

Partnership Regulation 2002

[2002-250]



New South Wales

Status Information

Currency of version

Historical version for 1 July 2006 to 30 June 2007 (accessed 1 December 2024 at 12:53)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Does not include amendments by**
[Partnership Amendment \(Fees\) Regulation 2007 \(257\)](#) (GG No 80 of 15.6.2007, p 3752) (not commenced — to commence on 1.7.2007)

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

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New South Wales

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Partnership Regulation 2002



New South Wales

1 Name of Regulation

This Regulation is the *Partnership Regulation 2002*.

2 Commencement

This Regulation commences on 1 September 2002.

Note—

This Regulation replaces the *Partnership Regulation 1997*, which is repealed on 1 September 2002 under section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Definition

In this Regulation:

the Act means the *Partnership Act 1892*.

4 Application for registration

For the purposes of section 54 (2) (n) of the Act, the other particulars that must be included in a statement made for the purpose of applying for registration of a limited partnership are:

- (a) the date and place of birth of each proposed partner, and
- (b) the provisions, if any, that the proposed partners have agreed will apply should the proposed partnership be dissolved.

5 Declaration of limited partnership corresponding laws

- (1) For the purposes of the definition of **corresponding law** in section 64 (1) of the Act, the laws relating to limited partnerships in force in the jurisdictions of the United States of America specified in Part 1 of Schedule 1 are declared to be corresponding laws for the purposes of Part 3 of the Act.
- (2) For the purposes of the definition of **corresponding law** in section 64 (1) of the Act, the laws relating to limited partnerships in force in the jurisdictions of Canada specified in Part 2 of Schedule 1 are declared to be corresponding laws for the

purposes of Part 3 of the Act.

6 Registered office of limited partnership

For the purposes of section 76 (2) of the Act, the hours during which the registered office of a limited partnership is to be open and accessible to the public are the hours between 9 am and 5 pm on each day that is not a Saturday, Sunday or public holiday.

7 Fees

- (1) The fees payable under the Act are as set out in Schedule 2.
- (2) The amount of a fee of a type specified in column 2 of Schedule 2 is:
 - (a) in relation to a limited partnership—the amount specified opposite the type of fee concerned in column 3 of Schedule 2, and
 - (b) in relation to an incorporated limited partnership—the amount specified opposite the type of fee concerned in column 4 of Schedule 2.

8 Savings

Any act, matter or thing that, immediately before the repeal of the [Partnership Regulation 1997](#), had effect under that Regulation continues to have effect under this Regulation.

Schedule 1 Specified jurisdictions

(Clause 5)

Part 1 Specified jurisdictions of United States of America

Alabama	Kentucky	Ohio
Arizona	Maryland	Oklahoma
Arkansas	Massachusetts	Oregon
California	Michigan	Pennsylvania
Colorado	Minnesota	Rhode Island
Connecticut	Mississippi	South Carolina
Delaware	Missouri	South Dakota
District of Columbia	Montana	Tennessee
Florida	Nebraska	Texas
Georgia	Nevada	Utah
Hawaii	New Hampshire	Virginia
Idaho	New Jersey	Washington

Illinois	New Mexico	West Virginia
Indiana	New York	Wisconsin
Iowa	North Carolina	Wyoming
Kansas	North Dakota	

Part 2 Specified jurisdictions of Canada

Quebec

Schedule 2 Fees

(Clause 7)

Column 1	Column 2	Column 3	Column 4
Item	Type of fee	Amount for limited partnership	Amount for incorporated limited partnership
1	Fee to accompany a statement under section 54 (1) of the Act (application for registration of a partnership)	\$747	\$842
2	Fee to accompany statement under section 56 (1) of the Act (notification of change in relation to particulars of partnership)	\$35 for up to 10 changes, plus \$1 for each additional change	\$35 for up to 10 changes, plus \$1 for each additional change
3	Fee for inspection of Register of Limited and Incorporated Limited Partnerships under section 57 (3) of the Act	\$15 per limited partnership inspected, plus \$1 per page for printed copy of any particulars relating to the partnership	\$15 per incorporated limited partnership inspected, plus \$1 per page for printed copy of any particulars relating to the partnership
4	Fee for issue under section 58 (1) of the Act, to general partners, of certificate as to formation and particulars of limited partnership or incorporated limited partnership	Nil	Nil
5	Fee for issue under section 58 (2) of the Act, on application, of certificate as to formation of limited partnership or incorporated limited partnership	\$15, plus \$1 per page in excess of 5 pages	\$15, plus \$1 per page in excess of 5 pages

6	Fee for issue under section 58 (2) of the Act, on application, of certificate as to registered particulars of limited partnership or incorporated limited partnership	\$29, plus \$1 per page for each page other than the first page	\$29, plus \$1 per page for each page other than the first page
7	Fee to accompany document lodged under section 73E (1) of the Act (evidencing status as a VCLP or an AFOF)	Not applicable	\$74
8	Fee to accompany statement lodged under section 73E (2) of the Act (that partnership is venture capital management partnership)	Not applicable	\$74
9	Fee to accompany notice lodged under section 73E (3) of the Act (notice as to revocation of a VCLP or an AFOF or cessation of a venture capital management partnership)	Not applicable	\$74
10	Fee to accompany notice lodged under section 73E (4) of the Act (notice as to cessation of business)	Not applicable	\$74