

# LANDS REGISTRATION REGULATIONS. <sup>(1)</sup>

Short title.

1. These Regulations may be cited as the *Lands Registration Regulations*.<sup>(1)</sup>

Definitions.

2. In these Regulations, unless the contrary intention appears—  
“the Ordinance” means the *Lands Registration Ordinance* 1924-1931, as amended from time to time.

Scale of map, section 14 of Ordinance.

2A. The scale of the map referred to in sub-section (1.) of section 14 of the Ordinance shall be—

R. 2A ad. by Regs. gazetted on 30.9.1933, r. 1.

(a) for an area not exceeding twenty-five ares, one in five hundred;

(b) for an area exceeding twenty-five ares but not exceeding one hectare, one in one thousand;

(c) for an area exceeding one hectare but not exceeding forty hectares, one in two thousand five hundred;

(d) for an area exceeding forty hectares but not exceeding eighty hectares, one in five thousand; and

(e) for an area exceeding eighty hectares, one in ten thousand.

Fixing value of Administration lease under section 168.

3. For the purpose of paragraph (b) of sub-section (2.) of section 168 of the Ordinance, the value of an Administration lease at the time the application for the lease was granted shall be fixed by the Registrar on the statutory declaration of the lessee:

Provided that if the Registrar is not satisfied as to the correctness of the value declared by the lessee, he may require the lessee to produce a certificate of the value under the hand of a sworn appraiser, which certificate shall be received as conclusive evidence of the value:

(1) The *Lands Registration Regulations* (made under the *Lands Registration Ordinance* 1924-1939) comprise the original *Lands Registration Regulations*, as amended by the other Regulations referred to in the following Table:—

### REGULATIONS MADE BY THE ADMINISTRATOR.

Description.	Date on which made by Administrator.	Date on which published in N.G. Gaz.	Date on which took effect.
<i>Lands Registration Regulations</i>	16.9.1931	19.9.1931	16.4.1931 (N.G. Gaz. of 19.9.1931)
<i>Amending Regulation</i>	13.10.1931	15.10.1931	16.4.1931 (N.G. Gaz. of 15.10.1931)
<i>Amending Regulation</i>	28.9.1933	30.9.1933	“Forthwith” <sup>(a)</sup> (N.G. Gaz. of 30.9.1933)

(a) The set of Regulations to which this note (a) applies, stated in its introductory part that it was “to come into operation forthwith.” At the relevant dates in 1933, Section 207(2) of the *Lands Registration Ordinance* 1924-1939 (under which this set of Regulations was made) provided that “Regulations made under this section shall—(a) be published in the *New Guinea Gazette*; and (b) take effect from the date of publication or from a date specified therein.” At the relevant dates in 1933, there was no other Ordinance or regulation of general application providing for the publication of regulations, the date on which they were to take effect, or the meaning of “forthwith”.

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Provided further that if the lessee fails to produce the statutory declaration or the appraiser's certificate required by this regulation, the Registrar may himself appoint a sworn appraiser, whose certificate shall be received as conclusive evidence of the value.

4. The prescribed fees chargeable and recoverable by the Registrar under section 167 of the Ordinance are the fees set out in the Schedule to these Regulations. Fees to be charged.

THE SCHEDULE.

FEES.

	£	s.	d.
1. For bringing land (other than land leased under the <i>Land Ordinance</i> 1922-1929, as amended from time to time) under the provisions of the Ordinance, over and above the cost of all advertisements authorised or directed to be published:—			Item 1 am. by Regs. gazetted on 15. 10. 1931, r. 1.
Where the value does not exceed £150 .. .. .	1	10	0
Where the value exceeds £150 but does not exceed £300 .. .. .	2	0	0
Where the value exceeds £300 but does not exceed £450 .. .. .	3	0	0
Where the value exceeds £450 but does not exceed £600 .. .. .	4	0	0
Where the value exceeds £600 but does not exceed £750 .. .. .	5	0	0
Where the value exceeds £750 but does not exceed £1,000 .. .. .	6	0	0
For every additional £1,000 or fractional part of £1,000 .. .. .	1	0	0
* * * * *			Items 2 and 3 omitted by Regs. gazetted on 15. 10. 1931, r. 1.
4. (a) For every certificate of title issued to owner for balance of land left upon a transfer of portion of the land included under a former grant or certificate of title .. .. .	10	0	
(b) For certificate of title issued under other circumstances .. .. .	1	0	0
5. For every provisional certificate of title or Administration lease .. .. .	1	0	0
6. For registering transfer, mortgage, charge, lease, or nomination of trustees, or any direction, licence, or order of the Central Court, or any writ .. .. .	10	0	
7. For registering transfer of mortgage or charge or release of mortgage or charge, or transfer or surrender of a lease, or discharge or satisfaction of any writ .. .. .	10	0	
8. For registering a declaration of ownership taken by transmission .. .. .	10	0	
9. On lodgment of every power of attorney .. .. .	10	0	
* * * * *			Item 10 omitted by Regs. gazetted on 15. 10. 1931, r. 1.
11. On lodgment of every revocation of power of attorney .. .. .	10	0	
12. For receipt and noting of caveat .. .. .	10	0	
13. For every search when the volume and folio are given .. .. .	2	6	
14. For every general search .. .. .	3	6	
15. On deposit of every map or plan .. .. .	5	0	
16. For certified copy:—			
For first five folios, per folio of seventy-two words .. .. .	5	0	
For every folio or part folio after the first five folios .. .. .	8	0	

LAND—

THE SCHEDULE—*continued.*

FEES—*continued.*

	<i>£</i>	<i>s.</i>	<i>d.</i>
17. For withdrawal of caveat .. .. .		10	0
18. On lodgment of application for removal of any encumbrance subsisting at the time of bringing the land under the Ordinance ..	1	0	0
19. On lodgment of notice of marriage or death .. .. .		12	6
20. On application for consolidation, in one certificate, of land included in two or more grants or certificates (in addition to fee for new certificate):—For each grant or certificate to be consolidated .. .. .		5	0
21. For noting lapse of caveat .. .. .		5	0
22. On lodgment of an application for correction or variation by annexure of any registered dealing .. .. .		12	6
23. On lodgment of application for certificate of title upon merger (in addition to fee for new certificate) .. .. .	1	5	0
24. For notification of determination of lease or sublease by any means other than by surrender .. .. .	1	0	0
25. On lodgment of application for provisional certificate of title or Administration lease (in addition to fee for provisional certificate or Administration lease) or to dispense with production of duplicate instrument .. .. .		15	0
26. For production of any instrument in any court or elsewhere ..	1	0	0
27. For furnishing copy of a plan:—Such fee as may be determined by the Registrar of Titles—minimum .. .. .		5	0
28. On lodgment of application for removal of any encumbrance or notification not otherwise provided for .. .. .		10	0
29. For entry of any memorial or notification not otherwise provided for .. .. .		10	0
30. For administering an oath or taking an affidavit or statutory declaration .. .. .		2	6
31. On any instrument or other document lodged which purports to deal with or affect more than one grant, certificate, mortgage, lease, or charge:—For each memorial or entry after the first ..		3	0
32. For each of the forms prescribed in the Seventh Schedule, the Eighth Schedule, the Tenth Schedule, the Eleventh Schedule, the Twelfth Schedule, the Thirteenth Schedule, the Fourteenth Schedule, the Fifteenth Schedule, the Sixteenth Schedule, the Seventeenth Schedule, the Eighteenth Schedule, and the Nineteenth Schedule to the Ordinance .. .. .			6