Australian Capital Territory

Agents (Fees) Determination 2023

**Disallowable instrument DI2023–195**

made under the

Agents Act 2003, s 176 (Determination of fees)

**1 Name of instrument**

This instrument is the *Agents (Fees) Determination 2023*.

**2 Commencement**

This instrument commences on 1 July 2023.

**3 Revocation**

This instrument revokes DI2022-164, the *Agents (Fees) Determination 2022.*

**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 Payment by instalments**

The fee payable in items 247-251 may be paid by quarterly or yearly instalments.

Shane Rattenbury MLA

Minister for Consumer Affairs

29 June 2023

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **SCHEDULE** - **FEES AND CHARGES TO BE PAID**

| Column 1Item | Column 2Matter in respect of which fee or charge is payable  | Column 3Amount Payable |
| --- | --- | --- |
| 247 | For the application for issue of a licence certificate, or of annual renewal of a licence certificate, under section 38 of the *Agents Act 2003*, for a class 1 or class 2, real estate agent, business agent and/or stock and station agent. | $935.00 apportioned on a monthly or part thereof basis if less than twelve months, with a minimum charge of $79.00 (GST is not applicable) |
|  |  |  $2,814.00 for more than 12 months and up to 3 years (GST is not applicable) |
|  | *Explanatory Note: This fee description has been modified as the Agents Act 2003 has been amended to divide agent licenses into class 1 and class 2. The fee is an all inclusive licence fee, whether the applicant seeks only 1 or all 3 licence categories. There is no limit to the number of offices or branches that can be operated under one licence. There is no distinction between a licence held by a person and a licence held by a corporation.* *Last Financial Year the fee was $902.00 with a minimum charge of $77.00 for less than 12 months and $2,713.00 for more than 12 months and up to 3 years.* |  |
|  |  |   |
| 248 | For an application for the issue of a licence certificate, or renewal of a licence certificate, under section 38 of the Agents Act 2003 for a land auctioneer licence.  | $24.00 apportioned on a monthly or part thereof basis if less than twelve months, $73.00 for 3 years (GST is not applicable). |
|  | *Explanatory Note: This fee is introduced because of the Agents Act 2003 has been amended to introduce a land auctioneer licence from 1 July 2022. Last Financial Year the fee was $24.00 for less than 12 months and $73.00 for 3 years.* |   |
|  |  |   |
| 249 | For the application for issue of a licence certificate, or of annual renewal of a licence certificate, under section 38 of the *Agents Act 2003*, for an employment agent. A licensed director of an employment agency applying for or holding a corporate licence only, is exempt from paying this fee. | $935.00 apportioned on a monthly or part thereof basis if less than twelve months, with a minimum charge of $79.00 (GST is not applicable) |
|  |  |  $2,814.00 for more than 12 months and up to 3 years (GST is not applicable) |
|  | *Explanatory Note: There is no distinction between a licence held by a person and a licence held by a corporation. There is no limit to the number of offices or branches that can operate under the one licence. Last Financial Year the fee was $902.00 with a minimum charge of $77.00 for less than 12 months and $2,713.00 for more than 12 months and up to 3 years.* |  |
|  |  |  |
| 250 | For the application for issue of a conditional licence certificate, or of annual renewal of a conditional licence certificate, under section 38 of the *Agents Act 2003*, for a real estate agent whose only business is selling land by auction or managing an owners corporation. | $278.00 apportioned on a monthly or part thereof basis if less than twelve months, with a minimum charge of $79.00 (GST is not applicable) |
|  |  | $837.00 for more than 12 months and up to 3 years (GST is not applicable) |
|  | *Explanatory Note: Last Financial Year the fee was $268.00 with a minimum charge of $77.00 for less than 12 months and $807.00 for more than 12 months and up to 3 years.* |  |
|  |  |   |
| 251 | For the application for issue of a certificate of registration, or of annual renewal of registration, under section 62 of the *Agents Act 2003*, for an assistant real estate agent (including a property manager), assistant business agent and/or assistant stock and station agent. | $278.00 apportioned on a monthly or part thereof basis if less than twelve months, with a minimum charge of $79.00 (GST is not applicable) |
|  |  | $837.00 for more than 12 months and up to 3 years (GST is not applicable) |
|  | *Explanatory Note: This fee is an all inclusive registration fee, whether the applicant seeks only 1 or all 3 registration categories. Last Financial Year the fee was 268.00 for twelve months with a minimum charge of $77.00 for less than 12 months and $807.00 for more than 12 months and up to 3 years.* |   |
|  |  |  |
| 252 | For the issue of a duplicate certificate of registration or a duplicate licence certificate, if the licence certificate is issued in photo ID card format. | $24.00 (GST is not applicable) |
|  | *Explanatory Note: Certificates are to be double-sided plastic Photo ID cards. Fee intended only to recover replacement costs. There is no fee for the issue of a paper certificate (A4 size document). Last Financial Year the fee was $24.00.* |  |
|  |  |   |

 |