



Western Australia

Registration of Deeds Act 1856

Registration of Deeds Regulations 2004

As at 01 Jul 2009

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Western Australia

Registration of Deeds Regulations 2004

CONTENTS

1.	Citation	1
2.	Commencement	1
3.	Terms used	1
4.	Documents	1
5.	Fees	2

Schedule 1 — Fees to be charged by the Registrar

Division 1 — Registrations

Division 2 — Reproduction of documents

Division 3 — Miscellaneous

Division 4 — Posting

Notes

Compilation table	5
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Defined Terms

Registration of Deeds Regulations 2004

1. Citation

These regulations may be cited as the *Registration of Deeds Regulations 2004*¹.

2. Commencement

These regulations come into operation on 6 September 2004.

3. Terms used

In these regulations, unless the context requires otherwise —
memorial means any judgment, deed, will, conveyance or instrument presented for registration;

Registrar means the Registrar of Deeds and Transfers.

4. Documents

- (1) Every memorial presented for registration is to —
 - (a) be prepared on good quality paper approved by the Registrar and having the dimensions of 210 mm by 297 mm;
 - (b) be clearly and legibly handwritten in ink, printed or typewritten;
 - (c) have a binding margin on each page of 51 mm free of written, printed or typewritten matter with the binding

r. 5

margin on the left hand side of the face sheet and on a corresponding side for all subsequent sheets;

- (d) have all writing, printing, type or other matter appearing on the memorial of sufficient strength to bear photographic reproduction.
- (2) The Registrar may reject for registration a memorial which does not comply with this regulation.

[Regulation 4 amended in Gazette 7 Jul 2006 p. 2512.]

5. Fees

The fees to be charged by the Registrar are set out in Schedule 1.

[6. Omitted under the Reprints Act 1984 s. 7(4)(f).]

Schedule 1 — Fees to be charged by the Registrar

[r. 5]

Division 1 — Registrations

- | | | |
|----|--|-------|
| 1. | For registering, recording, enrolling or receiving on deposit, any memorial, enrolment or instrument | \$110 |
| 2. | For cancelling or amending a registration by order of the Court | \$110 |

[Division 1 amended in Gazette 24 Jun 2005 p. 2761; 7 Jul 2006 p. 2512; 25 Jun 2007 p. 2966-7; 20 Jun 2008 p. 2708; 9 Jan 2009 p. 28; 19 Jun 2009 p. 2242.]

Division 2 — Reproduction of documents

- | | | |
|----|--|---------|
| 1. | For a photocopy supplied of a memorial or other document not specifically provided for | \$18.00 |
|----|--|---------|

[Division 2 amended in Gazette 7 Jul 2006 p. 2512; 25 Jun 2007 p. 2967; 20 Jun 2008 p. 2708; 9 Jan 2009 p. 29; 19 Jun 2009 p. 2242.]

Division 3 — Miscellaneous

- | | | |
|----|---|--|
| 1. | For a certification by the Registrar | \$60 |
| 2. | Withdrawal of a memorial registered under section 46 of the <i>Land Tax Assessment Act 1976</i> before that Act was repealed or the <i>Taxation Administration Act 2003</i> Part 6 Division 2 | \$110 |
| 3. | For any service not mentioned in this Schedule | fee, if any, as assessed by the Registrar, not exceeding actual cost |

[Division 3 amended in Gazette 24 Jun 2005 p. 2761; 7 Jul 2006 p. 2512; 25 Jun 2007 p. 2967; 20 Jun 2008 p. 2709; 9 Jan 2009 p. 29; 19 Jun 2009 p. 2242.]

Registration of Deeds Regulations 2004

Schedule 1 Fees to be charged by the Registrar

Division 4 Posting

Division 4 — Posting

For arranging the postal delivery of any material for which a fee is payable under this Schedule —

- | | |
|---|--|
| (a) if the material is sent within Australia and is not greater than 50 gms | \$9 |
| (b) if the material is sent outside Australia or is greater than 50 gms | \$9 plus any additional costs incurred, as assessed by the Registrar |

Notes

- ¹ This is a compilation of the *Registration of Deeds Regulations 2004* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

Compilation table

Citation	Gazettal	Commencement
<i>Registration of Deeds Regulations 2004</i>	2 Sep 2004 p. 3822-3	6 Sep 2004 (see r. 2)
<i>Registration of Deeds Amendment Regulations 2005</i>	24 Jun 2005 p. 2760-1	4 Jul 2005 (see r. 2)
<i>Registration of Deeds Amendment Regulations 2006</i>	7 Jul 2006 p. 2511-12	10 Jul 2006 (see r. 2)
<i>Registration of Deeds Amendment Regulations 2007</i>	25 Jun 2007 p. 2966-7	r. 1 and 2: 25 Jun 2007 (see r. 2(a)); Regulations other than r. 1 and 2: 2 Jul 2007 (see r. 2(b))
<i>Registration of Deeds Amendment Regulations 2008</i>	20 Jun 2008 p. 2708-9	r. 1 and 2: 20 Jun 2008 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2008 (see r. 2(b))
Reprint 1: The <i>Registration of Deeds Regulations 2004</i> as at 5 Dec 2008 (includes amendments listed above)		
<i>Registration of Deeds Amendment Regulations (No. 2) 2008</i>	9 Jan 2009 p. 28-9	r. 1 and 2: 9 Jan 2009 (see r. 2(a)); Regulations other than r. 1 and 2: 19 Jan 2009 (see r. 2(b))
<i>Registration of Deeds Amendment Regulations 2009</i>	19 Jun 2009 p. 2241-2	r. 1 and 2: 19 Jun 2009 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2009 (see r. 2(b))

Defined Terms

Defined Terms

*[This is a list of terms defined and the provisions where they are defined.
The list is not part of the law.]*

Defined Term	Provision(s)
memorial	3
Registrar	3