

2008

The Parliament of the  
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

*Presented and read a first time*

## **Road Charges Legislation Repeal and Amendment Bill 2008**

**No.     , 2008**

*(Infrastructure, Transport, Regional Development and Local Government)*

**A Bill for an Act to repeal and amend the law  
relating to road charges, and for related purposes**



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1     **A Bill for an Act to repeal and amend the law**  
2     **relating to road charges, and for related purposes**

3     The Parliament of Australia enacts:

4     **1 Short title**

5                     This Act may be cited as the *Road Charges Legislation Repeal and*  
6                     *Amendment Act 2008.*

7     **2 Commencement**

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

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day on which this Act receives the Royal Assent.	
2. Schedules 1 and 2	Immediately before the commencement of Schedule 1 to the <i>Interstate Road Transport Charge Amendment Act (No. 2) 2008</i> .	
3. Schedule 3	1 January 2009.	1 January 2009

1 Note: This table relates only to the provisions of this Act as originally  
2 passed by both Houses of the Parliament and assented to. It will not be  
3 expanded to deal with provisions inserted in this Act after assent.

4 (2) Column 3 of the table contains additional information that is not  
5 part of this Act. Information in this column may be added to or  
6 edited in any published version of this Act.

### 7 **3 Schedule(s)**

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9 repealed as set out in the applicable items in the Schedule  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

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**Schedule 1—Repeal of the Road Transport  
Charges (Australian Capital Territory)  
Act 1993**

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*Road Transport Charges (Australian Capital Territory) Act  
1993*

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**1 The whole of the Act**

Repeal the Act.

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**Schedule 2—Amendments relating to the  
repeal of the Road Transport Charges  
(Australian Capital Territory) Act 1993**

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***Road Transport Reform (Heavy Vehicles Registration) Act  
1997***

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**1 Paragraphs 9(c), 10(1)(g) and 17(2)(f)**

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Repeal the paragraphs.

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**2 Section 30**

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Repeal the section.



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**Schedule 3—Amendment of the Fuel Tax Act  
2006**

*Fuel Tax Act 2006*

**1 Subsection 43-10(3)**

Omit “road user charge, determined by the \*Transport Minister”,  
substitute “\*road user charge for the fuel”.

**2 Subsection 43-10(5)**

Repeal the subsection.

**3 Subsection 43-10(6)**

Omit “road user charge”, substitute “\*road user charge”.

**4 At the end of section 43-10**

Add:

*Meaning of road user charge*

(7) The *road user charge* for taxable fuel means the following rate (as indexed in accordance with regulations made for the purposes of subsection (8)):

- (a) if no rate has been prescribed by the regulations for the purposes of this definition—21 cents for each litre of the fuel;
- (b) otherwise—the rate prescribed by the regulations for the purposes of this definition.

(8) The regulations may prescribe a method for indexing the \*road user charge.

**5 Section 110-5**

Insert:

*road user charge* has the meaning given by section 43-10.

**6 Section 110-5 (definition of *Transport Department*)**

1 Repeal the definition.

2 **7 Section 110-5 (definition of *Transport Minister*)**

3 Repeal the definition.

4 **8 Section 110-5 (definition of *Transport Secretary*)**

5 Repeal the definition, substitute:

6 *Transport Secretary* means the Secretary of the Department  
7 administered by the Minister who administers the *Motor Vehicle*  
8 *Standards Act 1989*.

9 **9 Application**

10 The amendments made by this Schedule apply to taxable fuel acquired  
11 or manufactured in, or imported into, Australia on or after 1 January  
12 2009.