

Land Titles (Fees) Determination 2023

Disallowable instrument DI2023-185

made under the

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

1 Name of instrument

This instrument is the *Land Titles (Fees) Determination 2023*.

2 Commencement

This instrument commences on 1 July 2023.

3 Revocation

This instrument revokes the *Land Titles (Fees) Determination 2022 (No 2)* (DI2022-200).

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 5 – Icon Water Limited

The fee in column 3 for item 5 in the schedule is not payable by Icon Water Limited.

Shane Rattenbury MLA
Attorney-General
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
1	Section 17 of the <i>Land Titles Act 1925</i> , Application to register a crown lease. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
2	Section 55 of the <i>Land Titles Act 1925</i> , Application to register a notice of death by surviving proprietor <i>Explanatory Note: Last Financial Year the fee was \$160.00 charged against Item 161.</i>	\$166.00 (GST is not applicable)
3	Subsection 64(1) of the <i>Land Titles Act 1925</i> , Application to lodge a map or plan. <i>Explanatory Note: From 1 September 2022 to 30 June 2023 the fee was \$619.00.</i>	\$642.00 (GST is not applicable)
4	Section 65 of the <i>Land Titles Act 1925</i> , Application for a certified copy of the register. <i>Explanatory Note: Last Financial Year the fees were \$29.00 per page with a \$98.00 maximum.</i>	\$30.00 per page to a maximum of \$101.00 (GST is not applicable)
5	Section 66 of the <i>Land Titles Act 1925</i> , Application to inspect the register. <i>Explanatory Note: Last Financial Year the fee was \$32.00.</i>	\$33.00 (GST is not applicable)
6	Section 67 of the <i>Land Titles Act 1925</i> , Application for a copy of information contained in the register - plan searches. <i>Explanatory Note: The fee includes \$1.00 copyright payable to the Copyright Agency. Last Financial Year the fee was \$24.00 with \$1.00 copyright payable to the Copyright Agency.</i>	\$24.00 (GST is not applicable)
7	Section 67 of the <i>Land Titles Act 1925</i> , Application for a copy of information contained in the register - all other searches. <i>Explanatory Note: Last Financial Year the fee was the same.</i>	\$22.00 (GST is not applicable)
8	Section 68 of the <i>Land Titles Act 1925</i> , Application to register a proprietor by statute of law or defeasance of estate. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
9	Section 73 of the <i>Land Titles Act 1925</i> , Application to register a memorandum of transfer. <i>Explanatory Note: From 1 September 2022 to 30 June 2023 the fee was \$430.00.</i>	\$446.00 (GST is not applicable)
10	Section 95 of the <i>Land Titles Act 1925</i> , Application to register a memorandum of transfer by mortgagee. <i>Explanatory Note: From 1 September 2022 to 30 June 2023 the fee was \$430.00..</i>	\$446.00 (GST is not applicable)
11	Section 82 of the <i>Land Titles Act 1925</i> , Application to register a lease. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
12	Section 86 of the <i>Land Titles Act 1925</i> , Application to register a memorandum of surrender. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
13	Section 87C of the <i>Land Titles Act 1925</i> , Application to register a memorandum to extend or vary a lease. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
14	Section 88 of the <i>Land Titles Act 1925</i> , Application to register a sublease. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
15	Section 92 of the <i>Land Titles Act 1925</i> , Application to register a mortgage or encumbrance. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
16	Section 92A of the <i>Land Titles Act 1925</i> , Application to register a postponement of a mortgage or encumbrance. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
17	Section 101 of the <i>Land Titles Act 1925</i> , Application to register a discharge of mortgage or encumbrance.	\$166.00 (GST is not applicable)

Explanatory Note: Last Financial Year the fee was \$160.00.

18	Section 101A of the <i>Land Titles Act 1925</i> , Application to register a variation of mortgage. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
19	Section 103 of the <i>Land Titles Act 1925</i> , Application to register a discharge of mortgage by way of a court order. <i>Explanatory Note: Last Financial Year the fee was \$160.00</i>	\$166.00 (GST is not applicable)
20	Section 103A of the <i>Land Titles Act 1925</i> , Application to register a memorandum of provision. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
21	Section 103B of the <i>Land Titles Act 1925</i> , Application to register a memorandum of easement. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
22	Section 103C of the <i>Land Titles Act 1925</i> , Application to register an easement in gross, transfer or extinguish an easement in gross. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
23	Section 103C of the <i>Land Titles Act 1925</i> , Application to register, transfer an easement in gross in relation to a specific public utility. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
24	Section 103E of the <i>Land Titles Act 1925</i> , Application to register a memorandum of extinguishment of easement. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
25	Section 103F of the <i>Land Titles Act 1925</i> , Application to register a memorandum of a variation of easement. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
26	Section 103G of the <i>Land Titles Act 1925</i> , Application to register a memorandum of incorporeal right. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
27	Section 103H of the <i>Land Titles Act 1925</i> , Application to register a memorandum of extinguishment of incorporeal right. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
28	Section 104A of the <i>Land Titles Act 1925</i> , Application to register a caveat. <i>Explanatory Note: Last Financial Year the fee was \$313.00.</i>	\$324.00 (GST is not applicable)
29	Section 104A of the <i>Land Titles Act 1925</i> , 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. <i>Explanatory Note: Last Financial Year the fee was the same.</i>	\$0.00
30	Section 107 of the <i>Land Titles Act 1925</i> , Application to register a removal of a caveat. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
31	Section 107 of the <i>Land Titles Act 1925</i> , 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. <i>Explanatory Note: Last Financial Year the fee was the same.</i>	\$0.00
32	Section 132 of the <i>Land Titles Act 1925</i> , Application to register a transmission by bankruptcy or solvency. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
33	Section 135 of the <i>Land Titles Act 1925</i> , Application to register a transmission on the death of a proprietor. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
34	Section 138B of the <i>Land Titles Act 1925</i> , Application to register a declaration by an executor. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
35	Section 139 of the <i>Land Titles Act 1925</i> , Application for an approval form with the Registrar-General's seal. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
36	Section 139 of the <i>Land Titles Act 1925</i> , Application for an approval form without the Registrar-General's seal. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)

37	Section 139 of the <i>Land Titles Act 1925</i> , Application to register any document affecting land, or any other document, whether or not expressly provided for in any Act. <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
38	Section 139 of the <i>Land Titles Act 1925</i> , Lodgement of request to register a community title scheme under subsection 16(1) of the <i>Community Title Act 2001</i> . <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
39	Section 139 of the <i>Land Titles Act 1925</i> , Lodgement of Management Statement under subsections 16(2) and 82(3)(b) of the <i>Community Title Act 2001</i> . <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
40	Section 139 of the <i>Land Titles Act 1925</i> , Lodgement for registration of a Master Plan under subsection 16(2) of the <i>Community Title Act 2001</i> . <i>Explanatory Note: From 1 September 2022 to 30 June 2023 the fee was \$619.00</i>	\$642.00 (GST is not applicable)
41	Section 139 of the <i>Land Titles Act 1925</i> , Lodgement of a request for registration of an amendment of a community title scheme under section 25 of the <i>Community Title Act 2001</i> . <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
42	Section 139 of the <i>Land Titles Act 1925</i> , Lodgement for registration of an order of the Supreme Court for amendment of a community plan under section 27(9) of the <i>Community Title Act 2001</i> . <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
43	Section 139 of the <i>Land Titles Act 1925</i> , Lodgement for registration of a by-law under subsection 50(1) of the <i>Community Title Act 2001</i> . <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
44	Section 139 of the <i>Land Titles Act 1925</i> , Lodgement of an application for registration of a change of address for service of the body corporate under subsection 59(2) of the <i>Community Title Act 2001</i> . <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
45	Section 139 of the <i>Land Titles Act 1925</i> , Lodgement of notice of the appointment, removal or replacement of an administrator under subsection 61(7) of the <i>Community Title Act 2001</i> . <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
46	Section 139 of the <i>Land Titles Act 1925</i> , Lodgement of a request to record the amalgamation of community title schemes under subsection 82(1) of the <i>Community Title Act 2001</i> . <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
47	Section 139 of the <i>Land Titles Act 1925</i> , Lodgement of a request to record the termination of a community title scheme under subsection 90(1) of the <i>Community Title Act 2001</i> . <i>Explanatory Note: Last Financial Year the fee was \$160.00.</i>	\$166.00 (GST is not applicable)
48	Section 164A of the <i>Land Titles Act 1925</i> , Application to hold a duplicate of a registered instrument, certificate of title or crown lease. <i>Explanatory Note: Last Financial Year the fee was \$24.00.</i>	\$25.00 (GST is not applicable)
49	Section 139 of the <i>Land Titles Act 1925</i> , Application to inspect the register under an agreement for Mortgage Validation Services <i>Explanatory Note: New fee to commence 1 July 2023</i>	\$6.60 per mortgage (GST inclusive)
50	Section 139 of the <i>Land Titles Act 1925</i> , Requisition by the Registrar-General of lodgement deemed not to be in registrable form. <i>Explanatory Note: New fee to commence 1 July 2023</i>	\$120.00 Simple \$240.00 Complex \$455.00 Units Plan and Sublease Plan + \$15.00 per unit if more than 30 units (GST inclusive)