

## **EXPLANATORY STATEMENT – Parking Permit Fees Rule 2014**

Issued by the Authority of the Assistant Minister for Infrastructure and Regional Development

*National Land (Road Transport) Ordinance 2014*

*Parking Permit Fees Rule 2014*

### **Overview and Background**

The *National Land (Road Transport) Ordinance 2014* (Ordinance) provides the legislative framework for the management and enforcement of pay parking on National Land.

The Ordinance modifies the application of the ACT road transport and parking laws to permit the NCA chief executive to be exclusively responsible for the administration of pay parking on National Land.

Under Part 3 Miscellaneous, subsection 11 Rule Making Power, the Minister may make rules prescribing matters that are required, permitted, necessary or convenient for giving effect to the Ordinance.

The Parking Permit Fees Rule 2014 sets out the fees for parking permits issued by the NCA chief executive under the *Parking Permit Rule 2014* and section 100(2) of the *Road Transport (Safety and Traffic Management) Regulation 2000* (ACT) .

This rule is a legislative instrument for the purposes of the *Legislative Instruments Act 2003* (Cth).

The rule commenced on the day after it was registered.

### **Consultation**

The National Capital Authority, as responsible agency for National Land, undertook consultation with the relevant ACT agencies as well as affected members of the community as part of the broader consultation process undertaken in respect of the Ordinance.

### **Detailed provision by provision description of the Ordinance**

#### **Section 1 – Name of rule**

This section provides that the title of the rule is the *Parking Permit Fees Rule 2014*.

#### **Section 2 – Commencement**

This section provides for the rule to commence on the day after it is registered on the Federal Register of Legislative Instruments.

### **Section 3 – Determination of fees**

This section provides that the fee payable for a parking permit is the amount for that item in column 3 of schedule 1 that is effective from the date in column 3 of schedule 1.

### **Section 4 – Payment of fees**

This section provides for the fee listed in schedule 1 to be payable to the NCA chief executive by the applicant for the parking permit to which the application relates.

### **Section 5 – Definitions**

This section provides the definitions that are referred to in the rule.

### **Schedule 1 – Fees for Parking Permits**

This schedule provides the details of the parking permit for which the fee is payable and the fee payable from the date specified in column 3 of schedule 1.

### **Regulation Impact Statement**

The Office of Best Practice Regulation advised a Regulation Impact Statement is not required.

### **Statement of Compatibility with Human Rights**

Prepared in accordance with Part 3 of the *Human Rights (Parliamentary Scrutiny) Act 2011* (Cth)

### **Human rights implications**

This rule does not engage any of the applicable rights or freedoms.

### **Conclusion**

This rule is compatible with human rights as it does not raise any human rights issues.

**Jamie Briggs**

**Assistant Minister for Infrastructure and Regional Development**