



Narcotic Drugs (Licence Charges) Amendment Act 2022

No. 70, 2022

An Act to amend the *Narcotic Drugs (Licence Charges) Act 2016*, 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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An Act to amend the *Narcotic Drugs (Licence Charges) Act 2016*, and for related purposes

[Assented to 30 November 2022]

The Parliament of Australia enacts:

1 Short title

This Act is the *Narcotic Drugs (Licence Charges) Amendment Act 2022*.

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 day after this Act receives the Royal Assent.	1 December 2022

Note: This table relates only to the provisions of this Act as originally enacted.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

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.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

Narcotic Drugs (Licence Charges) Act 2016

1 Title

Omit “on”, substitute “relating to”.

2 Section 6 (heading)

Repeal the heading, substitute:

6 Imposition of charges

3 Before subsection 6(1)

Insert:

Charge on a licence

4 At the end of section 6

Add:

Charge on matters that relate to a licence

- (3) Charge is imposed on each matter prescribed by the regulations, being a matter that relates to a licence that is in force.
- (4) Without limiting subsection (3), the regulations may prescribe different matters in relation to the following:
 - (a) different classes of licence;
 - (b) licences of the same class that authorise different activities.
- (5) Subsection (3) imposes a charge only so far as that charge is neither a duty of customs nor a duty of excise within the meaning of section 55 of the Constitution.

5 Section 7 (heading)

Repeal the heading, substitute:

7 By whom charges payable

6 Section 7

Omit “imposed on a licence”.

7 Section 8 (heading)

Repeal the heading, substitute:

8 Amounts of charges

8 Subsection 8(1)

Repeal the subsection, substitute:

- (1) The amount of a charge is the amount prescribed by, or worked out in accordance with a method prescribed by, the regulations.

9 Subsection 8(2)

Omit “prescribe different charges”, substitute “prescribe different amounts of, or prescribe different methods of working out amounts of, charge”.

10 Saving of regulations

The repeal and substitution of subsection 8(1) of the *Narcotic Drugs (Licence Charges) Act 2016* made by this Schedule does not affect the validity of regulations in force for the purposes of that subsection immediately before the commencement of this item.

*[Minister's second reading speech made in—
House of Representatives on 3 August 2022
Senate on 6 September 2022]*

(65/22)

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