



New South Wales

Strata Schemes (Freehold Development) Amendment (Fees) Regulation 2008

under the

Strata Schemes (Freehold Development) Act 1973

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Strata Schemes (Freehold Development) Act 1973*.

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 *Strata Schemes (Freehold Development) Act 1973*. The fee increases are generally in line with movements in the Consumer Price Index.

This Regulation is made under the *Strata Schemes (Freehold Development) Act 1973*, including section 158 (the general regulation-making power) and, in particular, section 158 (1) (d).

2008 No 164

Clause 1 Strata Schemes (Freehold Development) Amendment (Fees) Regulation
2008

**Strata Schemes (Freehold Development) Amendment
(Fees) Regulation 2008**

under the

Strata Schemes (Freehold Development) Act 1973

1 Name of Regulation

This Regulation is the *Strata Schemes (Freehold Development) Amendment (Fees) Regulation 2008*.

2 Commencement

This Regulation commences on 1 July 2008.

3 Amendment of Strata Schemes (Freehold Development) Regulation 2007

The *Strata Schemes (Freehold Development) Regulation 2007* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 3)

Schedule 6

Omit the Schedule. Insert instead:

Schedule 6 Fees

(Clause 33)

	\$
1 On lodgment of a plan for registration:	
(a) comprising no more than 2 lots	1,025.00
(b) comprising more than 2 lots	1,230.00
And, 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
In addition, for the preparation and supply of a certificate of title for common property in a strata scheme	123.00
In addition, for each lot shown on the plan	123.00
And, if the plan is accompanied by a copy of the proposed by-laws for the strata scheme, an additional	184.00
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 to be released, irrespective of the number of lots burdened or benefited, an additional	92.00
And, if the plan is a strata plan of consolidation—for each folio of the Register to be consolidated, an additional	17.00
2 On lodgment of a substituted plan or any sheet of such a plan	92.00

2008 No 164Strata Schemes (Freehold Development) Amendment (Fees) Regulation
2008

Schedule 1 Amendment

		\$
3	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 fee
4	On lodgment of an application to amend a plan	92.00
	In addition, if the application involves the amendment of a certificate of title or folio of the Register:	
	(a) for the first certificate or folio	92.00
	(b) for each certificate or folio after the first	12.50
5	For examining a plan before lodgment:	
	(a) comprising no more than 2 lots	1,127.50
	(b) comprising more than 2 lots	1,353.00
	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	55.00
	(b) the first 6 hours occupied in the examination of the plan referred to in paragraph (b) above	55.00
6	On lodgment of a notification of change of by-laws	92.00
7	On lodgment of a notice of conversion	92.00
8	On lodgment of a notification of change of address for service of notices on an owners corporation	92.00
9	On lodgment of an order varying a strata scheme	92.00
10	On lodgment of an application for an order terminating a strata scheme	92.00
	In addition, for each quarter-hour or part of a quarter-hour occupied in examining the application	50.00
11	On lodgment of an order terminating a strata scheme	92.00
12	On lodgment of a certificate that the initial period has expired, given by an owners corporation pursuant to section 9 (3) (d) (i), 13 (2) (b) (i) or 28 (4) (b) of the Act	92.00
13	On lodgment of a strata management statement	307.50
14	On lodgment for registration of a strata development contract	205.00

		\$
15	On lodgment for registration of an amendment to a strata development contract	92.00
16	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
17	On lodgment of any document not otherwise referred to in this Schedule	92.00
