



Western Australia

Registration of Deeds Act 1856

Registration of Deeds Regulations 2004

As at 21 May 2019

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Registration of Deeds Regulations 2004

Contents

1.	Citation	1
2.	Commencement	1
3.	Terms used	1
4.	Memorials for registration, requirements for etc.	1
5.	Fees (Sch. 1)	2

Schedule 1 — Fees to be charged by the Registrar

Division 1 — Registrations

Division 2 — Reproduction of documents

Division 3 — Miscellaneous

Notes

Compilation table	5
Provisions that have not come into operation	6

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. Memorials for registration, requirements for etc.

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

r. 5

(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: Gazette 7 Jul 2006 p. 2512.]

5. Fees (Sch. 1)

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 \$149.20
2. For cancelling or amending a registration by order of the Court \$149.20

[Division 1 amended: 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; 18 Jun 2010 p. 2677; 14 Jun 2011 p. 2137; 19 Jun 2015 p. 2135; 24 Jun 2016 p. 2321; 23 Jun 2017 p. 3181; 15 Jun 2018 p. 1923.]

Division 2 — Reproduction of documents

1. For a photocopy supplied of a memorial or other document not specifically provided for \$25.70

[Division 2 amended: 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; 18 Jun 2010 p. 2677; 14 Jun 2011 p. 2137; 19 Jun 2015 p. 2135; 24 Jun 2016 p. 2321; 23 Jun 2017 p. 3181; 15 Jun 2018 p. 1923.]

Division 3 — Miscellaneous

1. For a certification by the Registrar \$62.00
2. Withdrawal of a memorial registered under section 46 of the *Land Tax Assessment Act 1976* before that Act was repealed or the *Taxation Administration Act 2003* Part 6 Division 2 \$149.20

Registration of Deeds Regulations 2004

Schedule 1 Fees to be charged by the Registrar

Division 3 Miscellaneous

3. For any service not mentioned in this Schedule fee, if any, as assessed by the Registrar, not exceeding actual cost

[Division 3 amended: 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; 18 Jun 2010 p. 2677; 14 Jun 2011 p. 2137; 19 Jun 2015 p. 2135; 24 Jun 2016 p. 2321; 23 Jun 2017 p. 3181; 15 Jun 2018 p. 1923.]

[Division 4 deleted: Gazette 22 Jun 2012 p. 2784.]

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 ^{1a}. 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))
<i>Registration of Deeds Amendment Regulations 2010</i>	18 Jun 2010 p. 2677	r. 1 and 2: 18 Jun 2010 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2010 (see r. 2(b))
<i>Registration of Deeds Amendment Regulations 2011</i>	14 Jun 2011 p. 2136-7	r. 1 and 2: 14 Jun 2011 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2011 (see r. 2(b))

Citation	Gazettal	Commencement
<i>Registration of Deeds Amendment Regulations 2012</i>	22 Jun 2012 p. 2783-4	r. 1 and 2: 22 Jun 2012 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2012 (see r. 2(b))
Reprint 2: The Registration of Deeds Regulations 2004 as at 12 Oct 2012 (includes amendments listed above)		
<i>Registration of Deeds Amendment Regulations 2015</i>	19 Jun 2015 p. 2134-5	r. 1 and 2: 19 Jun 2015 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2015 (see r. 2(b))
<i>Lands Regulations Amendment (Fees and Charges) Regulations 2016 Pt. 2</i>	24 Jun 2016 p. 2320-5	r. 1 and 2: 24 Jun 2016 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2016 (see r. 2(b))
<i>Lands Regulations Amendment (Fees and Charges) Regulations 2017 Pt. 2</i>	23 Jun 2017 p. 3181-6	3 Jul 2017 (see r. 2(b))
<i>Lands Regulations Amendment (Fees and Charges) Regulations 2018 Pt. 2</i>	15 Jun 2018 p. 1923-8	1 Jul 2018 (see r. 2(b))

^{1a} On the date as at which this compilation was prepared, provisions referred to in the following table had not come into operation and were therefore not included in this compilation. For the text of the provisions see the endnotes referred to in the table.

Provisions that have not come into operation

Citation	Gazettal	Commencement
<i>Lands Regulations Amendment (Fees and Charges) Regulations 2019 Pt. 2</i> ²	21 May 2019 p. 1474-81	1 Jul 2019 (see r. 2(b))

² On the date at which this compilation was prepared, the *Lands Regulations Amendment (Fees and Charges) Regulations 2019 Pt. 2* had not come into operation. It reads as follows:

Part 2 — Registration of Deeds Regulations 2004 amended

3. Regulations amended

This Part amends the *Registration of Deeds Regulations 2004*.

4. Schedule 1 amended

In Schedule 1 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Div. 1 it. 1	\$149.20	\$152.00
Div. 1 it. 2	\$149.20	\$152.00
Div. 2 it. 1	\$25.70	\$26.20
Div. 3 it. 1	\$62.00	\$63.00
Div. 3 it. 2	\$149.20	\$152.00

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