



New South Wales

Strata Schemes (Freehold Development) Amendment (Fees) Regulation 2016

under the

Strata Schemes (Freehold Development) Act 1973

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

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 *Strata Schemes (Freehold Development) Act 1973*, and
- (b) to prescribe new fees for requisitions sent by the Registrar-General.

This Regulation is made under the *Strata Schemes (Freehold Development) Act 1973*, including sections 28S (4) and 158 (the general regulation-making power).

Strata Schemes (Freehold Development) Amendment (Fees) Regulation 2016

under the

Strata Schemes (Freehold Development) Act 1973

1 Name of Regulation

This Regulation is the *Strata Schemes (Freehold Development) 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 Strata Schemes (Freehold Development) Regulation 2012

[1] Schedule 6

Omit the Schedule. Insert instead:

Schedule 6 Fees

(Clause 34)

Item	Matter for which fee payable	Fee
Plans and associated instruments		
1	On lodgment of a plan for registration:	\$287.00
(a)	for each additional lot in the plan where more than one is shown	\$287.00
(b)	for the preparation and supply of a certificate of title for common property in a strata scheme	\$287.00
2	In addition to item 1, if the plan is accompanied by a copy of the proposed by-laws for the strata scheme	\$370.00
3	In addition to item 1, 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
4	In addition to item 1, 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)	\$136.30
5	In addition to item 1, if the plan is a strata plan of consolidation—for each folio of the Register to be consolidated	\$136.30
6	On lodgment of a strata management statement	\$370.00
7	On lodgment for registration of a strata development contract	\$370.00
8	On lodgment of a substituted plan or any sheet of such a plan	\$136.30
9	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
10	On lodgment of an application to amend a plan	\$136.30
11	In addition to item 10, if the application involves the amendment of a certificate of title or folio of the Register:	
(a)	for the first certificate or folio	\$136.30
(b)	for each certificate or folio after the first	\$14.00
12	For examining a plan before lodgment—for each lot shown on the plan	\$315.70
Dealings, applications and requests		
13	On lodgment of a notification of change of by-laws	\$136.30
14	On lodgment of a notice of conversion	\$136.30

Item	Matter for which fee payable	Fee
15	On lodgment of a notification of change of address for service of notices on an owners corporation	\$136.30
16	On lodgment of an order varying a strata scheme	\$136.30
17	On lodgment of an application for an order terminating a strata scheme	\$136.30
18	On lodgment of an order terminating a strata scheme	\$136.30
19	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	\$136.30
20	On lodgment for registration of an amendment to a strata development contract	\$136.30
21	On lodgment of any document not otherwise referred to in this Schedule	\$136.30
Copies		
22	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
23	In addition to item 22, for copyright purposes in relation to supplying a copy of a registered plan or part of a registered plan	For supply under item 22 (a) above— \$1.00 For supply under item 22 (b) above— \$1.12

[2] Schedule 6

Insert after item 23:

Requisition sent by Registrar-General

- 24 For a requisition sent by the Registrar-General requiring correction, re-execution or the supply of additional information in support of:
- (a) a plan or associated instrument lodged for registration or recording \$100.00
 - (b) a dealing, application or request lodged for registration or recording \$50.00