



New South Wales

Births, Deaths and Marriages Registration Amendment (Fees) Regulation 2024

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following regulation under—

- (a) the *Births, Deaths and Marriages Registration Act 1995*, and
- (b) the *Relationships Register Act 2010*.

JIHAD DIB, MP
Minister for Customer Service and Digital Government

Explanatory note

The object of this regulation is to provide for the indexation of fees charged under the *Births, Deaths and Marriages Registration Act 1995* and the *Relationships Register Act 2010* for the 2024–25, 2025–26 and 2026–27 financial years in line with the Consumer Price Index (All Groups Index) for Sydney published by the Australian Bureau of Statistics.

This regulation is made under—

- (a) the *Births, Deaths and Marriages Registration Act 1995*, including sections 50(2), 54 and 62, the general regulation-making power, and
- (b) the *Relationships Register Act 2010*, including sections 6(c), 11(2)(c) and 17, the general regulation-making power.

Births, Deaths and Marriages Registration Amendment (Fees) Regulation 2024

1 Name of regulation

This regulation is the *Births, Deaths and Marriages Registration Amendment (Fees) Regulation 2024*.

2 Commencement

This regulation commences on 1 July 2024.

Schedule 1 Amendment of Births, Deaths and Marriages Registration Regulation 2017

[1] Clause 3 Definitions

Insert in alphabetical order in clause 3(1)—
fee unit—see Schedule 1, clause 4(1).

[2] Clause 21

Omit the clause. Insert instead—

21 Fees

- (1) For the Act, section 54(1), Schedule 1 specifies fees for certain services provided by the Registrar.
- (2) For the Act, section 54(2), if a fee for a service provided by the Registrar is not specified in Schedule 1, the fee for the service is the fee fixed by negotiation between the Registrar and the person who asks for the service.

[3] Schedule 1

Omit the schedule. Insert instead—

Schedule 1 Fees

clause 21

Part 1 Fees payable

1 Definitions

In this part—

family history certificate means a certificate issued by the Registrar in relation to a search of the Register for—

- (a) a birth over 100 years ago, or
- (b) a death over 30 years ago, or
- (c) a marriage over 50 years ago.

priority processing means the processing of an application ahead of other applicants.

standard certificate—

- (a) means a certificate issued by the Registrar following a search under a particular name that is—
 - (i) a certificate certifying particulars contained in an entry in the Register, or
 - (ii) a No Trace certificate certifying that no entry was found in the Register about a relevant registrable event, and
- (b) does not include a family history certificate or a certificate issued under the Act, section 50(2).

2 Table of fees

Item	Type of fee	Fee (in fee units)
1	Issue of a standard certificate—	
	(a) standard processing	0.56
	(b) priority processing	0.88
2	Additional fee for issue of a standard certificate if the search period exceeds 10 years, for each further period of 10 years or part of 10 years	0.52
3	Issue of a family history certificate, if an index or registration number is supplied—	
	(a) standard processing	0.40
	(b) priority processing	0.71
4	Issue of a family history certificate, if an index or registration number is not supplied—	
	(a) standard processing	0.55
	(b) priority processing	0.87
5	Issue of a certificate under the Act, section 50(2)—	
	(a) standard processing	0.55
	(b) priority processing	0.87
6	Additional fee for issue of a certificate under the Act, section 50(2) if the search period exceeds 10 years, for each further period of 10 years or part of 10 years	0.52
7	Registering a change of name under the Act, Part 5—	
	(a) standard processing	1.55
	(b) priority processing	1.84
8	Altering the record of a person's sex in the birth registration of the person under the Act, Part 5A—	
	(a) standard processing	0.86
	(b) priority processing	1.14
9	Recording in the Register, after the registration of the birth of a child, the name of, or other particulars relating to, a person as a parent of the child under the Act, section 18—	
	(a) standard processing	0.83
	(b) priority processing	1.12
10	Manual verification of the authenticity of a document following use of the national Document Verification Service provided under the <i>Identity Verification Services Act 2023</i> of the Commonwealth.	0.16
11	Supplying a certified copy of a record or document kept by the Registrar, for which no fee is otherwise provided by this schedule	0.47 per sheet

Part 2 Adjustment of fees for inflation

3 Definitions

In this part—

CPI number means the Consumer Price Index (All Groups Index) for Sydney published by the Australian Bureau of Statistics in the latest published series of that index.

financial year means a period of 12 months commencing on 1 July.

4 Calculation of fee unit for regulation

(1) For this regulation, a **fee unit** is as follows—

- (a) in the financial year 2024–25—\$100,
- (b) in the financial year 2025–26—the amount calculated as follows—

$$\$100 \times \frac{A}{B}$$

where—

A is the CPI number for the March quarter of 2025.

B is the CPI number for the March quarter of 2024.

- (c) in the financial year 2026–27 and each subsequent financial year—the amount calculated as follows—

$$\$100 \times \frac{A}{B}$$

where—

A is the CPI number for the March quarter of 2026.

B is the CPI number for the March quarter of 2024.

- (2) The amount of a fee unit must be rounded to the nearest cent and an amount of 0.5 cent must be rounded down.
- (3) However, if the amount of a fee unit calculated for any financial year is less than the amount that applied for the previous financial year, then the amount for that previous financial year applies instead.

5 Rounding of fee amounts

The amount of a fee calculated by reference to a fee unit must be rounded to the nearest dollar and an amount of 50 cents must be rounded down.

6 Notice of indexed fees

- (1) As soon as practicable after the CPI number for the March quarter is first published by the Australian Bureau of Statistics, the Registrar is required to—
 - (a) notify the Parliamentary Counsel of the amount of the fee unit for the next financial year so that notice of that amount may be published on the NSW legislation website, and
 - (b) give public notice on an appropriate government website of the actual amounts of the fees applying in each financial year resulting from the application of the amount of a fee unit calculated under this part.
- (2) This part operates to change an amount of a fee that is calculated by reference to a fee unit and the change is not dependent on the notification or other notice required by this clause.

Schedule 2 Amendment of Relationships Register Regulation 2020

[1] **Section 3, heading**

Omit the heading. Insert instead—

3 Definitions

[2] **Section 3(1)**

Insert in alphabetical order—

fee unit—see Schedule 1, section 2.

[3] **Section 5 Fees**

Omit section 5(1) and (2). Insert instead—

- (1) For the Act, section 17(2)(a), the fees payable for applications under the Act, sections 6 and 11 are set out in Schedule 1, Part 1.

[4] **Schedule 1 Fees**

Insert at the end of the regulation—

Schedule 1 Fees

section 5

Part 1 Fees payable

Item	Type of fee	Fee (in fee units)
1	Application for registration of a relationship under the Act, section 6	1.86
2	Application to revoke registration of a relationship under the Act, section 11	0.93

Part 2 Adjustment of fees for inflation

1 Definitions

In this part—

CPI number means the Consumer Price Index (All Groups Index) for Sydney published by the Australian Bureau of Statistics in the latest published series of that index.

financial year means a period of 12 months commencing on 1 July.

2 Calculation of fee unit for regulation

- (1) For this regulation, a *fee unit* is as follows—

- (a) in the financial year 2024–25—\$100,
(b) in the financial year 2025–26—the amount calculated as follows—

$$\$100 \times \frac{A}{B}$$

where—

A is the CPI number for the March quarter of 2025.

B is the CPI number for the March quarter of 2024.

- (c) in the financial year 2026–27 and each subsequent financial year—the amount calculated as follows—

$$\$100 \times \frac{A}{B}$$

where—

A is the CPI number for the March quarter of 2026.

B is the CPI number for the March quarter of 2024.

- (2) The amount of a fee unit must be rounded to the nearest cent and an amount of 0.5 cent must be rounded down.
- (3) However, if the amount of a fee unit calculated for any financial year is less than the amount that applied for the previous financial year, then the amount for that previous financial year applies instead.

3 Rounding of fee amounts

The amount of a fee calculated by reference to a fee unit must be rounded to the nearest dollar and an amount of 50 cents must be rounded down.

4 Notice of indexed fees

- (1) As soon as practicable after the CPI number for the March quarter is first published by the Australian Bureau of Statistics, the Registrar is required to—
- (a) notify the Parliamentary Counsel of the amount of the fee unit for the next financial year so that notice of that amount may be published on the NSW legislation website, and
- (b) give public notice on an appropriate government website of the actual amounts of the fees applying in each financial year resulting from the application of the amount of a fee unit calculated under this part.
- (2) This part operates to change an amount of a fee that is calculated by reference to a fee unit and the change is not dependent on the notification or other notice required by this section.