



Civil Aviation (Unmanned Aircraft Levy) Act 2020

No. 142, 2020

**An Act to impose unmanned aircraft levy, and for
related purposes**

Note: An electronic version of this Act is available on the Federal Register of Legislation
(<https://www.legislation.gov.au/>)

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No. 142, 2020

**An Act to impose unmanned aircraft levy, and for
related purposes**

[Assented to 17 December 2020]

The Parliament of Australia enacts:

Part 1—Preliminary

1 Short title

This Act is the *Civil Aviation (Unmanned Aircraft Levy) Act 2020*.

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
Provisions	Commencement	Date/Details
1. The whole of this Act	The later of: (a) the start of the day after this Act receives the Royal Assent; and (b) the commencement of Schedules 1 and 2 to the <i>Civil Aviation Safety Amendment (Remotely Piloted Aircraft and Model Aircraft—Registration and Accreditation) Regulations 2019</i> .	18 December 2020 (paragraph (a) applies)

Note: This table relates only to the provisions of this Act as originally enacted.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 Crown to be bound

This Act binds the Crown in each of its capacities.

4 Definitions

In this Act:

model aircraft has the same meaning as in the *Civil Aviation Safety Regulations 1998*.

RPA has the same meaning as in the *Civil Aviation Safety Regulations 1998*.

unmanned aircraft levy means unmanned aircraft levy payable:

- (a) on applying under the *Civil Aviation Safety Regulations 1998* for registration of an aircraft (within the meaning of the *Civil Aviation Act 1988*) as an RPA or as a model aircraft; or
- (b) on applying under the Part 101 Manual of Standards (within the meaning of the *Civil Aviation Safety Regulations 1998*) for permission to operate, or to conduct operations using, an RPA or model aircraft registered under a law of a foreign country.

Part 2—Unmanned aircraft levy

5 Imposition of levy

Unmanned aircraft levy is imposed.

6 Amount of levy

- (1) The amount of the levy is the amount prescribed by the regulations.
- (2) The amount prescribed:
 - (a) must not be more than \$300; and
 - (b) may be a nil amount.

Part 3—Other matters

7 Act does not impose levy on property of a State

- (1) This Act does not impose a tax on property of any kind belonging to a State.
- (2) In this section, *property of any kind belonging to a State* has the same meaning as in section 114 of the Constitution.
- (3) For the purposes of this section, assume that a reference in section 114 of the Constitution to a State includes a reference to the Australian Capital Territory and the Northern Territory.

8 Regulations

The Governor-General may make regulations prescribing matters:

- (a) required or permitted by this Act to be prescribed by the regulations; or
- (b) necessary or convenient to be prescribed for carrying out or giving effect to this Act.

*[Minister's second reading speech made in—
House of Representatives on 27 August 2020
Senate on 8 December 2020]*

(90/20)
