

## Reprint

as at 6 November 2008

# Survey (Departmental Fees and Charges) Amendment Regulations (No 2) 2000

(SR 2000/283)

Survey (Departmental Fees and Charges) Amendment Regulations (No 2) 2000: revoked, on 6 November 2008, pursuant to clause 3 of the Regulations Revocation Order 2008 (SR 2008/367).

Pursuant to section 80 of the Survey Act 1986, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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#### Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this eprint.

A general outline of these changes is set out in the notes at the end of this eprint, together with other explanatory material about this eprint.

**These regulations are administered in Land Information New Zealand.**

**1 Title**

- (1) These regulations are the Survey (Departmental Fees and Charges) Amendment Regulations (No 2) 2000.
- (2) In these regulations, the Survey (Departmental Fees and Charges) Regulations 1998<sup>1</sup> are called “the principal regulations”.

**2 Commencement**

These regulations come into force on the 28th day after the date of their notification in the *Gazette*.

**3 New regulation 2A inserted**

The principal regulations are amended by inserting, after regulation 2, the following regulation:

**“2A Certain fees exclusive of certification fee**

The charges set out in Part 6A of the Schedule do not include any statutory certification fee otherwise payable under Part 7(a) of the Schedule.”

**4 Fee for certain software waived in part in case of surveyors and search agents**

Regulation 6A(1) of the principal regulations is amended by omitting the words “installed for the first time”, and substituting the words “authorised for the first time for use”.

**5 Schedule amended**

- (1) The Schedule of the principal regulations is amended by inserting, after Part 2, the following Part:

“2A

“Charges for supplying hydrographic information”

**Item supplied****Charges (\$)****Hydrographic charts (price per chart)**

- |     |                   |       |
|-----|-------------------|-------|
| (a) | navigation charts | 12.97 |
|-----|-------------------|-------|

<sup>1</sup> SR 1998/109

*2A—continued*

<b>Item supplied</b>	<b>Charges (\$)</b>
(b) charts showing the exclusive economic zone and restricted fishing areas	12.97
(c) general bathymetric charts of the oceans	13.21
(d) sounding charts:	
paper print—A0 size	10.00
paper print—A1 size	8.50
paper print—A2 size	7.50
<b>Digital raster information</b>	
(a) raster navigation chart portfolio	35.00
(b) all updates to the raster navigation charts portfolio for a 1-year period	185.00
(2) The Schedule of the principal regulations is amended by revoking Part 3A, and substituting the following Part:	
“3A	
“Access to departmental databases”	
<b>Subject</b>	<b>Charges (\$)</b>
(a) software for accessing land titles and textual survey databases—	
(i) fee for authorised use of a software package	500.00
(ii) annual maintenance charge payable on the completion of each year of authorised use of each software package	250.00

3A—*continued*

<b>Subject</b>	<b>Charges (\$)</b>
(b) software for accessing digitally mapped survey databases—	
(i) fee for authorised use of a software package	2,065.00
(ii) annual maintenance charge payable on the completion of each year of authorised use of each software package	440.00
(c) making administrative arrangements associated with authorising the use of software referred to in paragraphs (a) and (b), for each office located in separate premises	230.00
(d) providing access to a plan or a title diagram on a database, for each plan or diagram accessed	4.00
(e) providing access to spatial data on a database, for each period of 5 minutes or part of that period	2.00
(3) Regulation 4 of the Survey (Departmental Fees and Charges) Amendment Regulations 2000 is consequentially revoked.	
(4) The Schedule of the principal regulations is amended by revoking Part 6A, and substituting the following Part:	

“6A

“Charges for services supplied by the  
department in the exercise of its functions  
under certain Acts”

<b>Service</b>	<b>Charges (\$)</b>
<b>(a) Land Act 1948</b>	
For all services supplied by the Department in the exercise of its functions under the Act in respect of—	
(i) a caveat, to be lodged in accordance with the Land Transfer Act 1952, to protect an interest under a purchase agreement under section 40, or the withdrawal of the caveat	120.00

## 6A—continued

<b>Service</b>	<b>Charges (\$)</b>
(ii) an instrument under section 52, section 53, or section 54 alienating land	165.00
(iii) an instrument under section 60 granting or reserving a right of way or other easement over or under Crown land	165.00
(iv) a lease or licence or other instrument over or in respect of pastoral land under section 81 (or a renewal or	195.00

6A—continued

<b>Service</b>	<b>Charges (\$)</b>
variation of the lease or licence or other in- strument)	
(v) an approval, under section 145, of the surrender by a lessee or licensee of the whole or any part of the land comprised in his or her lease or licence	195.00
(vi) a document to enable the deposit of a plan over land held under the Land Act 1948	95.00

## 6A—continued

Service	Charges (\$)
(vii)a recreation permit under section 66A	112.50
(viii)a consent under section 89	112.50
(ix) a certificate under section 116 for the issue of a certificate of title under the Land Transfer Act 1952	110.00
<b>(b) Local Government Act 1974</b>	
For all services supplied by the Department in the exercise of its functions under the Act in respect of—	



6A—continued

<b>Service</b>	<b>Charges (\$)</b>
(i) a notice under section 323(1) and a <i>Gazette</i> notice under section 323(2)	145.00
(ii) an amendment of a notice under section 323(1), or a <i>Gazette</i> notice under section 323(2), or both	145.00
(iii) a consent by the Minister under section 342(1)(a)	145.00
(c) <b>Ngai Tahu Claims Settlement Act 1998</b>	

## 6A—continued

<b>Service</b>	<b>Charges (\$)</b>
For all services supplied by the Department in the exercise of its functions under the Act in respect of—	
(i) an agreement for sale and purchase, or an agreement to lease, under section 20(1)(a), (b), or (c)	165.00
(ii) signing a memorandum of transfer or lease under section 20(1)(d)	110.00
(iii) a request by the Commissioner under section 46	110.00

6A—continued

<b>Service</b>	<b>Charges (\$)</b>
(iv) a certificate issued by the chief executive under section 98(1) or (2)	110.00
(v) a certificate issued by the chief executive under section 99(1)(b)	110.00
(vi) a certificate issued by the chief executive under section 464(1)	110.00
(vii) an application under section 474(1)	110.00

## 6A—continued

<b>Service</b>	<b>Charges (\$)</b>
(d) <b>Ngati Turangitukua Claims Settlement Act 1999</b>	
For all services supplied by the Department in the exercise of its functions under the Act in respect of—	
(i) a certificate issued by the chief executive under section 12	110.00
(ii) an agreement for sale and purchase, or an agreement to lease, under section 15(1)(a), (b), or (c)	165.00

6A—continued

Service	Charges (\$)
(iii) signing a memorandum of transfer or lease under section 15(1)(d)	110.00
(iv) a new certificate of title under section 16	110.00
(e) <b>Public Works Act 1981</b>	
For all services supplied by the Department in the exercise of its functions under the Act in respect of—	
(i) an agreement under section 17 to purchase land for a public work for which the Crown is responsible	220.00

## 6A—continued

<b>Service</b>	<b>Charges (\$)</b>
(ii) a notice under section 18(1)(a) (or the withdrawal of the notice)	200.00
(iii) a compensation certificate issued by the Minister under section 19	85.00
(iv) discharge of a compensation certificate issued by the Minister under section 19	110.00
(v) a notice under section 23(1)(b) (or the withdrawal of the notice)	310.00

6A—continued

<b>Service</b>	<b>Charges (\$)</b>
(vi) a notice under section 23(4)(b) (or the withdrawal of the notice)	310.00
(vii) a recommendation by the Minister under section 26(1)(b) and a Proclamation by the Governor-General under section 26(2)	310.00
(viii) an easement taken or acquired by the Crown under section 28	165.00

## 6A—continued

<b>Service</b>	<b>Charges (\$)</b>
(ix) a report on potential obligations, and a recommendation as to whether or not to offer land under section 40	215.00
(x) a report on the identity and location of a person to whom an offer under section 40(2) is to be made, and the making of the offer	140.00
(xi) a report on the identity and location of a person to whom an offer under section 40(2) is to be made	120.00



6A—continued

<b>Service</b>	<b>Charges (\$)</b>
(xii) a report to confirm that a property has been offered under section 40(2) and that the offer has not been accepted	110.00
(xiii) an agreement under section 40, section 41, or section 42 to sell certain land no longer required for any public work or required for an exchange	165.00

## 6A—continued

<b>Service</b>	<b>Charges (\$)</b>
(xiv) a lease, tenancy, or licence under section 45	215.00
(xv) a request by the Minister under section 47(1)	110.00
(xvi) an easement granted by the Crown under section 48	165.00
(xvii) an agreement, under section 50, to transfer to a local authority all or part of an existing public work	200.00

6A—continued

<b>Service</b>	<b>Charges (\$)</b>
(xviiā) <i>Gazette</i> notice (other than a notice under section 23(1)(b)) under any of Parts II, III, IV, and VIII (or the amendment or revocation of the notice)	130.00
(xix)a grant under section 105 or section 106	215.00
(xx)a certificate, under section 107(7), of grant of land under section 105 or section 106	110.00

## 6A—continued

<b>Service</b>	<b>Charges (\$)</b>
(xxi) an agreement to enter land being considered for acquisition by agreement	165.00
(xxii) caveat, to be lodged in accordance with the Land Transfer Act 1952, to protect either an interest under a purchase agreement under section 17 or an interest under section 40, or the withdrawal of the caveat, or the caveator's	120.00

6A—continued

<b>Service</b>	<b>Charges (\$)</b>
consent to dealings with land subject to the caveat	
(xxiii) agree- ment to pay com- pensa- tion to the owner of land ac- quired, taken, in- juri-ously affected, or damaged	235.00
(xxiv) agree- ment that compensa- tion to the owner of land to be acquired, taken, in- juri-ously affected, or damaged, be paid to the owner before the land is acquired, taken, in- juri-ously	175.00

## 6A—continued

<b>Service</b>	<b>Charges (\$)</b>
affected, or damaged	
(xxv) memo- randum of transfer of land	110.00
(xxvi) document to enable the deposit of a plan over land held for a public work	110.00
<b>(f) Te Ture Whenua Maori Act 1993</b>	
For all services supplied by the Department in the exercise of its functions under the Act in respect of an application under section 134(3)(c)(ii) or section 151(1)(a)	110.00

6A—continued

<b>Service</b>	<b>Charges (\$)</b>
<p>(g) <b>Waikato Raupatu Claims Settlement Act 1995</b></p> <p>For all services supplied by the Department in the exercise of its functions under the Act in respect of a certificate issued by the Director- General under section 13(2) or (4)</p>	<p>110.00</p>
<p>(5) Regulation 2(b) and Schedule 1 of the Survey (Departmental Fees and Charges) Amendment Regulations 1999 are consequentially revoked.</p>	
<p>(6) Part 7 of the Schedule of the principal regulations is amended by inserting, after paragraph (g), the following paragraph:</p>	
<p>(ga) Survey data supplied digitally in bulk from the automated survey and titles transaction system</p>	<p>270.00</p>

Marie Shroff,  
Clerk of the Executive Council.

## Explanatory note

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on the 28th day after their notification in the *Gazette*, amend the Survey (Departmental Fees and Charges) Regulations 1998.

The amendments—

- make changes to the principal regulations resulting from the introduction of a new software package for client users of the Land *online* remote access facility. The new software package does not need to be located on a client's premises:
- set fees for the supply of hydrographic material, which was previously held by the Navy:
- set new fees for existing products and services. Fees have been reviewed resulting in the majority of fees being reduced. One fee, which relates to an instrument reserving an easement over Crown land, has increased from \$112.50 to \$165:
- set fees for new regulatory functions arising out of the Ngati Turangitukua Claims Settlement Act 1999. These functions include issuing certificates by the chief executive and services relating to agreements for the acquisition and transfer of land:
- set fees for 3 functions that were not identified as requiring fees when the principal regulations were made in May 2000. These functions are the transfer of settlement properties under the Ngai Tahu Claims Settlement Act 1998, the discharge of compensation certificates under the Public Works Act 1981, and the acquisition of land under the Land Act 1948:
- set fees for the supply of bulk survey data in digital format from the Land *online* database.



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## **Notes**

### ***1 General***

This is an eprint of the Survey (Departmental Fees and Charges) Amendment Regulations (No 2) 2000. It incorporates all the amendments to the regulations as at 6 November 2008. The list of amendments at the end of these notes specifies all the amendments incorporated into this eprint since 3 September 2007. Relevant provisions of any amending enactments that contain transitional, savings, or application provisions are also included, after the Principal enactment, in chronological order.

### ***2 About this eprint***

This eprint has not been officialised. For more information about officialisation, please see “Making online legislation official” under “Status of legislation on this site” in the About section of this website.

### ***3 List of amendments incorporated in this eprint (most recent first)***

Regulations Revocation Order 2008 (SR 2008/367): clause 3

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