



AUSTRALIAN CAPITAL TERRITORY
Public Trustee Act 1985

DETERMINATION OF FEES

INSTRUMENT NO. 197 OF 2000

1. This determination comes into operation on 1 July 2000.
2. Under section 75 of the *Public Trustee Act 1985*, I **REVOKE** Determination No. 43 of 1990.
2. Under section 75 of the *Public Trustee Act 1985*, I **DETERMINE** that the fees payable for the purposes of section 28 are as set out in items 1 to 9 and items 11 to 24 of the Schedule.
3. Under section 75 of the *Public Trustee Act 1985*, I **DETERMINE** that the fee payable for the purposes of section 22 is set out in item 10 of the Schedule.

Dated this 21st day of June 2000.

Gary Humphries
Minister for Justice and Community Safety

SCHEDULE OF FEES

Item	Matter in respect of which fee is payable	Fee
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ESTATE ADMINISTRATION

1	Obtaining a grant of representation and/or administering the estate of a deceased person. The fee is based on the gross capital value of the estate excluding the value of the matrimonial home (being the house and curtilage that was used as the principal matrimonial home by the deceased and his or her partner immediately before the death of the deceased)	4.5% of the first \$200,000; 4.0% of the next 200,000; 3.0% of the next 200,000; 2.0% of the next 200,000; 1.0% thereafter; with a minimum of \$700.00
2	Transferring or conveying the matrimonial home (as defined in item 1 above) and/or assets held as joint tenants to the surviving partner	\$100.00 per hour with a minimum of \$100.00
3	Where a fee is not payable under Item 1 above and where administration of an estate is commenced by the Public Trustee but completed by another executor or administrator or person other than at the initiative of the Public Trustee	\$100.00 per hour with a minimum of \$100.00
4	For resealing a grant of probate or administration made outside the Territory	50% of the standard fee as per the scale chargeable for estate administration under Item 1, applied to the gross value of ACT property excluding the value of the matrimonial home

TRUST ADMINISTRATION

5	Administration, as trustee, under Statute, Court award or other instrument	1.1% of moneys received and/or the standard fee as per the scale chargeable for estate administration, on non monetary assets
6	Administration fee for continuing trusts	\$40.00 per annum and upon completion

ACTING AS AGENT OR ATTORNEY

7	Examining and reporting any accounts in any matter not under the direct control of the Public Trustee when acting as an agent or attorney	\$100.00 per hour
8	Acting as an agent or attorney in administering or managing property	1.1% of moneys received and/or the standard fee as per the scale chargeable for estate administration, on non monetary assets

SCHEDULE OF FEES

Item	Matter in respect of which fee is payable	Fee
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COLLECTION OF INCOME

9	Income commission on all gross income received by the Public Trustee acting in any capacity: Where the Public Trustee receives income which is not subject to any agency charge Where the Public Trustee receives income, eg property rent, which is subject to any agency charge for collection	5.5% 2.75%
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WILL PREPARATION

10	Preparing wills	Maximum \$200.00
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OTHER CHARGES (Charges are made for the following services, in addition to estate and trust administration as outlined above)

11	Accepting and holding documents in safe custody	\$50.00 payable on acceptance
12	Attendance by the Public Trustee or an officer of the Public Trustee or for any other purposes not being for normal administration purposes	\$100.00 per hour or part thereof including travelling and waiting time
13	Arranging the purchase, extension, alteration or modification of property (real or personal) for the use of any beneficiary or other person legally entitled	1.1% of the gross value of the purchase, extension, alteration or modification
14	Managing assets invested outside the Public Trustee Common Funds, excluding principal residence	1.1% per annum of the gross value
	Services charged on an hourly basis:	\$100.00 per hour
15	Genealogy matters	\$100.00 per hour
16	Life assurance or superannuation claims (where proceeds are not paid to the estate)	\$100.00 per hour
17	Preparing deeds, renunciations and releases	\$100.00 per hour
18	Replacing lost title deeds	\$100.00 per hour
19	Conveyancing fees	\$100.00 per hour
20	Property inspections	\$100.00 per hour
21	Home visits	\$100.00 per hour
22	Storage and Warehousing	\$30.00 per cubic metre per month

SCHEDULE OF FEES

Item Matter in respect of which fee is payable Fee

TAXATION SERVICES

23	All taxation services including assessment of tax status, advice and returns	\$100.00 per hour with a minimum of \$55.00
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MISCELLANEOUS CHARGES

24	For any service not dealt within items 1 - 23	Where property is involved the standard fee as per the scale chargeable under Item 1 (or such lesser fee as is agreed between the recipient of the service and the Public Trustee). Where property is not involved \$100.00 per hour
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