac{\text{Gross earnings number} - 7,000,000}{1,000,000} \right)$$

(e) if those gross earnings are not less than \$10,000,000 but are less than \$20,000,000—the percentage worked out using the following formula:

Schedule 1 General amendments
Part 1 Amendments

$$2.65 + \left(0.055 \times \frac{\text{Gross earnings number} - 10,000,000}{1,000,000} \right)$$

- (f) if those gross earnings are not less than \$20,000,000 but are less than \$45,000,000—the percentage worked out using the following formula:

$$3.2 + \left(0.03 \times \frac{\text{Gross earnings number} - 20,000,000}{1,000,000} \right)$$

- (g) if those gross earnings are not less than \$45,000,000 but are less than \$75,000,000—the percentage worked out using the following formula:

$$3.95 + \left(0.015 \times \frac{\text{Gross earnings number} - 45,000,000}{1,000,000} \right)$$

- (h) if those gross earnings are not less than \$75,000,000—whichever is the lesser of the following percentages:

(i) 4.5%;

- (ii) the percentage worked out using the following formula:

$$4.4 + \left(0.004 \times \frac{\text{Gross earnings number} - 75,000,000}{1,000,000} \right)$$

where:

gross earnings number means the number of dollars in those gross earnings.

2 Paragraph 6A(e)

Repeal the paragraph, substitute:

- (e) subsection 6(2A) were omitted and the following subsection were substituted:

- (2A) In subsection (2), **relevant percentage**, in relation to gross earnings in respect of a licence during a period, means whichever of the following is applicable:

- (a) if the adjusted gross earnings are less than \$5,000,000—the percentage worked out using the following formula:

$$0.25 + \left(0.3 \times \frac{\text{Adjusted gross earnings number}}{1,000,000} \right)$$

- (b) if the adjusted gross earnings are not less than \$5,000,000, but are less than \$6,000,000—the percentage worked out using the following formula:

$$1.75 + \left(0.25 \times \frac{\text{Adjusted gross earnings number} - 5,000,000}{1,000,000} \right)$$

- (c) if the adjusted gross earnings are not less than \$6,000,000 but are less than \$7,000,000—the percentage worked out using the following formula:

$$2 + \left(0.2 \times \frac{\text{Adjusted gross earnings number} - 6,000,000}{1,000,000} \right)$$

- (d) if the adjusted gross earnings are not less than \$7,000,000 but are less than \$10,000,000—the percentage worked out using the following formula:

$$2.2 + \left(0.15 \times \frac{\text{Adjusted gross earnings number} - 7,000,000}{1,000,000} \right)$$

- (e) if the adjusted gross earnings are not less than \$10,000,000 but are less than \$20,000,000—the percentage worked out using the following formula:

$$2.65 + \left(0.055 \times \frac{\text{Adjusted gross earnings number} - 10,000,000}{1,000,000} \right)$$

- (f) if the adjusted gross earnings are not less than \$20,000,000 but are less than \$45,000,000—the percentage worked out using the following formula:

$$3.2 + \left(0.03 \times \frac{\text{Adjusted gross earnings number} - 20,000,000}{1,000,000} \right)$$

- (g) if the adjusted gross earnings are not less than \$45,000,000 but are less than \$75,000,000—the percentage worked out using the following formula:

Schedule 1 General amendments
Part 1 Amendments

$$3.95 + \left(0.015 \times \frac{\text{Adjusted gross earnings number} - 45,000,000}{1,000,000} \right)$$

(h) if the adjusted gross earnings are not less than \$75,000,000—whichever is the lesser of the following percentages:

(i) 4.5%;

(ii) the percentage worked out using the following formula:

$$4.4 + \left(0.004 \times \frac{\text{Adjusted gross earnings number} - 75,000,000}{1,000,000} \right)$$

where:

adjusted gross earnings is the amount worked out using the following formula:

$$\text{Gross earnings in respect of the licence during the period} \times \frac{365}{\text{Number of days in the period}}$$

adjusted gross earnings number is the number of dollars in the adjusted gross earnings.

Part 2—Application and transitional provisions

3 Application

The amendments made by this Schedule apply to a fee payable by a licensee after the commencement of this item.

4 Transitional—licence fee rebate scheme

A licensee is not entitled to a rebate under Part 4 of the *Television Licence Fees Regulations 1990* for an accounting period (within the meaning of that Part) if the fee for the accounting period is payable after the commencement of this item.

Schedule 2—Technical amendments

Television Licence Fees Act 1964

1 Subsection 5(1)

Omit “, 6A and 6B”, substitute “and 6A”.

2 At the end of paragraph 6A(a)

Add “and”.

3 Section 6A

Omit “anniversary”, substitute “31 December”.

4 Section 6B

Repeal the section.

*[Minister’s second reading speech made in—
House of Representatives on 14 March 2013
Senate on 20 March 2013]*

(52/13)
