Western Australia

Registration of Deeds Act 1856

Registration of Deeds Regulations 2004

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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

Defined terms

Western Australia

Registration of Deeds Act 1856

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;

(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 | $152.00 |
| 2. | For cancelling or amending a registration by order of the Court | $152.00 |

[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; 21 May 2019 p. 1474.]

Division 2 — Reproduction of documents

|  |  |  |
| --- | --- | --- |
| 1. | For a photocopy supplied of a memorial or other document not specifically provided for | $26.20 |

[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; 21 May 2019 p. 1474.]

Division 3 — Miscellaneous

|  |  |  |
| --- | --- | --- |
| 1. | For a certification by the Registrar | $63.00 |
| 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 | $152.00 |
| 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; 21 May 2019 p. 1474.]

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

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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** | |
| --- | --- | --- | --- | --- |
| *Registration of Deeds Regulations 2004* | 2 Sep 2004 p. 3822‑3 | | 6 Sep 2004 (see r. 2) | |
| *Registration of Deeds Amendment Regulations 2005* | 24 Jun 2005 p. 2760‑1 | | 4 Jul 2005 (see r. 2) | |
| *Registration of Deeds Amendment Regulations 2006* | 7 Jul 2006 p. 2511‑12 | | 10 Jul 2006 (see r. 2) | |
| *Registration of Deeds Amendment Regulations 2007* | 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)) | |
| *Registration of Deeds Amendment Regulations 2008* | 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 *Registration of Deeds Regulations 2004* as at 5 Dec 2008** (includes amendments listed above) | | | | |
| *Registration of Deeds Amendment Regulations (No. 2) 2008* | 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)) | |
| *Registration of Deeds Amendment Regulations 2009* | 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)) | |
| *Registration of Deeds Amendment Regulations 2010* | 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)) | |
| *Registration of Deeds Amendment Regulations 2011* | 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)) | |
| *Registration of Deeds Amendment Regulations 2012* | 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) | | | | |
| *Registration of Deeds Amendment Regulations 2015* | | 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)) |
| *Lands Regulations Amendment (Fees and Charges) Regulations 2016* Pt. 2 | | 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)) |
| *Lands Regulations Amendment (Fees and Charges) Regulations 2017* Pt. 2 | | 23 Jun 2017 p. 3181‑6 | | 3 Jul 2017 (see r. 2(b)) |
| *Lands Regulations Amendment (Fees and Charges) Regulations 2018* Pt. 2 | | 15 Jun 2018 p. 1923‑8 | | 1 Jul 2018 (see r. 2(b)) |
| *Lands Regulations Amendment (Fees and Charges) Regulations 2019* Pt. 2 | | 21 May 2019 p. 1474‑81 | | 1 Jul 2019 (see r. 2(b)) |

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