



New South Wales

Conveyancing (General) Amendment (Fees) Regulation 2007

under the

Conveyancing Act 1919

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Conveyancing Act 1919*.

ANTHONY KELLY, M.L.C.,
Minister for Lands

Explanatory note

The object of this Regulation is to increase certain fees payable to the Registrar-General under the *Conveyancing Act 1919*.

The Regulation also provides for separate (increased) fees:

- (a) for lodgment for registration of plans under the *Community Land Development Act 1989* and for lodgment for registration or recording of other plans comprising no more than 2 lots or more than 2 lots (instead of having the same fee apply to lodgment of all of these categories of plan), and
- (b) for the pre-examination of such plans (instead of having the same fee apply to pre-examination of all of these categories of plan).

These proposed fees incorporate:

- (a) the first 8 hours (instead of the first 4 hours) of examination of lodged plans or pre-examination of plans in the case of plans under the *Community Land Development Act 1989*, and
- (b) the first 4 hours of examination of lodged plans or pre-examination of plans in the case of other plans comprising no more than 2 lots, and
- (c) the first 6 hours (instead of the first 4 hours) of examination of lodged plans or pre-examination of plans in the case of other plans comprising more than 2 lots.

This Regulation is made under the *Conveyancing Act 1919*, including section 202 (the general regulation-making power) and, in particular, section 202 (1) (d).

2007 No 279

Clause 1 Conveyancing (General) Amendment (Fees) Regulation 2007

Conveyancing (General) Amendment (Fees) Regulation 2007

under the

Conveyancing Act 1919

1 Name of Regulation

This Regulation is the *Conveyancing (General) Amendment (Fees) Regulation 2007*.

2 Commencement

This Regulation commences on 1 July 2007.

3 Amendment of Conveyancing (General) Regulation 2003

The *Conveyancing (General) Regulation 2003* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 3)

Schedule 1

Omit the Schedule. Insert instead:

Schedule 1 Fees

(Clauses 4, 5, 6, 12, 21, 22, 41, 42 and 43)

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Registration in the General Register of Deeds		
1	For each registration, or renewal or vacation of registration, of any writ, order or legal proceeding made under Division 2 of Part 23 of the Act	86.00
2	For each registration of an agricultural goods mortgage or other security instrument within the meaning of the <i>Security Interests in Goods Act 2005</i> , or any other instrument relating to a registered security interest within the meaning of that Act, made under the <i>Security Interests in Goods Act 2005</i>	86.00
3	For registration under Division 5 of Part 6 of the Act of a memorandum containing provisions that are capable of being covenants that may be included in a security instrument that is registered under the <i>Security Interests in Goods Act 2005</i>	86.00
4	For recording or registering any instrument not otherwise provided for in this Schedule	86.00
5	On request for preparation of a registration copy of an instrument or part of an instrument	12.50 for up to 4 pages, and then 12.50 for each additional 4 pages or part of that number
	In addition, for preparation of the copy	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved

2007 No 279

Conveyancing (General) Amendment (Fees) Regulation 2007

Schedule 1 Amendment

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Copies		
6	For supplying a copy of a document or part of a document (other than a certified copy) in the custody of the Registrar-General:	
	(a) to any person attending an office of the Department of Lands	12.50
	(b) by electronic means to any agent licensed by the Department of Lands	6.20
	(c) to any person by some other means	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved in providing the service
7	On lodgment of an application for a certified copy of a document or part of a document in the custody of the Registrar-General	90.00
	In addition, if a copy is prepared by a photocopying process	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved in preparing the copy
8	In the case of a requisition for a copy available to any person attending an office of the Department of Lands that, in the opinion of the Registrar-General, is a request for a copy for which the above schedule of fees is not appropriate	Such reasonable fee (determined by the Registrar-General in negotiation with the requesting party) as is warranted by the cost incurred in providing the copy
9	On lodgment of an application for a copy of a document in the custody of the Registrar-General, other than a certified copy or a copy available to any person attending an office of the Department of Lands	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved in preparing the copy

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Official searches (General Register of Deeds)		
10	On requisition for a search, or the continuation of a search, from the date of the prior certificate of result of the search (including the office copy certificate of the result of a search or the continuation of the search)	200.00
	In addition, for each quarter-hour or part of a quarter-hour occupied in the search or continuation of the search after the first hour	50.00
11	On request for a copy of an official search	90.00
Public searches (General Register of Deeds)		
12	On requisition for a search, or the continuation of a search, of the General Register of Deeds	110.00
	In addition, for each quarter-hour or part of a quarter-hour occupied in the search or continuation of the search after the first half-hour	55.00
13	For supplying a copy (other than a certified copy) in response to a facsimile request for a document in the custody of the Registrar-General if no initial search is required	23.50
	In addition, for a copy of each additional document required	12.50
Search for writs, orders or legal proceedings		
14	For a search against each name (other than a search in response to a facsimile request)	12.50
15	For a search in response to a facsimile request, in respect of a search for 1 or 2 names	23.50
	In addition, for a search of each additional name in excess of 2	12.50
Search for security interests in goods (General Register of Deeds)		
16	For a search against each name:	
	(a) by any person attending an office of the Department of Lands	12.50
	(b) by electronic means to any agent licensed by the Department of Lands	6.20

2007 No 279

Conveyancing (General) Amendment (Fees) Regulation 2007

Schedule 1 Amendment

	\$
(c) by any person by some other means	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved in providing the service
Plans	
17 On lodgment for registration or recording of a plan (other than a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i> or a plan prepared solely for the purpose of placing survey information on public record):	
(a) comprising no more than 2 lots	1000.00
(b) comprising more than 2 lots	1200.00
In addition, for each quarter-hour or part of a quarter-hour in excess of:	
(a) the first 4 hours occupied in the examination of the plan referred to in paragraph (a) above	50.00
(b) the first 6 hours occupied in the examination of the plan referred to in paragraph (b) above	50.00
On lodgment for registration of a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i>	1600.00
In addition, for each quarter-hour or part of a quarter-hour in excess of the first 8 hours occupied in the examination of the plan	50.00
In the case of land the subject of a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i> :	
(a) for each additional sheet in excess of 4	90.00
(b) for the management statement accompanying the community, precinct or neighbourhood plan, including any associated plans or sketches	300.00
(c) for any development contract accompanying the community, precinct or neighbourhood plan	200.00
In addition, for each lot, allotment or portion shown or separately defined on the plan	120.00

Conveyancing (General) Amendment (Fees) Regulation 2007

Amendment

Schedule 1

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And, if the plan is accompanied by a section 88B instrument, for each easement, restriction on the use of land, positive covenant or profit à prendre to be created, irrespective of the number of lots burdened or benefited, an additional	90.00
And, if the plan is accompanied by a section 88B instrument, for each easement or profit à prendre to be released, irrespective of the number of lots burdened or benefited, an additional	90.00
And, if the plan is accompanied by a building management statement, an additional	300.00
And, if the plan is lodged for the purpose of consolidating 2 or more folios of the Register kept under the <i>Real Property Act 1900</i> —for each folio of the Register to be consolidated, an additional	16.50
And, if a plan lodged in connection with an application to bring land under the <i>Real Property Act 1900</i> includes land already under that Act and a consolidated folio of the Register kept under that Act is to be created—for each folio to be consolidated, an additional	16.50
18 On lodgment of an additional or replacement sheet in conjunction with an application to amend a registered community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i>	90.00
19 For recording a plan prepared solely for the purpose of placing survey information on public record	90.00
20 For examining a plan if survey information has been added to an original compiled plan as a result of a requisition	90.00
21 For pre-examination of a plan (other than a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i>):	
(a) comprising no more than 2 lots	1100.00
(b) comprising more than 2 lots	1320.00
In addition, for each quarter-hour or part of a quarter-hour in excess of:	
(a) the first 4 hours occupied in the examination of the plan referred to in paragraph (a) above	55.00

2007 No 279

Conveyancing (General) Amendment (Fees) Regulation 2007

Schedule 1 Amendment

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	(b) the first 6 hours occupied in the examination of the plan referred to in paragraph (b) above	55.00
22	For pre-examination of a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i>	1760.00
	In addition, for each quarter-hour or part of a quarter-hour in excess of the first 8 hours occupied in the examination of the plan	55.00
23	For preparation and supply of a plan	200.00
	In addition, for each quarter-hour or part of a quarter-hour in excess of the first hour occupied in the preparation of the plan	50.00
24	On lodgment of an application for revival of a plan previously rejected or withdrawn	Such fee as would be appropriate to the plan as a new lodgment
25	On lodgment of a substituted plan or any sheet of such a plan or an additional sheet of a plan	90.00
26	On lodgment of a section 88B instrument in substitution for another such instrument or part of such instrument	Such fee as would be appropriate to the instrument as an original lodgment
27	On lodgment of an application to amend a plan	90.00
	In addition, if the application involves the amendment of a Crown grant, a certificate of title or a folio of the Register kept under the <i>Real Property Act 1900</i> :	
	(a) for the first grant, certificate or folio	90.00
	(b) for each subsequent grant, certificate or folio	12.50
28	On lodgment of an application for an order terminating a neighbourhood scheme under section 72 of the <i>Community Land Development Act 1989</i>	90.00
	In addition, for each quarter-hour or part of a quarter-hour occupied in examining the application	50.00
Miscellaneous		
29	For furnishing a certificate of ownership (<i>Local Government Act 1993</i> —section 700 (2) or <i>Environmental Planning and Assessment Act 1979</i> —section 151 (2))	50.00

Conveyancing (General) Amendment (Fees) Regulation 2007

Amendment

Schedule 1

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	50.00
	50.00
30	23.50
	4.00
31	23.50
	4.00
32	23.50
33	21.50
34	90.00

BY AUTHORITY