

Western Australia

## **Registration of Deeds Regulations 2004**

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As at 02 Jul 2007

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## Registration of Deeds Regulations 2004

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## Registration of Deeds Regulations 2004

### 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 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**

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- (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. *Registration of Deeds Regulations 1974 repealed***

The *Registration of Deeds Regulations 1974* are repealed.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

- |    |  |      |
|----|--|------|
| 1. | For registering, recording, enrolling or receiving on deposit, any memorial, enrolment or instrument ..... | \$85 |
| 2. | For cancelling or amending a registration by order of the Court .....                                      | \$85 |

*[Division 1 amended in Gazette 24 Jun 2005 p. 2761; 7 Jul 2006 p. 2512; 25 Jun 2007 p. 2966-7.]*

### Division 2 — Reproduction of documents

- |    |  |         |
|----|--|---------|
| 1. | For a photocopy supplied of a memorial or other document not specifically provided for ..... | \$13.50 |
|----|--|---------|

*[Division 2 amended in Gazette 7 Jul 2006 p. 2512; 25 Jun 2007 p. 2967.]*

### Division 3 — Miscellaneous

- |    |  |  |
|----|--|--|
| 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 ..... | \$85   |
| 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.]*

### 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

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**Notes**

- <sup>1</sup> 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.

**Compilation table**

<b>Citation</b>	<b>Gazettal</b>	<b>Commencement</b>
<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))