

Queensland



*Land Title Act 1994*

# LAND TITLE REGULATION 1994

**Reprinted as in force on 28 April 1994  
(Regulation not amended up to this date)**

**Reprint No. 1**

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the Office of the Queensland Parliamentary Counsel  
Warning—This reprint is not an authorised copy

# Information about this reprint

This regulation is reprinted as at 28 April 1994.

See Endnotes for—

- details about when provisions commenced; and
- any provisions that have not commenced and are not incorporated in the reprint.

# Queensland



## LAND TITLE REGULATION 1994

### TABLE OF PROVISIONS

Section	Page
1 Short title .....	3
2 Commencement .....	3
3 Location of offices of the land registry .....	3
4 Forms .....	3
5 Fees .....	4
6 Transitional .....	5
<b>SCHEDULE 1</b> .....	
<b>OFFICES OF THE LAND REGISTRY</b>	
<b>SCHEDULE 2</b> .....	
<b>FEES</b>	
<b>ENDNOTES</b>	
1 Index to Endnotes .....	10
2 Date to which amendments incorporated .....	10
3 List of legislation .....	10



## LAND TITLE REGULATION 1994

[reprinted as in force on 28 April 1994<sup>2</sup>]

### Short title

1. This regulation may be cited as the *Land Title Regulation 1994*<sup>3</sup>.

### Commencement

2. This regulation commences on 24 April 1994.

### Location of offices of the land registry

- 3.(1) Documents may be lodged—

- (a) at the offices of the land registry specified in Part 1 of Schedule 1 during business hours; and
- (b) at the offices of the land registry specified in Part 2 of Schedule 1 at times fixed by the chief executive; and
- (c) at another office of the land registry specified by the chief executive at the times fixed by the chief executive.

(2) The chief executive must advertise in the local area the times when an office of the land registry mentioned in subsection (1)(b) or (c) may accept documents.

### Forms

4.(1) This section applies to forms to be lodged in the office of the land registry.

- (2) A form other than a plan of survey must be printed on paper that is—
  - (a) international sheet size A4; and
  - (b) white bond of a density at least 80 gm to a square metre; and
  - (c) free from discolouration and blemishes.

*Land Title Regulation 1994*

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- (3) A plan of survey must be printed on paper that is—
- (a) international sheet size A3; and
  - (b) of a density at least 130 gm to a square metre.
- (4) A form mentioned in subsection (2) must—
- (a) have clear margins no smaller than 10 mm on all sides; and
  - (b) have a clear space no smaller than 90 mm wide and 65 mm deep at the top right-hand corner of the form for stamp duty imprint; and
  - (c) be completed on one side only, either—
    - (i) printed with type size no smaller than 1.8 mm (10 point); or
    - (ii) in a way that is permanent and that can be photocopied to produce a copy satisfactory to the Registrar; and
  - (d) have all pages of the form and all attachments securely bound together in a way approved by the Registrar.
- (5) An alteration on a document must be made by—
- (a) striking through the printing or writing intended to be altered so that the original printing or writing is still legible; and
  - (b) having each party to the document and each witness initial the alteration to the document.

**Fees**

**5.(1)** The fees payable for the purposes of the Act are set out in Schedule 2.

(2) The fee paid on lodgment of an instrument is forfeited if the instrument is rejected under section 142(1) (Rejecting instrument for failure to comply with requisition) of the Act.

(3) The fee payable on re-lodgment of an instrument under section 142(4) of the Act is one half of the fee specified in Schedule 2 for lodgment of the instrument.

(4) A fee is not payable for the lodgment and registration of an instrument of transfer of land to, or lease of land by, the State.

**Transitional**

6. A form prescribed for the purpose of an Act specified in section 193 (Repeals) of the Act may be used for a similar purpose under the Act if the form is executed before—

- (a) if the form is a plan of survey—31 March 1995; and
- (b) any other form—31 July 1994.

**SCHEDULE 1**

**OFFICES OF THE LAND REGISTRY**

section 3

**PART 1**

Brisbane

Bundaberg

Bundall (Gold Coast)

Caboolture

Cairns

Ipswich

Mackay

Maryborough

Nambour

Rockhampton

Roma

Toowoomba

Townsville

**PART 2**

Beenleigh

Gympie

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## SCHEDULE 2

### FEES

	section 5
	\$
<b>1. Dealings under the Act—</b>	
(a) creation of an indefeasible title . . . . .	40.00
(b) issue of a certificate of title . . . . .	40.00
(c) creating a single title for 2 or more lots— for each lot . . . . .	8.00
(d) lodgment and registration of an instrument (other than a request to register an enduring power of attorney lodged to replace a power of attorney lodged before 30 September 1990)—	
(i) affecting not more than 9 certificates of title—	
(A) if the instrument is a plan . . . . .	58.00
(B) any other instrument . . . . .	87.00
(ii) affecting more than 9 certificates of title—each additional certificate of title . . . . .	16.00
(e) lodgment and registration of a memorandum of transfer or instrument of transfer to a trustee under which the consideration is more than \$150 000—for each \$10 000 or part of \$10 000 more than \$150 000— additional fee . . . . .	16.00
(f) lodgment of an instrument received through the post, by courier service or by document exchange service— additional fee . . . . .	18.00
(g) lapse of a caveat . . . . .	16.00
(h) cancellation of registration of a writ of execution . . .	16.00
(i) registration of the discharge or satisfaction of a writ of execution . . . . .	16.00

## SCHEDULE 2 (continued)

(j)	preparation and service of a caveat notice . . . . .	16.00
(k)	lodging a declaration of trust . . . . .	16.00
(l)	exhibiting an instrument (for the examination of a dealing or production to the Commissioner of Stamp Duties) . . . . .	16.00
<b>2.</b>	<b>Searches—</b>	
(a)	search and printout of particulars of an indefeasible title—	
(i)	search within a land registry office . . . . .	10.00
(ii)	search by external access . . . . .	8.00
(b)	search of the register if the volume and folio reference is not given— fee in addition to the fee for a copy specified in item 3 . . . . .	7.00
<b>3.</b>	<b>Copies of instruments—</b>	
(a)	computer check search . . . . .	2.00
(b)	microfilm copy, optical disk print or photocopy of—	
(i)	a registered or unregistered instrument . . . . .	15.00
(ii)	a certificate of title or plan . . . . .	7.00
(c)	preparation of a photocopy, for custodial purposes, of a document lodged in the land registry— for each page . . . . . maximum fee . . . . .	2.00 30.00
(d)	in addition to the fee specified in this item for a copy of an instrument—	
(i)	certifying the copy . . . . .	20.00
(ii)	sending the copy by facsimile . . . . .	8.00
<b>4.</b>	<b>Requisition on dealing—</b> each requisition of a document lodged for registration . . . . .	21.00
<b>5.</b>	<b>Advertising—</b> an instrument for which an advertisement is required—	
(i)	lodgment of the instrument . . . . .	70.00
(ii)	if the actual cost is more than the fee specified in (i) . . . . .	additional cost

SCHEDULE 2 (continued)

<b>6.</b>	Postage and handling—	
	sending instruments by certified mail—	
	(i) first instrument . . . . .	5.00
	(ii) each additional instrument . . . . .	2.00

**ENDNOTES****1 Index to Endnotes**

	Page
2 Date to which amendments incorporated . . . . .	10
3 List of legislation . . . . .	10

**2 Date to which amendments incorporated**

This is the reprint date mentioned in section 5(c) of the Reprints Act 1992. However, no amendments have commenced operation on or before that day. Future amendments of the Land Title Regulation 1994 may be made in accordance with this reprint under section 49 of the Reprints Act 1992.

**3 List of legislation****Land Title Regulation 1994 SL No. 133**

notfd Gaz 15 April 1994 pp 1491–2

ss 1–2 commenced on date of notification

remaining provisions commenced 24 April 1994 (see s 2)