



New South Wales

Strata Schemes (Freehold Development) Amendment (Fees) Regulation 1998

under the

Strata Titles (Freehold Development) Act 1973

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Strata Titles (Freehold Development) Act 1973*.

R. S. Amery MP

Minister for Land and Water Conservation

Explanatory note

The object of this Regulation is to increase certain fees payable to the Registrar-General under the *Strata Titles (Freehold Development) Act 1973*.

This Regulation also introduces a new fee for examining a plan for registration where the examination exceeds 4 hours.

This Regulation is made under the *Strata Titles (Freehold Development) Act 1973*, including section 158 (the general regulation-making power, in particular, section 158 (1) (d)) and various other sections referred to in this Regulation.

Strata Schemes (Freehold Development) Amendment (Fees) Regulation 1998

1 Name of Regulation

This Regulation is the *Strata Schemes (Freehold Development) Amendment (Fees) Regulation 1998*.

2 Commencement

This Regulation commences on 1 July 1998.

3 Amendment of Strata Schemes (Freehold Development) Regulation 1997

The *Strata Schemes (Freehold Development) Regulation 1997* is amended as set out in Schedule 1.

4 Note

The explanatory note does not form part of this Regulation.

Schedule 1 Amendment of Strata Schemes (Freehold Development) Regulation 1997

(Clause 3)

Schedule 2 Fees

Omit the Schedule. Insert instead:

Schedule 2 Fees

(Clause 26)

	\$
1 On lodgment of a plan for registration	545.00
And, in addition, for each hour or part of an hour in excess of the first 4 hours occupied in the examination ...	56.00
And, in addition, for each lot shown on the plan	56.00
And, if the plan is accompanied by a copy of the proposed by-laws for the strata scheme	112.00
And, if the plan is accompanied by a section 88B instrument in which only one easement, restriction on the use of land, positive covenant or profit a prendre is to be created, irrespective of the number of lots burdened or benefited, an additional	56.00
And, if the plan is accompanied by a section 88B instrument in which the combined number of easements, restrictions on the use of land, positive covenants or profits a prendre to be created is 2 or more, an additional	112.00
And, if the plan is accompanied by a section 88B instrument in which only one easement is to be released, irrespective of the number of lots burdened or benefited, an additional	56.00
And, if the plan is accompanied by a section 88B instrument in which the number of easements to be released is 2 or more, an additional	112.00
And, if the plan is a strata plan of consolidation—for each folio of the Register to be consolidated, an additional	15.00

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Schedule 1 Amendment of Strata Schemes (Freehold Development) Regulation 1997

		\$
2	On lodgment of a substituted plan or any sheet of such a plan	56.00
3	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 fee.	
4	On lodgment of an application to amend a plan	56.00
	And, in addition, if the application involves the amendment of a certificate of title or folio of the Register:	
	(a) for the first certificate or folio	56.00
	(b) for each certificate or folio after the first	10.00
5	For examining a plan before lodgment	545.00
	And, in addition, for each hour or part of an hour in excess of the first 4 hours occupied in the examination	56.00
6	On lodgment of a notification of change of by-laws	56.00
7	On lodgment of a notice of conversion	56.00
8	On lodgment of a notification of change of address for service of notices on a body corporate	56.00
9	On lodgment of an order varying a strata scheme	56.00
10	On lodgment of an application for an order terminating a strata scheme	56.00
	And, in addition, for each hour or part of an hour occupied in examining the application	100.00
11	On lodgment of an order terminating a strata scheme	56.00
12	On lodgment of a certificate that the initial period has expired, given by a body corporate pursuant to section 9 (3) (d) (i), 13 (2) (b) (i) or 28 (4) (b)	56.00
13	On lodgment of a strata management statement	56.00
14	On lodgment for registration of a strata development contract	112.00
15	On lodgment for registration of an amendment to a strata development contract	56.00
16	For supplying a copy, available from the Document Copy Service, of a strata development contract or part of a strata development contract	3.90

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Amendment of Strata Schemes (Freehold Development) Schedule 1
Regulation 1997

		\$
17	For supplying a copy of a strata development contract or part of a strata development contract in response to a requisition requiring dispatch of information by post, facsimile or other means approved by the Registrar-General	20.00
	And, in addition, for supplying documents by facsimile transmission, for each sheet in excess of 2 sheets	1.00
	And, for each requisition if more than 20 pages but not more than 100 pages of a strata development contract or contracts are to be copied	20.00
18	For supplying a copy, available from the Document Copy Service, of any by-laws lodged with a strata plan	3.90
19	On lodgment of any document not otherwise referred to in this Schedule	56.00