



Queensland

Natural Resources and Mines Legislation Amendment Regulation (No. 1) 2015

Subordinate Legislation 2015 No. 146

made under the

Building Units and Group Titles Act 1980
Foreign Ownership of Land Register Act 1988
Land Act 1994
Water Act 2000

Contents

		Page
Part 1	Preliminary	
1	Short title	3
2	Commencement	3
Part 2	Amendment of Building Units and Group Titles Regulation 2008	
3	Regulation amended	3
4	Amendment of s 13 (Amount of insurance cover—Act, s 56(2))	3
5	Amendment of sch 3 (Fees)	3
Part 3	Amendment of Foreign Ownership of Land Register Regulation 2013	
6	Regulation amended	5
7	Replacement of sch 1 (Fees)	5
	Schedule 1 Fees	
Part 4	Amendment of Land Regulation 2009	
8	Regulation amended	6
9	Amendment of s 44 (Land for which register to be kept—Act, s 276)	6
10	Amendment of s 62 (Fees)	6

Contents

11	Amendment of sch 11 (Fees)	7
12	Amendment of sch 12 (Dictionary)	9
Part 5	Amendment of Water Regulation 2002	
13	Regulation amended	10
14	Amendment of s 5 (Documents that may be lodged in the registry—Act, s 148)	10
15	Amendment of s 63 (Fees)	10
16	Amendment of sch 16 (Fees)	11
17	Amendment of sch 17 (Dictionary)	13

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Natural Resources and Mines Legislation Amendment Regulation (No. 1) 2015*.

2 Commencement

This regulation commences on 1 December 2015.

Part 2 Amendment of Building Units and Group Titles Regulation 2008

3 Regulation amended

This part amends the *Building Units and Group Titles Regulation 2008*.

4 Amendment of s 13 (Amount of insurance cover—Act, s 56(2))

Section 13, ‘\$10,000,000’—

omit, insert—

\$10m

5 Amendment of sch 3 (Fees)

Schedule 3, part 1—

omit, insert—

[s 5]

Part 1 Fees payable to the registrar

		\$
1	Lodging a plan or plan of amalgamation for registration (Act, s 9(16))	338.00
2	Additional fee for each lot in a plan or plan of amalgamation lodged for registration	25.00
3	Lodging for registration—	
	(a) a notice of conversion (Act, s 9(16))	114.00
	(b) a request to register an order, made under section 25(7A)(c) of the Act, directing an amendment of a building units plan	114.00
	(c) a notification of proposed extinguishment of a plan under section 26(1)(a) of the Act.	114.00
4	Lodging—	
	(a) a copy of a referee’s order under section 112(1)(a) of the Act (Act, s 112(1)(b))	114.00
	(b) notification of an amendment of, addition to or repeal of by-laws (Act, s 30(3))	114.00
5	Furnishing copies of a registered plan or amendment of a registered plan (Act, s 14)	25.00
6	Application to—	
	(a) reserve a name (Act, s 120(1)).	82.00
	(b) extend the period for which a name is reserved (Act, s 120(3))	82.00
7	Lodging another document under the Act	32.00

Part 3 Amendment of Foreign Ownership of Land Register Regulation 2013

6 Regulation amended

This part amends the *Foreign Ownership of Land Register Regulation 2013*.

7 Replacement of sch 1 (Fees)

Schedule 1—

omit, insert—

Schedule 1 Fees

section 3

	\$
1 Title search statement of the details, recorded in the register, of interests in land held by a person (Act, s 14) . . .	17.55
2 Preparation and extraction of statistical data from computerised information recorded in the register (Act, s 14)—	
(a) if no additional computer programming and processing time is required	110.00
(b) if additional computer programming and processing time is required—for each hour, or part of an hour, of programming and processing time	307.00

- (5) A fee is not payable for the lodgement and registration of an instrument that relates to—
 - (a) the acquisition by the State of an interest in land; or
 - (b) the release or surrender by the State of an interest in land, other than a fee simple interest.

11 Amendment of sch 11 (Fees)

- (1) Schedule 11, item 3—

omit, insert—

3 Lodging—

- (a) a document changing the lessee of a lease, the licensee of a licence or the holder of an interest in a lease or licence—
 - (i) to record the death of an individual who is a joint tenant—

(A) for 1 lease or licence	32.00
(B) for each additional lease or licence	nil
 - (ii) other than in the circumstances mentioned in subparagraph (i)—

(A) for 1 lease or licence	169.00
(B) for each additional lease or licence	32.00
- (aa) a request to record a change of name of an individual, or to correct the name of an individual, who is a lessee of a lease, a licensee of a licence or a holder of an interest in a lease or licence—
 - (i) for 1 lease or licence 32.00 | - (ii) for each additional lease or licence nil |
- (b) a surrender of a lease, trustee lease, road licence, occupation licence or permit to occupy nil |- (c) a standard terms document under section 318 of the Act nil |- (d) a plan of survey— |

[s 11]

(i)	for the plan	338.00
(ii)	for each lot or interest surveyed or defined	25.00
(e)	another document	169.00
(2)	Schedule 11, item 4, ‘40.55’— <i>omit, insert</i> — 32.00	
(3)	Schedule 11, item 5, ‘40.55’— <i>omit, insert</i> — 32.00	
(4)	Schedule 11, item 6A— <i>omit, insert</i> —	
6A	Title search for—	
(a)	the current details of a lease, licence, permit to occupy or a reserve, if the information is generated—	
(i)	for an entity mentioned in section 284(4) of the Act	14.40
(ii)	otherwise	17.55
(b)	the historical details of a lease or licence, if the information is generated—	
(i)	for an entity mentioned in section 284(4) of the Act	22.60
(ii)	otherwise	25.80
(5)	Schedule 11, item 9(a), ‘65.50’— <i>omit, insert</i> — 110.00	
(6)	Schedule 11, item 9(b), ‘161.70’— <i>omit, insert</i> — 307.00	

-
- (7) Schedule 11, item 13, ‘32.55’—
omit, insert—
32.00
- (8) Schedule 11, item 14, ‘31.80’—
omit, insert—
nil
- (9) Schedule 11, item 15, ‘31.80’—
omit, insert—
169.00
- (10) Schedule 11, item 16—
omit, insert—
- 16 Depositing or removing an administrative advice, other than an advice deposited, or removed, by the State. 25.00
- (11) Schedule 11, item 17, ‘32.55’—
omit, insert—
32.00

12 Amendment of sch 12 (Dictionary)

Schedule 12—

insert—

administrative advice means an advice that is an administrative advice under the manual of land practice kept under section 286A of the Act.

- (5) A fee is not payable for the lodgement and registration of an instrument that relates to the transfer of a water allocation to, or acquisition or lease of a water allocation by, the State.

16 Amendment of sch 16 (Fees)

- (1) Schedule 16, item 4, '65.50'—

omit, insert—

64.00

- (2) Schedule 16, item 5—

omit, insert—

- 5 Lodging in the registry an instrument that changes ownership of a water allocation or an interest in a water allocation (Act, ss 148(2)(d) and 150(1))—
- (aa) if lodgement is to record the death of an individual—
- | | |
|---|-------|
| (i) for 1 water allocation | 32.00 |
| (ii) for each additional water allocation | nil |
- (a) if lodgement is with an instrument changing ownership of a lot or an interest in a lot other than in the circumstances mentioned in paragraph (aa)—for each water allocation
- | | |
|--|-------|
| | 32.00 |
|--|-------|
- (b) otherwise—
- | | |
|---|--------|
| (i) for 1 water allocation | 169.00 |
| (ii) for each additional water allocation | 32.00 |
- 5A Lodging in the registry a request to record the change of name of an individual or to correct the name of an individual, for a water allocation or an interest in a water allocation (Act, ss 148(2)(d) and 150(1))—
- | | |
|--|-------|
| (a) for 1 water allocation | 32.00 |
| (b) for each additional water allocation | nil |

- (3) Schedule 16, item 6, '168.60'—

omit, insert—

[s 16]

	169.00	
(4) Schedule 16, item 7, '168.60'—		
<i>omit, insert—</i>		
	169.00	
(5) Schedule 16, item 8—		
<i>omit, insert—</i>		
8 Lodging in the registry—		
(a) a cancellation of a writ of execution (Act, ss 148(2)(d) and 150(1))		nil
(b) a discharge or satisfaction of a writ of execution (Act, ss 148(2)(d) and 150(1))		169.00
(6) Schedule 16, item 9—		
<i>omit.</i>		
(7) Schedule 16, item 13, '168.60'—		
<i>omit, insert—</i>		
	169.00	
(8) Schedule 16, item 14, '31.80'—		
<i>omit, insert—</i>		
	32.00	
(9) Schedule 16, item 15—		
<i>omit, insert—</i>		
15 Depositing in, or removing from, the registry an administrative advice, other than an advice deposited, or removed, by the State (Act, ss 148(2)(d) and 150(1)).		25.00
(10) Schedule 16, item 16, '32.55'—		
<i>omit, insert—</i>		
	32.00	

-
- (11) Schedule 16, item 17—
omit, insert—
- 17 Search for (Act, s 148(2)(d))—
- (a) a current title for a water allocation generated—
- | | |
|--|-------|
| (i) in an office of the registry | 17.55 |
| (ii) otherwise | 14.40 |
- (b) the historical details of a title generated—
- | | |
|--|-------|
| (i) in an office of the registry | 25.80 |
| (ii) otherwise | 22.60 |
- (12) Schedule 16, item 20(a), ‘65.50’—
omit, insert—
110.00
- (13) Schedule 16, item 20(b), ‘161.70’—
omit, insert—
307.00
- (14) Schedule 16, item 21, ‘32.55’—
omit, insert—
32.00
- (15) Schedule 16, item 22, ‘40.55’—
omit, insert—
32.00

17 Amendment of sch 17 (Dictionary)

Schedule 17—

insert—

administrative advice means an advice that is an administrative advice under the manual of land title practice kept under the *Land Title Act 1994*, section 9A.

ENDNOTES

- 1 Made by the Governor in Council on 22 October 2015.
- 2 Notified on the Queensland legislation website on 23 October 2015.
- 3 The administering agency is the Department of Natural Resources and Mines.

© State of Queensland 2015
Authorised by the Parliamentary Counsel