

**Authorised Version**  
**Estate Agents (Fees) Regulations 2018**  
**S.R. No. 82/2018**

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## **Authorised Version**

STATUTORY RULES 2018

S.R. No. 82/2018

*Estate Agents Act 1980*

### **Estate Agents (Fees) Regulations 2018**

The Governor in Council makes the following Regulations:

Dated: 26 June 2018

Responsible Minister:

MARLENE KAIROUZ

Minister for Consumer Affairs, Gaming and Liquor  
Regulation

ANDREW ROBINSON  
Clerk of the Executive Council

#### **1 Objective**

The objective of these Regulations is to prescribe fees for the purposes of the **Estate Agents Act 1980**.

#### **2 Authorising provision**

These Regulations are made under section 99 of the **Estate Agents Act 1980**.

#### **3 Commencement**

These Regulations come into operation on 1 July 2018.

#### **4 Revocation**

The Estate Agents (Fees) Regulations 2007<sup>1</sup> are **revoked**.

## 5 Definition

In these Regulations—

*the Act* means the **Estate Agents Act 1980**.

## 6 Fees for estate agent's licence

- (1) For the purpose of section 17(1A) of the Act, the prescribed application fee for a licence is—
  - (a) in the case of an estate agent which is a corporation—
    - (i) 27·79 fee units; and
    - (ii) 18·94 fee units for each director of that corporation; and
  - (b) in the case of an estate agent other than a corporation, 26·11 fee units.
- (2) For the purpose of section 23(1) of the Act, the prescribed annual licence fees are—
  - (a) for the period beginning 1 July 2018 and ending on 31 August 2018—
    - (i) in the case of an estate agent which is a corporation, 33·47 fee units; and
    - (ii) in the case of an estate agent other than a corporation, 15·21 fee units; and
  - (b) on and from 1 September 2018—
    - (i) in the case of an estate agent which is a corporation—
      - (A) 14·52 fee units; and
      - (B) 13·26 fee units for each director of that corporation; and
    - (ii) in the case of an estate agent other than a corporation, 14·52 fee units.

**7 Application for extension of time fee**

For the purpose of section 24(1) of the Act, the prescribed application fee for an extension of time, or further extension of time, is 6·74 fee units.

**8 Late payment or lodgement fee**

For the purpose of section 24A(1) of the Act, the prescribed late payment or lodgement fee is 6·52 fee units.

**9 Fees applying to a branch manager approval**

For the purpose of section 30(5) of the Act—

- (a) the prescribed annual approval fee is—
  - (i) for the period beginning 1 July 2018 and ending on 31 August 2018, 4·54 fee units; and
  - (ii) on and from 1 September 2018, 2·79 fee units; and
- (b) the prescribed application fee for an extension of time, or further extension of time, is 6·74 fee units; and
- (c) the prescribed fee for late payment or lodgement is 6·52 fee units.

**10 Fee applying to a person involved in Fund claim to regain licence etc. in exceptional circumstances**

For the purpose of section 31A(2A)(d) of the Act, the prescribed application fee is 80·09 fee units.

**11 Fee applying to a bankrupt person to be allowed limited right to hold licence etc.**

For the purpose of section 31B(2A)(d) of the Act, the prescribed application fee is 80·09 fee units.

**12 Fee applying to a person with criminal record to be allowed limited right to hold licence etc.**

For the purpose of section 31C(2A)(d) of the Act, the prescribed application fee is 80·09 fee units.

**13 Fees applying to a corporation to be allowed to hold licence despite disqualifying factors**

For the purpose of section 31CA(2)(d) of the Act, the application fee required is—

- (a) 81·40 fee units; and
- (b) 63·58 fee units for each director of that corporation.

**14 Copy of, or extract from, register**

For the purposes of section 33(5) of the Act, the prescribed fee for a copy of, or an extract from, the register is 6·04 fee units.

**15 Registrar's certificate of register contents**

The prescribed fee payable for the issue of a certificate signed by the Registrar certifying as to any matter relating to the contents of the register is 7·56 fee units.

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## Endnotes

<sup>1</sup> Reg. 4: S.R. No. 79/2007 as extended in operation by S.R. No. 70/2017.

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### Fee Units

These Regulations provide for fees by reference to fee units within the meaning of the **Monetary Units Act 2004**.

The amount of the fee is to be calculated, in accordance with section 7 of that Act, by multiplying the number of fee units applicable by the value of a fee unit.

The value of a fee unit for the financial year commencing 1 July 2018 is \$14.45. The amount of the calculated fee may be rounded to the nearest 10 cents.

The value of a fee unit for future financial years is to be fixed by the Treasurer under section 5 of the **Monetary Units Act 2004**. The value of a fee unit for a financial year must be published in the Government Gazette and a Victorian newspaper before 1 June in the preceding financial year.