



New South Wales

Conveyancing (General) Amendment (Fees) Regulation 2002

under the

Conveyancing Act 1919

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

KIM YEADON, M.P.,
Minister for Information Technology

Explanatory note

The objects of this Regulation are:

- (a) to increase certain fees payable to the Registrar-General under the *Conveyancing Act 1919 (the Act)*, and
- (b) to introduce new fees:
 - (i) for the lodgment and examination of an application for an order terminating a neighbourhood scheme under section 72 of the *Community Land Development Act 1989*, and
 - (ii) for the furnishing of a certificate of ownership under section 700 (2) of the *Local Government Act 1993* or section 151 (2) of the *Environmental Planning and Assessment Act 1979*, and
- (c) to remove additional fees:
 - (i) for the supply of a copy of a document containing 20 or more pages or multiple copies of a document containing 10 or more pages, and
 - (ii) for the supply of certified copies of a document, where the application for the copies is made by post, and
 - (iii) for the supply of a document by facsimile transmission in response to a telephone request, and
 - (iv) for depositing a document or documents pursuant to section 64 of the Act, where the deposit is made by post, and

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- (v) for the return of a document or documents deposited pursuant to section 64 of the Act, where the application is made by post.

These fee increases take account of the annual increase in the Consumer Price Index.

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

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Clause 1 Conveyancing (General) Amendment (Fees) Regulation 2002

**Conveyancing (General) Amendment (Fees) Regulation
2002**

under the

Conveyancing Act 1919

1 Name of Regulation

This Regulation is the *Conveyancing (General) Amendment (Fees) Regulation 2002*.

2 Commencement

This Regulation commences on 1 December 2002.

3 Amendment of Conveyancing (General) Regulation 1998

The *Conveyancing (General) Regulation 1998* is amended as set out in Schedule 1.

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Schedule 1 Amendment

Schedule 1 Amendment

(Clause 3)

Schedule 6

Omit the Schedule. Insert instead:

Schedule 6 Fees

(Clause 39)

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	20.00
2 For each registration of a crop or wool lien or a stock mortgage, or any other instrument relating to such liens or mortgages, made under the <i>Liens on Crops and Wool and Stock Mortgages Act 1898</i>	20.00
3 For each registration of a bill of sale, or any other instrument relating to a bill of sale, made under the <i>Bills of Sale Act 1898</i>	20.00
4 For removal of a caveat in relation to a bill of sale	20.00
5 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 bill of sale, crop or wool lien or stock mortgage	20.00
6 For recording or registering any instrument not otherwise provided for in this Schedule	62.00

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Schedule 1

		\$
7	On request for preparation of a registration copy of an instrument or part of an instrument	4.00 for up to 4 pages, and then 4.00 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

Copies

8	For supplying a copy of a document or part of a document available from the Document Copy Service (other than a certified copy, a copy supplied in response to a telephone request or a copy relating to land the subject of a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i>)	4.00
9	For supplying a copy, available from the Document Copy Service:	
(a)	of a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i>	4.00
(b)	of a management statement relating to such a plan	4.00
(c)	of a development contract relating to such a plan	4.00
(d)	of an annexure to such a plan, statement or contract	4.00
10	On lodgment of an application for a certified copy of a document or part of a document in the custody of the Registrar-General	62.00

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	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
11	In the case of a requisition for a copy available from the Document Copy Service 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
12	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 from the Document Copy Service	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved in preparing the copy
13	For supplying a copy (other than a certified copy) of a document in response to a telephone or facsimile request	22.00
	In addition, for a copy of each additional document required	4.00
Official searches (General Register of Deeds)		
14	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)	62.00
	In addition, for each half-hour or part of a half-hour occupied in the search or continuation of the search after the first hour	31.00

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15	On request for a copy of an official search	62.00

Search for writs, orders or legal proceedings

16	For a search against each name (other than a search in response to a telephone request)	4.00
17	For a search in response to a telephone request, in respect of a search for 1 or 2 names	22.00
	In addition, for a search of each additional name in excess of 2	4.00

Plans

18	On lodgment for registration or recording of a plan, other than a plan prepared solely for the purpose of placing survey information on public record	600.00
	In addition, for each hour or part of an hour in excess of the first 4 hours occupied in the examination of the plan	62.00
<i>In the case of land the subject of a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i>:</i>		
(a)	for each additional sheet in excess of 4	62.00
(b)	for the management statement accompanying the community, precinct or neighbourhood plan, including any associated plans or sketches	124.00
(c)	for any development contract accompanying the community, precinct or neighbourhood plan	124.00
	In addition, for each lot, allotment or portion shown or separately defined on the plan	62.00

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And, if the plan is accompanied by a section 88B instrument in which only 1 easement, restriction on the use of land, positive covenant or profit à prendre is to be created, irrespective of the number of lots burdened or benefited, an additional	62.00
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 à prendre to be created is 2 or more, an additional	124.00
And, if the plan is accompanied by a section 88B instrument in which only 1 easement or profit à prendre is to be released, irrespective of the number of lots burdened or benefited, an additional	62.00
And, if the plan is accompanied by a section 88B instrument in which the number of easements or profits à prendre to be released is 2 or more, an additional	124.00
And, if the plan is accompanied by a building management statement, an additional	62.00
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	15.00
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	15.00

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Schedule 1

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19	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>	62.00
20	For recording a plan prepared solely for the purpose of placing survey information on public record	62.00
21	For examining a plan if survey information has been added to an original compiled plan as a result of a requisition	62.00
22	For pre-examination of a plan	660.00
	In addition, for each hour or part of an hour in excess of the first 4 hours occupied in the examination of the plan	68.20
23	For preparation and supply of a plan	103.00
	In addition, for each hour or part of an hour in excess of the first hour occupied in the preparation of the plan	62.00
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	62.00
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	62.00

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	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	62.00
	(b) for each subsequent grant, certificate or folio	10.00
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>	62.00
	In addition, for each hour or part of an hour occupied in examining the application	103.00
	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))	31.00
30	On depositing a document or documents pursuant to section 64 of the Act	22.00
	In addition, for each document in excess of 4	3.30
31	On application for return of a document or documents deposited pursuant to section 64 of the Act	22.00
	In addition, for each document in excess of 4	3.30
32	For inspection of a packet containing a document or documents deposited pursuant to section 64 of the Act	22.00

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Schedule 1 Amendment

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33	For production of documents at the Office of State Revenue	20.00
34	On request for entry of a marginal note evidencing a discrepancy between an original instrument and a registered copy of the instrument	62.00

BY AUTHORITY