



Land Transfer Amendment Regulations 2007

Dame Sian Elias, Administrator of the Government

Order in Council

At Wellington this 30th day of July 2007

Present:

Her Excellency the Administrator of the Government in Council

Pursuant to sections 235 and 236 of the Land Transfer Act 1952, Her Excellency the Administrator of the Government, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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Regulations

1 Title

These regulations are the Land Transfer Amendment Regulations 2007.

2 Commencement

These regulations come into force on 1 September 2007.

3 Principal regulations amended

These regulations amend the Land Transfer Regulations 2002.

4 Interpretation

Regulation 3 is amended by inserting the following definitions after the definition of Act:

“**auto lodgement**, in relation to an image or template specified in Schedule 5, means the electronic lodgement of the image or template

“**auto registration**, in relation to a document specified in Schedule 5, means the electronic registration of the document”.

5 New Schedule 5 substituted

Schedule 5 is revoked and the Schedule 5 set out in the Schedule of these regulations substituted.

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Schedule

New Schedule 5 substituted

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Schedule 5

Fees payable for matters under Land Transfer Act 1952

Key to table

In the table below, **n/a** means that the manual or electronic process (as the case may be) is not applicable to the relevant item.

Schedule 5—*continued***Part 1**
Search fees

Description of item	Manual (\$)	Auto lodge- ment image (\$)	Auto lodge- ment template (\$)	Auto registra- tion (\$)
1 For inspecting in a land registry office—				
(a) a grant or certificate of title (CT), or a lease or licence in accordance with the Land Act 1948	7	n/a	n/a	n/a
(b) a document not specified in paragraph (a)	7	n/a	n/a	n/a
2 For providing, under section 33(3) or (4) of the 2002 Act,—				
(a) a search copy of any grant or certificate of title or computer register, or a search copy of any lease or licence registered or entered in the register in accordance with the Land Act 1948	8	n/a	n/a	3
(b) a search copy showing only current information (other than the relevant plan or diagram)	8	n/a	n/a	3
(c) a search copy showing current and historical information (other than the relevant plan or diagram)	8	n/a	n/a	3
(d) a search copy under, and for the purposes of, section 172A of the Act	8	n/a	n/a	3
(e) a copy of a document not specified in paragraphs (a) to (d)	8	n/a	n/a	3

Schedule 5—*continued***Part 1**—*continued*

Description of item	Manual (\$)	Auto lodge-ment image (\$)	Auto lodge-ment template (\$)	Auto registra-tion (\$)
(f) an instrument structured text view (other than a detailed structured text view)	8	n/a	n/a	3
3 For certification as a true copy	3	n/a	n/a	n/a
4 On presentation of an electronic instrument from an electronic workspace facility, and for the automatic registration of that electronic instrument	n/a	n/a	n/a	37
5 On presentation of an electronic instrument from an electronic workspace facility that is not capable of automatic registration	n/a	37	37	n/a
6 On the deposit of a paper instrument in a secure facility under section 47(1)(b) of the Act, or the presentation of a paper instrument by post under section 47(1)(c) of the Act, including (without limitation) the presentation of an instrument in place of an instrument that was found not to be in order for registration, and returned, under section 43(1)(a) of the Act	37	n/a	n/a	n/a
7 On the presentation of a paper instrument by hand at a public counter under section 47(1)(a) of the Act, including (without limitation) the presentation of an instrument in place of an instrument that was found not to be in order for registration, and returned, under section 43(1)(a) of the Act	57	n/a	n/a	n/a

Schedule 5—*continued***Part 1**—*continued*

Description of item	Manual (\$)	Auto lodgement image (\$)	Auto lodgement template (\$)	Auto registration (\$)
8 For registration, deposit, or filing of any instrument, dealing, or document, unless otherwise specifically exempted or provided for	23	23	No fee	n/a
9 If any instrument or other matter purports to deal with or affect land included in more than 1 computer register, for each computer register other than the first	No fee	No fee	No fee	n/a
10 For the creation of a computer register under sections 7, 9 (in relation to an interest referred to in subsection (1)(a)), 11, and 13 of the 2002 Act	65	65	n/a	n/a
11 For depositing a plan	40	40	n/a	n/a
12 For approving a form	52	52	n/a	n/a
13 For advertising an application or notice required to be advertised	414	414	n/a	n/a
14 For sending a notice on the application or request of any person, whether required by the Act or otherwise, including the preparing and sending notice of the lodging of a caveat under the Act, or of a notice of the lodging of a claim under section 42 of the Property (Relationships) Act 1976	3	3	n/a	n/a

Schedule 5—*continued***Part 1**—*continued*

Description of item	Manual (\$)	Auto lodgement image (\$)	Auto lodgement template (\$)	Auto registration (\$)
15 On the resubmission of an instrument in compliance with a requisition under section 43(1)(b) of the Act, including (without limitation) where the instrument is resubmitted in place of an instrument that was found not to be in order for registration, and retained, under that provision	31	31	13	n/a

Part 2
Registrar's fees

Description of item	Manual (\$)	Auto lodgement - image (\$)	Auto lodgement template (\$)
1 Examining evidence produced to the Registrar under section 164C(3)(a) of the Act that meets any requirements under section 164C(1) or (2) of the Act, where no action is taken under section 164B(2) or 164C(3)(b) of the Act	n/a	n/a	n/a
2 Examining evidence produced to the Registrar under section 164C(3)(a) of the Act that does not meet the requirements under section 164C(1) or (2) of the Act, where no action is taken under section 164B(2) or 164C(3)(b) of the Act	130 per person per hour plus reasonable disbursements	n/a	n/a
3 Requiring a statement under section 164C(3)(b) of the Act	130 per person per hour	n/a	n/a

Schedule 5—*continued***Part 2**—*continued*

Description of item	Manual (\$)	Auto lodgement - image (\$)	Auto lodgement template (\$)
4 Any other action relating to the audit of a certification for the purpose of exercising (or deciding whether to exercise) the powers under section 164B(2) of the Act	130 per person per hour plus reasonable disbursements	n/a	n/a

Diane Morcom,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 September 2007, replace Schedule 5 of the Land Transfer Regulations 2002, which sets fees payable for matters under the Land Transfer Act 1952.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 2 August 2007.

These regulations are administered by Land Information New Zealand.
