

Strata Titles Act 1985

Strata Titles General Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Strata Titles General Amendment Regulations 2004*.

2. Commencement

These regulations come into operation on 6 September 2004.

3. The regulations amended

The amendments in these regulations are to the *Strata Titles General Regulations 1996**.

[* Reprinted as at 15 November 2002.

For amendments to 23 August 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 373.]

4. Regulation 5 amended

- (1) Regulation 5(1a)(c)(ii)(II) is amended by deleting “regulations 8 of the Licensed Surveyors Regulations and” and inserting instead —

“

regulation 8 of the Licensed
Surveyors Regulations and
regulation 8 of

”.

- (2) Regulation 5(1a)(e)(v)(II) is amended by deleting “regulations 8 of the Licensed Surveyors Regulations and” and inserting instead —

“

regulation 8 of the Licensed
Surveyors Regulations and
regulation 8 of

”.

5. Regulation 14D amended

Regulation 14D(2)(b) is amended by inserting after “survey-strata” —

“ plan ”.

6. Schedule 1 replaced

Schedule 1 is repealed and the following Schedule is inserted instead —

“

Schedule 1

[Regulation 45]

Fees

1. The fees payable to the Registrar of Titles are —
- | | \$ |
|--|--------|
| (a) on lodgment of any plan — general fee, including provision of copies of the plan to relevant rating authorities — | |
| (i) if deposition of the plan with the Commission is required (fee includes delivery of plan to, and collection of plan from, the Commission) | 165.00 |
| (ii) if deposition of the plan with the Commission is not required | 112.00 |
| plus, for each lot shown on the plan, other than a lot that is proposed to be vested in the Crown under the <i>Town Planning and Development Act 1928</i> section 20A(1) or, in the case of a survey-strata plan, a proposed common property lot | 36.00 |
| (b) on lodgment of a replacement plan for a plan in respect of which a requisition has been raised | 112.00 |
| (c) on the issuing, by the Registrar of Titles, of a requisition in respect of a lodged plan | 50.00 |
| (d) on lodgment of any application for the registration of a plan..... | 79.00 |
| plus, for each lot shown on the plan, other than a lot that is proposed to be vested in the Crown under the <i>Town Planning and Development Act 1928</i> section 20A(1) or, in the case of a survey-strata plan, a proposed common property lot | 6.00 |
| (e) on lodgment of any other application | 79.00 |
| (f) on lodgment of any notification | 79.00 |
| (g) for entering any notice or order | 79.00 |
| (h) for a procedure or function required or permitted to be done under the Act which is not specified in this item but which is specified in the <i>Transfer of Land Regulations 2004</i> — the fee prescribed by those regulations | |

\$

- (i) for any procedure or function required or permitted to be done under this Act and not specified in this item or in the *Transfer of Land Regulations 2004* — the fee, if any, assessed by the Registrar but which is not to exceed the cost of providing the service
2. The fees payable to a local government are —
- (a) for a certificate under section 5B(2) ... 20 cents per square metre of the floor space of the building or \$100.00 which ever is greater
- (b) for a certificate under section 8A(f) or 9(3) 20 cents per square metre of floor space being subdivided or consolidated or \$100.00 which ever is greater
3. The fees payable to the Commission on an application under section 25(3) for a certificate of approval under section 25 are to be in accordance with the following scale —

Number of allotments	Fee (\$)
1	150
2	185
3	200
4	240
5	280
6-10	330
11-15	375
16-20	440
21-25	500
26-30	580
31-35	645
36-40	725
41-45	790
46-50	870
51-55	930
56-60	1 015
61-65	1 090
66-70	1 165
71-75	1 230

Number of allotments	Fee (\$)
76-80	1 315
81-85	1 375
86-90	1 460
91-95	1 525
96-100	1 610
101-125	1 685
126-150	1 790
151-175	1 870
176-200	1 960
201-225	2 115
226-250	2 375
251-300	2 830
over 300	3 325

4. The fees payable to the strata company are —

	\$
(a) for an application made under section 43(1)(a)	5.00
(b) for the inspection of records under section 43(1)(b) —	
(i) by any proprietor or mortgagee who has notified an interest to the strata company	Nil
(ii) by any other person	20.00
(c) for a certificate under section 43(1)(c) and (d)	50.00
(d) for copies provided under section 43(1a)	\$20.00 for the first 5 pages and \$0.50 for each subsequent page

5. A fee payable under item 4 to the strata company is increased by 10%, if the company is required to remit GST for the provision of the service for which the fee is payable.

6. In item 5 —

“GST” has the meaning given in section 195-1 of the *A New Tax System (Goods and Services Tax) Act 1999* of the Commonwealth.

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By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.