

NORTHERN TERRITORY OF AUSTRALIA

REVENUE UNITS ACT 2009

As in force at 1 July 2018

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NORTHERN TERRITORY OF AUSTRALIA

As in force at 1 July 2018

REVENUE UNITS ACT 2009

An Act to provide for fees and charges expressed as revenue units, the indexation of the monetary value of revenue units and for related purposes

1 Short title

This Act may be cited as the *Revenue Units Act 2009*.

2 Commencement

This Act commences on 1 January 2010.

3 Monetary amount of fee or charge

- (1) A reference in a law of the Territory to a fee or charge that is expressed as a number of revenue units is a reference to an amount of money equal to the amount obtained by multiplying the monetary value of a revenue unit, as calculated in accordance with section 4, by the number of revenue units.

Note for subsection (1)

The number of revenue units may be a whole number or a decimal or fractional number.

- (2) However, if the amount obtained for the fee or charge is not a multiple of \$1, the amount is to be rounded down to the nearest \$1.

Example for subsection (2)

If a fee is expressed as 10 revenue units and the value of a revenue unit is \$1.06, the actual fee will be \$10.00.

- (3) In its application to an Act, subsection (1) is subject to a contrary intention in the Act.

4 Indexation of monetary value of revenue unit

- (1) The monetary value of a revenue unit:
- (a) is \$1.18 until 30 June 2019; and

(b) for the financial year commencing on 1 July 2019, or a subsequent financial year, is the amount calculated in accordance with the formula in subsection (2) and as provided by subsections (3) and (4).

(2) The formula is:

$$A = B \times \left[\text{the greater of } \frac{C}{D} \text{ and } 1.03 \right]$$

where:

A is the monetary value of a revenue unit for the financial year for which the calculation is made.

B is the monetary value of a revenue unit for the financial year immediately preceding the financial year for which the calculation is made.

C is the average of the CPI figures for Darwin for each of the 4 quarters of the calendar year immediately preceding the financial year for which the calculation is made.

D is the average of the CPI figures for Darwin for each of the 4 quarters of the calendar year 2 years preceding the financial year for which the calculation is made.

(3) The monetary value of a revenue unit, calculated in accordance with subsection (2), is to be rounded down to 2 decimal places.

Example for subsection (3)

By calculating in accordance with the formula in subsection (2), A is equal to \$1.129. A is rounded down to 2 decimal places which gives a value of \$1.12.

(4) Any retrospective change to the method of calculating the CPI figures for Darwin does not retrospectively affect the value of a revenue unit.

(5) In this section:

CPI figure for Darwin means the Consumer Price Index: All Groups Index Number for Darwin published by the Australian Statistician under the authority of the *Census and Statistics Act 1905* (Cth).

quarter, of a calendar year, means the period of 3 months ending at the end of March, June, September or December in that year.

5 **New monetary value of revenue unit**

If the monetary value of a revenue unit calculated under section 4 for a financial year (the ***new financial year***) increases from that of the previous financial year, the new value:

- (a) takes effect on 1 July of the new financial year; and
- (b) applies in calculating the amount of a fee or charge incurred only on or after the day on which the new value takes effect.

6 **Notifying new monetary value of revenue unit**

- (1) The Commissioner of Territory Revenue must notify the new value of a revenue unit by *Gazette* notice before the date on which the new value takes effect.
- (2) However, a failure to do so does not affect the operation of section 5(a).
- (3) In this section:

Commissioner of Territory Revenue, see section 6 of the *Taxation Administration Act 2007*.

7 **Regulations**

The Administrator may make regulations under this Act.

8 **Repeal**

The *Revenue Units Act 2000* (Act No. 18 of 2000) is repealed.

9 **Application and transitional matters**

- (1) This Act applies to a fee or charge incurred after the commencement.
- (2) Despite section 8, the repealed Act continues to apply to a fee or charge incurred before the commencement but not paid as at the commencement.
- (3) In this section:

commencement means the commencement of this section.

repealed Act means the *Revenue Units Act 2000* as in force immediately before the commencement.

10 Application and transitional matters for *Revenue Legislation Amendment Act 2018*

- (1) The amendments made to this Act by the *Revenue Legislation Amendment Act 2018* apply to a fee or charge incurred on or after 1 July 2018.
- (2) This Act, as in force immediately before 1 July 2018, continues to apply to a fee or charge incurred before 1 July 2018.

ENDNOTES

1 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

Revenue Units Act 2009 (Act No. 35, 2009)

Assent date 15 December 2009
Commenced 1 January 2010 (s 2)

Revenue Legislation Amendment Act 2018 (Act No. 14, 2018)

Assent date 28 June 2018
Commenced pts 3, 4 and 6 (except ss 34 and 36(3)): 1 May 2018;
pt 2, divs 1 and 2, pt 5, ss 34 and 36(3) and pt 7: 1 July 2018;
pt 2, div 3 and pt 8: 1 July 2019 (s 2)

3 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, 2018)* to: ss 1, 6 and 9.

4 LIST OF AMENDMENTS

s 4 amd No. 14, 2018, s 28
s 10 ins No. 14, 2018, s 29