



INDEX TO THIS EDITION

<i>Justice Legislation Amendment Act</i>
Scanning of Births, Deaths & Marriages documents
Data Entry of BDM records
Consultative Committee Meeting
Electronic Conveyancing

Justice Legislation Amendment Act

On 21 July 2010, the *Justice Legislation Amendment Act 2010* came into operation.

Land Title Act

Section 44(1) and (2) of the Land Title Act have been amended as follows:

- (1) If any of the following ask, in the prescribed form, for the Registrar-General to issue a certificate containing the indefeasible title for a lot, the Registrar-General must, subject to subsection (2), issue the certificate:
 - (a) the registered owner of the lot;
 - (b) a legal practitioner acting for the register owner of the lot;
 - (c) a conveyancing agent, within the meaning of section 5(2)(c) of the *Agents Licensing Act*, acting for the registered owner of the lot.
- (2) If the lot is subject to a registered mortgage, the Registrar-General may issue a certificate under subsection (1) only if:
 - (a) for a lot subject to one registered mortgage – the mortgagee consents to the issue of the certificate; or
 - (b) for a lot subject to more than one registered mortgage – the first registered mortgagee consents to the issue of the certificate.

Retirement Villages Act

A new section 36A has been added to the *Retirement Villages Act* which establishes a process for the removal of restriction notices concerning retirement villages from the land titles register.

Unit Titles Act

An application under section 10 for the subdivision of a parcel of land can no longer be made under the *Unit Titles Act* for new developments. This is because the *Unit Titles Schemes Act* applies to all new subdivisions of land into units, except where the lands being subdivided are already a unit or lot that is subject to a title under the *Unit Titles Act*.

Scanning of Births, Deaths & Marriages documents.

At the beginning of August the Births, Deaths and Marriages Office commenced scanning of all Birth, Death, Marriage and Change of Name documents eg application forms. The Office will back capture documents dated from 1 July 2010.

Data Entry of BDM records

BDM has recently completed the data entry stage of a project to include all BDM records in the Electronic Register. Data is now being verified.

Consultative Committee Meeting

The next meeting of the Registrar-General's Consultative Committee will be held early November. Please contact Wendy Endenburg on 8999 5318 to nominate any items to be placed on the Agenda for discussion.

Electronic Conveyancing

On 1 July 2010 National E-conveyancing Development Ltd (NECDL) assumed responsibility for progressing the national e-conveyancing system in Australia.

It is a company owned equally by the Governments of Queensland, New South Wales and Victoria and governed by a board of directors nominated by its owners and key industry stakeholder associations.

The Chairman of NECDL is Alan Cameron. The company aims to develop an e-conveyancing system that is national, secure and sustainable .

For more information please go to the NECS website: www.necs.gov.au