



New South Wales

Partnership Amendment (Fees) Regulation 2008

under the

Partnership Act 1892

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Partnership Act 1892*.

LINDA BURNEY, M.P.,
Minister for Fair Trading

Explanatory note

The objects of this Regulation are:

- (a) to increase certain fees payable under the *Partnership Act 1892* (*the Act*), and
- (b) to provide that the Registrar (within the meaning of the Act):
 - (i) may waive the whole or any part of a fee that is payable in relation to a matter arising under Part 3 of the Act, or
 - (ii) may refund the whole or any part of any such fee that has been paid, if, in the Registrar's opinion, there are special circumstances that justify payment of the fee being waived or refunded.

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

This Regulation is made under the *Partnership Act 1892*, including section 81 (the general regulation-making power) and, in particular, section 81 (2) (d).

2008 No 246

Clause 1 Partnership Amendment (Fees) Regulation 2008

Partnership Amendment (Fees) Regulation 2008

under the

Partnership Act 1892

1 Name of Regulation

This Regulation is the *Partnership Amendment (Fees) Regulation 2008*.

2 Commencement

This Regulation commences on 1 July 2008.

3 Amendment of Partnership Regulation 2007

The *Partnership Regulation 2007* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 3)

[1] Clause 3 Definitions

Insert in alphabetical order in clause 3 (1):

Registrar has the same meaning as in Part 3 of the Act.**[2] Clause 7 Fees**

Insert after clause 7 (2):

(3) The Registrar:

- (a) may waive the whole or any part of a fee that is payable in relation to a matter arising under Part 3 of the Act, or
- (b) may refund the whole or any part of any such fee that has been paid,

if, in the Registrar's opinion, there are special circumstances that justify payment of the fee being waived or refunded.

[3] Schedule 2

Omit the Schedule. Insert instead:

Schedule 2 Fees

(Clause 7)

Column 1	Column 2	Column 3	Column 4
Item	Type of fee	Amount for limited partnership	Amount for incorporated limited partnership
1	Fee to accompany a statement under section 54 (1) of the Act (application for registration of a partnership)	\$789	\$500

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Schedule 1 Amendments

Column 1	Column 2	Column 3	Column 4
Item	Type of fee	Amount for limited partnership	Amount for incorporated limited partnership
2	Fee to accompany statement under section 56 (1) of the Act (notification of change in relation to registered particulars of a partnership)	\$37	\$37
3	Fee for inspection of Register of Limited and Incorporated Limited Partnerships under section 57 (3) of the Act	\$16 per partnership inspected	\$16 per partnership inspected
4	Fee for issue under section 58 (2) of the Act, on application, of certificate as to formation of a partnership	\$16	\$16
5	Fee for issue under section 58 (2) of the Act, on application, of certificate as to registered particulars of a partnership	\$31	\$31
6	Fee to accompany document lodged under section 73E (1) of the Act (evidencing status as a VCLP, AFOF or ESVCLP)	Not applicable	\$78
7	Fee to accompany statement lodged under section 73E (2) of the Act (that partnership is a venture capital management partnership)	Not applicable	\$78

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Amendments

Schedule 1

Column 1	Column 2	Column 3	Column 4
Item	Type of fee	Amount for limited partnership	Amount for incorporated limited partnership
8	Fee to accompany notice lodged under section 73E (3) of the Act (notice as to revocation of registration as a VCLP, AFOF or ESVCLP or cessation of a venture capital management partnership)	Not applicable	\$78
9	Fee to accompany notice lodged under section 73E (4) of the Act (notice as to cessation of business)	Not applicable	\$78

BY AUTHORITY