



Queensland

Queensland Future Fund (Titles Registry) Act 2021

Queensland Future Fund (Titles Registry) (Transitional) Regulation 2021

Current as at 18 June 2021

Repeal/Expiry Information

This is the last reprint before expiry. Expired on 18 June 2022—see 2021 Act No. 12 s 51(4).

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Queensland Future Fund (Titles Registry) (Transitional) Regulation 2021

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Queensland Future Fund (Titles Registry) (Transitional) Regulation 2021

1 Short title

This regulation may be cited as the *Queensland Future Fund (Titles Registry) (Transitional) Regulation 2021*.

2 Commencement

This regulation commences on 18 June 2021 at 11.59p.m.

3 Regulation is a transitional regulation—Act, s 51

This regulation is a transitional regulation.

Note—

Under section 51(4) of the Act, this regulation expires 1 year after the day section 51 of the Act commences.

4 Meaning of *transitional period*

For this regulation, the *transitional period* is the period starting on the commencement and ending at the end of 30 June 2021.

5 Titles registry fees for transitional period

- (1) This section applies in relation to a titles registry function performed under a titles registry Act during the transitional period.
- (2) The amount of a fee for a matter for which a fee is payable under the titles registry Act in relation to the titles registry function is the amount stated in schedule 1 of this regulation for the matter.

Note—

See section 12(2) and schedule 1 of the Act for the matters for which fees are payable in relation to titles registry functions.

- (3) A fee applying under subsection (2) is a titles registry fee for the Act.
- (4) Subsections (2) and (3) have effect under the Act and the titles registry Act as if the amount of the fee applying under subsection (2) were stated in section 12(3) of the Act.
- (5) Each item in each table in schedule 1 of this regulation must be given the same meaning as the equivalent item in the equivalent table in schedule 1 of the Act.

Schedule 1 Titles registry fees for transitional period

section 5

Part 1 Fees relating to land registry under Land Act 1994

Fees—Act, sch 1, pt 1, div 2

Matter for which fee payable	Amount \$
1 Lodging—	
(a) a document that changes 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	37.00
(B) for each additional lease or licence	nil
(ii) other than in the circumstances mentioned in subparagraph (i)—	
(A) for 1 lease or licence	195.00
(B) for each additional lease or licence	37.00
(b) 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	37.00

Schedule 1

Matter for which fee payable	Amount \$
(ii) for each additional lease or licence	nil
(c) a surrender of a lease, trustee lease, road licence, occupation licence or permit to occupy	nil
(d) a standard terms document under section 318 of the Act	nil
(e) a plan of survey—	
(i) for the plan	390.00
(ii) for each lot or interest surveyed or defined	29.00
(f) a request—	
(i) to cancel registration of a writ of execution under section 388 of the Act	nil
(ii) to register a discharge or satisfaction of a writ of execution under section 389 of the Act	195.00
(g) a request—	
(i) to cancel registration of an enforcement warrant under section 61SX of the <i>Forestry Act 1959</i>	nil
(ii) to register a discharge or satisfaction of an enforcement warrant under section 61SY of the <i>Forestry Act 1959</i>	195.00
(h) another document	195.00
2 Examination of a sketch plan that is part of a lodged document	37.00
3 Search for—	
(a) the current details of a lease, licence, permit or reserve—	
(i) if the information is generated for an entity mentioned in section 284(4) of the Act or section 61TS(4) of the <i>Forestry Act 1959</i>	16.60

Matter for which fee payable	Amount \$
(ii) otherwise	20.25
(b) the historical details of a lease or licence—	
(i) if the information is generated for an entity mentioned in section 284(4) of the Act or section 61TS(4) of the <i>Forestry Act 1959</i>	26.00
(ii) otherwise	29.80
4 Obtaining an image of—	
(a) a lease, licence or permit to occupy—	
(i) if the image is generated for an entity mentioned in section 284(4) of the Act or section 61TS(4) of the <i>Forestry Act 1959</i>	16.60
(ii) otherwise	20.25
(b) another document	39.45
5 Obtaining a copy of particulars mentioned in section 284(1)(b) of the Act or section 61TS(1)(b) of the <i>Forestry Act 1959</i>	36.80
6 Requisition of a document lodged or deposited under section 305(1) of the Act or section 61TQ(1) of the <i>Forestry Act 1959</i>	37.00
7 Search of a statement of registered dealing or administrative advice against a lease or licence	3.30
8 Investigative search of a register (not including providing a copy of a document)—	
(a) if no computer programming is required—for each hour or part of an hour	126.80
(b) if computer programming is required—	
(i) for each hour or part of an hour not involving computer programming time	126.80

Schedule 1

Matter for which fee payable	Amount \$
(ii) for each hour or part of an hour involving computer programming time (excluding any part of an hour for which a fee under subparagraph (i) applies)	354.30
9 Depositing an administrative advice or a request to remove an administrative advice, other than by the State	29.00
10 Preparation and giving of a notice of the lodgement of a caveat under the Act or the <i>Forestry Act 1959</i>	37.00
11 Provision of lodgement support service bundle 1 to an ELN in relation to a conveyancing transaction	16.60
12 Provision of lodgement support service bundle 2 to an ELN in relation to a conveyancing transaction	13.15

Part 2 Fees relating to land registry under Land Title Act 1994

General fees—Act, sch 1, pt 2, div 2, sdiv 2

Matter for which fee payable	Amount \$
1 Creation of an indefeasible title or, on request, a separate indefeasible title (other than a deed of grant)—for each indefeasible title created under section 37 or 57 of the Act	74.00
2 Lodging—	
(a) an instrument that changes the ownership of a lot or an interest in a lot—	
(i) to record the death of an individual who is a joint tenant—	
(A) for 1 lot	37.00
(B) for each additional lot	nil

Matter for which fee payable	Amount \$
(ii) other than in the circumstances mentioned in subparagraph (i)—	
(A) for 1 lot	195.00
(B) for each additional lot	37.00
(b) a request to record a change of name of an individual, or to correct the name of an individual, who is the owner of a lot or an interest in a lot—	
(i) for 1 lot	37.00
(ii) for each additional lot	nil
(c) a plan of survey or an explanatory format plan—	
(i) for the plan	390.00
(ii) for each lot or interest surveyed or defined	29.00
(d) for establishing a community titles scheme—a request to record the first community management statement for the scheme	195.00
(e) for an established community titles scheme—a request to record a new community management statement for the scheme	95.00
(f) an application—	
(i) to reserve a name as the identifying name to be shown in the community management statement for a proposed community titles scheme (a <i>name reservation</i>) under section 115F of the Act	95.00
(ii) to extend a name reservation under section 115G of the Act	95.00
(iii) to withdraw a name reservation under section 115G(3)(a) of the Act	nil
(g) a request to record a change of the address for service of a body corporate recorded on an indefeasible title for common property	37.00
(h) a request—	
(i) to cancel registration of a writ of execution under section 118 of the Act	nil

Schedule 1

Matter for which fee payable	Amount \$
(ii) to register a discharge or satisfaction of a writ of execution under section 119 of the Act	195.00
(i) a request to note the lapsing of a caveat under section 126(5) of the Act	nil
(j) a standard terms document under section 169(1) of the Act	nil
(k) a request to remove from an indefeasible title a lease or easement that has expired or a profit a prendre that has expired or otherwise ended	nil
(l) any other instrument	195.00
3 Additional fee for lodging a transfer if the consideration is more than \$180,000—	
(a) for a transfer of a fee simple—for each \$10,000 or part of \$10,000 more than \$180,000	37.00
(b) for a transfer of a lease under the <i>South Bank Corporation Act 1989</i> —for each \$10,000 or part of \$10,000 more than \$180,000	37.00
4 Examination of a sketch plan that is part of a lodged document	37.00
5 Obtaining a certified copy of a document mentioned in section 35(1)(b) of the Act	36.80
6 Obtaining an image of—	
(a) a certificate of title—	
(i) if the image is generated for an entity mentioned in section 35(4) of the Act	16.60
(ii) otherwise	20.25
(b) a plan of survey—	
(i) if the image is generated for an entity mentioned in section 35(4) of the Act	18.00
(ii) otherwise	21.70
(c) any other instrument or document, including a community management statement	39.45

Matter for which fee payable	Amount \$
7 Search for—	
(a) an indefeasible title—	
(i) if the information is generated for an entity mentioned in section 35(4) of the Act	16.60
(ii) otherwise	20.25
(b) the historical details of a title—	
(i) if the information is generated for an entity mentioned in section 35(4) of the Act	26.00
(ii) otherwise	29.80
8 Preparation and giving of written notice of lodgement of a caveat under the Act	37.00
9 Depositing—	
(a) a priority notice under section 139(1) of the Act	37.00
(b) a request to extend or withdraw a priority notice under section 141(1) or 143(1) of the Act	37.00
10 Depositing an administrative advice, or a request to remove an administrative advice, other than by the State	29.00
11 Requisition of an instrument or other document lodged or deposited under section 156(1) of the Act	37.00
12 Search of a statement of registered dealing, community titles scheme or administrative advice against an indefeasible title	3.30
13 Investigative search of a register (not including providing a copy of a document)—	
(a) if no computer programming is required—for each hour or part of an hour	126.80
(b) if computer programming is required—	
(i) for each hour or part of an hour not involving computer programming time	126.80

Schedule 1

Matter for which fee payable	Amount \$
(ii) for each hour or part of an hour involving computer programming time (excluding any part of an hour for which a fee under subparagraph (i) applies)	354.30
14 Provision of lodgement support service bundle 1 to an ELN in relation to a conveyancing transaction	16.60
15 Provision of lodgement support service bundle 2 to an ELN in relation to a conveyancing transaction	13.15

Additional or alternative fees for Building Units and Group Titles Act 1980—Act, sch 1, pt 2, div 3, sdiv 2

Matter for which fee payable	Amount \$
1 Lodging in the land registry—	
(a) a plan or a plan of amalgamation mentioned in section 11 of the Act—	
(i) lodgement fee	390.00
(ii) additional fee for each lot in the plan	29.00
(b) a notice of conversion under section 12 of the Act	132.00
(c) a request to register an order, made under section 25(7A)(c) of the Act, directing an amendment of a building units plan	132.00
(d) a notification of a proposed extinguishment of a plan under section 26(1)(a) of the Act	132.00
(e) a notification of an amendment of, addition to or repeal of by-laws under section 30(3) of the Act	132.00
(f) a copy of a referee's order or the tribunal's order under section 112(1)(a) of the Act	132.00

Matter for which fee payable	Amount \$
(g) another document under the Act	37.00
2 Furnish of copies of a registered plan or amendment of a registered plan under section 14 of the Act	29.00
3 Application to—	
(a) reserve a name under section 120(1) of the Act	95.00
(b) extend the period for which a name is reserved under section 120(3) of the Act	95.00

Additional or alternative fees for Foreign Ownership of Land Register Act 1988—Act, sch 1, pt 2, div 3, sdiv 3

Matter for which fee payable	Amount \$
1 Obtaining a title search statement of the details of interests in land held by a person recorded in the register	20.25
2 Preparation and extraction of statistical data from computerised information recorded in the register—	
(a) if no computer programming is required—for each hour or part of an hour	126.80
(b) if computer programming is required—	
(i) for each hour or part of an hour not involving computer programming time	126.80
(ii) for each hour or part of an hour involving computer programming time (excluding any part of an hour for which a fee under subparagraph (i) applies)	354.30

Additional or alternative fees for Property Law Act 1974—Act, sch 1, pt 2, div 3, sdiv 4

Matter for which fee payable	Amount \$
1 Lodging in the land registry any of the following under part 18, division 3 of the Act—	
(a) an agreement in writing, deed, conveyance or other instrument, other than a lease for less than 3 years, affecting an estate in land	
(b) a will or devise affecting an estate in land	
(c) another instrument, record or document	75.35
2 Obtaining a copy of a document registered in the land registry under part 18, division 3 of the Act that is—	
(a) an uncertified copy	37.10
(b) a certified copy	74.15

Additional or alternative fees for South Bank Corporation Act 1989 (general)—Act, sch 1, pt 2, div 3, sdiv 5

Matter for which fee payable	Amount \$
1 Lodging in the land registry—	
(a) a plan for the subdivision or amalgamation of land under section 41(4) of the Act	50.00
(b) a stratum plan	120.00
(c) a boundary adjustment plan	120.00
(d) a stratum plan of subdivision	120.00

Matter for which fee payable	Amount \$
(e) the schedule mentioned in section 42(7) of the Act	78.00
(f) a stratum plan of amalgamation	120.00
(g) a plan mentioned in section 48(2) of the Act	50.00
(h) an instrument mentioned in section 48(2)(b) of the Act	78.00
(i) a management statement	78.00
(j) an amendment of a management statement	78.00
(k) a request to terminate a management statement	78.00
2 Additional fee for lodging, in the land registry, a plan mentioned in item 1(a), (b) or (c) that contains more than 9 lots—for each additional lot	15.70
3 Additional fee for lodging, in the land registry, an instrument mentioned in section 48(2)(b) of the Act that contains more than 9 easements—for each additional easement	15.70

Additional or alternative fees for South Bank Corporation Act 1989 (modified Building Units and Group Titles Act)—Act, sch 1, pt 2, div 3, sdiv 6

Matter for which fee payable	Amount \$
1 Lodging in the land registry—	
(a) a leasehold building units plan, a leasehold plan of amalgamation or a leasehold plan of resubdivision under the modified Building Units and Group Titles Act—	
(i) lodgement fee	125.00

Schedule 1

Matter for which fee payable	Amount \$
(ii) additional fee if the plan contains more than 9 lots—for each additional lot	15.70
(b) a notice of conversion under section 12 of the modified Building Units and Group Titles Act	78.00
(c) a request under section 26B of the modified Building Units and Group Titles Act	78.00
(d) a notification of an amendment of, addition to or repeal of by-laws under section 30(3) of the modified Building Units and Group Titles Act	78.00
(e) a copy of a referee's order or the tribunal's order under section 112(1)(a) of the modified Building Units and Group Titles Act	132.00
(f) a document required to be lodged in the registry under the modified Building Units and Group Titles Act, other than a document mentioned in paragraphs (a) to (e)	15.70
2 Furnish of copies of a registered leasehold building units plan or amendment of a registered leasehold building units plan under section 14 of the modified Building Units and Group Titles Act	29.00
3 Application to—	
(a) reserve a name under section 120(1) of the modified Building Units and Group Titles Act	95.00
(b) extend the period for which a name is reserved under section 120(3) of the modified Building Units and Group Titles Act	95.00

Part 3 Fees relating to water allocations register

Fees—Act, sch 1, pt 3, div 2

Matter for which fee payable	Amount \$
1 Creation of, on request, a title or separate title for a water allocation, other than under section 146 or 147 of the Act—for each title created	74.00
2 Lodging—	
(a) an instrument that changes ownership of a water allocation or an interest in a water allocation—	
(i) to record the death of an individual—	
(A) for 1 water allocation	37.00
(B) for each additional water allocation	nil
(ii) with an instrument changing ownership of a lot or an interest in a lot, other than in the circumstances mentioned in subparagraph (i)—for each water allocation	37.00
(iii) otherwise—	
(A) for 1 water allocation	195.00
(B) for each additional water allocation	37.00
(b) a certificate of a dealing with a water allocation	195.00
(c) a request to record a change of name of an individual, or to correct the name of an individual, who holds a water allocation or an interest in a water allocation—	
(i) for 1 water allocation	37.00

Schedule 1

Matter for which fee payable	Amount \$
(ii) for each additional water allocation	nil
(d) a request—	
(i) to cancel the registration of a writ of execution for a water allocation	nil
(ii) to register a discharge or satisfaction of a writ of execution for a water allocation	195.00
(e) a request to note the lapsing of a caveat claiming an interest in a water allocation	nil
(f) a standard terms document for a water allocation	nil
(g) a request to remove from the title for a water allocation a lease that has expired or otherwise ended	nil
(h) any other instrument relating to a water allocation	195.00
3 Depositing—	
(a) a priority notice for a water allocation	37.00
(b) a request to extend or withdraw a priority notice for a water allocation	37.00
4 Depositing an administrative advice, or a request to remove an administrative advice, other than by the State	29.00
5 Preparation and giving of a notice of the lodgement of a caveat under the Act	37.00
6 Search for—	
(a) a current title for a water allocation—	
(i) if the information is generated for an entity who provides a service of conducting searches on behalf of other persons	16.60
(ii) otherwise	20.25

Matter for which fee payable	Amount \$
(b) the historical details of a title for a water allocation—	
(i) if the information is generated for an entity who provides a service of conducting searches on behalf of other persons	26.00
(ii) otherwise	29.80
7 Obtaining an image of an instrument relating to a water allocation lodged with the registrar	39.45
8 Search of a statement of a registered dealing or an administrative advice against a title for a water allocation	3.30
9 Investigative search of the water allocations register (not including providing a copy of a document)—	
(a) if no computer programming is required—for each hour or part of an hour	126.80
(b) if computer programming is required—	
(i) for each hour or part of an hour not involving computer programming time	126.80
(ii) for each hour or part of an hour involving computer programming time (excluding any part of an hour for which a fee under subparagraph (i) applies)	354.30
10 Obtaining a certified copy of a water allocation or a registered instrument relating to a water allocation	36.80
11 Requisition of an instrument or document relating to a water allocation lodged with the registrar	37.00