

Title Registration Services Customer Information Bulletin

Edition 96 October 2006

Land Registry Lodging Book

New stocks of the Land Registry Lodging Book are being printed and will be on sale early December 2006. The price will remain at \$77 inclusive of GST.

The reprinted book will be a revised version of the third edition and will include identified corrections and changes that have resulted from updates to legislation and Regulations.

For the benefit of customers who already have the third edition of the Land Registry Lodging Book, the complete list of the corrections and changes to be included in the revised version of the book is set out below.

Throughout the book

The phrases "Legal Practice Act 1996" and "Current Practitioner under the Legal Practice Act 1996" have been replaced with "Legal Profession Act 2004" and "Australian Legal Practitioner under the Legal Profession Act 2004" respectively.

References to "Transfer of Land (Fees) Regulations 1993" have been replaced with "Transfer of Land (Fees) Regulations 2004".

References to "Subdivision (Registrar's Fees) Regulations 1993" have been replaced with "Subdivision (Registrar's Fees) Regulations 2004".

Section 3 - Transfer of Land Act 1958

Page 2 - Section of Act 74(1) now reads 74(1)(b)

Page 3 - An additional item has been added to the contents. The item topic and page reads: "Adverse Possession Lodgement checklist 100".

Page 5 - Fee - Miscellaneous Item 7 has been replaced with Schedule 2 Item 2.

Page 6 - Fee - Miscellaneous Item 7 has been replaced with Schedule 2 Item 3.

Page 11 - Fee - Miscellaneous Item 7 has been replaced with Schedule 2 Item 6.

Page 12 - Fee - Miscellaneous Item 7 has been replaced with Schedule 2 Item 8.

Page 15 - Fee - Miscellaneous Item 7 has been replaced with Schedule 2 Item 9.

Page 16 - Fee - Miscellaneous Item 7 has been replaced with Schedule 2 Item 10

Page 17 - Fee - Sec. 26R has been replaced with Schedule 2 Item 11.

Page 17 - "Application: (Office of Titles application no.)" has been inserted below the area headed "Estate or interest claimed".

Page 27 - "Consent of council required if carriageway, way easements created" has been included in the Lodging Requirements.

Page 48 - Lodging Requirements - "Adverse Possession Lodgement Checklist" has been included.

Pages 50, 55 - Duty - The words "Not Payable" now appear adjacent to DUTY.

Note: Duty on leases and arrangements for lease was abolished from 26 April 2001 and is no longer required to be paid on leases executed on or after that date.

Page 62 - Lodging Requirements - "Coft" has been included.

INSIDE

- Land Registry Lodging Book 3rd edition revised 2006

ISSN 1441 - 1504
PP 349181/01650

Department of
Sustainability and
Environment

Title Registration Services
Land Victoria
Level 9, 570 Bourke Street
Melbourne VIC 3000
PO Box 500
East Melbourne VIC 3002

Tel (03) 8636 2010
Fax (03) 8636 2250

Page 74 - Fee - Miscellaneous Item 7 has been replaced with Items 59 and 60.

Page 87 - in FORM 50 [Section 98CA(1)] The following line has been deleted: "Service company (full name of service company)"

Pages 91, 92 - Fee - Sec. 103 has been replaced with Item 76.

Page 93 - Fee - Sec. 103 has been replaced with Item 74.

Pages 94, 95, 99 - Fee - Misc. Item 7 has been replaced with Misc. Item 2.

Page 96 - Fee - Sec. 106c has been replaced with Item 79.

Page 100 - This page was blank, but now contains a sample of the Adverse Possession Lodgement Checklist (Section 60 TLA1958).

Section 4 - Subdivision Act 1988

Page 1 - The Contents page now shows the page number for the "Subdivision Act Plan Lodgement Checklist" as 54 (previously shown as 55).

Pages 2, 30 - Lodging Requirements - The statement "If easements or restrictions are varied or removed by the plan then the supporting documents under Section 6(1)(j) or (k) of the Subdivision Act 1988 must be produced" has been deleted.

The statement "Abstract of Field Records and Surveyor's Report if based on survey" has been replaced with: "Surveyor's report Abstract of Field Records (if based on survey)".

Pages 3, 5, 7 - Note 2 has been deleted. Note 3 has been re-numbered as Note 2.

Page 4 - Lodging requirements - The statement "If easements or restrictions are varied or removed by the plan then the supporting documents under Section 6(1)(j) or (k) of the Subdivision Act 1988 must be produced" has been deleted.

The statement "Survey information may be required if the stage plan has been prepared by a different surveying company or is prepared more than five years after the date of the original survey" has been replaced with:

"Surveyor's Report Abstract of field records may be required if the stage plan has been prepared by a different surveying company or is prepared more than five years after the date of the original survey".

Page 6 - Lodging Requirements - The statement "If easements or restrictions are varied or removed by the plan then the supporting documents under Section 6(1)(j) or (k) of the Subdivision Act 1988 must be produced" has been deleted.

Page 8 - Fee - Item 25 has been replaced with Item 27.

Pages 10, 12, 14, 16, 18, 20 - Lodging Requirements - The following statement has been deleted:

"Copy Planning Permit or Copy of planning scheme amendment and copy of the Government Gazette notice approving the amendment. [If the land is not identified clearly, proof by way of statutory declaration of a responsible person that the land in the application is the subject land in the relevant planning scheme or permit.]".

Pages 11,13, 15 - Note 2 - The statement:

"The planning permit, the order under section 36 or the amendment to the planning scheme must be produced to the Registrar" has been replaced with "The order under section 36 must be produced to the registrar."

Pages 16, 18, 20 - Fee - Item 4 has been replaced with Item 5.

Pages 17, 19, 21 - Note 2 - Note 2 has been deleted and Note 3 has been re-numbered to read Note 2.

Page 22 - Fee - Items 26 and 27 have been replaced with Items 28 and 29.

Page 24 - Fee - "Not payable" has been replaced with "Item 33 Subdivision (Registrar's Fees) Regulations 2004".

Page 26 - Fee - Item 8 has been replaced with Item 31.

Page 28 - Fee - Item 9 has been replaced with Item 10.

Page 32 - Fee - Item 28 has been replaced with Item 30.

Page 34 - Fee - Item 6 has been replaced with Item 7.

Page 36 - Fee - Item 10 has been replaced with Item 11.

Page 38 - Fee - Item 1 has been replaced with Item 25.

Page 38 - Lodging Requirements - The statement "Abstract of Field Records and Surveyor's Report if based on survey" has been replaced with:

"Surveyor's report Abstract of Field Records (if based on survey)".

Page 40 - Fee - "Not payable" has been replaced with "Reg. 7 Item 2 Subdivision (Registrar's Fees) Regulations 2004".

Page 42 - Fee - Item 5 has been replaced with Item 26.

Pages 44, 46 - Fee - Item 5 has been replaced with Item 6.

Pages 48, 50 - Fee - Item 11 has been replaced with Item 12.

Page 52 - Fee - Item 7 has been replaced with Item 8.

Section 5 - Associated Acts

Pages 4, 5, 6, 7, 8, 9, 10, 15, 19, 23, 24, 25, 26, 27, 28, 29, 31, 35, 37, 39, 40, 41, 42, 43 - Fee - Misc. Item 7 has been replaced with Misc. Item 2.

Page 16 - Fee - 'Nil' has been replaced with "Misc. Item 2. Transfer of Land (Fees) Regulations 2004".

Page 17 - in the Form - Adjacent to Encumbrances, the line "(specify those encumbrances not cancelled by sale - see Section 181(4)(d))" has been replaced with "(specify those encumbrances to which the land remains subject - see Section 181(12))".

Page 22 - Fee - Misc. Item 6 has been replaced with Misc. Item 4.

Page 23 - in the Form - "Form 11 - Planning and Environment Regulations 1998" has been replaced with: "Form 16 - Planning and Environment Regulations 2005"

Page 24 - in the Form - "Form 12 - Planning and Environment Regulations 1998" has been replaced with: "Form 17 - Planning and Environment Regulations 2005"

Page 25 - in the Form - "Form 13 - Planning and Environment Regulations 1998" has been replaced with: "Form 18 - Planning and Environment Regulations 2005"

Page 26 - in the Form - "Form 14 - Planning and Environment Regulations 1998" has been replaced with: "Form 19 - Planning and Environment Regulations 2005"

Page 27 - in the Form - "Form 15 - Planning and Environment Regulations 1998" has been replaced with: "Form 20 - Planning and Environment Regulations 2005"

Page 28 - in the Form - "Form 16 - Planning and Environment Regulations 1998" has been replaced with: "Form 21 - Planning and Environment Regulations 2005"

Customer Information Bulletin on email

If you'd like to receive the *Customer Information Bulletin* electronically or to unsubscribe, send your request via email trs.enquiries@dse.vic.gov.au, telephone (03) 8636 2812, or fax (03) 8636 2250.

Authorised by the Victorian Government, Melbourne

Printed by Patterson Press, Richmond VIC

© The State of Victoria, Department of Sustainability and Environment 2006

This publication may be of assistance to you but the State of Victoria and its employees do not guarantee that the publication is without flaw of any kind or is wholly appropriate for your particular purposes and therefore disclaims all liability for any error, loss or other consequence which may arise from you relying on any information in this publication.