



Conveyancing (General) Amendment (Fees) Regulation 2012

under the

Conveyancing Act 1919

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Conveyancing Act 1919*.

GREG PEARCE, MLC
Minister for Finance and Services

Explanatory note

The objects of this Regulation are:

- (a) to increase the fees that are payable to the Registrar-General under the *Conveyancing Act 1919*, and
- (b) to clarify the fees that are payable to the Registrar-General under that Act in respect of a building management statement where:
 - (i) the statement is included in the lodgment for registration or recording of a plan (other than a community, precinct or neighbourhood plan under the *Community Land Development Act 1989* or a plan prepared solely for the purpose of placing survey information on public record), and
 - (ii) the statement is lodged in its own right (the fee for this service is being removed from the *Real Property Regulation 2008*), and
- (c) to remove a number of fees for services that are now obsolete.

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

This Regulation is made under the *Conveyancing Act 1919*, including sections 64 (1) and 202 (the general regulation-making power).

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Clause 1 Conveyancing (General) Amendment (Fees) Regulation 2012

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under the

Conveyancing Act 1919

1 Name of Regulation

This Regulation is the *Conveyancing (General) Amendment (Fees) Regulation 2012*.

2 Commencement

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

Schedule 1 Amendment of Conveyancing (General) Regulation 2008

Schedule 1

Omit the Schedule. Insert instead:

Schedule 1 Fees

(Clauses 4, 5, 6, 12, 23, 25, 45, 46 and 47)

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Registration in the General Register of Deeds		
1	For each registration, or renewal or vacation of registration, of any writ, order or legal proceedings made under Division 2 of Part 23 of the Act	98.00
2	For recording or registering any instrument not otherwise provided for in this Schedule	98.00
3	On request for preparation of a registration copy of an instrument or part of an instrument	13.60 for up to 4 pages, and then 13.60 for each additional 4 pages or part of that number
	In addition, for preparation of the copy	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved
Copies		
4	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 Land and Property Information Division, Department of Finance and Services	13.60
(b)	by electronic means to any agent licensed by the Land and Property Information Division, Department of Finance and Services	7.05

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(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
5 On lodgment of an application for a certified copy of a document or part of a document in the custody of the Registrar-General	102.00
6 In the case of a requisition for a copy available to any person attending an office of the Land and Property Information Division, Department of Finance and Services that, in the opinion of the Registrar-General, is a request for a copy for which the above schedule of fees is not appropriate	Such reasonable fee (determined by the Registrar-General in negotiation with the requesting party) as is warranted by the cost incurred in providing the copy
7 On lodgment of an application for a copy of a document in the custody of the Registrar-General, other than a certified copy or a copy available to any person attending an office of the Land and Property Information Division, Department of Finance and Services	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved in preparing the copy
Official searches (General Register of Deeds)	
8 On requisition under section 197 of the Act:	
(a) for an official search (including an office copy of the certificate of the result of the search)	208.00
(b) for the continuation of an official search from the date of the prior certificate of the result of the search (including an office copy of the certificate of the result of the continuation of the search)	208.00
In addition, for each quarter-hour or part of a quarter-hour occupied in the search or continuation of the search after the first hour	52.00
9 On request for an office copy of the certificate of the result of an official search or continuation of an official search	102.00

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Public searches (General Register of Deeds)	
10 On requisition for a search, or the continuation of a search, of the General Register of Deeds	114.40
In addition, for each quarter-hour or part of a quarter-hour occupied in the search or continuation of the search after the first half-hour	57.20
Search for writs, orders or legal proceedings	
11 For a search against each name	13.60
Search for security interests in goods (General Register of Deeds)	
12 For a search against each name:	
(a) by any person attending an office of the Land and Property Information Division, Department of Finance and Services	13.60
(b) by electronic means to any agent licensed by the Land and Property Information Division, Department of Finance and Services	7.05
(c) by 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
Plans	
13 On lodgment for registration or recording of a plan (other than a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i> or a plan prepared solely for the purpose of placing survey information on public record):	
(a) comprising no more than 2 lots	1,100.00
(b) comprising more than 2 lots	1,321.00
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 a plan referred to in paragraph (a) above	52.00
(b) the first 6 hours occupied in the examination of a plan referred to in paragraph (b) above	52.00
In addition, if the plan is accompanied by a building management statement	336.00

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14	On lodgment for registration of a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i> 1,763.00
	In addition, for each quarter-hour or part of a quarter-hour in excess of the first 8 hours occupied in the examination of the plan 52.00
	In addition:
(a)	for each additional sheet in excess of 4 102.00
(b)	for the management statement accompanying the community, precinct or neighbourhood plan, including any associated plans or sketches 336.00
(c)	for any development contract accompanying the community, precinct or neighbourhood plan 220.00
	In addition, for each lot, allotment or portion shown or separately defined on the plan 131.70
	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 102.00
	In addition, if the plan is accompanied by a section 88B instrument, for each easement or profit à prendre to be released, irrespective of the number of lots burdened or benefited 102.00
	In addition, if the plan is accompanied by a building management statement 336.00
	In addition, if the plan is lodged for the purpose of consolidating 2 or more folios of the Register kept under the <i>Real Property Act 1900</i> —for each folio of the Register to be consolidated 17.40
	In addition, if a plan lodged in connection with an application to bring land under the <i>Real Property Act 1900</i> includes land already under that Act and a consolidated folio of the Register kept under that Act is to be created—for each folio to be consolidated 17.40
15	On lodgment of an additional or replacement sheet in conjunction with an application to amend a registered community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i> 102.00
16	For recording a plan prepared solely for the purpose of placing survey information on public record 102.00

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17 For examining a plan if survey information has been added to an original compiled plan as a result of a requisition	102.00
18 For pre-examination of a plan (other than a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i>):	
(a) comprising no more than 2 lots	1,210.00
(b) comprising more than 2 lots	1,453.10
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	57.20
(b) the first 6 hours occupied in the examination of the plan referred to in paragraph (b) above	57.20
19 For pre-examination of a community, precinct or neighbourhood plan under the <i>Community Land Development Act 1989</i>	1,939.30
In addition, for each quarter-hour or part of a quarter-hour in excess of the first 8 hours occupied in the examination of the plan	57.20
20 For preparation and supply of a plan	208.00
In addition, for each quarter-hour or part of a quarter-hour in excess of the first hour occupied in the preparation of the plan	52.00
21 On lodgment of an application for revival of a plan previously rejected or withdrawn	Such fee as would be appropriate to the plan as a new lodgment
22 On lodgment of a substituted plan or any sheet of such a plan or an additional sheet of a plan	102.00
23 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

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24	On lodgment of an application to amend a plan	102.00
	In addition, if the application involves the amendment of a Crown grant, a certificate of title or a folio of the Register kept under the <i>Real Property Act 1900</i> :	
	(a) for the first grant, certificate or folio	102.00
	(b) for each subsequent grant, certificate or folio	13.60
25	On lodgment of an application for an order terminating a neighbourhood scheme under section 72 of the <i>Community Land Development Act 1989</i>	102.00
	In addition, for each quarter-hour or part of a quarter-hour occupied in examining the application	52.00
26	On lodgment of a building management statement (other than a building management statement lodged with a plan under item 13 or 14)	336.00
Miscellaneous		
27	For furnishing a certificate of ownership (<i>Local Government Act 1993</i> —section 700 (2) or <i>Environmental Planning and Assessment Act 1979</i> —section 151 (2))	52.00
	In addition, for each quarter-hour or part of a quarter-hour occupied in preparing the certificate of ownership after the first quarter-hour	52.00
28	On depositing a document or documents pursuant to section 64 of the Act	24.60
	In addition, for each document in excess of 4	4.10
29	On application for return of a document or documents deposited pursuant to section 64 of the Act	24.60
	In addition, for each document in excess of 4	4.10
30	For inspection of a packet containing a document or documents deposited pursuant to section 64 of the Act	24.60
31	For production of documents at the Office of State Revenue	24.60
32	On request for entry of a marginal note evidencing a discrepancy between an original instrument and a registered copy of the instrument	102.00
