

AUSTRALIAN CAPITAL TERRITORY  
REAL PROPERTY (UNIT TITLES) ORDINANCE 1976

EXPLANATORY MEMORANDUM

The purpose of this Ordinance is to amend the Real Property (Unit Titles) Ordinance 1970-1975 to enable the Registrar of Titles to register units plans in respect of development schemes contemplated by the Unit Titles Ordinance 1975 (No. 31 of 1975).

The Unit Titles Ordinance 1970-1975 provides, amongst other things, for approval of units plans of subdivision. The Real Property (Unit Titles) Ordinance 1970-1975 provides for registration by the Registrar of Titles of approved plans.

The Unit Titles Ordinance was amended by Ordinance No. 31 of 1975 to allow a units plan to be approved in a manner that would permit the units to be sold progressively before or during the course of construction of the buildings relating to the units.

At present a units plan cannot be registered under the Real Property (Unit Titles) Ordinance without a certificate from a registered surveyor that cannot be given unless the relevant buildings have been completed.

Section 3 of the amending Ordinance accordingly amends the relevant provision (Form 1 of the First Schedule) so as to allow registration of plans that have been approved in cases where buildings have not been commenced or their erection is not complete.

Section 2 of the amending Ordinance contains minor amendments consequent upon the change of name of the Minister and Department of the Interior to the Minister and Department of the Capital Territory.