



New South Wales

Strata Schemes (Freehold Development) Amendment (Fees) Regulation 2009

under the

Strata Schemes (Freehold Development) Act 1973

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

ANTHONY KELLY, MLC
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*.

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).

2009 No 234

Clause 1 Strata Schemes (Freehold Development) Amendment (Fees) Regulation
2009

**Strata Schemes (Freehold Development) Amendment
(Fees) Regulation 2009**

under the

Strata Schemes (Freehold Development) Act 1973

1 Name of Regulation

This Regulation is the *Strata Schemes (Freehold Development) 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 Strata Schemes (Freehold Development) Regulation 2007

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
	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
	In addition, if the plan is accompanied by a copy of the proposed by-laws for the strata scheme 190.00
	In addition, 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 95.00
	In addition, 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 95.00
	In addition, if the plan is a strata plan of consolidation— for each folio of the Register to be consolidated 17.00
2	On lodgment of a substituted plan or any sheet of such a plan 95.00

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Schedule 1 Amendment of Strata Schemes (Freehold Development) Regulation 2007

		\$
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	95.00
	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	95.00
	(b) for each certificate or folio after the first	13.00
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	95.00
7	On lodgment of a notice of conversion	95.00
8	On lodgment of a notification of change of address for service of notices on an owners corporation	95.00
9	On lodgment of an order varying a strata scheme	95.00
10	On lodgment of an application for an order terminating a strata scheme	95.00
	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	95.00
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	95.00
13	On lodgment of a strata management statement	310.00
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	95.00
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	13.00
	(b) by electronic means to any agent licensed by the Department of Lands	6.50
	(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	95.00
