

South Australia

ROADS (OPENING AND CLOSING) FEES REGULATIONS 1991

REGULATIONS UNDER THE ROADS (OPENING AND CLOSING) ACT 1991

Roads (Opening and Closing) Fees Regulations 1991

being

No. 227 of 1991: *Gaz.* 31 October 1991, p. 1216¹

as varied by

No. 92 of 1992: *Gaz.* 18 June 1992, p. 1799²
No. 57 of 1993: *Gaz.* 8 April 1993, p. 1295³
No. 52 of 1994: *Gaz.* 2 June 1994, p. 1580⁴
No. 97 of 1995: *Gaz.* 10 May 1995, p. 2098⁵
No. 137 of 1996: *Gaz.* 30 May 1996, p. 2808⁶
No. 119 of 1997: *Gaz.* 13 May 1997, p. 1942⁷
No. 97 of 1998: *Gaz.* 28 May 1998, p. 2391⁸
No. 100 of 1999: *Gaz.* 27 May 1999, p. 2902⁹
No. 106 of 2000: *Gaz.* 25 May 2000, p. 2806¹⁰

- ¹ Came into operation 11 November 1991: reg. 2.
- ² Came into operation 30 July 1992: reg. 2
- ³ Came into operation 12 July 1993: reg. 2
- ⁴ Came into operation 1 July 1994: reg. 2.
- ⁵ Came into operation 1 July 1995: reg. 2.
- ⁶ Came into operation 8 July 1996: reg. 2.
- ⁷ Came into operation 1 July 1997: reg. 2.
- ⁸ Came into operation 1 July 1998: reg. 2.
- ⁹ Came into operation 1 July 1999: reg. 2.
- ¹⁰ **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.*

3.

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Interpretation
4. Fees
5. Refund of fees

SCHEDULE

Fees

APPENDIX LEGISLATIVE HISTORY

4.

Citation

1. These regulations may be cited as the *Roads (Opening and Closing) Fees Regulations 1991*.

Commencement

2. These regulations will come into operation on 11 November 1991.

Interpretation

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

"the Act" means the *Roads (Opening and Closing) Act 1991*.

Fees

4. The fees set out in the schedule are payable to the Surveyor-General for the purposes set out in that schedule.

Refund of fees

5. The Surveyor-General may refund the whole or any part of a fee paid to the Surveyor-General under these regulations where—

- (a) the matter or action for which the fee was paid is of a minor nature or is not completed;

and

- (b) the Surveyor-General is of the opinion that the refund is appropriate in the circumstances.

1.	On deposit with the Surveyor-General of preliminary plan and statement for processing under the Act	\$146
2.	For notification of a proposed road process by the Surveyor-General pursuant to s. 10 of the Act (payable, on deposit of the preliminary plan and statement, by the council commencing the road process)	\$413
3.	On deposit with the Surveyor-General of an agreement for transfer or exchange (on which is denoted all stamp duty payable in respect of that agreement) for processing under the Act	\$100
4.	On deposit with the Surveyor-General of a survey plan for processing under the Act—	
	(a) examination fee—	
	(i) where the plan is an uncertified data plan	\$274
	(ii) where the plan is a survey plan certified by a licensed surveyor	\$549
	plus a further \$274, payable by the surveyor, if the plan is resubmitted following rejection by the Registrar-General (However, the Registrar-General may waive or reduce the further fee if he or she considers that appropriate in a particular case having regard to the work involved in examining the resubmitted plan.)	
	(b) administration fee (payable in addition to examination fee)	\$135
5.	On deposit with the Surveyor-General of an application under the Act (on which is denoted all stamp duty payable in respect of that application) for a document of title, or for the alteration of a document of title, where there is no agreement for transfer or exchange	\$100
6.	For notification of an order or a notice by the Surveyor-General pursuant to s. 34 or s. 37 of the Act (payable prior to notification)	\$100
7.	On deposit of a document with the Surveyor-General for processing under the Act for which a fee is not otherwise provided in this schedule	\$100
8.	For the withdrawal of a document (other than a survey plan) submitted to the Surveyor-General for processing under the Act	\$36
9.	On application for a road width declaration by the Surveyor-General	\$39

6.

APPENDIX

LEGISLATIVE HISTORY

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

Schedule:

substituted by 92, 1992, reg. 3; 57, 1993, reg. 3; 52, 1994, reg. 3; 97, 1995, reg. 3; 137, 1996, reg. 3; 119, 1997, reg. 3; 97, 1998, reg. 3; 100, 1999, reg. 3; **106, 2000, reg. 3**