

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 1 Item	Column 2 Matter in respect of which fee or charge is payable	Column 3 Amount Payable
247	<p>For the application for issue of a licence certificate, or of annual renewal of a licence certificate, under section 38 of the <i>Agents Act 2003</i>, for a class 1 or class 2, real estate agent, business agent and/or stock and station agent.</p> <p><i>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.</i></p> <p><i>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.</i></p>	<p>\$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)</p>
248	<p>For an application for the issue of a licence certificate, or renewal of a licence certificate, under section 38 of the <i>Agents Act 2003</i> for a land auctioneer licence.</p> <p><i>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.</i></p>	<p>\$24.00 apportioned on a monthly or part thereof basis if less than twelve months, \$73.00 for 3 years (GST is not applicable).</p>
249	<p>For the application for issue of a licence certificate, or of annual renewal of a licence certificate, under section 38 of the <i>Agents Act 2003</i>, 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.</p> <p><i>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.</i></p>	<p>\$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)</p>
250	<p>For the application for issue of a conditional licence certificate, or of annual renewal of a conditional licence certificate, under section 38 of the <i>Agents Act 2003</i>, for a real estate agent whose only business is selling land by auction or managing an owners corporation.</p> <p><i>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.</i></p>	<p>\$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)</p>
251	<p>For the application for issue of a certificate of registration, or of annual renewal of registration, under section 62 of the <i>Agents Act 2003</i>, for an assistant real estate agent (including a property manager), assistant business agent and/or assistant stock and station agent.</p> <p><i>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.</i></p>	<p>\$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)</p>
252	<p>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.</p> <p><i>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.</i></p>	<p>\$24.00 (GST is not applicable)</p>