

AUSTRALIAN CAPITAL TERRITORY

REAL PROPERTY ACT 1925 ✓

REGISTRATION OF BIRTHS DEATHS & MARRIAGES ACT 1963 ✓

BUSINESS NAMES ACT 1963 ✓

ASSOCIATIONS INCORPORATIONS ACT 1953 ✓

REGISTRATION OF DEEDS ACT 1957 ✓

INSTRUMENTS ACT 1933 ✓

ADOPTION OF CHILDREN ACT 1965 ✓

DETERMINATION OF FEES

NOS 54 TO 60 OF 1991

EXPLANATORY STATEMENT

● general increase in fees and charges for services provided by the A.C.T. Registrar's Office, pursuant to the above legislation, was approved by Cabinet on 17 June 1991.

The new fees reflect an increase in the CPI expected in 1991/92 by the A.C.T. Treasury and include a small component for increases in accommodation costs due to the A.C.T. Government assuming responsibility for Business Names and Associations registrations in September 1990.

A new fee to cover the production of land titles documents by clients and subsequent storage of the documents prior to registration of land dealings has been introduced.

Miscellaneous fees for business names searches, change of particulars and certificates have been held at 1990/91 levels to give some assistance to small business.

DETERMINATION NO. 58 OF 1991.

FEEs AND CHARGES REVIEW 1991/92

PROGRAM: NO. 11.3

ORGANISATION: REGISTRAR'S OFFICE

| ITEM | CHARGE 1990/91 | PROPOSED CHARGE 1991/92 | REVENUE ESTIMATE 1991/92 | IMPLEMENTATION DATE | ACTION REQUIRED GAZETIAL/ DETERMINATION |
|-----------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------|-----------------------------------------------|------------------------|-----------------------------------------------|
| <u>The Real Property Act 1925</u> | | | | | |
| 1 | Lodging a grant for registration under Section 17 | \$50.00 | \$54.00 | | |
| 2(a) | Issuing a certificate of title | \$50.00 | \$54.00 | | |
| 2(b) | Issuing a certificate of title, where more than one plan or diagram is endorsed on the certificate or one plan or diagram of a piece of land that is not rectangular in shape is endorsed on the certificate | \$50.00 | \$54.00 | | |
| 3 | Issuing a certificate of title under subsection 62A(1) | \$50.00 | \$54.00 | | |
| 4 | Depositing a map or plan in accordance with section 64 or for the purposes of the Real Property (Unit Titles) Act 1970 | \$215.00 | \$226.00 | \$23504.00 | |
| 5 | Furnishing a certified copy of a registered grant, certificate of title or instrument affecting land under subsection 65(1) | \$10.00 per page to a max of \$27.00 | \$11.00 per page to a max of \$33.00 | \$ 660.00 | |
| 5A | Inspecting the register book | \$20.00 | \$21.00 | \$ 105.00 | |
| 6 | Furnishing a copy, other than a certified copy, of a registered grant or certificate of title | \$ 8.00 | \$10.00 | | |

FEEES AND CHARGES REVIEW 1991/92

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|------|-------------------|-------------------------------|--------------------------------|------------------------|-----------------------------------------------|
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The Real Property Act 1925(Cont)

| | | | | | |
|-------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|---------------------------------|-----------|--|
| 11(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 | \$50.00 | \$54.00 | | |
| 12 | Lodging a request for an approval under Section 168A, in respect of each kind of document to which the request relates | \$50.00 | \$54.00 | | |
| 13 | Lodging a request for the stamping of documents with the seal of the registrar, in respect of each kind of document to which the request relates | \$50.00 | \$54.00 | | |
| 14 | Stamping documents with the seal of the registrar in accordance with a request referred to in Item 13 | \$11.00 per 100 or part thereof | \$12.00 per 100 or part thereof | \$ 120.00 | |
| 15 | Examining an instrument not stamped with the seal of the registrar and not bearing a representation of the imprint of that seal | \$50.00 | \$54.00 | | |

DETERMINATION NO. 59 OF 1991

FEEES AND CHARGES REVIEW 1991/92

PROGRAM: NO. 11.3

ORGANISATION: REGISTRAR'S OFFICE

| ITEM | CHARGE 1990/91 | PROPOSED CHARGE 1991/92 | REVENUE ESTIMATE 1991/92 | IMPLEMENTATION DATE | ACTION REQUIRED GAZETTAL/ DETERMINATION |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|-------------------------------|--------------------------------|------------------------|-----------------------------------------------|
| <u>Registration of Births, Deaths and Marriages Act 1963</u> | | | | | |
| 19(5), | | | | | |
| 20 Register name or change of name of child | \$17.00 | \$19.00 | | | |
| 22(1) Register change of name | \$17.00 | \$19.00 | | | |
| 51(1) Certificates/Extract Issue: | | | | | |
| (a) Search in register and issue of copy of entry | \$17.00 | \$19.00 | | | |
| (b) Search in register and issue of extract from entry | \$14.00 | \$16.00 | | | |
| (c) Search in register and issue of notification of result | \$17.00 | \$19.00 | | | |
| (d) Where, at the request of the person making the application, a copy of an entry in the register is issued on the day on which the application is received or an extract from an entry in the register is issued and dispatched to the person by priority paid mail or courier service on the day on which the application is received addition fee | \$11.00 | \$12.00 | \$14160.00 | | |
| 56(4) Issue of Certificate relating to marriage outside Australia | \$17.00 | \$19.00 | | | |
| 56(7) Search in Register of Foreign Marriages Notices | \$14.00 | \$16.00 | | | |

DETERMINATION NO. 56 OF 1991

FEES AND CHARGES REVIEW 1991/92

PROGRAM: NO. 11.3

ORGANISATION: REGISTRAR'S OFFICE

| ITEM | CHARGE 1990/91 | PROPOSED CHARGE 1991/92 | REVENUE ESTIMATE 1991/92 | IMPLEMENTATION DATE | ACTION REQUIRED GAZETAL/ DETERMINATION |
|--------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|--------------------------------|------------------------|----------------------------------------------|
| <u>Business Names Act 1963</u> | | | | | |
| 1 | For lodging an application for registration of a business name | \$75.00 | \$80.00 | | |
| 2 | For the issue, under subsection 7(5) of a further certificate of registration | \$5.00 | \$5.00 | | |
| 3 | For lodging application for renewal | \$50.00 | \$54.00 | | |
| 4 | For lodging with the registrar a statement for the purpose of a provision of section 12 not being: | | | | |
| | (a) a statement lodged for the purpose of subsection 12(3) | \$5.00 | \$5.00 | | |
| | (b) a statement lodged for the purpose of paragraph (b) of subsection 12(1) where the only occasion of the lodging of the statement is a change effected by a public authority in the numbering of premises or the name of a street | \$5.00 | \$5.00 | | |

FEEs AND CHARGES REVIEW 1991/92

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|--------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|--------------------------------|------------------------|-----------------------------------------------|
| <u>Business Names Act 1963(Cont)</u> | | | | | |
| 11 | For a search in the office of the registrar as to the availability of any name propose to be adopted as a business name | \$5.00 per name | \$5.00 per name | | |
| 12 | For a search in the office of the registrar for which a fee is not elsewhere prescribed | \$5.00 | \$5.00 | | |
| 13 | For an act by the registrar that he is required or authorised to do under this Act and for which a fee is not elsewhere prescribed | \$5.00 | \$5.00 | | |
| 14 | For lodging with the registrar a document (other than a statement for the purpose of subsection 12(3) for the lodging of which a fee is not elsewhere prescribed) | \$5.00 | \$5.00 | | |
| 15 | For lodging an application for the consent of the Minister to the registration of a business name | \$20.00 | \$21.00 | \$ 210.00 | |
| 16 | For the consent of the Minister to the registration of a business name | \$50.00 | \$53.00 | \$ 530.00 | |
| 17 | On a subpoena served on the registrar to produce a document in his custody and in addition, if the registrar so requires, such other expenses as are reasonably incurred in the production of the document | \$10.00 | \$11.00 | \$ 33.00 | |

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Business Names Act 1963(Cont)

18 For an inquiry by letter necessitating a search for a document lodged with the registrar

\$5.00 \$5.00

DETERMINATION NO. 55 OF 1991

FEEES AND CHARGES REVIEW 1991/92

PROGRAM: NO. 11.3

ORGANISATION: REGISTRAR'S OFFICE

| ITEM | CHARGE 1990/91 | PROPOSED CHARGE 1991/92 | REVENUE ESTIMATE 1991/92 | IMPLEMENTATION DATE | ACTION REQUIRED GAZETTAL/ DETERMINATION |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|-------------------------------|--------------------------------|------------------------|-----------------------------------------------|
| <u>Associations Incorporation Act 1953</u> | | | | | |
| 1 | | | | | |
| For the issue, under subsection 6(1), of a certificate of incorporation | \$60.00 | \$64.00 | | | |
| 2 | | | | | |
| For the issue, under subsection 14(1), of certificate of incorporation | \$5.00 | \$5.00 | \$ 50.00 | | |
| 3 | | | | | |
| For an application for a certificate referred to in paragraph 2(1)(b) of this Act | \$20.00 | \$21.00 | \$ 315.00 | | |
| 4 | | | | | |
| For a certificate referred to in paragraph 2(1)(b) of this Act | \$50.00 | \$53.00 | \$ 212.00 | | |
| 5 | | | | | |
| For an application of the consent of the Minister for the purpose of subsection 6(1A) | \$20.00 | \$21.00 | \$ 63.00 | | |
| 6 | | | | | |
| For the consent of the Minister for the purpose of subsection 6(1A) | \$50.00 | \$53.00 | \$ 159.00 | | |
| 7 | | | | | |
| For filing with the registrar a document (other than an application under section 5 or a document evidencing the authority of a person to make such an application) | \$ 5.00 | \$ 5.00 | \$ 7635.00 | | |
| 8 | | | | | |
| Except where the registrar is satisfied that just cause exists for the failure to file a document before the date on which it is filed on late filing of a document under this Act, in addition to any other fee: | | | | | |

FEEES AND CHARGES REVIEW 1991/92

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|---------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|--------------------------------|------------------------|-----------------------------------------------|
| <u>Associations Incorporation Act 1953 (cont)</u> | | | | | |
| 8(a) | if filed within one month after the prescribed time, such amount, not exceeding \$5.00 as the registrar fixes | \$ 5.00 | \$ 5.00 | \$ 2040.00 | |
| 8(b) | if filed later than one month after the prescribed time, such amount, not exceeding \$21.00 as the registrar fixes | \$20.00 | \$21.00 | \$13104.00 | |
| 9 | For a certificate under section 23 | \$ 5.00 | \$ 5.00 | \$ 105.00 | |
| 10 | For inspection of the documents filed or otherwise lodged with the registrar in respect of an incorporated association | \$ 5.00 | \$ 5.00 | \$ 365.00 | |
| 11 | For a certified copy of a certificate of incorporation | \$ 5.00 | \$ 5.00 | \$ 25.00 | |
| 12 | For a copy of a document in the custody of the registrar | \$ 1.00 per page | \$ 1.00 per page | \$ 500.00 | |
| 13 | On a subpoena served on the Registrar to produce of document in his custody and in addition, if the registrar so requires, such other expenses as are reasonably incurred | | | | |
| | in the production of the document | \$10.00 | \$11.00 | \$ 33.00 | |
| 14 | For furnishing, in reply to an inquiry made by post, information in the possession of the registrar in relation to an incorporated association | \$ 5.00 | \$ 5.00 | 255.00 | |

FEEES AND CHARGES REVIEW 1991/92

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| <u>Associations Incorporation Act 1953 (Cont)</u> | | | | | |
| 15 | For a search in the office of the registrar as to the availability of any name proposed to be adopted as the name of an incorporated association | \$ 5.00 | \$ 5.00 | \$ 3145.00 | |
| 16 | For a notice given under section 11 | \$ 5.00 | \$ 5.00 | \$ 1200.00 | |
| 17 | For an act by the registrar that he is required or authorised to do under this Act and for which a fee is not elsewhere prescribed | \$ 5.00 | \$ 5.00 | ----- | |

DETERMINATION NO. 60 OF 1991

FEEES AND CHARGES REVIEW 1991/92

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Registration of Deeds Act 1957

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|----------------------------------------|---------------------------------------------------------------|---------------------------------------------------------------|-----------|--|--|
| 4(1) Registration of a Deed | \$50.00 | \$54.00 | | | |
| 7(1) Issue of Certified copy of a deed | \$5.00 first page plus \$1.00 per additional page | \$6.00 first page plus \$1.00 per additional page | \$ 408.00 | | |

DETERMINATION NO. 57 OF 1991

FEEs AND CHARGES REVIEW 1991/92

PROGRAM: NO. 11.3

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| ITEM | CHARGE 1990/91 | PROPOSED CHARGE 1991/92 | REVENUE ESTIMATE 1991/92 | IMPLEMENTATION DATE | ACTION REQUIRED GAZETAL/ DETERMINATION |
|-----------------------------|------------------------------------------------------------------------|---------------------------------------------------|---------------------------------------------------|------------------------|----------------------------------------------|
| <u>Instruments Act 1933</u> | | | | | |
| 1 | Registration of any bill of sale, lien or mortgage or transfer thereof | \$22.00 | \$24.00 | | |
| 2 | Searching any book, index or register kept in pursuant of this Act | \$5.00 first page plus \$1.00 per additional page | \$6.00 first page plus \$1.00 per additional page | \$ 564.00 | |
| 3 | Issue of a page in a certified copy | \$5.00 first page plus \$1.00 per additional page | \$6.00 first page plus \$1.00 per additional page | \$ 564.00 | |

DETERMINATION NO. 54 OF 1991

FEE AND CHARGES REVIEW 1991/92

PROGRAM: NO. 11.3

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Adoption of Children Act 1965

| | | | | | |
|---|------------------------------------------------------------------------------------------------------------------|---------|---------|--|--|
| 1 | Search on the Register of Adoptions and issue of certificate referred to in Regulation 10A(3) of the Regulations | \$14.00 | \$16.00 | | |
| 2 | (a) Issue of a copy of an entry in the Register of Adoptions or a copy of an order registered in that register. | \$17.00 | \$19.00 | | |
| | (b) Issue of an extract from an entry in the Register of Adoptions | \$14.00 | \$16.00 | | |