

1991 No. 4

REGISTRATION OF DEEDS

Registration of Deeds (Fees) Order
(Northern Ireland) 1991

Made 7th January 1991

Coming into operation 4th March 1991

To be laid before Parliament under paragraph 3(3) of
Schedule 1 to the Northern Ireland Act 1974

The Department of the Environment, in exercise of the powers conferred by section 16(1) of the Registration of Deeds Act (Northern Ireland) 1970(a) and now vested in it(b) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Registration of Deeds (Fees) Order (Northern Ireland) 1991 and shall come into operation on 4th March 1991.

Interpretation

2. In this Order—

“matrimonial charge” has the same meaning as in Article 5(1) of the Family Law (Miscellaneous Provisions) (Northern Ireland) Order 1984(c);

“Matrimonial Charges Index” has the same meaning as in regulation 3(2) of the Matrimonial Charges Regulations (Northern Ireland) 1989(d).

Fees

3. The fees to be taken in the registry of deeds in respect of the matters set out in column 1 of the Schedule shall be those set out opposite thereto in column 2 of that Schedule.

Exemption from payment of fees

4. A government department (including a department of the Government of the United Kingdom) shall not be required to pay the fee specified in the Schedule where that department furnishes to the registry of deeds a certificate that the registration required or entry, search, examination, inspection,

(a) 1970 c. 25 (N.I.)

(b) S.I. 1982/338 (N.I. 6) Article 5(b) and Schedule 1, Part II

(c) S.I. 1984/1984 (N.I. 14)

(d) S.R. 1989 No. 271

certificate or copy made or other matter done in that registry under the Registration of Deeds Acts is required for the public service.

Revocation

5. The Registration of Deeds (Fees) Order (Northern Ireland) 1986(a) is hereby revoked.

Sealed with the Official Seal of the Department of the Environment on 7th January 1991.

(L.S.)

R. Warburton

Assistant Secretary

(a) S.R. 1986 No. 358.

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
	<i>Fee</i>
1. REGISTRATION	
(a) Upon every memorial received for the registration of a document ...	£10·00
(b) Upon every document lodged pursuant to Article 6(6) and (7) of the Family Law (Miscellaneous Provisions) (Northern Ireland) Order 1984 and regulation 3 of the Matrimonial Charges Regulations (Northern Ireland) 1989 ...	£10·00
2. CERTIFICATES OF REGISTRATION	
For every special certificate of registration ...	£10·00
3. COMMON SEARCH MADE BY OFFICE UNDER A REQUISITION	
(a) In the Index of Names—	
(i) for each different surname for any period not exceeding ten years ...	£ 3·00
(ii) for each different surname for every additional ten years or part of ten years ...	£ 3·00
(b) In the Matrimonial Charges Index for each different surname ...	£ 3·00
(c) For every copy of an abstract of a memorial or affidavit of judgment or particulars of each document relating to a matrimonial charge, included in a statement of a common search ...	£ 1·00
4. NEGATIVE SEARCH MADE BY OFFICE UNDER A REQUISITION	
(a) In the Index of Names—	
(i) for each different surname for any period not exceeding ten years ...	£ 6·00
(ii) for each different surname for every additional ten years or part of ten years ...	£ 6·00
(b) In the Matrimonial Charges Index for each different surname ...	£ 6·00
(c) For every copy of an abstract of a memorial or affidavit of judgment or particulars of each document relating to a matrimonial charge, included in a certificate of a negative search ...	£ 1·00
5. SEARCH BY MEMBERS OF THE PUBLIC	
Search by every person each half-hour or part thereof ...	£ 1·50
6. COPIES MADE IN REGISTRY OF DEEDS	
(a) For every copy of a memorial or affidavit of judgment (including the search for such memorial or affidavit of judgment and certificate of the office on the copy) ...	£ 4·00

(b) For every copy of a document related to a matrimonial charge (including the search for such document and certificate of the office on the copy) ...	£ 4.00
(c) For every copy of an abstract of a memorial or affidavit of judgment not included in a statement of a common search or a certificate of a negative search (including the search for such abstract and certificate of the office on the copy) ...	£ 4.00
(d) For every copy of a page of the Matrimonial Charges Index (including the search for such page and certificate of the office on the copy) ...	£ 4.00
(e) For every duplicate negative search ...	£ 4.00
(f) For every copy of any document held by the registry under the Registration of Deeds Acts and for which a fee has not otherwise been provided for in this Order (including the search for such document and certificate of the office on the copy) ...	£ 4.00
7. ENTRY OF SATISFACTION OF MORTGAGE OR CHARGE	
(a) Entry of satisfaction of mortgage ...	£ 3.00
(b) Entry of satisfaction of order charging land ...	£ 3.00
8. ENTRY OF COURT CERTIFICATE	
Entry of vacating of registration ...	£ 3.00

(This note is not part of the Order.)

This Order which comes into operation on 4th March 1991 increases the fees to be taken in respect of documents lodged for registration in the registry of deeds and for other matters done in that registry. The average amount of the increase is in the region of 66 per cent ranging from an increase from £3 to £4 for copies of certain documents made in the registry to an increase from £3·50 to £10 for every special certificate of registration.

The Order also provides for the payment of—

- (a) fees for services related to matrimonial charges;
- (b) a fee for a copy of an abstract of a memorial, affidavit of judgment or particulars of a document relating to a matrimonial charge included in a statement of a common search or a certificate of a negative search; and
- (c) a fee for a copy made by the registry of deeds of any document held by it under the Registration of Deeds Acts and for which a fee has not otherwise been provided for in the Order.

The Registration of Deeds (Fees) Order (Northern Ireland) 1986 is revoked.