



# Co-operative Housing and Starr-Bowkett Societies Amendment (Fees) Regulation 2012

under the

Co-operative Housing and Starr-Bowkett Societies Act 1998

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Co-operative Housing and Starr-Bowkett Societies Act 1998*.

ANTHONY ROBERTS, MP  
Minister for Fair Trading

## Explanatory note

The object of this Regulation is to increase certain fees payable in connection with the administration of the *Co-operative Housing and Starr-Bowkett Societies Act 1998*.

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

This Regulation is made under the *Co-operative Housing and Starr-Bowkett Societies Act 1998*, including sections 23 (1) and 225 (the general regulation-making power).

**2012 No 215**

Clause 1 Co-operative Housing and Starr-Bowkett Societies Amendment (Fees)  
Regulation 2012

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**Co-operative Housing and Starr-Bowkett Societies  
Amendment (Fees) Regulation 2012**

under the

Co-operative Housing and Starr-Bowkett Societies Act 1998

**1 Name of Regulation**

This Regulation is the *Co-operative Housing and Starr-Bowkett Societies Amendment (Fees) Regulation 2012*.

**2 Commencement**

This Regulation commences on 1 July 2012 and is required to be published on the NSW legislation website.

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**Schedule 1      Amendment of Co-operative Housing  
and Starr-Bowkett Societies Regulation  
2005**

**Schedule 2**

Omit the Schedule. Insert instead:

**Schedule 2      Fees**

(Clause 27)

| <b>Column 1</b> | <b>Column 2</b>                        | <b>Column 3</b>   | <b>Column 4</b>                                 |
|-----------------|--|---|---|
| <b>Item</b>     | <b>Section of<br/>the 1998<br/>Act</b> | <b>Type of fee</b>  | <b>Amount</b>                                   |
| 1               | 23 (1) (a)                             | Inspection of prescribed document   | \$19  |
| 2               | 23 (1) (b)                             | Certified copy of prescribed document   | \$20 and \$2 for each page after the first page |
| 3               | 25                                     | Application for extension or abridgement of time within which anything is required to be done under the 1998 Act                            | \$76  |
| 4               | 50 (1)                                 | Application to Registrar for registration of proposed co-operative housing society or Starr-Bowkett society                                 | \$219   |
| 5               | 67                                     | Registration of alteration of society's rules   | \$17 per rule to a maximum of \$146             |
| 6               | 80 (2)                                 | Application for issue of amended certificate of incorporation or new certificate resulting from change of name of co-operative housing body | \$76  |
| 7               | 80 (4)                                 | Application for approval of use by co-operative housing body of name other than registered name   | \$38  |

**2012 No 215**Co-operative Housing and Starr-Bowkett Societies Amendment (Fees)  
Regulation 2012Schedule 1 Amendment of Co-operative Housing and Starr-Bowkett Societies  
Regulation 2005

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| <b>Column 1</b> | <b>Column 2</b>                | <b>Column 3</b>   | <b>Column 4</b>       |
|-----------------|--------------------------------|---|-----------------------|
| <b>Item</b>     | <b>Section of the 1998 Act</b> | <b>Type of fee</b>  | <b>Amount</b>         |
| 8               | 84 (3)                         | Application by person or body (other than co-operative housing body) for exemption to use words <b>co-operative housing society</b> or <b>Starr-Bowkett</b> , or other words, abbreviations or symbols with similar meaning | \$364                 |
| 9               | 115 (7)                        | Lodgment of special resolution for registration   | \$17                  |
| 10              | 117 (3)                        | Application for consent of Registrar for society to keep all or any registers at office other than registered office  | \$38                  |
| 11              | 148 (1)                        | Lodgment of returns:<br>(a) on or before the due date<br>(b) more than 1 day but less than 28 days after the due date<br>(c) 28 days or more after the due date   | Nil<br>\$107<br>\$219 |
| 12              | 149 (1)                        | Application for order for relief from certain specified requirements as to accounts or audit  | \$292                 |
| 13              | 152                            | Application for certification by Registrar that co-operative housing societies are of same type for purpose of proposed merger or transfer of engagements   | \$76                  |
| 14              | 153 (1)                        | Application for registration of merger of, or transfer of engagements by, co-operative housing societies  | \$76                  |
| 15              | 153 (2)                        | Application for determination by Registrar that co-operative housing societies' boards may approve of proposed merger or transfer of engagements  | \$76                  |

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| <b>Column 1</b> | <b>Column 2</b>                | <b>Column 3</b>   | <b>Column 4</b> |
|-----------------|--------------------------------|---|-----------------|
| <b>Item</b>     | <b>Section of the 1998 Act</b> | <b>Type of fee</b>  | <b>Amount</b>   |
| 16              | 153 (3)                        | Application for approval by Registrar of statement to be sent to members specifying details of proposed merger or transfer of engagements   | \$292           |
| 17              | 153 (5)                        | Application to Registrar seeking exemption from requirement to send statement under section 153 (3) of the 1998 Act   | \$76            |
|                 | 173                            | Application of the following sections of the Corporations Act in accordance with section 173 of the 1998 Act:   |                 |
| 18              |                                | Section 411 (2) (a):<br>Application to Registrar for permission for lesser period of notice of hearing of application under section 411 (1) or (1A)   | \$76            |
| 19              |                                | Section 411 (2) (b):<br>Examination by Registrar of terms of proposed compromise or arrangement to which application relates and draft explanatory statement relating to proposed compromise or arrangement | \$725           |
| 20              |                                | Section 411 (7):<br>Application to Registrar for direction that section 411 (7) (f) does not apply in relation to appointment of person to administer compromise or arrangement                             | \$292           |
| 21              |                                | Section 413 (3):<br>Lodgment of office copy of order made under section 413<br>Additional fee for late lodgment of copy of order  | \$38<br>\$76    |

**2012 No 215**Co-operative Housing and Starr-Bowkett Societies Amendment (Fees)  
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| <b>Column 1</b> | <b>Column 2</b>                | <b>Column 3</b>  | <b>Column 4</b> |
|-----------------|--------------------------------|--|-----------------|
| <b>Item</b>     | <b>Section of the 1998 Act</b> | <b>Type of fee</b>   | <b>Amount</b>   |
|                 | 174                            | Application of the following sections of the Corporations Act in accordance with section 174 of the 1998 Act:  |                 |
| 22              |                                | Section 418 (1):<br>Application to Registrar for direction that section 418 (1) (f) does not apply in relation to appointment of person as receiver of property of corporation | \$292           |
| 23              |                                | Section 421A (2):<br>Lodgment of managing controller's report about corporation's affairs:   |                 |
|                 |                                | (a) on or before the due date  | Nil             |
|                 |                                | (b) more than 1 day but less than 28 days after the due date   | \$107           |
|                 |                                | (c) 28 days or more after the due date   | \$219           |
| 24              |                                | Section 427 (1) (a):<br>Lodgment of notice of order of appointment of receiver   | Nil             |
|                 |                                | Additional fee for late lodgment   | \$38            |
| 25              |                                | Section 427 (1A):<br>Lodgment of notice of appointment of controller of property of corporation  | Nil             |
|                 |                                | Additional fee for late lodgment   | \$38            |
| 26              |                                | Section 427 (1B) (a):<br>Lodgment of notice that controller has entered into possession or taken control   | Nil             |
|                 |                                | Additional fee for late lodgment   | \$38            |

| <b>Column 1</b> | <b>Column 2</b>                | <b>Column 3</b>  | <b>Column 4</b> |
|-----------------|--------------------------------|--|-----------------|
| <b>Item</b>     | <b>Section of the 1998 Act</b> | <b>Type of fee</b>   | <b>Amount</b>   |
| 27              |                                | Section 427 (2):<br>Lodgment of notice of address of controller  | Nil             |
|                 |                                | Additional fee for late lodgment   | \$38            |
| 28              |                                | Section 427 (3):<br>Lodgment of notice of change in situation of controller's office   | Nil             |
|                 |                                | Additional fee for late lodgment   | \$38            |
| 29              |                                | Section 427 (4):<br>Lodgment of notice of cessation as controller  | Nil             |
|                 |                                | Additional fee for late lodgment   | \$38            |
| 30              |                                | Section 429 (2) (c):<br>Lodgment by controller of reporting officers' report about corporation's affairs and notice setting out comments (if any) by controller relating to report | Nil             |
|                 |                                | Additional fee for late lodgment   | \$38            |
| 31              |                                | Section 432 (1):<br>Lodgment of controller's accounts:   |                 |
|                 |                                | (a) on or before the due date  | Nil             |
|                 |                                | (b) more than 1 day but less than 28 days after the due date   | \$107           |
|                 |                                | (c) 28 days or more after the due date   | \$219           |

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|-----------------|--------------------------------|---|------------------|
| <b>Item</b>     | <b>Section of the 1998 Act</b> | <b>Type of fee</b>  | <b>Amount</b>    |
| 32              | 177                            | Application to Registrar to exercise powers conferred by the provisions of the Corporations Act referred to in:<br><br>(a) paragraph (a) of the definition of <i>Commonwealth winding-up and deregistration provisions</i> in section 177 (2) of the 1998 Act<br><br>(b) paragraph (b) of the definition of <i>Commonwealth winding-up and deregistration provisions</i> in section 177 (2) of the 1998 Act | \$38<br><br>\$76 |
| 33              | 184 (1)                        | Application for registration of two or more bodies as an association  | \$219            |
| 34              | 225 (1A)                       | Lodgment of any other document under the 1998 Act<br><br>Additional fee for late lodgment   | Nil<br><br>\$38  |

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