



Queensland

Land Title Act 1994

Land Title Regulation 2005

Reprinted as in force on 1 July 2005

Reprint No. 1

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 1 July 2005. 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. Also see list of legislation for any uncommenced amendments.

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

Also see endnotes for information about—

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

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.



Queensland

Land Title Regulation 2005

Contents

		Page
1	Short title	3
2	Location of offices of the land registry	3
3	Forms	3
4	Fees	4
5	Transitional	5
6	Repeal of Land Title Regulation 1994	5
Schedule 1	Offices of the Land Registry	6
Schedule 2	Fees	7
 Endnotes		
1	Index to endnotes	10
2	Date to which amendments incorporated	10
3	Key	10
4	Table of reprints	11
5	List of legislation	11
6	List of annotations	11

Land Title Regulation 2005

[as amended by all amendments that commenced on or before 1 July 2005]

1 Short title

This regulation may be cited as the *Land Title Regulation 2005*.

2 Location of offices of the land registry

- (1) A document may be lodged—
 - (a) at the offices of the land registry mentioned in schedule 1, part 1, during business hours; or
 - (b) at the offices of the land registry mentioned in schedule 1, part 2, at the times decided by the chief executive; or
 - (c) at another office of the land registry specified by the chief executive, at the times decided 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.

3 Forms

- (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—
 - (a) be printed on paper that is—
 - (i) international sheet size A4; and
 - (ii) white bond of a density at least 80gm to a square metre; and
 - (iii) free from discolouration and blemishes; and
 - (b) have clear margins no smaller than 10mm on all sides; and

- (c) have a clear space no smaller than 90mm wide and 35mm deep at the top right-hand corner of the form for a duty imprint; and
 - (d) be completed on 1 side only, either—
 - (i) printed with type size no smaller than 1.8mm (10 point); or
 - (ii) in a way that is permanent and that can be photocopied to produce a copy satisfactory to the registrar; and
 - (e) have all pages of the form and all attachments securely bound together in a way approved by the registrar.
- (3) A plan of survey must be printed on paper that is—
- (a) international sheet size A3; and
 - (b) of a density at least 130gm to a square metre.
- (4) An alteration on a form 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 form and each witness initial the alteration to the form.

4 Fees

- (1) The fees payable under the Act are stated in schedule 2.
- (2) If an instrument is rejected under section 157(1)¹ of the Act—
 - (a) the fee paid for lodging the instrument is forfeited; and
 - (b) the fee payable for re-lodging the instrument is half the fee stated in schedule 2 for lodging the instrument.²
- (3) A fee is not payable for the lodgment and registration of—
 - (a) an instrument of transfer of land to, or acquisition or lease of land by, the State; or

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

2 See section 157(4) of the Act.

- (b) a covenant or release of a covenant if the covenantee is the State.

5 Transitional

- (1) A form prescribed under an Act mentioned in section 193³ of the original Act may be used for a similar purpose under the Act if the form was executed—

- (a) for a plan of survey—before 31 March 1995; or
- (b) for any other form—before 31 July 1994.

- (2) In this section—

original Act means the Act as in force on 24 April 1994.

6 Repeal of Land Title Regulation 1994

The *Land Title Regulation 1994* is repealed.

3 Section 193 (Repeals) of the original Act

Schedule 1 Offices of the Land Registry

section 2

Part 1

Brisbane
Bundaberg
Caboolture
Cairns
Gold Coast
Ipswich
Mackay
Maryborough
Nambour
Rockhampton
Roma
Toowoomba
Townsville

Part 2

Beenleigh
Gympie
Kingaroy

Schedule 2 Fees

section 4

	\$
1 Creating an indefeasible title or, on request, a separate indefeasible title (other than a deed of grant)—for each indefeasible title created (Act, s 42 or 57).....	46.75
2 Lodging—	
(a) an instrument that changes ownership of a lot or an interest in a lot—	
(i) for 1 lot	108.30
(ii) for each additional lot	23.10
(b) a plan of survey (including a plan of subdivision for establishing a community scheme) or an explanatory plan	108.30
(c) for establishing a community titles scheme—a request to record the first community management statement for the scheme	108.30
(d) for an established community titles scheme—a request to record a new community management statement for the scheme	58.40
(e) an application—	
(i) to reserve a name as the identifying name to be shown in the community management statement for a proposed community titles scheme (a <i>name reservation</i>)	58.40
(ii) to extend a name reservation	58.40
(iii) to withdraw a name reservation	nil
(f) a request to record a change of the address for service of a body corporate recorded on an indefeasible title for common property	23.10
(g) a cancellation, discharge or satisfaction of a writ of execution	23.10
(h) an instrument received through the post, by courier service or by document exchange service—additional fee for each instrument	23.10

Schedule 2 (continued)

	\$
(i) an application for a certificate of title—	
(i) if the certificate is collected	nil
(ii) if the certificate is posted by registered mail	5.10
(j) a standard terms document (Act, s 169)	nil
(k) a request to remove from an indefeasible title a lease or easement that has expired or a profit a prendre that has expired or otherwise ended	nil
(l) a request to note the lapsing of a caveat (Act, s 126)	nil
(m) any other instrument	108.30
3 Additional fee for 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 \$180000—for each \$10000 or part of \$10000 more than \$180000	23.10
4 Examining sketch plans that are part of an instrument	29.10
5 Depositing or withdrawing a settlement notice	23.10
6 Depositing or removing an administrative advice	11.40
7 Preparing and serving a caveat notice	23.30
8 Depositing a survey plan in an office of the land registry—	
(a) for the plan	116.90
(b) additional fee for each lot or interest surveyed	17.45
9 Computer print-out—	
(a) of an indefeasible title generated—	
(i) within an office of the land registry	11.55
(ii) by external access	9.25
(b) of the historical details of a title generated—	
(i) within an office of the land registry	17.45
(ii) by external access	15.10
10 Optical disk print-out of—	
(a) a certificate of title or plan of survey generated—	
(i) within an office of the land registry	11.55
(ii) by external access	9.25
(b) any other instrument or document, including a community management statement	23.30

Schedule 2 (continued)

	\$
11 Search of a statement of registered dealing, community titles scheme or administrative advice against an indefeasible title.	2.31
12 Investigative search of the register by an employee of the department (not including providing a copy of a document)—	
(a) if no additional computer programming time is required—for each hour or part of an hour	46.75
(b) if additional computer programming time is required—for each hour or part of an hour	116.90
13 Certifying a copy of a document mentioned in section 36 of the Act.	23.30
14 Requisitioning a document lodged for registration (Act, s 156)	29.15

Endnotes

1 Index to endnotes

	Page
2 Date to which amendments incorporated	10
3 Key	10
4 Table of reprints	11
5 List of legislation	11
6 List of annotations	11

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 1 July 2005. Future amendments of the Land Title Regulation 2005 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

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
0A	none	27 May 2005	
1	2005 SL No. 103	1 July 2005	

5 List of legislation

Land Title Regulation 2005 SL No. 98

made by the Governor in Council 26 May 2005

notfd gaz 27 May 2005 pp 308–11

commenced on date of notification

exp 1 September 2015 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

Natural Resources and Mines Legislation Amendment Regulation (No. 1) 2005 SL No. 103 pts 1, 10

notfd gaz 3 June 2005 pp 415–19

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2005 (see s 2)

6 List of annotations

SCHEDULE 2—FEES

sub 2005 SL No.103 s 20