



New South Wales

Conveyancing (General) Amendment (Fees) Regulation 2008

under the

Conveyancing Act 1919

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

ANTHONY KELLY, M.L.C.,
Minister for Lands

Explanatory note

The object of this Regulation is to increase certain fees payable to the Registrar-General under the *Conveyancing Act 1919*. The fee increases are generally in line with movements 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).

2008 No 161

Clause 1 Conveyancing (General) Amendment (Fees) Regulation 2008

Conveyancing (General) Amendment (Fees) Regulation 2008

under the

Conveyancing Act 1919

1 Name of Regulation

This Regulation is the *Conveyancing (General) Amendment (Fees) Regulation 2008*.

2 Commencement

This Regulation commences on 1 July 2008.

3 Amendment of Conveyancing (General) Regulation 2003

The *Conveyancing (General) Regulation 2003* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 3)

Schedule 1

Omit the Schedule. Insert instead:

Schedule 1 Fees

(Clauses 4, 5, 6, 12, 21, 22, 41, 42 and 43)

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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	88.00
2	For each registration of an agricultural goods mortgage or other security instrument within the meaning of the <i>Security Interests in Goods Act 2005</i> , or any other instrument relating to a registered security interest within the meaning of that Act, made under the <i>Security Interests in Goods Act 2005</i>	88.00
3	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 security instrument that is registered under the <i>Security Interests in Goods Act 2005</i>	88.00
4	For recording or registering any instrument not otherwise provided for in this Schedule	88.00
5	On request for preparation of a registration copy of an instrument or part of an instrument	12.50 for up to 4 pages, and then 12.50 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

2008 No 161

Conveyancing (General) Amendment (Fees) Regulation 2008

Schedule 1 Amendment

\$

Copies		
6	For supplying a copy of a document or part of a document (other than a certified copy) in the custody of the Registrar-General:	
	(a) to any person attending an office of the Department of Lands	12.50
	(b) by electronic means to any agent licensed by the Department of Lands	6.35
	(c) to any person by some other means	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved in providing the service
7	On lodgment of an application for a certified copy of a document or part of a document in the custody of the Registrar-General	92.00
	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
8	In the case of a requisition for a copy available to any person attending an office of the Department of Lands 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
9	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 to any person attending an office of the Department of Lands	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved in preparing the copy
Official searches (General Register of Deeds)		
10	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)	200.00

	\$
In addition, for each quarter-hour or part of a quarter-hour occupied in the search or continuation of the search after the first hour	50.00
11 On request for a copy of an official search	92.00
Public searches (General Register of Deeds)	
12 On requisition for a search, or the continuation of a search, of the General Register of Deeds	110.00
In addition, for each quarter-hour or part of a quarter-hour occupied in the search or continuation of the search after the first half-hour	55.00
13 For supplying a copy (other than a certified copy) in response to a facsimile request for a document in the custody of the Registrar-General if no initial search is required	24.00
In addition, for a copy of each additional document required	12.50
Search for writs, orders or legal proceedings	
14 For a search against each name (other than a search in response to a facsimile request)	12.50
15 For a search in response to a facsimile request, in respect of a search for 1 or 2 names	24.00
In addition, for a search of each additional name in excess of 2	12.50
Search for security interests in goods (General Register of Deeds)	
16 For a search against each name:	
(a) by any person attending an office of the Department of Lands	12.50
(b) by electronic means to any agent licensed by the Department of Lands	6.35
(c) by any person by some other means	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved in providing the service

2008 No 161

Conveyancing (General) Amendment (Fees) Regulation 2008

Schedule 1 Amendment

\$

Plans	
17	On lodgment for registration or recording of a plan (other than a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i> or a plan prepared solely for the purpose of placing survey information on public record):
(a)	comprising no more than 2 lots 1,025.00
(b)	comprising more than 2 lots 1,230.00
	In addition, for each quarter-hour or part of a quarter-hour in excess of:
(a)	the first 4 hours occupied in the examination of the plan referred to in paragraph (a) above 50.00
(b)	the first 6 hours occupied in the examination of the plan referred to in paragraph (b) above 50.00
	On lodgment for registration of a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i> 1,640.00
	In addition, for each quarter-hour or part of a quarter-hour in excess of the first 8 hours occupied in the examination of the plan 50.00
	In the case of land the subject of a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i> :
(a)	for each additional sheet in excess of 4 92.00
(b)	for the management statement accompanying the community, precinct or neighbourhood plan, including any associated plans or sketches 307.50
(c)	for any development contract accompanying the community, precinct or neighbourhood plan 205.00
	In addition, for each lot, allotment or portion shown or separately defined on the plan 123.00

Conveyancing (General) Amendment (Fees) Regulation 2008

Amendment

Schedule 1

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And, if the plan is accompanied by a section 88B instrument, for each easement, restriction on the use of land, positive covenant or profit à prendre to be created, irrespective of the number of lots burdened or benefited, an additional	92.00
And, if the plan is accompanied by a section 88B instrument, for each easement or profit à prendre to be released, irrespective of the number of lots burdened or benefited, an additional	92.00
And, if the plan is accompanied by a building management statement, an additional	307.50
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	17.00
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	17.00
18 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>	92.00
19 For recording a plan prepared solely for the purpose of placing survey information on public record	92.00
20 For examining a plan if survey information has been added to an original compiled plan as a result of a requisition	92.00
21 For pre-examination of a plan (other than a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i>):	
(a) comprising no more than 2 lots	1,127.50
(b) comprising more than 2 lots	1,353.00

2008 No 161

Conveyancing (General) Amendment (Fees) Regulation 2008

Schedule 1 Amendment

		\$
	In addition, for each quarter-hour or part of a quarter-hour in excess of:	
	(a) the first 4 hours occupied in the examination of the plan referred to in paragraph (a) above	55.00
	(b) the first 6 hours occupied in the examination of the plan referred to in paragraph (b) above	55.00
22	For pre-examination of a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i>	1,804.00
	In addition, for each quarter-hour or part of a quarter-hour in excess of the first 8 hours occupied in the examination of the plan	55.00
23	For preparation and supply of a plan	200.00
	In addition, for each quarter-hour or part of a quarter-hour in excess of the first hour occupied in the preparation of the plan	50.00
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	92.00
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	92.00
	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	92.00
	(b) for each subsequent grant, certificate or folio	12.50
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>	92.00

Conveyancing (General) Amendment (Fees) Regulation 2008

Amendment

Schedule 1

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In addition, for each quarter-hour or part of a quarter-hour occupied in examining the application	50.00
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))	50.00
In addition, for each quarter-hour or part of a quarter-hour occupied in preparing the certificate of ownership after the first quarter-hour	50.00
30 On depositing a document or documents pursuant to section 64 of the Act	24.00
In addition, for each document in excess of 4	4.00
31 On application for return of a document or documents deposited pursuant to section 64 of the Act	24.00
In addition, for each document in excess of 4	4.00
32 For inspection of a packet containing a document or documents deposited pursuant to section 64 of the Act	24.00
33 For production of documents at the Office of State Revenue	22.00
34 On request for entry of a marginal note evidencing a discrepancy between an original instrument and a registered copy of the instrument	92.00

BY AUTHORITY