

**NORTHERN TERRITORY OF AUSTRALIA**

**TERMINATION OF UNITS PLANS AND UNIT TITLE SCHEMES  
REGULATIONS**

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**Subordinate Legislation No. 49 of 2014**

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## Subordinate Legislation No. 49 of 2014\*

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### ***Termination of Units Plans and Unit Title Schemes Regulations***

I, John Laurence Hardy, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Termination of Units Plans and Unit Title Schemes Act*.

Dated 17 December 2014

J. L. HARDY  
Administrator

By His Honour's Command

W. R. Westra van Holthe  
Minister for Primary Industry and Fisheries  
acting for  
Attorney-General and Minister for Justice

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\* Notified in the *Northern Territory Government Gazette* on 2 January 2015.

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**1 Citation**

These Regulations may be cited as the *Termination of Units Plans and Unit Title Schemes Regulations*.

**2 Prescribed professional organisation**

The Australian Valuers Institute Co-op Limited is the prescribed professional organisation for the definition of **valuer** in section 4(1) of the Act.

**3 Application fee**

- (1) The fee prescribed for section 9(1) of the Act is 2 000 revenue units.
- (2) The schemes supervisor may waive (wholly or partly) the fee.

**4 Additional documents**

The following documents are prescribed for section 12(9)(a)(ii) of the Act:

- (a) the resolution that was passed;
- (b) a document listing the names of the owners of the units and indicating how each owner voted on the resolution.

**5 Fee for appointment of valuer**

The fee prescribed for section 13(4)(a) of the Act is 200 revenue units.

**6 Factor for Tribunal to take into account**

The factor prescribed for section 17(1)(c) of the Act is whether the body corporate for the development had, in the period before the application for the order, been functional.

**7 Matters for Tribunal to consider**

The matters prescribed for section 17(2)(e) of the Act are as follows:

- (a) the extent to which the development could, if termination were not ordered, be a functional neighbourhood;

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- (b) if the Tribunal is considering an application mentioned in section 15(b) of the Act – whether the proponent, before making the application under section 9(1) of the Act, made a reasonable proposal in relation to the development other than for its termination;
  - (c) if the proposed termination involves a sale of the development land – whether the proposed distribution of the proceeds is fair and reasonable.