



Commonhold and Leasehold Reform Act 2002

2002 CHAPTER 15

PART 1

COMMONHOLD

Registration

6 Registration in error

- (1) This section applies where a freehold estate in land is registered as a freehold estate in commonhold land and—
 - (a) the application for registration was not made in accordance with section 2,
 - (b) the certificate under paragraph 7 of Schedule 1 was inaccurate, or
 - (c) the registration contravened a provision made by or by virtue of this Part.
- (2) The register may not be altered by the Registrar under Schedule 4 to the Land Registration Act 2002 (c. 9) (alteration of register).
- (3) The court may grant a declaration that the freehold estate should not have been registered as a freehold estate in commonhold land.
- (4) A declaration under subsection (3) may be granted only on the application of a person who claims to be adversely affected by the registration.
- (5) On granting a declaration under subsection (3) the court may make any order which appears to it to be appropriate.
- (6) An order under subsection (5) may, in particular—
 - (a) provide for the registration to be treated as valid for all purposes;
 - (b) provide for alteration of the register;
 - (c) provide for land to cease to be commonhold land;

Status: This is the original version (as it was originally enacted).

- (d) require a director or other specified officer of a commonhold association to take steps to alter or amend a document;
- (e) require a director or other specified officer of a commonhold association to take specified steps;
- (f) make an award of compensation (whether or not contingent upon the occurrence or non-occurrence of a specified event) to be paid by one specified person to another;
- (g) apply, disapply or modify a provision of Schedule 8 to the Land Registration Act 2002 (c. 9) (indemnity).