

As in force at 1 July 2002.

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
No. 112 of 2001: *Gaz.* 31 May 2001, p. 2084¹¹
No. 102 of 2002: *Gaz.* 20 June 2002, p. 2613¹²

- 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.
- ¹¹ Came into operation 1 July 2001: reg. 2.
- ¹² **Came into operation 1 July 2002: 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.

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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	\$156
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)	\$444
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	\$107
4.	On deposit with the Surveyor-General of a survey plan for processing under the Act— <i>(a)</i> examination fee— <i>(i)</i> where the plan is an uncertified data plan <i>(ii)</i> where the plan is a survey plan certified by a licensed surveyor plus a further \$294, 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.) <i>(b)</i> administration fee (payable in addition to examination fee)	\$294 \$590 \$145
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	\$107
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)	\$107
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	\$107
8.	For the withdrawal of a document (other than a survey plan) submitted to the Surveyor-General for processing under the Act	\$38
9.	On application for a road width declaration by the Surveyor-General	\$42

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; 112, 2001, reg. 3; **102, 2002, reg. 3**