

Land Titles (Fees) Determination 2023

Disallowable instrument DI2023–185

made under the

Land Titles Act 1925, section 139 (Determination of fees, charges and other amounts)

EXPLANATORY STATEMENT

Section 139 of the *Land Titles Act 1925* (the Act) provides that the Minister may determine fees under the Act (and certain other legislation) that relate to the Registrar-General exercising a function in connection with the register of land.

This instrument revokes the previous determination of fees under section 139 of the Act and sets fees that will apply beginning on 1 July 2023. The instrument provides that those fees are payable to the Territory by the person requesting the particular service.

This determination provides for fee increases in line with annual adjustments to the Wages Price Index (WPI) of 3.75%, rounded down to the nearest dollar for most fees, with the exception of fees that have been consecutively rounded down in previous years by more than \$1.00 which case have been rounded up to the nearest dollar.

This approach aligns with the 2022 Treasury Guidelines for Fees and Charges.

Explanatory notes in the determination list the fees previously determined to enable comparison.

Item 49 is a new fee category relating to the new Mortgage Validation service. This service performs periodic bulk searches of the Register under s 66 of the Act to enable subscribing financial institutions to ensure their mortgage records are accurate.

Item 50 is a new fee category relating to the requisition of documents under s 48B of the Act. This fee has been introduced to encourage lodging parties to perform their due diligence when preparing instruments for lodgement with the Land Titles Office.