



New South Wales

# Registration of Interests in Goods Amendment (Fees) Regulation 2004

under the

Registration of Interests in Goods Act 1986

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Registration of Interests in Goods Act 1986*.

REBA PAIGE MEAGHER, M.P.,  
Minister for Fair Trading

## Explanatory note

The object of this Regulation is to increase the fees in the *Registration of Interests in Goods Regulation 2004* (the **Principal Regulation**) and to introduce certain new fees in relation to the provision, by members of staff of the Department of Commerce, of assistance with software that connects a person to the Register of Interests in Goods and in relation to the provision of a duplicate statement of account to account customers. All fees are payable to the Commissioner for Fair Trading, Department of Commerce.

This Regulation also moves the provisions under which fees are charged in the Principal Regulation into a single Schedule for convenience.

This Regulation is made under the *Registration of Interests in Goods Act 1986*, including section 21 (the general regulation-making power).

## **2004 No 764**

Clause 1            Registration of Interests in Goods Amendment (Fees) Regulation 2004

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# **Registration of Interests in Goods Amendment (Fees) Regulation 2004**

under the

Registration of Interests in Goods Act 1986

### **1 Name of Regulation**

This Regulation is the *Registration of Interests in Goods Amendment (Fees) Regulation 2004*.

### **2 Commencement**

This Regulation commences on 1 January 2005.

### **3 Amendment of Registration of Interests in Goods Regulation 2004**

The *Registration of Interests in Goods Regulation 2004* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Clause 3)

**[1] Clause 3 Definitions**

Insert in alphabetical order in clause 3 (1):

*approved email transfer* means the transfer by way of email of an electronic file that is in a format approved by the Director-General.

**[2] Clause 3 (1)**

Omit the definition of *on-line connection*. Insert instead:

*on-line connection* means a connection to the Register using a computer or a telecommunications network (or both) and includes the services known as REVS Online, REVS Internet, REVS Webservices and REVS by Speech, but does not include email or approved email transfer.

**[3] Part 3 Registration and search fees**

Omit the Part.

**[4] Clause 17 Variation of recorded information**

Omit clause 17 (1) and (4).

**[5] Part 5 Administrative service fees**

Omit the Part.

**[6] 31 Fees payable to Director-General**

Omit clause 31 (1). Insert instead:

- (1) The fees payable under the Act and this Regulation are those set out in Schedule 2.
- (1A) The amount specified in the third column of Schedule 2 is payable to the Director-General in respect of the type of fee specified opposite that amount in the second column of that Schedule.

## 2004 No 764

Registration of Interests in Goods Amendment (Fees) Regulation 2004

Schedule 1 Amendments

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### [7] Schedule 2

Insert after Schedule 1:

## Schedule 2 Fees

(Clause 31 (1))

Item	Type of fee	Amount \$
	<b>Registration</b>	
1	The prescribed fee for the purposes of section 5 (1A) (c) of the Act for each interest in respect of which an application is made:	
	(a) if the application is made by on-line connection, or	7.50
	(b) if the application is made by approved email transfer, or	9.50
	(c) if the application is made in any other way.	23
	<b>Recording prescribed information about boats</b>	
2	The fee for each interest in respect of which an application is made by a creditor for a recording of prescribed information in relation to a boat that does not have a prime identifier as referred to in section 5 (3) of the Act:	
	(a) if the application is made by on-line connection, or	7.50
	(b) if the application is made by approved email transfer, or	9.50
	(c) if the application is made in any other way.	23
	<b>Varying recorded information</b>	
3	The prescribed fee for the purposes of section 6 (2) of the Act for each interest in respect of which an application is made:	
	(a) if the application is made by on-line connection, or	4.70
	(b) if the application is made by approved email transfer, or	5.20
	(c) if the application is made in any other way.	10
4	The prescribed fee for the purposes of section 6 (6) (b) of the Act for each interest notified under section 6 (6) (a) of the Act (payable by the person notified).	6.50

Item	Type of fee	Amount \$
<b>Provision of certificates</b>		
5	The prescribed fee for the purposes of section 8 (6) of the Act for each item in respect of which an application is made by an account customer for issuing a certificate under section 8 (1) of the Act in the form of a statement of account:	
	(a) if the application is made by on-line connection, or	4.70
	(b) if the application is made other than by on-line connection.	7
6	The prescribed fee for the purposes of section 8 (6) of the Act for each item in respect of which an application is made by an account customer for issuing a certificate under section 8 (1) of the Act other than in the form of a statement of account:	
	(a) if the application is made by on-line connection and the certificate is delivered electronically, or	8.80
	(b) if the application is made by on-line connection and the certificate is delivered other than electronically, or	10
	(c) if the application is made other than by on-line connection and the certificate is delivered electronically, or	10
	(d) if the application is made other than by on-line connection and the certificate is delivered other than electronically.	12
7	The prescribed fee for the purposes of section 8 (6) of the Act for each certificate in respect of which an application is made by a person other than an account customer under section 8 (1) of the Act:	
	(a) for the first copy of a certificate, or	12
	(b) for a facsimile copy of a certificate for which the person has paid a fee.	3
8	The prescribed fee for the purposes of section 8 (6) of the Act for each application to issue a certificate under section 8 (5) of the Act.	150
<b>Applying to become an account customer</b>		
9	The fee for each application for approval to become an account customer.	27.50

## 2004 No 764

### Registration of Interests in Goods Amendment (Fees) Regulation 2004

#### Schedule 1 Amendments

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<b>Item</b>	<b>Type of fee</b>	<b>Amount \$</b>
<b>Registrable interest inquiries</b>		
10	The fee for an application by an account customer for a listing of interests in that customer's name made by on-line connection:	
	(a) for each application, and	15
	(b) for each page of the list supplied.	0.30
11	The fee for an application by an account customer for a listing in the form of a computer disk or email of interests in that customer's name made other than by on-line connection:	
	(a) for each application, and	30
	(b) for each interest included in the list.	0.01
12	The fee for an application by an account customer for a listing in the form of a written document of interests in that customer's name made other than by on-line connection:	
	(a) for each application, and	30
	(b) for each page of the list.	0.50
13	The fee for each interest in respect of which an application is made by an account customer to search the register using only creditors' reference number:	
	(a) if the search is made by way of on-line connection, or	4.70
	(b) if the search is made in any other way.	7
<b>Provision of duplicate statements</b>		
14	The fee for each application by an account customer for a duplicate statement of account to be provided by on-line connection.	5
15	The fee for each application by an account customer for a duplicate statement of account to be provided other than by on-line connection, and:	15
	(a) if the list is supplied by way of a written document, for each page of the list, or	0.50
	(b) if the list is supplied in the form of a computer disk or email, for each interest included in the list.	0.01

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Item	Type of fee	Amount \$
<b>Transferring registrable interests</b>		
16	The fee for an application by an account customer to transfer interests registered in the name of one account customer into the name of another:	
	(a) for each application, and	25
	(b) for each interest to be transferred.	4.70
<b>Installing and assisting with REVS software</b>		
17	The fee for the installation of an on-line computer software package:	
	(a) for each site visit, and	80
	(b) for each hour (or part hour) of the installation.	80
18	For assistance with an on-line computer software package:	
	(a) for each site visit, and	80
	(b) for each hour (or part hour) of the assistance.	80
<b>Training</b>		
19	The fee for each person to whom training in relation to the operation of the register is to be provided:	
	(a) for each full working day of training, and	120
	(b) for each half working day of training.	60

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