

AUSTRALIAN CAPITAL TERRITORY

No. 16 of 1979

An Ordinance to amend the *Real Property Ordinance* 1925

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act* 1910.

Dated this twenty-eighth day of June 1979.

ZELMAN COWEN
Governor-General

By His Excellency's Command,

R. ELLICOTT
Minister of State for the Capital Territory

REAL PROPERTY (AMENDMENT) ORDINANCE 1979

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| Short title | 1. This Ordinance may be cited as the <i>Real Property (Amendment) Ordinance</i> 1979. ¹ |
| Principal Ordinance | 2. In this Ordinance, "Principal Ordinance" means the <i>Real Property Ordinance</i> 1925. ² |
| Commencement | 3. This Ordinance shall come into operation on 1 July 1979. |
| Instrument entitled to priority according to date of registration | 4. Section 48 of the Principal Ordinance is amended by omitting from sub-section (4) "and that instrument when so constructively embodied and stamped with the seal of the Registrar," and substituting "and". |
| Fees | 5. Section 139 of the Principal Ordinance is amended by omitting from sub-section (2) "and 6" and substituting "6, 7, 8, 9 and 10". |
| Use of prescribed forms | 6. Section 168 of the Principal Ordinance is repealed and the following sections are substituted:

"168. Wherever a document is required, under this Ordinance, to be in accordance with a form in a schedule, a document that is in a form having a like effect to the form in the schedule and that is stamped with, or bears a representation of the imprint of, the seal of the Registrar shall be deemed to be in accordance with the form in the schedule. |

"168A. (1) A person shall not cause to be printed a document bearing a representation of the imprint of the seal of the Registrar except with the approval of the Registrar.

Document
bearing
imprint of
seal of
Registrar

Penalty: \$500.

"(2) An approval referred to in sub-section (1) shall be in writing and shall specify the contents of the document to which the approval relates and the number of copies of the document that the person may print."

7. Section 169 of the Principal Ordinance is amended by omitting from sub-section (1) "every" and substituting "copies of each".

Alteration of
forms

8. The Eighteenth Schedule to the Principal Ordinance is amended by adding at the end thereof the following items:

Eighteenth
Schedule

- | | | |
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| "7 | On lodging a request for an approval under section 168A—for each kind of document to which the request relates | 14 |
| 8 | On lodging a request for the stamping of documents with the seal of the Registrar—for each kind of document to which the request relates | 14 |
| 9 | For stamping documents with the seal of the Registrar in accordance with a request referred to in item 8— | |
| | (a) where the number of documents to which the request relates does not exceed 100 | 3 |
| | (b) where the number of documents to which the request relates exceeds 100—for each 100 documents or part of 100 documents | 3 |
| 10 | For examining each instrument not stamped with the seal of the Registrar and not bearing a representation of the imprint of that seal | 14" |

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 29 June 1979.
2. Ordinance No. 1, 1925 as amended by No. 12, 1925; No. 8, 1926; Nos. 15 and 21, 1927; No. 19, 1930; Nos. 26 and 34, 1933; No. 14, 1934; No. 15, 1936; No. 27, 1937; Nos. 15, 25 and 35, 1938; No. 16, 1940; No. 15, 1942; No. 9, 1951; No. 16, 1956; No. 12, 1957; No. 7, 1961; No. 6, 1963; No. 46, 1967; No. 9, 1969; No. 6, 1970; No. 11, 1972; No. 33, 1975; Nos. 18, 47 and 65, 1977; and No. 24, 1978.