



# NORTHERN TERRITORY OF AUSTRALIA

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No. 46 of 1990

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## AN ACT

to amend the *Business Franchise Act*

[Assented to 20 September 1990]

**B**E it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Business Franchise Amendment Act 1990*.

2. COMMENCEMENT

This Act shall be deemed to have come into operation on 21 August 1990.

3. PRINCIPAL ACT

The *Business Franchise Act* is in this Act referred to as the Principal Act.

4. LICENCE FEES

Section 23(1) of the Principal Act is amended -

- (a) by omitting from paragraph (a) "40%" and substituting "50%"; and
  - (b) by omitting from paragraph (b) "4 cents" and substituting "5 cents".
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*Business Franchise Amendment*

5. REBATE

(1) Regulation 3(3) of the Business Franchise Regulations (being Regulations 1987, No. 35 as amended) is amended by omitting "3 cents" and substituting "2 cents".

(2) The amendment made by subsection (1) shall apply to and in relation to the amount of any rebate that may be paid by the Commissioner pursuant to regulation 3 of the Business Franchise Regulations in respect of a petroleum or shale product (to which that regulation applies) purchased on or after the commencement of this Act.

(3) The amendment made by subsection (1) may be repealed or amended by regulations made under the Principal Act.

6. TRANSITIONAL

(1) Notwithstanding section 23(1) of the Principal Act (as amended by this Act) the fee to be paid for a licence in respect of the month of October 1990 is the fixed amount of \$10 plus -

- (a) in the case of a licence to sell tobacco - the sum of 40% of the value of tobacco purchased in or outside the Territory by the applicant for the licence (or, in the case of a group licence, by all the members of the group) during the period 1 to 20, inclusive, of August 1990 and 50% of the value of such purchases during the period 21 to 31, inclusive, of August 1990; and
- (b) in the case of a licence to sell petroleum products - the sum of 4 cents per litre of petroleum products purchased in or outside the Territory by the applicant for the licence (or, in the case of a group licence, by all the members of the group) during the period 1 to 20, inclusive, of August 1990 and 5 cents per litre of such purchases during the period 21 to 31, inclusive, of August 1990.

(2) Subject to subsection (1), section 23 of the Principal Act applies in the interpretation of that subsection.

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