

AUSTRALIAN CAPITAL TERRITORY

REAL PROPERTY ACT 1925

DETERMINATION OF FEES

**NO. 71 OF 1994**

EXPLANATORY STATEMENT

The Real Property Act 1925 governs the registration of dealings in land and the issue of certificates of title for land in the Australian Capital Territory. In particular, subsection 139(1) enables the Minister to determine fees for the purposes of the Act and Schedule 2 specifies the matters in the Act for which a fee may be determined.

This Determination revokes Determination of Fees No. 63 of 1993 made on 22 June 1993 and notified in the Australian Capital Territory Gazette No S119 of 30 June 1993 and determines that the various fees payable under the Act, including fees for lodging for registration and searching documents pertaining to land, shall be as set out in the Schedule to the Determination

A statement of the old and new fees is attached

The fees have generally been increased by 3% in accordance with the anticipated movement in 1994/95 of the Consumer Price Index. Minor fees under \$20 are reviewed on a two yearly basis. Fees have been compared with those charged by other States and the Northern Territory to ensure equity of treatment. Revenue collected from the fees will place the Registrar-General's Office at full cost recovery.

Circulated by the Authority of Terry Connolly, Attorney General

## ATTACHMENT

No	Description of Item	1993-94 Fee	1994-95 Proposed Fee
1	Lodging a grant for registration under section 17	\$58	\$60
2(a)	Issuing a certificate of title	\$58	\$60
(b)	Issuing a certificate of title, where more than one plan or diagram is endorsed on the on the certificate or one plan or diagram of a piece of land that is not rectangular in shape is endorsed on the certificate	\$58	\$60
3	Issuing a new certificate of title under subsection 62A(1)	\$58	\$60
4	Depositing a map or plan in accordance with section 64 or for the purposes of the Real Property (Unit Titles) Act 1970	\$240	\$247
5	Furnishing a certified copy of a registered grant, certificate of title or instrument affecting land under subsection 65(1)	\$12 per page to a max of \$36	\$12 per page to a max of \$37
5A	Inspecting the Register Book	\$23	\$24
6	Furnishing a copy, other than a certified copy, of a registered grant or certificate of title	\$15	\$15
7	Furnishing a copy, other than a certified copy, of an instrument previously lodged at the office of the Registrar-General	\$6 first page plus \$1.00 each extra page	\$7 first page plus \$1.00 each extra page
8	Furnishing a copy of a map or plan previously deposited at the office of the Registrar-General	\$6 first page plus \$1.00 each extra page	\$7 first page plus \$1.00 each extra page
9	Lodging for registration a memorandum of transfer of an estate in fee simple or Crown Lease	\$58	\$60

No	Description of Item	1993-94 Fee	1994-95 Proposed Fee
9A	Lodging for registration a memorandum of provisions	\$58	\$60
10	Lodging for registration under section 138B an instrument by which an executor declares that he holds as trustee or beneficiary	\$58	\$60
11 (a)	Lodging for registration, entry or notation any other instrument, notice or document, not being a map or plan	\$58	\$60
	(b) Lodging for registration, entry or notation, an instrument, notice or document referred to in paragraph (a) that purports to deal with or affect land contained in more than one grant, certificate of title or other instrument, in respect of the first and any subsequent memorial, entry or notation	\$58 plus \$8 each extra memorial	\$60 plus \$8 each extra memorial
12	Lodging a request for an approval under section 168A, in respect of each kind of document to which the request relates	\$58	\$60
13	Lodging a request for the stamping of documents with the seal of the Registrar-General, in respect of each kind of document to which the request relates	\$58	\$60
14	Stamping documents with the seal of the Registrar-General in accordance with a request referred to in Item 13	\$13 per 100 or part thereof	\$13 per 100 or part thereof
15	Examining an instrument not stamped with the seal of the Registrar-General and not bearing a representation of the imprint of that seal	\$58	\$60