



New South Wales

Real Property Amendment Regulation 1998

under the
Real Property Act 1900

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Real Property Act 1900*.

RICHARD AMERY, M.P.,
Minister for Land and Water Conservation.

Explanatory note

The objects of this Regulation are:

- (a) to alter the requirements in relation to the medium that a plan sheet is to consist of in the case of plans annexed to or endorsed on dealings or caveats, and
- (b) to consolidate and clarify the requirements with respect to the way in which measurements of area are to be shown on those plans, and
- (c) to specify fees to be paid in relation to an application for the extinguishment of a restrictive covenant under Part 8A of the Act (which was inserted by the *Real Property Amendment Act 1998*).

This Regulation is made under the *Real Property Act 1900*, including section 144 (1) (a) (the power to prescribe fees).

1998 No 609

Clause 1 Real Property Amendment Regulation 1998

Real Property Amendment Regulation 1998

1 Name of Regulation

This Regulation is the *Real Property Amendment Regulation 1998*.

2 Commencement

This Regulation commences on 2 November 1998.

3 Amendment of Real Property Regulation 1998

The *Real Property Regulation 1998* is amended as set out in Schedule 1.

4 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause3).

[1] Schedule 4 Requirements for plans to be annexed to or endorsed on dealings or caveats

Omit items 5 and 6. Insert instead:

- (5) Area measurements shown on a plan must be expressed in the following units of measurement:
 - (a) areas of less than one hectare must be expressed in square metres accompanied by the symbol "m²".
 - (b) areas of one hectare or more but less than 10 000 hectares must be expressed in hectares (using not more than 4 significant figures) accompanied by the symbol "ha".
 - (c) areas of 10 000 hectares or more must be expressed in square kilometres accompanied by the symbol "km²".

[2] Schedule 4, item (10)

Omit "a polyester film". Insert instead "paper".

[3] Schedule 4, item (13)

Omit "The polyester film or other approved medium"
Insert instead "Each plan sheet".

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Schedule 1 Amendments

[4] Schedule 5 Fees

Insert after item 7:

7A	On lodgment of an application under section 81A of the Act for the extinguishment of a restrictive covenant	\$56.00
In addition:		
(a)	for each hour or part of an hour occupied in examining the application	\$100.00
(b)	for the Registrar-General's costs of serving notice under section 81D of the Act by way of registered post ...	Such amount as the Registrar-General determines having regard to the cost of posting the notice(s).