



Queensland

Body Corporate and Community Management Act 1997

Body Corporate and Community Management Regulation 2008

Current as at 1 July 2014

Information about this reprint

This reprint shows the legislation current as at the date on the cover and is authorised by the Parliamentary Counsel.

A new reprint of the legislation will be prepared by the Office of the Queensland Parliamentary Counsel when any change to the legislation takes effect. This change may be because a provision of the original legislation, or an amendment to it, commences or because a particular provision of the legislation expires or is repealed.

When a new reprint is prepared, this reprint will become a historical reprint. Also, if it is necessary to replace this reprint before a new reprint is prepared, for example, to include amendments with a retrospective commencement, an appropriate note would be included on the cover of the replacement reprint and on the copy of this reprint at www.legislation.qld.gov.au.

The endnotes to this reprint contain detailed information about the legislation and reprint. For example—

- The table of reprints endnote lists any previous reprints and, for this reprint, gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it.
- The list of legislation endnote gives historical information about the original legislation and the legislation which amended it. It also gives details of uncommenced amendments to this legislation. For information about possible amendments to the legislation by Bills introduced in Parliament, see the Queensland Legislation Current Annotations at www.legislation.qld.gov.au/Leg_Info/information.htm.
- The list of annotations endnote gives historical information at section level.

All Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints are not continued.



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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 1 July 2014]

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]

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.

Schedule Fees

section 3

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1	Application under section 239 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.	150.00
	(b) otherwise	71.40
2	Application under section 246 of the Act—	
	(a) to inspect an application under section 239 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	15.55
	(ii) maximum fee payable for a day	61.05
	(b) to be given copies of an application under section 239 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	1.80
	(ii) for 20 to 50 pages	1.45
	(iii) for more than 50 pages	1.05
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	16.05
	(b) if the information is posted to the applicant	18.65
	(c) if the information is faxed to the applicant	24.10

Endnotes

1 Index to endnotes

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2 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 version
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 2012
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

3 Table of reprints

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3003 9601 or email legislation.queries@oqpc.qld.gov.au.

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

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	

Current as at	Amendments included	Notes
1 July 2013	2013 SL No. 122	
1 July 2014	2014 SL No. 128	

4 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)

Endnotes

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)

Justice Legislation (Fees) Amendment Regulation (No. 1) 2013 SL No. 122

notfd gaz 28 June 2013 pp 739–47

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2013 immediately after the Uniform Civil Procedure and Another Rule Amendment Rule (No. 1) 2013 (see s 2)

Justice Legislation (Fees) Amendment and Repeal Regulation (No. 1) 2014 SL No. 128 ss 1–2(1), 3 sch

notfd <www.legislation.qld.gov.au> 27 June 2014

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2014 (see s 2(1))

5 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; 2013 SL No. 122 s 3 sch; 2014 SL No. 128 s 3 sch