



*Body Corporate and Community Management Act 1997*

# **Body Corporate and Community Management Regulation 2008**

**Current as at 13 July 2012**

# Information about this reprint

This regulation is reprinted as at 13 July 2012. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

## Spelling

The spelling of certain words or phrases may be inconsistent in this reprint or with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, ‘lodgement’ has replaced ‘lodgment’). Variations of spelling will be updated in the next authorised reprint.

## Dates shown on reprints

**Reprints dated at last amendment** All reprints produced on or after 1 July 2002, authorised (that is, hard copy) and unauthorised (that is, electronic), are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If an authorised reprint is dated earlier than an unauthorised version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

**Replacement reprint date** If the date of an authorised reprint is the same as the date shown on another authorised reprint it means that one is the replacement of the other.



Queensland

# Body Corporate and Community Management Regulation 2008

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# Body Corporate and Community Management Regulation 2008

[as amended by all amendments that commenced on or before 13 July 2012]

## 1 Short title

This regulation may be cited as the *Body Corporate and Community Management Regulation 2008*.

## 2 Commencement

This regulation commences on 30 August 2008.

## 3 Fees

The fees payable under the Act are stated in the schedule.

## 4 Waiver of application fee under the Act, s 239

- (1) A person may apply to the commissioner for waiver of the fee prescribed for section 239(1)(c) of the Act.
- (2) The application must be made in the approved form.
- (3) For section 239(3) of the Act, the commissioner, in deciding whether payment of the fee would cause an applicant who is an individual financial hardship—
  - (a) may consider whether the applicant holds a concession card; and
  - (b) may require the applicant to provide documentary evidence to support the application.

*Example of documentary evidence—*

a concession card

- (4) In this section—

[s 5]

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*concession card* means—

- (a) a health care card or pensioner concession card under the *Social Security Act 1991* (Cwlth); or
- (b) a pensioner concession card issued by the Commonwealth Department of Veterans' Affairs.

## **5 Repeal**

The Body Corporate and Community Management Regulation 1997, SL No. 211 is repealed.

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## Schedule Fees

### section 3

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- |   |  |        |
|---|--|--------|
| 1 | Application under section 238 of the Act—  |        |
|   | (a) if the application includes a request for the commissioner to consider whether an interim order should be considered by an adjudicator. . . . .  | 140.00 |
|   | (b) otherwise . . . . .  | 67.00  |
| 2 | Application under section 246 of the Act—  |        |
|   | (a) to inspect an application under section 238 of the Act, submissions under section 243(2)(b) of the Act or replies to submissions under section 244(2)(b) of the Act—                           |        |
|   | (i) for each hour or part of an hour . . . . .   | 14.50  |
|   | (ii) maximum fee payable for a day . . . . .   | 57.00  |
|   | (b) to be given copies of an application under section 238 of the Act, submissions under section 243(2)(b) of the Act or replies to submissions under section 244(2)(b) of the Act, for each page— |        |
|   | (i) for less than 20 pages . . . . .   | 1.70   |
|   | (ii) for 20 to 50 pages . . . . .  | 1.40   |
|   | (iii) for more than 50 pages . . . . .   | 1.00   |
| 3 | Application under section 299 of the Act for information about a community titles scheme—  |        |
|   | (a) if the information is given to the applicant in person . . . . .   | 15.00  |
|   | (b) if the information is posted to the applicant . . . . .  | 17.50  |
|   | (c) if the information is faxed to the applicant . . . . .   | 22.50  |

# Endnotes

## 1 Index to endnotes

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## 2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 13 July 2012. Future amendments of the Body Corporate and Community Management Regulation 2008 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

## 3 Key

### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

## 4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	30 August 2008	
1A	2009 SL No. 181	1 September 2009	
1B	2010 SL No. 155	1 July 2010	
1C	2011 SL No. 115	1 July 2011	
1D	2012 SL No. 102	13 July 2012	

## 5 List of legislation

### *Regulatory impact statements*

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

### *Explanatory notes*

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

### **Body Corporate and Community Management Regulation 2008 SL No. 269**

made by the Governor in Council on 21 August 2008

notfd gaz 22 August 2008 pp 2651–6

ss 1–2 commenced on date of notification

remaining provisions commenced 30 August 2008 (see s 2)

exp 1 September 2018 (see SIA s 54)

Notes—(1) The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

(2) A regulatory impact statement and explanatory note were prepared.

(3) The regulatory impact statement applies to 2008 SL Nos. 269, 270, 271, 272 and 273.

amending legislation—

### **Justice Legislation (Fees) Amendment Regulation (No. 1) 2009 SL No. 181**

notfd gaz 28 August 2009 pp 1491–6

ss 1–2 commenced on date of notification

remaining provisions commenced 1 September 2009 (see s 2)

### **Justice Legislation (Fees) Amendment Regulation (No. 1) 2010 SL No. 155**

notfd gaz 25 June 2010 pp 823–30

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2010 (see s 2)

**Justice (Fees) Amendment Regulation (No. 1) 2011 SL No. 115**

notfd gaz 1 July 2011 pp 589–96

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2011 (see s 2)

**Justice Legislation (Fees) Amendment Regulation (No. 1) 2012 SL No. 102**

notfd gaz 13 July 2012 pp 820–5

ss 1–2 commenced on date of notification

remaining provisions commenced 13 July 2012 (see s 2)

## **6 List of annotations**

### **SCHEDULE—FEES**

sub 2009 SL No. 181 s 3 sch; 2010 SL No. 155 s 3 sch; 2011 SL No. 115 s 3 sch; 2012 SL No. 102 s 3 sch

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