



New South Wales

Funeral Funds Amendment (Fees) Regulation 2009

under the

Funeral Funds Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Funeral Funds Act 1979*.

VIRGINIA JUDGE, MP
Minister for Fair Trading

Explanatory note

The object of this Regulation is to amend the *Funeral Funds Regulation 2006*:

- (a) to increase the fees payable under the *Funeral Funds Act 1979* (**the Act**) in respect of funeral contribution funds and pre-paid funeral funds, and
- (b) to introduce a new fee for the inspection of any return or document lodged under section 49G or 24 of the Act.

The fee increases are generally in line with movements in the Consumer Price Index (rounded to the nearest whole dollar).

This Regulation is made under the *Funeral Funds Act 1979*, including section 92 (the general regulation-making power) and, in particular, section 92 (2) (b).

2009 No 205

Clause 1 Funeral Funds Amendment (Fees) Regulation 2009

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1 Name of Regulation

This Regulation is the *Funeral Funds Amendment (Fees) Regulation 2009*.

2 Commencement

This Regulation commences on 1 July 2009 and is required to be published on the NSW legislation website.

Schedule 1 Amendment of Funeral Funds Regulation 2006

Schedule 5

Omit the Schedule. Insert instead:

Schedule 5 Fees

(Clause 20)

Item	Matter	Fee
1	Application to carry on a contributory funeral benefit business (section 12 (2) of the Act)	\$438
2	Application for approval of alteration of, or addition to, the rules of a funeral contribution fund (section 15 (2) of the Act)	\$145
3	Lodging a return and any accompanying documents in respect of a funeral contribution fund (section 24 (1) of the Act) or a return in respect of a pre-paid funeral fund (section 49G (1) of the Act)	\$58
4	Application for confirmation of a scheme for transfer or amalgamation of a contributory funeral benefit business of any funeral contribution fund (section 32 (2) of the Act)	\$58
5	Application for registration as a trustee of a trust fund under a pre-paid contract (section 35 (2) of the Act)	\$438
6	Confirmation of appointment of a substitute or an additional trustee of a trust fund under a pre-paid contract (section 38 of the Act)	\$58
7	Application for confirmation of a scheme of transfer of a trust fund under a pre-paid contract (section 42 (3) of the Act)	\$58
8	Lodging a copy of an auditor's report on the records of a pre-paid funeral fund (section 49C (2) of the Act)	\$58
9	Inspection of any return or document lodged with the Director-General under section 49G or 24 of the Act (section 49I (a) or 88 (a) of the Act, respectively)	\$17
10	Provision of a copy of a return or document, or part of a return or document, certified by the Director-General to be a true copy (section 49I (b) or 88 (b) of the Act)	\$2 per page

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Schedule 1 Amendment of Funeral Funds Regulation 2006

Item	Matter	Fee
11	Application for an enlargement or abridgement of time for the doing of any act required by or under the Act to be done by a funeral fund (section 86 (1) of the Act)	\$58
