



New South Wales

Landlord and Tenant Amendment (Fees) Regulation 2008

under the

Landlord and Tenant (Amendment) Act 1948

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Landlord and Tenant (Amendment) Act 1948*.

LINDA BURNEY, 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 *Landlord and Tenant (Amendment) Act 1948*.

The fee increases are generally in line with movements in the Consumer Price Index.

This Regulation is made under the *Landlord and Tenant (Amendment) Act 1948*, including sections 5A, 17A, 44, 52, 57, 58, 94 and 96 (the general regulation-making power).

2008 No 239

Clause 1 Landlord and Tenant Amendment (Fees) Regulation 2008

Landlord and Tenant Amendment (Fees) Regulation 2008

under the

Landlord and Tenant (Amendment) Act 1948

1 Name of Regulation

This Regulation is the *Landlord and Tenant Amendment (Fees) Regulation 2008*.

2 Commencement

This Regulation commences on 1 July 2008.

3 Amendment of Landlord and Tenant Regulation 2004

The *Landlord and Tenant Regulation 2004* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 3)

Clause 8

Omit the clause. Insert instead:

8 Prescribed fees: secs 5A, 17A, 44, 52, 57, 58 and 94

The fees set out in the Table to this clause are prescribed in lieu of the fees prescribed by the provisions of the Act to which they relate.

Table

Column 1	Column 2	Column 3	Column 4
Item	Section of Act	Type of fee	Amount
1	5A (11) (c)	Application for a certificate that a section 5A lease has been registered	\$15
2	17A (7) (b)	Application for registration of a section 17A agreement to fix rent	\$15
3	17A (11) (c)	Application for a certificate that a section 17A agreement has been registered	\$15
4	44 (1A)	Request for issue of a summons	\$20
5	52 (1A)	For applications for information as to fair rent on shared accommodation: (a) each application (unless paragraph (b) applies)	\$15

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Schedule 1 Amendment

Column 1	Column 2	Column 3	Column 4
Item	Section of Act	Type of fee	Amount
		(b) applications made simultaneously in respect of 2 or more prescribed premises contained within the same premises (each application relating to a separate prescribed premises)	\$15 for all of the applications
6	52 (2)	For applications for information as to fair rent on prescribed premises: (a) each application (unless paragraph (b) applies) (b) applications made simultaneously in respect of 2 or more prescribed premises contained within the same premises (each application relating to a separate prescribed premises)	\$15 \$15 for all of the applications
7	57 (1B)	For enquiries as to the fair rent on prescribed premises: (a) each enquiry (unless paragraph (b) applies)	\$15

Column 1	Column 2	Column 3	Column 4
Item	Section of Act	Type of fee	Amount
		(b) enquiries made simultaneously in respect of 2 or more prescribed premises contained within the same premises (each enquiry relating to a separate prescribed premises)	\$15 for all of the enquiries
8	58 (3)	Application for a certificate as to a fixed fair rent	\$15
9	94 (4)	Application for a certificate as to exclusion of certain premises	\$15
