Australian Capital Territory

Land Titles (Fees) Determination 2019 (No 2)

**Disallowable instrument DI2019-156**

made under the

Land Titles Act 1925, s 139 (Determination of fees, charges and other amounts)

**1 Name of instrument**

This instrument is the *Land Titles (Fees) Determination 2019 (No 2)*.

**2 Commencement**

This instrument commences on 1 July 2019.

**3 Revocation**

This instrument revokes the *Land Titles (Fees) Determination 2019 (D12019-67)*.

**4 Determination of fees**

(1) The fee payable for a matter stated in an item in the schedule, column 2 is the fee stated in the schedule, column 3 for that matter.

(2) The fee for a matter stated in an item in the schedule, column 2 is payable by the person requesting the service.

**5 Payment of fees**

The fee payable for a matter stated in an item in the schedule, column 2 is payable to the Territory.

**6 Exemption from Item 131 – Icon Water Limited**

The fee in column 3 for item 131 in the schedule is not payable by Icon Water Limited.

Gordon Ramsay MLA

Attorney-General

24 June 2019

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| **SCHEDULE** - **FEES AND CHARGES TO BE PAID**   | Column 1  Item | Column 2  Matter in respect of which fee or charge is payable | Column 3  Amount Payable | | --- | --- | --- |  |  |  |  |  | | --- | --- | --- | --- | | 125 | Section 17 of the *Land Titles Act 1925*, Application to register a crown lease. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 126 | Section 44 of the *Land Titles Act 1925*, Production of a certificate of title. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 126.1 | Section 55 of the *Land Titles Act 1925*, Application to register a notice of death by surviving proprietor | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00* *charged against Item 161.* | |  | |  |  | |  | | 127 | Section 62A of the *Land Titles Act 1925*, Application to produce a new certificate of title. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 128 | Subsection 64(1) of the *Land Titles Act 1925*, Application to lodge a map or plan. | | $589.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $556.00.* | |  | |  |  | |  | | 129 | BLANK | |  | |  |  | |  | | 130 | Section 65 of the *Land Titles Act 1925*, Application for a certified copy of the register. | | $28.00 per page to a maximum of $94.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fees were $28.00 per page with a $92.00 maximum.* | |  | |  |  | |  | | 131 | Section 66 of the *Land Titles Act 1925*, Application to inspect the register. | | $30.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was the same.* | |  | |  |  | |  | | 132 | Section 67 of the *Land Titles Act 1925*, Application for a copy of information contained in the register – plan searches. | | $23.50  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $22.00. From 1 July 2019 the fee includes $1.50 copyright payable to the Copyright Agency.* | |  | |  |  | |  | | 132.1 | Section 67 of the *Land Titles Act 1925*, Application for a copy of information contained in the register – all other searches. | | $22.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was the same.* | |  | |  |  | |  | | 133 | Section 73 of the *Land Titles Act 1925*, Application to register a memorandum of transfer. | | $409.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $386.00.* | |  | |  |  | |  | | 133.1 | | Section 95 of the *Land Titles Act 1925,* Application to register a memorandum of transfer by mortgagee. | $409.00  (GST is not applicable) | |  | | *Explanatory Note:* *Last Financial Year the fee was $386.00, charged against Item 133.* |  | |  |  | |  | | 134 | Section 82 of the *Land Titles Act 1925*, Application to register a lease. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 135 | Section 86 of the *Land Titles Act 1925*, Application to register a memorandum of surrender. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 136 | Section 87C of the *Land Titles Act 1925*, Application to register a memorandum to extend or vary a lease. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 137 | Section 88 of the *Land Titles Act 1925*, Application to register a sublease. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 138 | Section 92 of the *Land Titles Act 1925*, Application to register a mortgage or encumbrance. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 139 | BLANK | |  | |  |  | |  | | 140 | Section 92A of the *Land Titles Act 1925*, Application to register a postponement of a mortgage or encumbrance. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 141 | Section 101 of the *Land Titles Act 1925*, Application to register a discharge of mortgage or encumbrance. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 142 | Section 101A of the *Land Titles Act 1925*, Application to register a variation of mortgage. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 143 | Section 103 of the *Land Titles Act 1925*, Application to register a discharge of mortgage by way of a court order. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 144 | Section 103A of the *Land Titles Act 1925*, Application to register a memorandum of provision | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 145 | Section 103B of the *Land Titles Act 1925*, Application to register a memorandum of easement | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 146 | Section 103C of the *Land Titles Act 1925*, Application to register an easement in gross, transfer or extinguish an easement in gross. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 147 | Section 103C of the *Land Titles Act 1925*, Application to register, transfer an easement in gross in relation to a specific public utility. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 148 | Section 103E of the *Land Titles Act 1925*, Application to register a memorandum of extinguishment of easement. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 149 | Section 103F of the *Land Titles Act 1925*, Application to register a memorandum of a variation of easement. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 150 | Section 103G of the *Land Titles Act 1925*, Application to register a memorandum of incorporeal right. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 151 | Section 103H of the *Land Titles Act 1925*, Application to register a memorandum of extinguishment of incorporeal right. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 152 | Section 104A of the *Land Titles Act 1925*, Application to register a caveat. | | $299.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $282.00.* | |  | |  |  | |  | | 152.1 | Section 104A of the *Land Titles Act 1925*, Application to register a caveat where Homes for Homes Limited is the Caveator, as part of the Homes for Homes Social and Affordable Housing Scheme. | | $0.00 | |  | *Explanatory Note:* *Last Financial Year the fee was the same.* | |  | |  |  | |  | | 153 | Section 107 of the *Land Titles Act 1925*, Application to register a removal of a caveat. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 153.1 | Section 107 of the *Land Titles Act 1925*, Application to register a removal of a caveat where Homes for Homes Limited is the Caveator, as part of the Homes for Homes Social and Affordable Housing Scheme. | | $0.00 | |  | *Explanatory Note:* *Last Financial Year the fee was the same.* | |  | |  |  | |  | | 154 | BLANK | |  | |  |  | |  | | 155 | Section 132 of the *Land Titles Act 1925*, Application to register a transmission by bankruptcy or solvency. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 156 | Section 135 of the *Land Titles Act 1925*, Application to register a transmission on the death of a proprietor. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 157 | Section 138B of the *Land Titles Act 1925*, Application to register a declaration by an executor. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 158 | Section 164A of the *Land Titles Act 1925*, Application to hold a duplicate of a registered instrument, certificate of title or crown lease. | | $23.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $22.00.* | |  | |  |  | |  | | 159 | Section 139 of the *Land Titles Act 1925*, Application for an approval form with the Registrar-General’s seal. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 160 | Section 139 of the *Land Titles Act 1925*, Application for an approval form without the Registrar-General’s seal. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 161 | Section 139 of the *Land Titles Act 1925*, Application to register any document affecting land, or any other document, whether or not expressly provided for in any Act. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 162 | BLANK | |  | |  |  | |  | | 163 | Section 139 of the *Land Titles Act 1925*, Lodgement of request to register a community title scheme under subsection 16(1) of the *Community Title Act 2001* | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 164 | Section 139 of the *Land Titles Act 1925*, Lodgement of Management Statement under subsections 16(2) and 82(3)(b) of the *Community Title Act 2001* | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 165 | Section 139 of the *Land Titles Act 1925*, Lodgement for registration of a Master Plan under subsection 16(2) of the *Community Title Act 2001* | | $589.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $556.00* | |  | |  |  | |  | | 166 | Section 139 of the *Land Titles Act 1925*, Lodgement of a request for registration of an amendment of a community title scheme under section 25 of the *Community Title Act 2001* | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 167 | Section 139 of the *Land Titles Act 1925*, Lodgement for registration of an order of the Supreme Court for amendment of a community plan under section 27(9) of the *Community Title Act 2001* | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 168 | Section 139 of the *Land Titles Act 1925*, Lodgement for registration of a by-law under subsection 50(1) of the *Community Title Act 2001* | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 169 | Section 139 of the *Land Titles Act 1925*, Lodgement of an application for registration of a change of address for service of the body corporate under subsection 59(2*)* of the *Community Title Act 2001* | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 170 | Section 139 of the *Land Titles Act 1925*, Lodgement of notice of the appointment, removal or replacement of an administrator under subsection 61(7) of the *Community Title Act 2001* | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 171 | Section 139 of the *Land Titles Act 1925*, Lodgement of a request to record the amalgamation of community title schemes under subsection 82(1) of the *Community Title Act 2001* | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 172 | Section 139 of the *Land Titles Act 1925*, Lodgement of a request to record the termination of a community title scheme under subsection 90(1) of the *Community Title Act 2001* | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 172.1 | Section 68 of the *Land Titles Act 1925*, Application to register a proprietor by statute of law or defeasance of estate. | | $153.00  (GST is not applicable) | |  | *Explanatory Note:* *Last Financial Year the fee was $145.00.* | |  | |  |  | |  | | 433 | Summon the title/consent from the registered proprietor/mortgagee for the purpose of surrender/regrant of further unit lease for a further term. | | $1,418.00  (GST is not applicable) | |  | *Explanatory Note: Last Financial Year the fee was $1,337.00.* | |  | | | | |  |
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