

Registration of Deeds Act 1856

Registration of Deeds Regulations 2004

Made by the Commissioner of Titles with the approval of the Governor in Executive Council.

1. Citation

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

2. Commencement

These regulations come into operation on 6 September 2004.

3. Interpretation

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 330 mm by 203 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 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.

5. Fees

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

6. Registration of Deeds Regulations 1974 repealed

The *Registration of Deeds Regulations 1974* are repealed.

Schedule 1 — Fees to be charged by the Registrar

[r. 5]

Division 1 — Registrations

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| 1. | For registering, recording, enrolling or receiving on deposit, any memorial, enrolment or instrument | \$79 |
| 2. | For cancelling or amending a registration by order of the Court | \$79 |

Division 2 — Reproduction of documents

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| 1. | For a photocopy supplied of a memorial or other document not specifically provided for | \$12 |
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Division 3 — Miscellaneous

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| 1. | For a certification by the Registrar | \$60 |
| 2. | Withdrawal of a memorial under the <i>Land Tax Assessment Act 1976</i> section 46 or the <i>Taxation Administration Act 2003</i> Part 6 Division 2 | \$79 |
| 3. | For any service not mentioned in this Schedule | fee, if any, as assessed by the Registrar, not exceeding actual cost |

Division 4 — Posting

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

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|-----|---|--|
| (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 |

JOHN GLADSTONE, Commissioner of Titles

Approved by the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.