



New South Wales

Conveyancers Licensing Amendment (Fees) Regulation 2016

under the

Conveyancers Licensing Act 2003

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Conveyancers Licensing Act 2003*.

VICTOR DOMINELLO, MP
Minister for Innovation and Better Regulation

Explanatory note

The object of this Regulation is to amend the *Conveyancers Licensing Regulation 2015* as follows:

- (a) to increase the fees payable under the *Conveyancers Licensing Act 2003* in relation to the grant, renewal, restoration and replacement of a licence issued under that Act,
- (b) to clarify that the calculation of a proportionate amount of the fixed component of an application for the grant of a licence of less than 12 months' duration is to be rounded to the nearest 5 cents.

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 *Conveyancers Licensing Act 2003*, including sections 11 (5), 12 (1) and 172 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Conveyancers Licensing Amendment (Fees) Regulation 2016*.

2 Commencement

This Regulation commences on 1 July 2016 and is required to be published on the NSW legislation website.

Schedule 1 Amendment of Conveyancers Licensing Regulation 2015

[1] **Clause 5 Fees**

Omit the note to clause 5 (3). Insert instead:

Note. This amount is consequently a **processing fee** for the purposes of Part 2 of the *Licensing and Registration (Uniform Procedures) Act 2002*. If an application is made by electronic communication, the processing fee is discounted (see section 13 of that Act). If an application is refused or withdrawn, the applicant is entitled to a refund of all fees paid, other than the processing fee (see section 22 of that Act).

[2] **Clause 5 (4)**

Insert “(rounded to the nearest 5 cents)” after “proportionate amount”.

[3] **Schedule 2**

Omit the Schedule. Insert instead:

Schedule 2 Fees

(Clause 5)

Item	Column 1 Type of fee	Column 2 Fixed component	Column 3 Processing component
1	Application for grant of licence	\$229	\$209
2	Application for renewal of licence	\$229	\$68
3	Application for restoration of licence	\$229	\$139
4	Application for replacement of licence	Nil	\$45

Note. Section 89 of the *Conveyancers Licensing Act 2003* provides that an applicant for a licence is liable to pay the contribution to the Compensation Fund, and any levy for that Fund, required to be paid from time to time under section 168 or 169 of the *Property, Stock and Business Agents Act 2002*. Regulations made under that Act specify the amount of the contribution payable by the applicant for the licence concerned. That amount (and any levy) is payable in addition to the amount of an application fee prescribed by this Regulation for the grant, renewal or restoration of a licence.