



Land Registration and Land Charges Act 1971

1971 CHAPTER 54

PART I

AMENDMENT OF LAND REGISTRATION ACTS 1925 TO 1966

2 Determination of questions as to right to or amount of indemnity.

- (1) If any question arises as to whether a person is entitled to an indemnity under any provision of the Land Registration Act 1925 or as to the amount of any such indemnity, he may apply to the court to have that question determined.
- (2) Section 83(5)(c) of the Land Registration Act 1925 (by virtue of which no indemnity is payable under that Act on account of costs incurred in taking or defending any legal proceedings without the consent of the registrar) shall not apply to the costs of an application to the court under subsection (1) above or of any legal proceedings arising out of such an application; and as regards any such application or proceedings section 131 of that Act (which provides that the registrar, among others, shall not be liable to any action or proceeding for or in respect of anything done or omitted as there mentioned) shall not apply to the registrar.
- (3) On an application under subsection (1) above the court shall not order the applicant, even if unsuccessful, to pay any costs except his own unless it considers that the application was unreasonable.

^{F1}(4)

- (5) Nothing in this section shall be taken to preclude the registrar from settling by agreement claims for indemnity under the ^{M1}Land Registration Act 1925.

^{F2}(6)

Changes to legislation: Land Registration and Land Charges Act 1971, Section 2 is up to date with all changes known to be in force on or before 09 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Textual Amendments

- F1** S. 2(4) repealed (27.4.1997) by 1997 c. 22, ss. 4(2), 5(3), **Sch. 2 Pt. II**
F2 S. 2(6) repealed (8.11.1995) by 1995 c. 44, s. 1, **Sch. 1 Pt. VI** Group 1
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Marginal Citations

- M1** 1925 c. 21.

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Commencement Orders yet to be applied to the Land Registration and Land Charges Act 1971

Commencement Orders bringing legislation that affects this Act into force:

- [S.I. 2003/1725 art. 2\(1\)](#) commences (2002 c. 9)