

NORTHERN TERRITORY OF AUSTRALIA

**CONSUMER AFFAIRS AND FAIR TRADING (FUEL RETAILERS)
REGULATIONS 2017**

As in force at 1 November 2017

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NORTHERN TERRITORY OF AUSTRALIA

As in force at 1 November 2017

CONSUMER AFFAIRS AND FAIR TRADING (FUEL RETAILERS) REGULATIONS 2017

Regulations under the *Consumer Affairs and Fair Trading Act 1990*

1 Citation

These Regulations may be cited as the *Consumer Affairs and Fair Trading (Fuel Retailers) Regulations 2017*.

2 Commencement

These Regulations commence on 1 November 2017.

3 Scheme for publication of service station fuel prices

For section 187(1) of the Act, there is to be a scheme known as MyFuel NT.

4 Registering for MyFuel NT

- (1) The fuel retailer for a service station is required to register the service station for MyFuel NT before offering prescribed fuel for retail sale at the service station.
- (2) Subject to subregulation (3), a service station is registered in accordance with MyFuel NT when:
 - (a) the fuel retailer for the service station gives the following details (**registration details**) to the Commissioner:
 - (i) the name, ABN and ACN (if any) of the fuel retailer;
 - (ii) the telephone number, postal address and email address of the fuel retailer;
 - (iii) the name, position title, telephone number and email address of the primary contact person for the fuel retailer;

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- (iv) the business name registered under the *Business Names Registration Act 2011* (Cth) for the service station;
 - (v) the telephone number, street address, postal address and email address of the service station;
 - (vi) the name, position title, telephone number and email address of the primary contact person for the service station;
 - (vii) the fuel brand offered for retail sale at the service station (if any);
 - (viii) each prescribed fuel usually offered for retail sale at the service station; and
- (b) the Commissioner gives confirmation of registration to the fuel retailer.
- (3) A service station is not registered in accordance with MyFuel NT if:
- (a) any of the registration details for the service station change; and
 - (b) the fuel retailer for the service station fails to notify the Commissioner of the change within 14 days of the change occurring.
- (4) The Commissioner must cancel the registration of a service station if:
- (a) the person who registered the service station under subregulation (1) requests the Commissioner to do so; and
 - (b) the Commissioner is satisfied that the person is no longer the fuel retailer for the service station.
- (5) In this regulation:

ABN, see section 41 of the *A New Tax System (Australian Business Number) Act 1999* (Cth).

ACN, see section 9 of the *Corporations Act 2001*.

5 Reporting for MyFuel NT

The fuel retailer for a service station is required to report the following information to the Commissioner:

- (a) the normal fuel price of each prescribed fuel offered for retail sale at the service station and the date and time at which that normal fuel price is effective;
- (b) that a prescribed fuel offered for retail sale is temporarily unavailable, when that occurs.

6 Changing price displayed on price board

- (1) This regulation applies if a fuel retailer for a service station displays the price of a prescribed fuel on a price board at the service station.
- (2) If the fuel retailer displays the price of a prescribed fuel on a price board and the normal fuel price of the prescribed fuel changes, the fuel retailer must change the price displayed on the price board:
 - (a) as soon as the price change is effective as reported under regulation 5(a); and
 - (b) if the normal fuel price increases - before, or at the same time as, changing the price on any fuel pump display; and
 - (c) if the normal fuel price decreases - after, or at the same time as, changing the price on any fuel pump display.

- (3) In this regulation:

fuel pump display means the display of the normal fuel price appearing on a metered fuel pump at a service station.

7 Discounted fuel price not to be displayed on price board

- (1) A discounted fuel price must not be displayed on a price board.
- (2) To avoid doubt, information about discounts and special offers may be displayed on a price board.

8 Exemption

The Commissioner may exempt a fuel retailer for a service station from a requirement of these Regulations if it appears to the Commissioner that, in the circumstances, compliance with the requirement is not necessary for the public interest.

ENDNOTES

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KEY

Key to abbreviations

amd = amended

app = appendix

bl = by-law

ch = Chapter

cl = clause

div = Division

exp = expires/expired

f = forms

Gaz = Gazette

hdg = heading

ins = inserted

lt = long title

nc = not commenced

od = order

om = omitted

pt = Part

r = regulation/rule

rem = remainder

renum = renumbered

rep = repealed

s = section

sch = Schedule

sdiv = Subdivision

SL = Subordinate Legislation

sub = substituted

2

LIST OF LEGISLATION

Consumer Affairs and Fair Trading (Fuel Retailers) Regulations (SL No. 28, 2017)

Notified 27 September 2017

Commenced 1 November 2017 (r 2)

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GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the table of amendments to this reprint) are made by the *Interpretation Legislation Amendment Act 2018* (Act No. 22 of 2018) to: r 1.