

South Australia

Bills of Sale Regulations 2009

under the *Bills of Sale Act 1886*

Contents

- 1 Short title
- 3 Interpretation
- 4 Fees payable to the Registrar-General
- 5 Requirements relating to paper used for bills of sale etc
- 6 Application of Act to certain bills of sale as if certain amendments not made

Schedule 1—Fees

Legislative history

1—Short title

These regulations may be cited as the *Bills of Sale Regulations 2009*.

3—Interpretation

In these regulations, unless the contrary intention appears—

Act means the *Bills of Sale Act 1886*.

4—Fees payable to the Registrar-General

The fees set out in Schedule 1 are payable to the Registrar-General.

5—Requirements relating to paper used for bills of sale etc

The following requirements are prescribed under section 38A of the Act in relation to the paper on which bills of sale and other instruments lodged with the Registrar for registration or filing under that Act are written:

- (a) the paper must be A4 size (210 millimetres in width and 297 millimetres in length);
- (b) the weight of the paper must be at least 80 grams per square metre;
- (c) the paper must be white in colour and not be discoloured or have any other defect.

6—Application of Act to certain bills of sale as if certain amendments not made

- (1) Pursuant to section 47(2) of the Act, the Act applies until 28 June 2019 to a bill of sale over a licence issued under the *Natural Resources Management Act 2004* as if the amendments made to the Act by the *Statutes Amendment (Personal Property Securities) Act 2011* (the **amending Act**) (other than the amendments specified in subregulation (2)) had not been made.
- (2) For the purposes of subregulation (1), the following amendments are specified:
 - (a) the amendments made to section 2 of the Act by section 5 of the amending Act;
 - (b) the insertion of sections 43 to 48 (inclusive) of the Act by section 17 of the amending Act.
- (3) Pursuant to section 47(2) of the Act, the Act applies to a bill of sale registered under the Act before 30 January 2012—
 - (a) over a licence issued under the *Aquaculture Act 2001* or the *Fisheries Management Act 2007*; or
 - (b) over an interest in irrigation rights fixed by a trust,as if the amendments made to the Act by the amending Act (other than the amendments specified in subregulation (4)) had not been made until the bill of sale expires or is discharged.
- (4) For the purposes of subregulation (3), the following amendments are specified:
 - (a) the amendments made to section 2 of the Act by section 5 of the amending Act;
 - (b) the amendment made to section 19A of the Act by section 13 of the amending Act;
 - (c) the insertion of section 42(1)(d) and (e) of the Act by section 17 of the amending Act;
 - (d) the insertion of sections 43 to 48 (inclusive) of the Act by section 17 of the amending Act.

Schedule 1—Fees

1	For registering or filing—	
	(a) a document under section 11A of the Act	\$76.00
	(b) a bill of sale	\$76.00
	(c) the discharge, extension, transfer or renewal of a bill of sale	\$76.00
	(d) any other document	\$76.00
2	For withdrawing a bill of sale from registration or filing	\$63.50

Legislative history

Notes

- Variations of this version that are uncommenced are not incorporated into the text.
- Please note—References in the legislation to other legislation or instruments or to titles of bodies or offices are not automatically updated as part of the program for the revision and publication of legislation and therefore may be obsolete.
- Earlier versions of these regulations (historical versions) are listed at the end of the legislative history.
- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or www.legislation.sa.gov.au.

Legislation revoked by principal regulations

The *Bills of Sale Regulations 2009* revoked the following:

Bills of Sale (Fees) Regulations 1995

Bills of Sale (Requirements as to Instruments) Regulations 1995

Principal regulations and variations

New entries appear in bold.

Year	No	Reference	Commencement
2009	66	<i>Gazette 28.5.2009 p1855</i>	1.6.2009: r 2
2009	166	<i>Gazette 4.6.2009 p2684</i>	1.7.2009: r 2
2010	122	<i>Gazette 10.6.2010 p2929</i>	1.7.2010: r 2
2011	132	<i>Gazette 9.6.2011 p2310</i>	1.7.2011: r 2
2011	276	<i>Gazette 15.12.2011 p5052</i>	15.1.2012: r 2
2012	133	<i>Gazette 31.5.2012 p2492</i>	1.7.2012: r 2
2013	105	<i>Gazette 6.6.2013 p2237</i>	1.7.2013: r 2
2014	21	<i>Gazette 23.1.2014 p384</i>	23.1.2014: r 2
2014	161	<i>Gazette 19.6.2014 p2714</i>	1.7.2014: r 2
2015	136	<i>Gazette 18.6.2015 p2746</i>	1.7.2015: r 2
2016	155	<i>Gazette 23.6.2016 p2415</i>	1.7.2016: r 2
2017	66	<i>Gazette 23.5.2017 p1751</i>	1.7.2017: r 2
2017	297	<i>Gazette 24.10.2017 p4421</i>	24.10.2017: r 2
2018	65	<i>Gazette 31.5.2018 p2086</i>	1.7.2018: r 2
2019	45	<i>Gazette 23.5.2019 p1369</i>	1.7.2019: r 2

Provisions varied

New entries appear in bold.

Entries that relate to provisions that have been deleted appear in italics.

Provision	How varied	Commencement
<i>r 2</i>	<i>omitted under Legislation Revision and Publication Act 2002</i>	<i>1.7.2009</i>
r 6	inserted by 276/2011 r 4	15.1.2012
r 6(1)	varied by 21/2014 r 4	23.1.2014
	varied by 297/2017 r 4	24.10.2017
Sch 1	substituted by 166/2009 r 4	1.7.2009
	substituted by 122/2010 r 4	1.7.2010
	substituted by 132/2011 r 4	1.7.2011
	substituted by 133/2012 r 4	1.7.2012
	substituted by 105/2013 r 4	1.7.2013
	substituted by 161/2014 r 4	1.7.2014
	substituted by 136/2015 r 4	1.7.2015
	substituted by 155/2016 r 4	1.7.2016
	substituted by 66/2017 r 4	1.7.2017
	substituted by 65/2018 r 4	1.7.2018
<i>Sch 2</i>	<i>omitted under Legislation Revision and Publication Act 2002</i>	<i>1.7.2009</i>

Historical versions

1.7.2009
1.7.2010
1.7.2011
15.1.2012
1.7.2012
1.7.2013
23.1.2014
1.7.2014
1.7.2015
1.7.2016
1.7.2017
24.10.2017