

South Australia

## **Community Titles (Fees) Variation Regulations 2009**

under the *Community Titles Act 1996*

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### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Community Titles (Fees) Variation Regulations 2009*.

#### **2—Commencement**

These regulations will come into operation on 1 July 2009.

#### **3—Variation provisions**

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

### **Part 2—Variation of *Community Titles Regulations 1996***

#### **4—Substitution of Schedule 2**

Schedule 2—delete the Schedule and substitute:

#### **Schedule 2—Fees**

- 1 Examination of plan to be lodged with application under Act before application is lodged (section 144 of Act)—
  - (a) for application for division of land by plan of community division (section 14 of Act)—
    - (i) if there are 5 lots or less \$380.00
    - (ii) if there are more than 5 lots \$763.00

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 Part 2—Variation of *Community Titles Regulations 1996*

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	(b) for any other application	\$380.00
2	Application for division of land by plan of community division (section 14 of Act)—	
	(a) for examination of application	\$309.00
	(b) for examination of plan of community division not subject to prior approval under section 144—	
	(i) if there are 5 lots or less	\$380.00
	(ii) if there are more than 5 lots	\$763.00
	(c) for deposit of plan of community division	\$117.00
	(d) for each lot requiring issue of certificate of title	\$69.00
	(e) for filing of scheme description	\$117.00
	(f) for filing of by-laws	\$117.00
	(g) for filing of development contract	\$117.00
3	Application to amend schedule of lot entitlements (section 21 of Act)	\$117.00
4	Filing of copy of certified scheme description as amended (section 31 of Act)	\$117.00
5	Filing of certified copy of by-laws as varied (section 39 of Act)	\$117.00
6	Maximum fee for purchase from corporation of copy of by-laws (section 44 of Act)	\$39.00
7	Fee for purchase from Registrar-General of copy of by-laws filed with plan of community division (section 44 of Act)	\$7.80
8	Filing of certified copy of development contract as varied or agreement to terminate development contract (section 50 of Act)	\$117.00
9	Maximum fee for purchase from corporation of copy of development contract (section 51 of Act)	\$39.00
10	Fee for purchase from Registrar-General of copy of development contract filed with plan of community division (section 51 of Act)	\$7.80
11	Application for amendment of deposited community plan (section 52 of Act)—	
	(a) for examination of application	\$232.00
	(b) for examination of plan to be substituted or sheets of plan to be substituted or added if plan not subject to prior approval under section 144	\$380.00
	(c) for each lot requiring issue of certificate of title	\$69.00
	(d) for filing of amended scheme description	\$117.00
12	Application for division of development lot in pursuance of development contract and consequential amendment of community plan (section 58 of Act)—	
	(a) for examination of application	\$232.00
	(b) for examination of plan to be substituted or sheets of plan to be substituted or added if plan not subject to prior approval under section 144	\$380.00

		(c) for each lot requiring issue of certificate of title	\$69.00
13		Application for amalgamation of deposited community plans (section 60 of Act)—	
	(a)	for examination of application	\$232.00
	(b)	for examination of plan of community division not subject to prior approval under section 144	\$380.00
	(c)	for deposit of plan of community division	\$117.00
	(d)	for each lot requiring issue of certificate of title	\$69.00
	(e)	for filing of scheme description	\$117.00
	(f)	for filing of by-laws	\$117.00
14		Application for cancellation of deposited community plan (sections 64 and 65 of Act)—	
	(a)	for examination of application	\$232.00
	(b)	if application is for cancellation of primary plan—	
	(i)	for examination of plan that delineates outer boundaries of primary parcel	\$380.00
	(ii)	for filing of plan	\$117.00
	(c)	for each certificate of title to be issued	\$69.00
15		Application to note Court order for cancellation of community plan (sections 64 and 67 of Act)—	
	(a)	for noting the order	\$232.00
	(b)	if application is for cancellation of primary plan—	
	(i)	for examination of plan that delineates outer boundaries of primary parcel	\$380.00
	(ii)	for filing of plan	\$117.00
	(c)	for each certificate of title to be issued	\$69.00
16		Filing of notice of appointment, removal or replacement of administrator (section 100 of Act)	\$117.00
17		Filing of resolution to elect to use Act (Schedule clause 2)	\$117.00
18		Submission of outer boundary plan (regulation 8)	
	(a)	for examination of plan	\$763.00
	(b)	for filing of plan	\$117.00
19		Fee for re-examination of plan when amended after approval for deposit is given	\$117.00
20		Lodgement of any other document required by Act	\$117.00

**Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

**Made by the Governor**

with the advice and consent of the Executive Council  
on 4 June 2009

No 167 of 2009

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