

South Australia

CROWN LANDS REGULATIONS 1996

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REGULATIONS UNDER THE CROWN LANDS ACT 1929

Crown Lands Regulations 1996

being

No. 207 of 1996: *Gaz.* 29 August 1996, p. 1007¹

as varied by

No. 110 of 1997: *Gaz.* 13 May 1997, p. 1927²

No. 101 of 1998: *Gaz.* 28 May 1998, p. 2410³

No. 102 of 1999: *Gaz.* 27 May 1999, p. 2906⁴

No. 113 of 2000: *Gaz.* 25 May 2000, p. 2821⁵

¹ Came into operation 1 September 1996: reg. 2.

² Came into operation 1 July 1997: reg. 2.

³ Came into operation 1 July 1998: reg. 2.

⁴ Came into operation 1 July 1999: reg. 2.

⁵ **Came into operation 1 July 2000: reg. 2.**

NOTE:

- *Asterisks indicate repeal or deletion of text.*
- *Entries appearing in bold type indicate the amendments incorporated since the last consolidation.*
- *For the legislative history of the regulations see Appendix.*

Citation

1. These regulations may be cited as the *Crown Lands Regulations 1996*.

Commencement

2. These regulations will come into operation on 1 September 1996.

Revocation

3. The *Crown Lands Regulations 1941* (see *Gazette* 16 October 1941 p. 789), as varied, are revoked.

Interpretation

4. In these regulations, unless the contrary intention appears—

"**the Act**" means the *Crown Lands Act 1929*.

Forms of surrender

5. The forms of surrender set out in schedule 1 must be used for the purposes specified in the schedule.

Fees

6. The fees set out in schedule 2 are payable to the Minister.

SCHEDULE 1
Forms of surrender

Form

- A.** Absolute surrender of whole of a Crown lease (s. 205)
- B.** Absolute surrender of part of a Crown lease (s. 205)
- C.** Conditional surrender of whole of a Crown lease (s. 206)
- D.** Conditional surrender of part of a Crown lease (s. 206)
- E.** Absolute surrender of whole of a Crown agreement (s. 207)
- F.** Absolute surrender of part of a Crown agreement (s. 207)
- G.** Conditional surrender of whole of a Crown agreement (s. 208)
- H.** Conditional surrender of part of a Crown agreement (s. 208)
- I.** Surrender of whole of a Crown lease/agreement (s. 208A)
- J.** Surrender of part of a Crown agreement by mortgagee or encumbrancee (s. 208A)
- K.** Surrender of part of a Crown lease by mortgagee or encumbrancee (s. 208A)
- L.** Surrender of Crown agreement for new agreement, land grant or lease (s. 49, 185, 199, 221 or 223)
- M.** Surrender of Crown lease for new lease, land grant or agreement (s. 41D, 49, 130, 183, 184, 210, 212 or 223)
- N.** Surrender of Crown lease/agreement in small estate (s. 222).

4.

[Forms appear in *Gaz.* 29 August 1996, p. 1007]

SCHEDULE 2*Fees***Application fees**

1. Application for consent—	
(a) to transfer, assign, mortgage, encumber or sublet a lease, agreement or land grant (or part of a lease)	\$242.00
(b) to transfer, assign or sublet a licence	\$242.00
(c) to transfer, assign or sublet a licence where the licence is held inseparable with other Crown leasehold land being transferred	\$120.00
2. Application to surrender a lease for other tenure	\$257.00
3. Application to surrender absolutely a miscellaneous lease endorsed "non-acceptable" and for the issue of a new miscellaneous lease to a nominated party	\$242.00
4. Application to convert a licence to other tenure	\$257.00
5. Application for a duplicate or amended consent to transfer, assign, mortgage, encumber or sublet a lease, agreement or land grant	\$17.40

(N.B. The cost of publishing a notice in the Gazette where required under s. 222 of the Act is payable in addition to the above fees.)

Document fees

6. For preparing—	
(a) a land grant	\$163.00
(b) a lease or agreement	\$319.00
(c) a surrender of a lease or agreement	\$192.00
(d) a surrender of part of a lease or agreement	\$319.00
(e) a certificate under s. 66A or 66B of the Act	\$163.00
(f) a certificate where a lease or agreement is altered, renewed or revived	\$163.00
(g) a determination of a lease or agreement on completion of purchase	\$192.00
(h) a resumption of a lease or agreement	\$192.00
(i) a resumption of part of a lease or agreement	\$319.00
(j) a request by the Minister to alter or cancel a land grant or certificate of title on behalf of another party	\$163.00
(k) a grant of easement or an extinguishment of a grant of easement	\$163.00
(l) a mortgage or discharge of mortgage	\$163.00
7. For correcting by registration an error in the name or other particulars supplied by or on behalf of a lessee, purchaser or other party	\$163.00

Miscellaneous fees

8. For processing a transaction (other than a transaction in respect of which an application fee has been paid) under the Act at the request of any person for the benefit of that person or some other person nominated by that person \$242.00

(N.B. Documentary fees are payable in addition to the above fee.)

9. For production in the Lands Titles Office of land grants, certificates of title, leases and agreements held as security irrespective of the number of documents involved in the one transaction \$97.00

10. For preparing or checking definitions for proclamations or notices under the Act—

(a) where the time spent in preparing or checking definitions exceeds two and a half hours (per hour) \$66.50

(b) minimum fee \$167.00

N.B. Lands Titles Office fees and stamp duty are not included in the fees in this schedule but will, in appropriate circumstances, be payable.

7.

APPENDIX

LEGISLATIVE HISTORY

(entries in bold type indicate amendments incorporated since the last consolidation)

Schedule 2: substituted by 110, 1997, reg. 3; 101, 1998, reg. 3; 102, 1999, reg. 3; **113, 2000, reg. 3**