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Amendments to the *Land Title Act*

The amendments to the *Land Title Act* commenced on 1 July 2006 and are available on the Govt legislation database at www.nt.gov.au/dcm/legislation/current They include:

- **Section 10 Execution of certain instruments**
A mortgage can now be executed by the mortgagee or a solicitor or other agent of the mortgagee.
- **Sections 99, 113 & 123 Amending easements, covenants or profits a prendre**
An instrument of amendment must now include the consents of all registered mortgagees of the lot burdened.
- **Section 142 Automatic lapsing of caveat**
The caveator or authorised agent of the caveator can now notify the Registrar-General of commencement of proceedings under Sections 142(6)(b) and 142(7).

Amended LTO Forms and New Forms

The following forms are in the process of being amended to incorporate changes to the *Land Title Act* and the *Stamp Duty Act* and other improvements:

Form No's

- 5 Appn to Note Death by Surviving Proprietor
- 18 Partial Surrender of Crown Lease
- 22 Transfer of Lot
- 31 Lease
- 32 Sublease
- 33 Notice of Extension or Renewal of LS or SL
- 34 Amendment of a Lease or Sublease
- 36 Surrender of Lease or Sublease
- 39 Mortgage3
- 54 Extinguishment of Easement
- 66 Amendment of Profit A Prendre
- 91 Appn to Note Compulsory Acquisition
- 96 Enduring Power of Attorney
- 97 Power of Attorney
- 98 Power of Attorney by Direction
- 100 Notice of Lien under the *Workmen's Liens Act*
- 111 Appn to Remove Caveat that has lapsed pursuant to Section 142(8)
- 112 Notice of Forfeiture Pursuant to Section 102(1) of the *Criminal Property Forfeiture Act*.

Please note it is proposed that the new forms are compulsory by 31 December 2006. This timeframe will be confirmed at a later date.

Consultative Committee Meeting

The next meeting of the Registrar-General Consultative Committee will be held in Sept. If you wish to raise any matters with the Committee please contact this Office or your industry representative.

Scanning of Leases and Easements

The Land Titles Office scanner scans in black & white. Therefore it would be appreciated if coloured identifiers are not used to identify the leased area or easement area. Hatching or cross hatching of plans in black ink is preferred.

Consents for Unit Plans from Local Councils and Power Water Corporation.

Note that it is a requirement when lodging a units plan for examination or registration that consents (other than the Crown) must be provided. These include consents from Local Councils and the Power Water Corporation. See section 11(3) of the *Unit Titles Act*.

Witness to Instruments

Reminder that section 160 of the *Land Title Act* requires that a person who witnesses the instrument must not be a party to the instrument.

BDM Commemorative Certificates

The Office of Births, Deaths and Marriages (BDM) commemorative birth certificates are now available for purchase. A commemorative certificate package costs \$40.00 and consists of a commemorative certificate and a legal certificate, or a commemorative certificate can be purchased on its own at a cost of \$30.00

