



New South Wales

# Co-operatives Amendment (Fees) Regulation 2001

under the

Co-operatives Act 1992

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Co-operatives Act 1992*.

JOHN WATKINS, M.P.,  
Minister for Fair Trading

## Explanatory note

The object of this Regulation is to increase fees payable in connection with the administration of the *Co-operatives Act 1992*.

This Regulation is made under the *Co-operatives Act 1992*, including section 446 (the general regulation-making power) and, in particular, section 446 (2) (c) and (2A).

**2001 No 115**

Clause 1                    Co-operatives Amendment (Fees) Regulation 2001

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**Co-operatives Amendment (Fees) Regulation 2001**

**1 Name of Regulation**

This Regulation is the *Co-operatives Amendment (Fees) Regulation 2001*.

**2 Commencement**

This Regulation commences on 31 March 2001.

**3 Amendment of Co-operatives Regulation 1997**

The *Co-operatives Regulation 1997* is amended as set out in Schedule 1.

**4 Notes**

The explanatory note does not form part of this Regulation.

**Schedule 1 Amendment**

(Clause 3)

**Schedule 6 Fees**

Omit the Schedule. Insert instead:

**Schedule 6 Fees**

(Clause 55)

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Item</b>	<b>Section of Act</b>	<b>Type of fee</b>	<b>Amount</b>
1	19	Application to Registrar for registration—proposed co-operative	\$106 non-trading \$160 trading
2	24	Application to Registrar for registration—existing body corporate	\$160
3	28G	Issue of duplicate certificate	\$22
4	67 (2)	Application for Registrar's certificate	\$27
5	76A (2)	Application for Registrar's consent	\$54
6	108 (3)	Copy of rules	\$5 and \$1 for each page after the first page to a maximum of \$50
7	113 (2)	Registration of rule alteration	\$11 per rule to a maximum of \$70

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## Co-operatives Amendment (Fees) Regulation 2001

Schedule 1      Amendment

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Item</b>	<b>Section of Act</b>	<b>Type of fee</b>	<b>Amount</b>
8	113 (5)	Issue of certificate of registration of rule alteration	\$27
9	125 (1)	Application to Council for review	\$54
10	126 (3)	Application to Registrar for determination of a member's eligibility to vote	\$106
11	136 (6)	Application to Council for reduction in period for repayment	\$214
12	143	Application to Minister for exemption	\$214
13	145 (1)	Application to Council for approval to convert to a co-operative without share capital	\$54
14	155 (3) (a)	Application to Registrar for approval of disclosure statement	\$214
15	177 (1) (a)	Application to Council for approval of rules restricting voting rights	\$214
16	178 (2)	Application to Council for review of voting entitlement	\$214
17	192 (2) (c)	Lodgment of special resolution (not involving alteration of rules)	\$11
18	194 (3)	Application to Registrar for approval of disclosure statement	\$214
19	216 (3) (b)	Application to Council for approval of co-operative to have employee director	\$54

## Co-operatives Amendment (Fees) Regulation 2001

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Schedule 1

Column 1 Item	Column 2 Section of Act	Column 3 Type of fee	Column 4 Amount
20	243	Lodgment by a disclosing entity that is a co-operative of an annual financial report and an annual director's report pursuant to sections 292 and 319 of the <i>Corporations Law</i> (as adopted by section 243 of the Act)	Nil
21	244 (1)	Application to Registrar for exemption	\$214
22	250 (1) (d)	Approval of office where register is to be kept	\$27
23*	251 (5)	Obtaining copy of an entry in the Register	\$5 and \$1 for each page after the first page to a maximum of \$50
24	252 (1)	Lodgment of annual report:	
		(a) on or before the due date	Nil
		(b) more than 1 day but less than 28 days after the due date	\$79
		(c) 28 days or more after the due date	\$160
25	255 (5) (g)	Application to Registrar for exemption to use the word "Co-operative" or abbreviation	\$266
26	257 (e)	Application to Registrar for approval of abbreviation or elaboration of name	\$27
27	259 (1)	Application to Registrar for approval of change of name	\$54

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Item</b>	<b>Section of Act</b>	<b>Type of fee</b>	<b>Amount</b>
28	261 (3)	Lodgment of notice of change of address	Nil
29	266 (1)	Lodgment by unlisted disclosing entity of document containing price sensitive information referred to in section 1001B (1) of the <i>Corporations Law</i> (as adopted by section 266 of the Act)	Nil
30	266 (1)	Lodgment of disclosure document under sections 706, 707, 721 and 727 of the <i>Corporations Law</i> (as adopted by section 266 of the Act)	\$1,600
31	266 (1)	Lodgment of supplementary or replacement disclosure document under section 719 of the <i>Corporations Law</i> (as adopted by section 266 of the Act)	Nil
32	266 (1)	Lodgment of disclosure document under section 707 of the <i>Corporations Law</i> (as adopted by section 266 of the Act) relating to sale of unquoted securities	\$214
33	266 (6)	Application to Registrar for exemption	\$214
34	266A (2)	Application to Registrar for approval of disclosure statement	\$214
35	268 (3) (a)	Application to Registrar for approval of disclosure statement	\$214

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Item</b>	<b>Section of Act</b>	<b>Type of fee</b>	<b>Amount</b>
36	273 (1) (c)	Application to Registrar for approval of terms of issue of CCUs	\$214
37	285 (2)	Application to Council for exemption	\$214
38	289 (3)	Application to Council for approval of maximum share interest	\$214
39*	294 (2) (b)	Inspection of register of notifiable interests	\$27
40	298	Application to Registrar for exemption	\$214
41	300 (1)	Application to Council for approval of share offer	\$214
42	302 (4)	Application to Registrar for extension of period of share offer	\$54
43	308	Application to Council for exemption	\$214
44	311 (2)	Application for Registrar's consent	\$54
45	311A (2)	Application to Registrar for approval of disclosure statement	\$214
46	311B (1)	Application to Registrar for approval of merger or transfer of engagements	\$54
47	312	Application to Council for exemption	\$54
48	316 (4)	Application to Council for exemption	\$214

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Item</b>	<b>Section of Act</b>	<b>Type of fee</b>	<b>Amount</b>
49	325	Application to Registrar to exercise powers conferred by section 601AE or 601AF of the <i>Corporations Law</i> (as adopted by section 325 of the Act)	\$54
50	326 (2)	Application to Council for exemption	\$54
51	346 (1) (a)	Application for Registrar's permission	\$54
52	348 (1) (f)	Application to Registrar for direction	\$214
53	355 (1)	Application to Registrar for approval of explanatory statement	\$533
54	357 (5)	Lodgment of copy of order	\$27
		Additional fee for late lodgment	\$54
55	369E (2) (f)	Application to Registrar for registration—participating co-operative	\$214
56	369F (2) (d)	Application to Registrar for registration—non-participating co-operative	\$533
57	369K	Lodgment of particulars of alteration	\$27
		Additional fee for late lodgment	\$54



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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Item</b>	<b>Section of Act</b>	<b>Type of fee</b>	<b>Amount</b>
58	369L (1)	Lodgment of balance sheet: (a) on or before the due date (b) more than 1 day but less than 28 days after the due date (c) 28 days or more after the due date	Nil  \$79  \$160
59	369M (1)	Lodgment of notice of cessation of business—foreign co-operative	Nil
60	369N (1)	Application to Registrar for certificate of compliance	\$640
61	369Q (3) (a)	Application for Registrar's consent	\$214
62	369R (2)	Application to Registrar for approval of disclosure statement	\$214
63	369R (4)	Application to Registrar for exemption	\$214
64	369S (1)	Application to Registrar for approval of merger or transfer of engagements	\$214
65	402 (1) (a)	Application to Registrar for special meeting	\$214
66	402 (1) (b)	Application to Registrar for inquiry	\$533
67	408 (1)	Application to Registrar for extension or abridgment of time	\$54
68	413A (1) (a)	Inspection of Register	\$11

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Item</b>	<b>Section of Act</b>	<b>Type of fee</b>	<b>Amount</b>
69	413A (1) (b)	Inspection of prescribed document	\$11
70	413A (1) (c)	Certified copy of documents	\$22 and \$2 for each page after the first page to a maximum of \$40
71	440A (2) (c)	Application to Registrar for permission to give notice by newspaper	\$54
72	Sch 3 cl 13 (1)	Lodgment of notice of charge	\$54
73	Sch 3 cl 17 (1) (a)	Lodgment of notice of acquisition of property subject to change	\$54
74	Sch 3 cl 20 (3) (c)	Application to Registrar for extension of time	\$54
75	Sch 3 cl 36 (1)	Lodgment of notice of assignment of charge	\$54
76	Sch 3 cl 36 (2)	Lodgment of notice of variation of terms of charge	\$54
77	Sch 3 cl 37 (2)	Lodgment of memorandum of discharge	\$27
78	Sch 3 cl 42 (1) and (3)	Request of certificate	Nil
79	Sch 3 cl 44	Application to Registrar for exemption	\$214
80	Sch 4 cl 3 (1) (f)	Application to Registrar for direction	\$214

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Item</b>	<b>Section of Act</b>	<b>Type of fee</b>	<b>Amount</b>
81	Sch 4 cl 6A (2)	Lodgment of managing controller's report:	
		(a) on or before the due date	Nil
		(b) more than 1 day but less than 28 days after the due date	\$79
		(c) 28 days or more after the due date	\$160
82	Sch 4 cl 6A (3) (b)	Inspection of managing controller's report	\$11
83	Sch 4 cl 7 (1) (c)	Lodgment of receiver's report	Nil
84	Sch 4 cl 12 (1) (a)	Lodgment of notice of order	Nil
		Additional fee for late lodgment	\$27
85	Sch 4 cl 12 (2) (a)	Lodgment of notice of appointment of controller	Nil
		Additional fee for late lodgment	\$27
86	Sch 4 cl 12 (3) (a)	Lodgment of notice that person has entered into possession or taken control of property of co-operative	Nil
		Additional fee for late lodgment	\$27
87	Sch 4 cl 12 (5)	Lodgment of notice of change in situation of controller's officer	Nil
		Additional fee for late lodgment	\$27

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Item</b>	<b>Section of Act</b>	<b>Type of fee</b>	<b>Amount</b>
88	Sch 4 cl 12 (6) (a)	Lodgment of notice of cessation as controller	Nil
		Additional fee for late lodgment	\$27
89	Sch 4 cl 14 (2) (c)	Lodgment of copy of controller's report	Nil
		Additional fee for late lodgment	\$27
90	Sch 4 cl 14 (4)	Lodgment of notice by controller that extension of time within which to report has been granted	Nil
		Additional fee for late lodgment	\$27
91	Sch 4 cl 14 (5)	Lodgment of copy of court order that extension of time within which to report has been granted	Nil
		Additional fee for late lodgment	\$27
92	Sch 4 cl 17 (1)	Lodgment of controller's account:	
		(a) on or before the due date	Nil
		(b) more than 1 day but less than 28 days after the due date	\$79
		(c) 28 days or more after the due date	\$160

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<b>Item</b>	<b>Section of Act</b>	<b>Type of fee</b>	<b>Amount</b>
93	—	Lodgment of any other document under the Act	Nil
	—	Additional fee for late lodgment	\$27
94	—	Lodgment of any other document under the <i>Corporations Law</i> as adopted by the Act	Nil

\* Fees payable to the co-operative

BY AUTHORITY