



LAND REGISTRATION FIXED FEES ORDER 2019

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Statutory Document No. 2019/0229



Land Registration Act 1982

LAND REGISTRATION FIXED FEES ORDER 2019

Approved by Tynwald: 22nd May 2019
Coming into Operation: 1 September 2019

The Treasury makes the following Order under section 76(1) of the Land Registration Act 1982.

1 Title

This Order is the Land Registration Fixed Fees Order 2019.

2 Commencement

If approved by Tynwald, this Order comes into operation on 1 September 2019¹.

3 Interpretation

(1) In this Order —

“**Act**” means the Land Registration Act 1982;

“**charge**” includes a sub-charge;

“**land**” shall have the meaning ascribed to it in the Act;

“**Rules**” means the Land Registry Rules 2000²;

“**proceedings**” mean the processing of all applications in the Land Registry.

(2) An expression in this Order which is defined in the Rules has the same meaning as in the Rules.

PART 2 – FEES

4 Fees – general

The fees payable under this Order are subject to the exemptions specified in article 8.

¹ Tynwald approval is required under section 76(2) of the Act

² SD 588/00

5 Fee in respect of boundary application

- (1) This article applies to applications –
 - (a) to settle, and enter on the title register as conclusive, the boundaries between lands or any part of lands under section 59(2) of the Act; or
 - (b) to decide any question as to the boundaries or extent of registered land under section 59(5) of the Act.
- (2) The fee payable in respect of an application to which this article applies is £100.00 for each affected title.

6 Miscellaneous fixed fees

The fees set out in the Schedule have effect.

7 Other applications

The fee payable in respect of an application or service for which a fee is not prescribed under the preceding provisions of this Order or in the Schedule is £75.00.

8 Exemptions

- (1) No fee is payable to cancel a caution, inhibition or restriction if the application is part of –
 - (a) a first registration of title application; or
 - (b) an application creating a new title out of an existing registered title.
- (2) No fee is payable by a Government Department in respect of any matter specified in Parts 1 to 4 inclusive of the Schedule.
- (3) Inspection, copies and searches fees (specified in Part 2 of the Schedule) are not payable by Committees of Tynwald and its branches or Members of Tynwald acting (by implied self-declaration into which the Registrar shall not enquire) in the performance of their public duties.

PART 3 – GENERAL

9 Method of payment

- (1) A fee payable under this Order must be paid in cash, by cheque or by postal order in favour of “Isle of Man Government” or by electronic bank transfer (EPOS, BACS or CHAPS) or by any other means that the Registrar may permit.
- (2) If the amount of a fee is ascertainable at the time of the application, it shall be paid on presentation of the application.

- (3) If the amount of a fee is not ascertainable at the time of the presentation of the application –
- (a) such amount as the Registrar may direct (either generally or in the particular case) must be paid on presentation of the application on account of the fee; and
 - (b) the balance (if any) shall be paid within 21 days of notification by the Registrar to the applicant or the applicant's advocate of the amount due.
- (4) If the amount paid under paragraph (3)(a) exceeds the amount of the fee due, the Registrar must, as soon as practicable after the due amount is ascertained, refund the balance.
- (5) If an application is rejected in accordance with the Rules the Registrar must refund any sum paid on account of the fee, less those fees and costs already incurred by the Registrar in connection with the examination of title, enquiries, notices, surveying, mapping or other work involved, subject to a minimum fee of £75.00.

10 Credit Accounts

The Registrar may at any time make arrangements with any person for the maintenance by that person of a credit account with the Registrar for the payment of fees in respect of applications made by the person.

11 Revocation

The Land Registration (Fees) Order 2013³ is revoked.

MADE 29 APRIL 2019

A L CANNAN
Minister for the Treasury

³ SD 0047/2013

SCHEDULE

[Article 6]

MISCELLANEOUS FEES

PART 1 – REGISTRATION AND RELATED MATTERS

No.	Nature of Application	Fee
1	To register a charge (including Government Grant and top-up loan)	£40.00
2	To discharge or release a registered charge	£40.00
3	To register an assent, a transmission of registered land to a personal representative on death, or to a trustee in bankruptcy	£100.00
4	A change of name, address or description of a registered owner or other person (other than a Chargee) referred to in the title register, including the name of a joint owner deceased, or any change in the description of registered land and changes to a service address	£0.00 (nil)
5	To give effect on the title register to a change of registered owner of land or a charge, otherwise than by virtue of a transfer or on death or bankruptcy	£40.00
6	Issuing a summons under the seal or stamp of the Land Registry or issuing an order of the Registrar or the Land Commissioner	£100.00
7	To register or modify an inhibition, restriction or other entry in the title register for which no other provision is made	£40.00
8	To cancel an inhibition or restriction	£40.00
9	To register, modify or cancel any appurtenant right or burden	£100.00
10	To close or partly close a registered leasehold title or rent-charge title	£40.00
11	To convert a title from one class to another	£100.00
12	For first registration of title to a rent-charge	£100.00
13	An application to divide or amalgamate registered freehold titles, for each affected title	£100.00
14	To register a transaction in the register of transactions	£40.00
15	To enter or remove a caution requiring notice of an application for first registration of land or a caution against registered dispositions, for each parcel of land	£20.00
16	An application to the Registrar to extend time for first compulsory registration: for initial application for each subsequent application	£100.00 £30.00
17	To rectify the register	£250.00
18	To register a title acquired by adverse possession (possessory title) (* note - in addition to value based duty prescribed in the Land Registration General Fees and Duty Order ⁴)	£250.00 *
19	Resignation and Appointment of a new trustee/trustees of a settlement	£40.00
20	Transfer of a registered charge (per affected title)	£40.00

⁴ SD 2019/0230

PART 2 – INSPECTION, COPIES AND SEARCHES

No.	Nature of Application	Fee
21	For an office copy of the title register (including the filed plan but excluding any other plan or document forming part of the title register)	£6.50
22	For any other plan or document forming part of an office copy of the title register, for each plan or document: up to size A3 size A3 and above	£6.50 £13.00
23	For a printed copy of a caution against first registration, or of an entry in the index of pending applications, or the register of transactions	£6.50
24	For an official search of the title register (for each title)	£6.50
25	For an official search of the index map (for each area of land in respect of which the search is made)	£6.50
26	For a priority search of the title register	£10.00
27	For a search of the register of transactions (for each name)	£6.50
28	Retrieval of original documents from storage after conclusion of registration (excepted where retrieval is required by the Registrar)	£45.00

PART 3 – ELECTRONIC SERVICES

No.	Nature of Service	Fee
29	Electronic copy sent via e-mail, for each request: for an office copy of the title register (including the filed plan but excluding any other plan or document forming part of the title register) for any other plan or document forming part of an office copy of the title register for each plan or document	£3.00 £3.00

PART 4 – PHOTOCOPYING CHARGES

No.	Nature of Service	Fee
30	For making a black and white photocopy of a document held in the Land Registry, for each page: A4 A3 over A3	£0.30 £1.20 £3.50
31	For making a colour photocopy of a document held in the Land Registry, for each page: A4 A3 over A3	£1.20 £6.50 £13.00

PART 5 – APPEALS

No.	Nature of Service	Fee
32	To lodge an appeal under section 6 of the Act	£400.00

EXPLANATORY NOTE

(This note is not part of the Order)

This Order is made under the Land Registration Act 1982. It revokes the Land Registration (Fees) Order 2013 (SD 0047/2013).

The Order prescribes fixed fees payable in respect of certain applications and other proceedings in the Land Registry.

The Order introduces a number of nil fees, in particular for:

- i) inspection and search services commissioned by Members of Tynwald; and
- ii) applications from a Government Department.