



New South Wales

Conveyancing (General) Amendment (Fees) Regulation 2016

under the

Conveyancing Act 1919

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

DOMINIC PERROTTET, MP
Minister for Finance, Services and Property

Explanatory note

The objects of this Regulation are:

- (a) to update certain fees payable to the Registrar-General under the *Conveyancing Act 1919*, and
- (b) to prescribe a new fee for requisitions sent by the Registrar-General.

This Regulation is made under the *Conveyancing Act 1919*, including sections 64 (1), 196E (4), 198 (2), 199 and 202 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Conveyancing (General) Amendment (Fees) Regulation 2016*.

2 Commencement

- (1) Except as provided by subclause (2), this Regulation commences on 1 July 2016 and is required to be published on the NSW legislation website.
- (2) Schedule 1 [2] commences on 1 January 2017.

Schedule 1 Amendment of Conveyancing (General) Regulation 2013

[1] Schedule 1

Omit the Schedule. Insert instead:

Schedule 1 Fees

(Clauses 4–6, 12, 20, 21 and 40–42)

Item	Matter for which fee payable	Fee
Registration in the General Register of Deeds		
1	For recording or registering any instrument in the General Register of Deeds	\$136.30
2	On request for preparation of a registration copy of an instrument or part of an instrument	\$14.00 for up to 4 pages, and then \$14.00 for each additional 4 pages or part of that number
3	In addition to item 2—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, Services and Innovation	\$14.00
	(b) by electronic means to any agent licensed by the Land and Property Information Division, Department of Finance, Services and Innovation	\$8.51
5	In addition to item 4—for copyright purposes in relation to supplying a copy of a registered plan or part of a registered plan	For supply under paragraph (a) above—\$1.00 For supply under paragraph (b) above—\$1.12
6	On lodgment of an application for a certified copy of a document or part of a document in the custody of the Registrar-General	\$136.30
7	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, Services and Innovation 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

Item	Matter for which fee payable	Fee
8	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, Services and Innovation	Such reasonable fee (determined by the Registrar-General) as is warranted by the work involved in preparing the copy
Official searches		
9	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)	\$370.00
	(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)	\$370.00
10	On request for an office copy of the certificate of the result of an official search or continuation of an official search	\$136.30
Name search of the General Register of Deeds		
11	For a search against each name:	
	(a) to any person attending an office of the Land and Property Information Division, Department of Finance, Services and Innovation	\$14.00
	(b) by electronic means to any agent licensed by the Land and Property Information Division, Department of Finance, Services and Innovation	\$8.51
Plans		
12	On lodgment for registration or recording of:	
	(a) a plan for the acquisition of land and easements under the <i>Pipelines Act 1967</i>	\$1,025.00
	(b) a plan under the <i>Community Land Development Act 1989</i>	\$615.00
	(c) any other plan (other than a plan prepared solely for the purpose of placing survey information on public record)	\$287.00
13	In addition to item 12, where more than one lot is shown:	
	(a) in a plan under the <i>Community Land Development Act 1989</i> —for each additional lot shown in the plan	\$615.00
	(b) in any other plan (other than a plan prepared solely for the purpose of placing survey information on public record)—for each additional lot shown in the plan	\$287.00
14	In addition to item 12:	
	(a) for the management statement accompanying a community, precinct or neighbourhood plan, including any associated plans or sketches	\$370.00
	(b) for any development contract accompanying a community, precinct or neighbourhood plan	\$370.00

Item	Matter for which fee payable	Fee
15	In addition to item 12, 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	\$136.30
16	In addition to item 12, 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	\$136.30
17	In addition to item 12, if the plan is accompanied by a building management statement	\$370.00
18	In addition to item 12, 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	\$136.30
19	In addition to item 12, 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	\$136.30
20	On lodgment of an additional or replacement sheet in conjunction with an application to amend a registered plan under the <i>Community Land Development Act 1989</i>	\$136.30
21	For recording a plan prepared solely for the purpose of placing survey information on public record	\$136.30
22	For examining a plan if survey information has been added to an original compiled plan (within the meaning of regulations made under the <i>Surveying and Spatial Information Act 2002</i>) as a result of a requisition	\$136.30
23	For pre-examination of:	
	(a) a plan under the <i>Community Land Development Act 1989</i> —for each lot shown in the plan	\$676.50
	(b) for any other plan—for each lot shown in the plan	\$315.70
24	For preparation and supply of a plan	\$1,014.20
25	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
26	On lodgment of a substituted plan or any sheet of such a plan or an additional sheet of a plan	\$136.30
27	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
28	On lodgment of an application to amend a plan	\$136.30
29	In addition to item 28, 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	\$136.30
	(b) for each subsequent grant, certificate or folio	\$14.00

Item	Matter for which fee payable	Fee
30	On lodgment of an application for an order terminating a neighbourhood scheme under section 72 of the <i>Community Land Development Act 1989</i>	\$136.30
31	On lodgment of a building management statement (other than a building management statement lodged with a plan under item 12)	\$370.00
Miscellaneous		
32	For furnishing a certificate of ownership (section 700 (2) of the <i>Local Government Act 1993</i> or section 151 (2) of the <i>Environmental Planning and Assessment Act 1979</i>)	\$136.30
33	On depositing a document or documents pursuant to section 64 of the Act	\$37.20
34	In addition to item 33—for each document in excess of 4	\$9.35
35	On application for return of a document or documents deposited pursuant to section 64 of the Act	\$37.20
36	In addition to item 35—for each document in excess of 4	\$9.35
37	For inspection of a packet containing a document or documents deposited pursuant to section 64 of the Act	\$37.20
38	For production of documents at the Office of State Revenue	\$33.80
39	On request for entry of a marginal note evidencing a discrepancy between an original instrument and a registered copy of the instrument	\$136.30

[2] Schedule 1

Insert after item 31:

Requisitions sent by Registrar-General

31A	For a requisition sent by the Registrar-General requiring correction, re-execution or the supply of additional information in support of a plan or associated instrument lodged for registration or recording	\$100.00
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