

1991—No. 299

CONVEYANCING ACT 1919—REGULATION

(Relating to fees)

NEW SOUTH WALES



[Published in Gazette No. 98 of 28 June 1991]

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Conveyancing Act 1919, has been pleased to make the Regulation set forth hereunder.

GARRY WEST
Minister for Conservation and Land Management.

Commencement

1. This Regulation commences on 1 July 1991.

Amendment

2. The Conveyancing Act Regulations 1961 are amended by omitting Schedule 3 and by inserting instead the following Schedule:

SCHEDULE 3

(Reg. 92)

\$

Copies

1. On lodgment of application for a certified copy of a document or part of a document in the custody of the Registrar-General 48.50

And, in addition:

- (a) if an application is received by post:

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(i) for each application if no more than 20 documents or any part of that number are to be copied	8.50
(ii) for the first 100 documents or any part of that number if more than 20 documents are to be copied pursuant to that application	17.00
(iii) for each 100 documents or any part of that number after the first 100 documents if more than 100 documents are to be copied pursuant to that application	17.00
(b) if a copy is prepared by a photocopying process, such reasonable fee determined by the Registrar-General as is warranted by the work involved in preparing the copy.	
2. For supplying a copy, available from the Departmental Copy Services, of a document or part of a document	3.80
And, in addition, in the case of a document containing 20 or more pages, or if an application is made for multiple copies of a document containing 10 or more pages, such reasonable fee determined by the Registrar-General as is warranted by the cost incurred in preparing the copy or copies.	
3. (a) For supplying a copy of a document pursuant to Regulation 82A including transmission fee	17.00
And, in addition, for inclusion of each additional document required	3.80
(b) For supplying pursuant to Regulation 82A, a search of the Register of Causes, Writs and Orders including a result of a search for two names and the transmission fee	17.00
And, in addition, for a search of each additional name	3.80
And, in addition, for supplying documents via facsimile transmission if no transmission cost is included in the initial fee and for additional documents, for each sheet:	

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(i) within the Sydney telephone area covered by the 02 code	1.00
(ii) outside the Sydney telephone area but within New South Wales	1.20
(iii) outside New South Wales	2.00
4. In the case of a requisition for a copy available from the Departmental Copy Services which, in the opinion of the Registrar-General, is a request for a copy for which the scale 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.	
5. On lodgment of application for a copy of a document in the custody of the Registrar-General, other than a copy available from the Departmental Copy Services, such reasonable fee determined by the Registrar-General as is warranted by the work involved in preparing the copy.	
<i>General Register of Deeds</i>	
6. For recording or registering any instrument	48.50
7. On lodgment of application for preparation of a registration copy of an instrument or part of an instrument	18.00
And, in addition:	
(a) if application is received by post	8.50
(b) if copy is prepared by a photocopying process or some other means—such reasonable fee determined by the Registrar-General as is warranted by the work involved in preparing the copy.	
8. On lodgment of request for approval to have paper or printed forms marked with the approval stamp of the Registrar-General	12.50

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For marking paper or printed forms with the authorised approval stamp of the Registrar-General in accordance with Regulations 21 (aa) and 60 (aa), for every 100 sheets of paper or printed forms or any part of that number	6.00
<i>Register of Causes, Writs and Orders</i>	
9. For each registration or renewal or vacation	10.00
And, in addition, for each instrument received by post	8.50
10. For search against each name	3.80
<i>Register of Resumptions</i>	
11. For registration of notice of resumption (including notice or notification of acquisition under the provisions of any Commonwealth Act authorising appropriation or compulsory acquisition of land)	48.50
<i>Official Searches (Old System Title)</i>	
12. On requisition for search, or continuation of search, from date of prior certificate of result of search (including office copy certificate of result of search or continuation of search up to 10 pages)	53.00
And, in addition, for each half-hour or part of a half-hour occupied in the search or continuation of search after the first hour	26.00
13. On request for a copy of an Official Search	42.00
<i>Liens on Crops and Wool and Stock Mortgages</i>	
14. For registration of a crop or wool lien or a stock mortgage or any other instrument relating to lien, mortgage or instrument	17.00
<i>Bills of Sale</i>	
15. On lodgment for filing, recording, registration or entry of my instrument	14.00

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16. On service of an Order of Court for removal of a caveat	14.00
<i>Plans</i>	
17. On lodgment for registration or recording of a plan	290.00
And, in addition, for each lot, allotment or portion shown or separately defined on plan	48.50
And, if the plan is accompanied by an instrument referred to in Regulation 52D in which only 1 easement or only 1 restriction on the use of land or only 1 positive covenant is identified, irrespective of the number of lots burdened or benefited, an additional	48.50
And, if the plan is accompanied by an instrument referred to in Regulation 52D in which the combined number of easements, restrictions on the use of land or positive covenants is 2 or more, an additional	100.00
18. For investigating plan before lodgment	290.00
And, in addition, for each half-hour or part of a half-hour in excess of the first 4 hours occupied in the investigation	26.00
19. For preparation and supply of plan	80.00
And, in addition, for each half-hour or part of a half-hour in excess of the first hour occupied in the preparation	26.00
20. On lodgment of application for revival of a plan previously rejected or withdrawn—such fee as would be appropriate to the plan as a new lodgment.	
21. On lodgment of a substituted plan or any sheet of such a plan or an additional sheet of a plan	48.50
22. On lodgment of an instrument referred to in Regulation 52D in substitution for another such instrument or part of it—such fee as would be appropriate to the instrument as an original lodgment.	
23. On lodgment of application to amend a plan	48.50

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	<i>Miscellaneous</i>	
24.	On depositing a document or documents pursuant to section 64 of the Act	14.00
	And, in addition:	
	(a) if deposit is made by post	8.50
	(b) for each document in excess of 4	3.00
25.	On application for return of document or documents deposited pursuant to section 64 of the Act	14.00
	And, in addition:	
	(a) if application is made by post	8.50
	(b) for each document in excess of 4	3.00
26.	For inspection of packet containing a document or documents deposited pursuant to section 64 of the Act	14.00
27.	For entry of a marginal note evidencing an error in any registered or deposited document	48.50
	And, in addition, if request to enter marginal note is received by post	8.50
28.	On lodgment or service of any Order of Court not otherwise provided for	48.50
29.	For production of documents at Stamp Duties Office	16.00
30.	On a subpoena served on the Registrar-General to produce documents in the Registrar-General's custody	48.50
	And, in addition, for each document in excess of 5	4.00
	And, in addition, if the Registrar-General so requires, such other expenses as are reasonably incurred in the production of the document.	

EXPLANATORY NOTE

The object of this Regulation is to amend the Conveyancing Act Regulations 1961 so as to increase certain fees payable to the Registrar-General.
