

Queensland



Land Title Act 1994

LAND TITLE REGULATION 1994

**Reprinted as in force on 9 August 1995
(includes amendments up to SL No. 224 of 1995)**

Reprint No. 4

**This reprint is prepared by
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 9 August 1995. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see List of legislation and List of annotations in endnotes.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 mentioned in the following list have also been made to—

- use expressions consistent with current drafting practice (s 29)
- use aspects of format and printing style consistent with current drafting practice (s 35)
- omit provisions that are no longer required (s 37)
- renumber certain references (s 43).

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A Table of previous reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

Queensland



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OFFICES OF THE LAND REGISTRY

PART 1

PART 2

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FEES

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LAND TITLE REGULATION 1994

[as amended by all amendments that commenced on or before 9 August 1995]

Short title

1. This regulation may be cited as the *Land Title Regulation 1994*.

Location of offices of the land registry

3.(1) Documents may be lodged—

- (a) at the offices of the land registry specified in schedule 1, part 1 during business hours; and
- (b) at the offices of the land registry specified in schedule 1, part 2 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.

(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 1 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 157(1) (Rejecting instrument for failure to comply with requisition) of the Act.

(3) The fee payable on re-lodgment of an instrument under section 157(4) of the Act is 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

Land Title Regulation 1994

(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

SCHEDULE 2

FEES

	section 5
	\$
1. Dealings under the Act—	
(a) creating an indefeasible title or a separate indefeasible title on request (other than a deed of grant)—for each indefeasible title created	40.00
(b) lodging an instrument that changes ownership of a lot or an interest in a lot—	
(i) for 1 lot	87.00
(ii) for each additional lot	20.00
(c) lodging a transfer of fee simple or transfer of a lease under the <i>South Bank Corporation Act 1989</i> if the consideration is more than \$180 000—for each \$10 000 or part of \$10 000 more than \$180 000—additional fee	20.00
(d) lodging—	
(i) an application for a certificate of title	nil
(ii) a document under section 154 of the Act	nil
(iii) a request to remove a lease notation from a title if term and option to renew have expired	nil
(iv) a request to register an enduring power of attorney lodged to replace a power of attorney lodged before 3 September 1990	nil
(e) lodging any other instrument including a plan of survey	87.00
(f) lodging an instrument received through the post, by courier service or by document exchange service—additional fee	20.00
(g) lodging a cancellation, discharge or satisfaction of a writ of execution	20.00

SCHEDULE 2 (continued)

(h)	depositing a settlement notice	20.00
(i)	depositing or removing an administrative advice . . .	10.00
(j)	preparing and serving a caveat notice	20.00
(k)	exhibiting an instrument (for examination of a dealing or production to the Commissioner of Stamp Duties)	20.00
2.	Electronic search and print-out of an indefeasible title or power of attorney index—	
(a)	within a land registry office	10.00
(b)	by external access	8.00
3.	Electronic search and print-out of an indefeasible title and all former registered interests in a lot (historical search)—	
(a)	within a land registry office	15.00
(b)	by external access	13.00
4.	Electronic search statement of unregistered dealing against an indefeasible title or electronic search statement of BU & GT plan	2.00
5.	Optical disk print, microfilm copy or photocopy of—	
(a)	an indefeasible title or plan of survey within a land registry office	10.00
(b)	any other registered or unregistered instrument within a land registry office (including BU & GT plan)	16.00
6.	Optical disk print of a plan of survey by external access .	8.00
7.	Preparing a photocopy, for custodial purposes, of a document lodged in the land registry—	
(a)	for each page	2.00
(b)	maximum fee	30.00
8.	In addition to the fee specified in item 5, 6 or 7, for a copy of an instrument—	
(a)	certifying the copy	20.00
(b)	sending the copy by facsimile	8.00
9.	Requisitioning a document lodged for registration	25.00
10.	Preparing an advertisement for—	
(a)	an application for a transmission by death to a personal representative if no probate or letters of	

SCHEDULE 2 (continued)

- administration have been granted; or
- (b) an application for a transmission by death to a devisee; or
- (c) an application for adverse possession; or
- (d) a request for a substitute instrument or a request to dispense with production of an instrument 10.00

ENDNOTES

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 9 August 1995. Future amendments of the Land Title Regulation 1994 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

AIA	=	Acts Interpretation Act 1954	(prev)	=	previously
amd	=	amended	proc	=	proclamation
ch	=	chapter	prov	=	provision
def	=	definition	pt	=	part
div	=	division	pubd	=	published
exp	=	expires/expired	R[X]	=	Reprint No.[X]
gaz	=	gazette	RA	=	Reprints Act 1992
hdg	=	heading	reloc	=	relocated
ins	=	inserted	renum	=	renumbered
lap	=	lapsed	rep	=	repealed
notfd	=	notified	s	=	section
om	=	omitted	sch	=	schedule
o in c	=	order in council	sdiv	=	subdivision
p	=	page	SIA	=	Statutory Instruments Act 1992
para	=	paragraph	SL	=	subordinate legislation
prec	=	preceding	sub	=	substituted
pres	=	present	unnum	=	unnumbered
prev	=	previous			

4 Table of earlier reprints

TABLE OF EARLIER REPRINTS

Reprint No.	Amendments included	Reprint date
1	none	28 April 1994
2	to SL No. 250 of 1994	1 August 1994
3	to SL No. 461 of 1994	13 January 1995

5 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)
 as amended by—

Lands Legislation (Fees) Amendment Regulation (No. 1) 1994 SL No. 250 pts 1, 6

notfd gaz 1 July 1994 pp 1170–7
 ss 1–2 commenced on date of notification
 remaining provisions commenced 1 August 1994 (see s 2)

Land Title Amendment Regulation (No. 1) 1994 SL No. 461

notfd gaz 16 December 1994 pp 1792–7
 ss 1–2 commenced on date of notification
 s 4(3) commenced 6 February 1995 (see s 2)
 remaining provisions commenced on date of notification

Land Legislation (Fees) Amendment Regulation (No. 1) 1995 SL No. 224 pts 1, 4

notfd gaz 28 July 1995 pp 1768–9
 ss 1–2 commenced on date of notification
 remaining provisions commenced 1 August 1995 (see s 2)

6 List of annotations

Commencement

s 2 om R3 (see RA s 37)

SCHEDULE 2—FEES

sub 1994 SL No. 250 s 13
 amd 1994 SL No. 461 s 4
 sub 1995 SL No. 224 s 8

