

**2000 No. 3225**

**LAND REGISTRATION, ENGLAND AND WALES**

**The Land Registration (No. 3) Rules 2000**

*Made* - - - - - *6th December 2000*

*Laid before Parliament* *8th December 2000*

*Coming into force* - - *28th May 2001*

The Lord Chancellor, with the advice and assistance of the Rule Committee appointed in pursuance of section 144 of the Land Registration Act 1925(a), and in exercise of the powers conferred on him by section 54(b), 123A(c) and 144 of that Act, and of all other powers enabling him in that behalf, hereby makes the following rules:

**Citation, commencement and interpretation**

- 1.—(1) These rules may be cited as the Land Registration (No. 3) Rules 2000.
- (2) The transitional provisions contained in rule 5 of these rules shall come into force on 25 May 2001 and the remaining rules shall come into force on 28 May 2001.
- (3) In these rules—
  - (a) “the principal rules” means the Land Registration Rules 1925(d),
  - (b) “the official searches rules” means the Land Registration (Official Searches) Rules 1993(e)
  - (c) “the matrimonial home rights rules” means the Land Registration (Matrimonial Home Rights) Rules 1997(f), and
  - (d) a rule referred to by number means the rule so numbered in the principal rules the official searches rules or the matrimonial home rights rules as the case may be.

**Amendments to the principal rules**

- 2.—(1) The principal rules have effect subject to the amendments in Schedule 1 to these rules.
- (2) Forms AP1, CN1, CT2, DS2, and WCT set out in Schedule 2 to these rules are substituted for the forms so numbered in Schedule 1 to the principal rules.

---

(a) 1925 c. 21; section 144(1) was amended by the Administration of Justice Act 1982 (c. 53), section 67(1) and Schedule 5, paragraph (d). The reference to the Ministry of Agriculture, Fisheries and Food was substituted by the Transfer of Functions (Ministry of Food) Order 1955 (S.I. 1955/554).

(b) Amended by section 5(5)(a) of the Land Registration Act 1986 (c. 26).

(c) Substituted by section 1 of the Land Registration Act 1997 (c. 2).

(d) S.R. & O. 1925/1093; relevant amending or revoking instruments S.I. 1978/1601, 1990/2613, 1995/3153, 1997/3037, 1999/128, 2000/429, 2000/2214.

(e) S.I. 1993/3276; relevant amending or revoking instruments S.I. 1995/3153.

(f) S.I. 1997/1964; relevant amending or revoking instruments S.I. 2000/429.

**Amendments to the official searches rules**

3.—(1) The official searches rules have effect subject to the amendments in Schedule 3 to these rules.

(2) Forms 94A, 94B and 94C set out in Schedule 4 to these rules are substituted for the forms so numbered in Schedule 1 to the official searches rules.

**Amendments to the matrimonial home rights rules**

4.—(1) The matrimonial home rights rules have effect subject to the amendments in Schedule 5 to these rules.

(2) Forms MH1, MH2 and MH3 set out in Schedule 6 to these rules are substituted for the forms so numbered in Schedule 1 to the matrimonial home rights rules.

**Transitional provisions**

5.—(1) The deemed delivery time and date of:

- (a) any application for an official search with priority delivered in accordance with the official searches rules after 0930 hours on the day that this rule comes into force; and
- (b) any application for first registration or for making, modifying, rectifying or cancelling any entry in the register of a registered title delivered to the proper office after 0930 hours on that day

shall be determined in accordance with the principal rules or official searches rules as amended by rules 1 to 4 of these rules.

(2) The priority period for any application for an official search with priority lodged before rules 1 to 4 of these rules come into force but which expires on or after that day shall be extended to expire at midnight on the thirtieth day.

(3) For the purpose of this rule, “midnight” means the moment before a new day begins.

Signed by the authority of the Lord Chancellor

6th December 2000

*Jane Kennedy*  
Parliamentary Secretary  
Lord Chancellor’s Department

## AMENDMENTS TO THE PRINCIPAL RULES

1. In rule 1—
  - (a) substitute for paragraph (5B)—
 

“(5B) In rules 24, 85 and paragraph (8) of rule 83A “day” means a day on which the Land Registry is open to the public and in rules 83, 83A, 84 and 85 “application” means an application for making, modifying, rectifying or cancelling any entry in the register of a registered title.”; and
  - (b) at the end add—
 

“(5N) In these rules “midnight” means the moment before a new day begins.”
2. In paragraph (1) of rule 7A insert “and time” before “of delivery” and “modifying,” before “rectifying”.
3. In rule 24—
  - (a) in paragraph (1) omit “and shall be dated as of the day on which it is deemed by this rule to have been delivered”; and
  - (b) for paragraph (2) substitute—
 

“(2) Every application for first registration delivered at the proper office shall be deemed to have been delivered at the earlier of:

    - (a) the time notice of it is entered on the day list; or
    - (b) (i) midnight on the day of receipt if the application was received before 12 noon on that day; and
    - (ii) midnight on the day following the day of receipt if the application was received at or after 12 noon on that day.”
4. In rules 42, 73 and paragraph (4) of rule 86 substitute “date and time at” for “day on”.
5. For rule 83 substitute—

**“Delivery of application (except outline applications)”**

**83.** Every application (except outline applications defined in rule 83A) shall be delivered at the proper office and, when so delivered, shall be allocated an official reference number and the day list shall be marked with the date and time at which the application is deemed by rule 85 to have been delivered.

**Outline applications**

**83A.—(1)** An outline application is an application delivered in accordance with this rule.

(2) Subject to paragraphs (9)–(13) of this rule, any application may be delivered by outline application if it satisfies the following conditions:

- (a) the application must not be:
    - (i) an application which can be protected by an official search with priority within the meaning of the Land Registration (Official Searches) Rules 1993;
    - (ii) an application for first registration of land; or
    - (iii) an application dealing with part only of land in a title whether or not also involving other registered land; and
  - (b) the right interest or matter the subject of the application must exist at the time of delivery of the application.
- (3) During the currency of any notice given pursuant to paragraph (9) of this rule, and subject to and in accordance with the limitations contained in that notice, an outline application may be delivered by:
- (a) an oral application at any district land registry;
  - (b) telephone; or
  - (c) electronic means.
- (4) An outline application must contain the following particulars at the time of delivery:
- (i) the title number(s) affected;
  - (ii) either the surname (if an individual) or, in any other case, the full name of one of the proprietors of the land or applicants for first registration (as the case may be);
  - (iii) the nature of the proposed application;
  - (iv) the name of the person or persons on whose behalf the application is being made;
  - (v) the name and address of the person or firm lodging the application;
  - (vi) any other particulars specified in any notice made under paragraph (9) of this rule.

(5) Every outline application shall be allocated an official reference number and shall be identified on the day list as such and shall be marked with the date and time at which the application is deemed by rule 85 to have been delivered and the registrar shall acknowledge receipt of any outline application by notifying the applicant, as soon as practicable, of the official reference number allocated to it.

(6) Without prejudice to the power of the registrar to cancel an application under rule 317, the outline application shall be cancelled by the registrar unless there is lodged at the proper office before the expiry of the reserved period Form CN1, CT2, DS2, MH1, MH2 or WCT where appropriate, and in every other case Form AP1 duly completed in respect of the outline application quoting the official reference number of the outline application and accompanied by the appropriate documentation and the prescribed fee.

(7) If the outline application has been cancelled before the form required by paragraph (6) of this rule is delivered to the proper office, the registrar shall accept the form as an application in its own right.

(8) For the purpose of this rule, “reserved period” means the period expiring at 12 noon on the third day following the day that notice of an outline application was deemed by rule 85 to have been delivered.

(9) If the registrar is satisfied that adequate arrangements have been or will be in place for dealing with applications specified in paragraph (1) he may, in such manner as he considers appropriate for informing persons who may wish to make applications under this rule, give notice to that effect specifying the class or classes of case covered by those arrangements.

(10) A notice given under paragraph (9) may in particular be limited in its operation to:

- (i) applications delivered by a particular person specified by name or category;
- (ii) particular types or classes of application;
- (iii) applications received between specified times and on specified days (which need not be those between or on which the Registry is open to the public);
- (iv) applications affecting the whole of the land in a title or titles;
- (v) applications delivered by a particular means.

(11) Subject to paragraphs (12) and (13), a notice given pursuant to paragraph (9) shall be current from the time specified in the notice until the time, if any, specified in the notice, or if no expiry date is specified in the notice, indefinitely.

(12) A notice given pursuant to paragraph (9) may from time to time be varied, suspended, withdrawn, renewed or replaced by a further notice.

(13) If and so long as, owing to the breakdown or other unavailability of facilities or data involved in giving effect to the arrangements made for dealing with applications covered by a notice given pursuant to paragraph (9) such arrangements cease, in whole or in part, to be effective, the notice shall cease, to the necessary extent, to be treated as current notwithstanding the absence of a variation, suspension or withdrawal thereof under paragraph (12).”

6. In paragraph (3) of rule 84 substitute “rule 299” for “rule 298”.

7. For rule 85 substitute—

**“Date of delivery of applications**

**85.—**(1) Every application shall be deemed to have been delivered at the earlier of

- (a) the time notice of it is entered on the day list; or
- (b)(i) midnight on the day of receipt if the application was received before 12 noon on that day; and
- (ii) midnight on the day following the day of receipt if the application was received at or after 12 noon on that day.

(2) Every application shall be completed by registration as of the date and time at which it is deemed to have been delivered”

AMENDMENTS TO SCHEDULE 1 TO THE PRINCIPAL RULES

**Application to  
change the register**

HM Land Registry

**AP1**

*(if you need more room than is provided for in a panel, use continuation sheet CS and staple to this form)*

<b>1. Administrative area(s) and postcode(s) (if known)</b>															
<b>2. Title Number(s)</b>		<b>Deposit No(s) (if any)</b>													
<p><b>3. Please complete the statement below if applicable.</b>                  If you have already delivered this application by outline application, insert reference number: <input style="width: 100px;" type="text"/></p>															
<p><b>4. This application affects (place "X" in the box that applies)</b></p> <p><input type="checkbox"/> the <b>whole</b> of the land in the title(s) <i>(go to panel 5)</i></p> <p><input type="checkbox"/> <b>part</b> of the land in the title(s) <i>(if single property, give a brief description below)</i></p> <p>Property description</p>															
<p><b>5. Application, Priority and Fees</b></p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 40%;">Nature of applications numbered in priority order</th> <th style="width: 15%;">Value £</th> <th style="width: 15%;">Fees paid £</th> <th style="width: 30%; text-align: center;">FOR OFFICIAL USE ONLY Record of fees paid</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td></td> <td></td> <td></td> </tr> <tr> <td colspan="3" style="text-align: right;">TOTAL £</td> <td></td> </tr> </tbody> </table> <p style="font-size: small; margin-top: 5px;"><i>Make cheques or postal orders payable to "H M Land Registry".</i></p>			Nature of applications numbered in priority order	Value £	Fees paid £	FOR OFFICIAL USE ONLY Record of fees paid	1.				TOTAL £				<p>Particulars of under/over payments</p>
Nature of applications numbered in priority order	Value £	Fees paid £	FOR OFFICIAL USE ONLY Record of fees paid												
1.															
TOTAL £															
<p><b>6. Documents lodged with this form (number the documents in sequence; copies should also be numbered and listed as separate documents)</b></p>															
<p><b>7. Application lodged by</b></p> <p>Land Registry Key No. Name Address/DX No. Reference</p>			<p style="text-align: center;">FOR OFFICIAL USE ONLY</p> <p>Codes Dealing Status</p>												
Telephone No.		Fax No.													
<p><b>8. Where the Registry is to deal with someone else</b></p> <p><i>The Registry will send any land/charge certificate to the person named in panel 7 above and will, if necessary, contact that person. You can change this by placing "X" against one or more of the statements and completing the details below.</i></p> <p><input type="checkbox"/> Send any land/charge certificate to the person shown below</p> <p><input type="checkbox"/> Raise any requisitions or queries with the person shown below</p> <p><input type="checkbox"/> Issue to the person shown below the following document(s)</p> <p><i>If you have placed "X" against any statement above, complete the following name and address details:</i></p> <p>Name Address/DX No.</p>															
Reference		Telephone No.													

**9. Address for service of the proprietor(s) of the land** Place "X" in the box that applies. Use U.K. address(es) only.

- Enter the address(es) from the transfer/assent
- Enter the address(es), including postcode, as follows:

**10. Information in respect of any new charge**

*Do not give this information if a Land Registry MD reference is printed on the charge, unless the charge has been transferred. Full name and address within the U.K. (including postcode) for service of notices and correspondence of the person to be registered as proprietor of each charge. For a company include Company's Registered Number if any; for Scottish Co. Reg. Nos., use an SC prefix. For foreign companies give territory in which incorporated.*

*Unless otherwise arranged with Land Registry headquarters, the following documents are required:*

- (i) the original and a certified copy of any incorporated documents as defined in r. 139, Land Registration Rules 1925;*
- (ii) a certified copy of the chargee's constitution (in English or Welsh) if it is a body corporate but is not a company registered in England and Wales or Scotland under the Companies Acts.*

**11. Signature(s) of person(s)**

lodging this form \_\_\_\_\_ Date \_\_\_\_\_

*(A form lodged by solicitors/licensed conveyancers must be signed in the firm's name)*



**9. Cancellation of Lease(s)**

Lease(s)

Property affected

Date

Term

The above Lease(s) determined by

merger and panel 10 below has also been completed.

surrender and panel 10 below has also been completed.

disclaimer and panel 10 below has also been completed.

forfeiture and a statutory declaration or other supporting evidence accompanies this application.

effluxion of time and the provisions of the Landlord and Tenant Act 1954 do not apply.

notice under the Landlord and Tenant Act 1954 and the provisions of that Act have been complied with.

*(please specify and lodge any supporting evidence)*

**The Applicant applies for the necessary entries and cancellations to be made on the register to give effect to the determination of the Lease(s).**

**10.** The unregistered title to the determined Lease(s) or Rentcharge is based on the title documents listed on Form DL. The Applicant does not hold or control any other documents. *Place "X" in the appropriate box. If applicable complete the second statement; include any interests disclosed only by searches. Any interests disclosed by searches which do not affect the unregistered Lease(s) or Rentcharge should be so certified.*

All rights, interests and claims affecting the property known to the applicant are disclosed in the title documents. There is no-one in adverse possession of the property or any part of it.

In addition to the rights, interests and claims affecting the property disclosed in the title documents, the applicant only knows of the following:

**11. Signature(s) of person(s)**

**lodging this form** \_\_\_\_\_ **Date** \_\_\_\_\_

*(A form signed by solicitors/licensed conveyancers must be signed in the firm's name)*

*N.B. Failure to complete the form honestly and with proper care may deprive the applicant of protection under the Land Registration Acts if, as a result, a mistake is made in the register.*



**Caution against dealings**

HM Land Registry

**CT2**

<b>1. Administrative area(s) and postcode(s) (if known)</b>			
<b>2. Title Number(s)</b>			
<b>3. Please complete the statement below if applicable.</b> If you have already delivered this application by outline application, insert reference number: <input style="width: 100px;" type="text"/>			
<b>4. Property</b>  <table style="width: 100%; border: none;"> <tr> <td style="width: 20%; vertical-align: top;"><b>The caution affects</b> <i>(place "X" in the box that applies)</i></td> <td style="padding-left: 20px;"> <input type="checkbox"/> the whole of the land   <input type="checkbox"/> the part of the land defined on the attached plan and shown <i>(state reference e.g. "edged red")</i>   <input type="checkbox"/> the charge dated _____ in favour of _____                      registered in the Charges Register                 </td> </tr> </table>		<b>The caution affects</b> <i>(place "X" in the box that applies)</i>	<input type="checkbox"/> the whole of the land  <input type="checkbox"/> the part of the land defined on the attached plan and shown <i>(state reference e.g. "edged red")</i>  <input type="checkbox"/> the charge dated _____ in favour of _____ registered in the Charges Register
<b>The caution affects</b> <i>(place "X" in the box that applies)</i>	<input type="checkbox"/> the whole of the land  <input type="checkbox"/> the part of the land defined on the attached plan and shown <i>(state reference e.g. "edged red")</i>  <input type="checkbox"/> the charge dated _____ in favour of _____ registered in the Charges Register		
<b>5. Application and Fee</b>  <table style="width: 100%; border: none;"> <tr> <td style="width: 40%;"><b>Caution against dealings</b></td> <td style="width: 20%; text-align: right;">Fee Paid £</td> </tr> </table> <p style="font-size: small; margin-top: 10px;"><i>Make cheques or postal orders payable to "H M Land Registry"</i></p>	<b>Caution against dealings</b>	Fee Paid £	<b>FOR OFFICIAL USE ONLY</b> Record of fee paid  <hr/> Particulars of under/over payment
<b>Caution against dealings</b>	Fee Paid £		
<b>6. Application lodged by</b> Land Registry Key No. Name Address/DX No.  Reference  <table style="width: 100%; border: none; margin-top: 5px;"> <tr> <td style="width: 50%; border-bottom: 1px solid black;">Telephone No.</td> <td style="width: 50%; border-bottom: 1px solid black;">Fax No.</td> </tr> </table>	Telephone No.	Fax No.	<b>FOR OFFICIAL USE ONLY</b> Codes Dealing <b>CTN</b>  Status <b>RED</b>
Telephone No.	Fax No.		
<b>7. Full name(s) and up to three address(es)</b> within the U.K. (including postcode) for service of notices and correspondence of <b>every cautioner</b> for entry on the register. <i>Where the cautioner is a company include Company's Registered Number (if any); for Scottish Co. Reg. Nos., use an SC prefix. For foreign companies, give territory in which incorporated.</i>			

**8. The Declarant is (one of) the cautioner(s) or a person authorised by the cautioner to make the declaration in panel 9.  
The Declarant's full name is**

**9. The Declarant solemnly and sincerely declares that the Cautioner is interested in the property described in panel 4 as**  
*This panel must set out the nature of the cautioner's interest. Do not exhibit any documents.*

and I make this solemn declaration conscientiously believing the same to be true and by virtue of the Statutory  
Declarations Act 1835.

Signature of Declarant \_\_\_\_\_

Declared at \_\_\_\_\_

this \_\_\_\_\_ day of \_\_\_\_\_ before me,

Signature \_\_\_\_\_

Name \_\_\_\_\_  
(BLOCK CAPITALS)

Address \_\_\_\_\_

Qualification \_\_\_\_\_

*(This declaration must be made in the presence of a person empowered to administer oaths, such as a commissioner for oaths or a practising solicitor.)*



**Application  
to withdraw  
a caution**

HM Land Registry

**WCT**

*(if you need more room than is provided for in a panel, use continuation sheet CS and staple to this form)*

1. Administrative area(s) and postcode(s) <i>(if known)</i>	
2. Title Number(s) <i>(give the caution title number for a caution against first registration)</i>	
3. Please complete the statement below if applicable. If you have already delivered this application by outline application, insert reference number: <input style="width: 100px;" type="text"/>	
4. Property	
5. Cautioneer <i>(Give full name(s) and address(es) of the cautioner or, if the cautioner has died, the personal representative(s). In that case, enclose a copy of the grant.)</i>	
6. Caution registered on <i>(give date)</i>	
7. The Cautioneer applies to withdraw <i>(place "X" in the appropriate box and complete as necessary)</i>	
<input type="checkbox"/>	the Caution
<input type="checkbox"/>	the Caution as to the part of the land defined on the attached plan and shown <i>(state reference e.g. "edged red")</i>
8. Application lodged by	
Land Registry Key No.	FOR OFFICIAL USE ONLY Codes Dealing WCT  Status RED
Name	
Address/DX No.	
Reference	
Telephone No.	Fax No.
9. Signature of Cautioneer or their solicitors/licensed conveyancers _____ Date _____	
<i>(A form signed by solicitors/licensed conveyancers must be signed in the firm's name)</i>	

## AMENDMENTS TO THE OFFICIAL SEARCHES RULES

1. In rule 2—
  - (a) for the definition of “priority period” in paragraph (1) substitute—

“priority period” means the period beginning at the time when the application for an official search is deemed by virtue of paragraph (3) of this rule to have been delivered and ending at midnight on the thirtieth day thereafter;”
  - (b) substitute for paragraph (3)—

“(3) An application for any official search with priority made by a purchaser however delivered shall be deemed to have been delivered on the date and at the time notice of it is entered on the day list.”
2. In rule 3—
  - (a) substitute for paragraph (4)—

“(4) Where the application is made on Form 94B, unless the registrar otherwise allows, the accompanying plan shall be delivered in duplicate.”
  - (b) delete paragraph (5).
3. In rule 4—
  - (a) substitute the following for paragraphs (1) and (2)—
    - “(1) Notice of an application for an official search with priority shall be entered on the day list.
    - (2) If the application is in order, upon completion of the official search with priority an official certificate of search shall be issued giving the result of the search as at the date and time that the application is deemed to have been delivered.
  - (2A) An official certificate of search with priority of a register or in relation to pending first registration application may, at the registrar’s discretion, be issued in one or both of the following ways:
    - (a) in documentary form;
    - (b) during the currency of any relevant notice given pursuant to rule 14, and subject to and in accordance with the limitations contained in that notice, by any means of communication, other than the means referred to in sub-paragraph (a).”
  - (b) In paragraph (4) delete the words “in Form 94B(Result) or”.
  - (c) Substitute for paragraph (5)—

“(5) Where an official certificate of search is issued under paragraph (2A)(b) and another official certificate of search is to be, or has been, issued under paragraph (2A)(a) in respect of the same application, it need only include the information specified at A, F, G and H of Part I and I of Part II of Schedule 2 as the case may require.”
4. In rule 8 substitute “rule 299” for “rule 298”.
5. In rule 9—
  - (a) substitute for paragraph (3)—

“(3) Where the application is made on Form 94C under paragraph (2)(a), unless the registrar otherwise allows, the accompanying plan shall be delivered in duplicate.”
  - (b) delete paragraph (4).
6. In rule 10—
  - (a) substitute for paragraph (2)—

“(2) An official certificate of search without priority may, at the registrar’s discretion, be issued in one or both of the following ways:
    - (a) in documentary form;
    - (b) during the currency of any relevant notice given pursuant to rule 14, and subject to and in accordance with the limitations contained in that notice, by any means of communication, other than the means referred to in paragraph (a).”
  - (b) in paragraph (4) delete the words “in Form 94C (Result) or”
  - (c) substitute for paragraph (5)—

“(5) Where an official certificate of search is issued under paragraph (2)(b) and another official certificate of search is to be, or has been, issued under paragraph (2)(a) in respect of the same application, it need only include the information specified at A, F, G and H of Part I of Schedule 2”

7. In rule 14—
  - (a) in paragraph (6) substitute “and 10(2)(b)” for “10(2)(c) and (12)”.
  - (b) substitute “rule 4(2A)(b)” for “rule 4(2)(c)” and “rule 10(2)(b)” for “rule 10(2)(c)” wherever they appear.
8. In Schedule 2—
  - (a) in Part I—
    - (i) in paragraph B insert “and time” after “date”.
    - (ii) in paragraph F insert “midnight on” before the words “the date specified”.
    - (iii) in paragraph I substitute “the date and time at” for “the date on”.
  - (b) in Part II—
    - (i) in paragraph B insert “and time” after “date”.
    - (ii) in paragraphs G and H substitute “date and time at” for “date upon”.
    - (iii) in paragraph J substitute “ The date and time at” for “The date on”.

AMENDMENTS TO SCHEDULE 1 OF THE OFFICIAL SEARCHES RULES

Application by **Purchaser for Official Search with priority of the whole of the land in either a registered title or a pending first registration application**

HM Land Registry

Form **94A**

Land Registration (Official Searches) Rules 1993

District Land Registry

*Complete panels as appropriate in block letters*

**1 Title number** (one only per form) - enter the title number of the registered land or that allotted to the pending first registration.

**2 Registered proprietor(s) / Applicant(s) for first registration** - enter FULL name(s) either of the registered proprietor(s) of the land in the above title or of the person(s) applying for first registration of the land specified in panel 8.

SURNAME / COMPANY NAME:  
FORENAME(S):

SURNAME / COMPANY NAME:  
FORENAME(S):

**3 Search from date** - for a search of a registered title enter in the box a date falling within (a) of the definition of search from date in rule 2(1). **Note:** If the date entered is not such a date the application may be rejected. In the case of a pending first registration search, enter the letters 'PR'.

**4 Applicant(s)** - enter FULL name of each purchaser, or lessee or chargee.

**5 Reason for application** - I certify that the applicant(s) intend(s) to- (enter X in the appropriate box)

**P** purchase     **L** take a lease of     **C** take a registered charge on  
(enter X in the appropriate box)

the whole of the land in the above registered title or  
 the whole of the land in the pending first registration application referred to above.

**6** Enter the key number (if any) and the name and (DX) address of the person lodging the application (use BLOCK LETTERS).

Key number:

Name: \_\_\_\_\_

DX No: \_\_\_\_\_ DX Exchange: \_\_\_\_\_

Address including postcode (if DX not used): \_\_\_\_\_

Reference: \_\_\_\_\_

**7** Enter, using BLOCK LETTERS, the name and either address (including postcode) OR (if applicable) the DX No and exchange of the person to whom the result is to be sent. (Leave blank if result is to be sent to the address in panel 6.)

Reference: \_\_\_\_\_

**8 Property details**

Administrative area (including district or borough if any): \_\_\_\_\_

Address (including postcode) or short description of the land: \_\_\_\_\_

**9 Type of search** (enter X in the appropriate box)

**Registered land search**  
Application is made to ascertain whether any adverse entry has been made in the register or day list since the date shown in panel 3.

**Pending first registration search**  
Application is made to ascertain whether any adverse entry has been made in the day list since the date of the pending first registration application referred to above.

**10 PAYMENT OF FEE**

Please enter X in the appropriate box.

The Land Registry fee of £  accompanies this application; or

Please debit the Credit Account mentioned in panel 6 with the appropriate fee payable under the current Land Registration Fees Order.

**Note: If the fee is not paid by either of the above methods the application may be rejected.**

Signature \_\_\_\_\_

Date \_\_\_\_\_ Telephone No. \_\_\_\_\_





District Land Registry

---

**6** Enter the key number (if any) and the name and (DX) address of the person lodging the application (use **BLOCK LETTERS**).

Key number:

Name: \_\_\_\_\_

DX No: \_\_\_\_\_ DX Exchange: \_\_\_\_\_

Address including postcode (if DX not used): \_\_\_\_\_

Reference: \_\_\_\_\_

---

**7** Enter, using **BLOCK LETTERS**, the name and either address (including postcode) OR (if applicable) the DX No and exchange of the person to whom the result is to be sent. (Leave blank if result is to be sent to the address in panel 6.)

Reference: \_\_\_\_\_

---

**8** Application is made to ascertain whether any adverse entry has been made in the register or day list since the date shown in panel 3.

---

**9** **PAYMENT OF FEE**

Please enter X in the appropriate box.

The Land Registry fee of £  accompanies this application; **or**

Please debit the Credit Account mentioned in panel 6 with the appropriate fee payable under the current Land Registration Fees Order.

**Note: If the fee is not paid by either of the above methods the application may be rejected.**

Signature \_\_\_\_\_

Date \_\_\_\_\_ Telephone No. \_\_\_\_\_

**Complete panels as appropriate in block letters**

**1** **Title number** (one only per form) - enter the title number of the registered land.

---

**2** **Registered proprietor(s)** enter FULL name(s) of the registered proprietor(s) of the land in the above title.

SURNAME / COMPANY NAME: \_\_\_\_\_

FORENAME(S): \_\_\_\_\_

SURNAME / COMPANY NAME: \_\_\_\_\_

FORENAME(S): \_\_\_\_\_

---

**3** **Search from date** - enter in the box a date falling within the definition of search from date in rule 2(1).

**Note: If the date entered is not such a date the application may be rejected.**

---

**4** **Applicant(s)** - enter FULL name(s) of applicant(s) if other than the registered proprietor(s).

---

**5** **Property details**

Administrative area (including district or borough if any): \_\_\_\_\_

**5A - Search of whole** - enter address (including postcode) or short description of the land: \_\_\_\_\_

**5B - Search of part**

**Part to be searched** - complete either (a) or (b) below.

(a) Where an estate layout plan has been approved:

(i) the plot number(s) is/are

(ii) the date of approval of the estate plan is

**OR**

(b) Address (including postcode) or short description of the land: \_\_\_\_\_

as shown  on the attached plan.

**NB. A plan must be supplied when (a) above is not completed.**

## AMENDMENTS TO THE MATRIMONIAL HOME RIGHTS RULES

1. In rule 7—
  - (a) substitute for paragraph (1)—

“(1) An official certificate giving the result of search shall be issued in one or both of the following ways:

    - (a) in documentary form;
    - (b) during the currency of any relevant notice given pursuant to rule 9, and subject to and in accordance with the limitations contained in that notice, by means of communication, other than the means referred to in sub-paragraph (a).”
  - (b) paragraph (3) shall be deleted.
  - (c) substitute for paragraph (4)—

“(4) Where an official certificate of result of search is issued under paragraph (1)(b) and another certificate of result of search is to be, or has been, issued under paragraph (1)(a) in respect of the same application, it need only include the information specified at E and F of Schedule 2.”
2. Insert at the end of rule 8—

“and whether there is a pending application for the entry of a matrimonial home rights notice entered on the day list pursuant to rule 7A of the Land Registration Rules 1925.”
3. In rule 9 substitute “rule 7(1)(b)” for “rule 7(1)(c)” wherever it appears.
4. In Schedule 2—
  - (a) substitute the following for paragraph B—

“B. The time and date of the official certificate of result of search.”.
  - (b) Insert after paragraph E—

“F. Whether there is pending application for the entry of a matrimonial home rights notice entered on the day list pursuant to rule 7A of the Land Registration Rules 1925.”.

AMENDMENTS TO SCHEDULE 1 OF THE MATRIMONIAL HOME RIGHTS RULES

Application for  
Registration of a Notice  
of Matrimonial Home Rights

HM Land Registry

Form **MH1**

(Rule 3 Land Registration  
(Matrimonial Home Rights) Rules 1997)

_____ District Land Registry
------------------------------

1. If you have already delivered this application by outline application, insert reference number
_____

*There are further notes overleaf to help you complete this application.*

- The reference number must be inserted if the application has already been delivered by outline application, otherwise leave blank.
- Please enter the administrative area (county and district, county, county or London borough etc.) in which the property is situated and also insert details of the title number and the dwelling-house against which you wish to register a notice of matrimonial home rights.
- Please insert your full name and an address at which you may be contacted in the United Kingdom, including postcode. (Where a solicitor is acting, please insert the full name and address of the person on whose behalf the application is being made.)
- Please insert your husband's or wife's full name.
- Have you registered a matrimonial home rights charge (in respect of your marriage to the person named at 4 above) in respect of any other dwelling-house? If "yes":
  - insert the address of that dwelling-house
  - if the charge is registered under the Land Charges Act 1972, please insert registration number
  - if the charge is registered under the Land Registration Act 1925, please insert title number.

**Note:** If your application is successful, the registration of the charge referred to at (b) or (c) will be cancelled under section 32 of, and paragraph 2 of Schedule 4 to, the Family Law Act 1996.
- Has an order been made under section 33(5) of the Family Law Act 1996 or section 1 of the Matrimonial Homes Act 1983 by virtue of section 2(4) of that Act? If so, please enclose an official copy.

2. Administrative area
Title number
Property

3.
----

4.
----

5. YES/NO
(a)
(b) L.C. number
(c) Title number

6. YES/NO
-----------

<b>DECLARATION</b>			
I declare that the information given above is true and that I am entitled by virtue of section 31(2) or 31(5) of the Family Law Act 1996 to a charge on the legal estate registered under the title number mentioned in 1 above.			
<b>APPLICATION</b>			
I apply under section 31(10)(a), or section 32, of, and paragraph 4(3)(b) of Schedule 4 to, the Family Law Act 1996 for registration, under section 49(1)(c) of the Land Registration Act 1925, of notice of my matrimonial home rights charge against the title mentioned in 2 above.			
My signature or signature of applicant's solicitor	Key number	If solicitor lodging application, enter name and address/DX No.	<b>TYPE</b>
			<b>MHA</b>
Date _____	Reference	Telephone No.	<b>S Code</b>
			<b>Red</b>

Application for **Renewal of Registration of a Notice or a Caution in respect of Matrimonial Home Rights**

HM Land Registry

Form

# MH2

(Rule 4 Land Registration (Matrimonial Home Rights) Rules 1997)

\_\_\_\_\_ District Land Registry

*There are further notes overleaf to help you complete this application.*

1. The reference number must be inserted if the application has already been delivered by outline application, otherwise leave blank.

1. If you have already delivered this application by outline application, insert reference number

\_\_\_\_\_

2. Please enter the administrative area (county and district, county, county or London borough etc.) in which the property is situated and also insert details of the title number and the dwelling-house against which you wish to renew the registration of a notice or caution in respect of matrimonial home rights.

2. Administrative area

Title number

Property

3. Please insert your full name and an address at which you may be contacted **in the United Kingdom**, including postcode. (Where a solicitor is acting, please insert the full name and address of the person on whose behalf the application is being made.)

3.

**APPLICATION**

Following an Order dated \_\_\_\_\_ and made under section 33(5) of the Family Law Act 1996 (the 1996 Act) or made under section 1 of the Matrimonial Homes Act 1983 by virtue of section 2(4) of that Act, I apply under section 32 of, and paragraph 4(3)(a) of Schedule 4 to, the 1996 Act for the renewal of the registration of the [notice] [caution against dealings] registered against the above mentioned title on \_\_\_\_\_ . An official copy of the Order accompanies this application.

My signature  
or signature of  
applicant's solicitor

\_\_\_\_\_

Date \_\_\_\_\_

Key number	If solicitor lodging application, enter name and address/DX No.	TYPE MHA
Reference		
	Telephone No.	

District Land Registry

---

**4** Enter the key number (if any) and the name and (DX) address of the person lodging the application (use **BLOCK LETTERS**).

Key number:

Name: \_\_\_\_\_

DX No: \_\_\_\_\_ DX Exchange: \_\_\_\_\_

Address including postcode (if DX not used): \_\_\_\_\_

Reference: \_\_\_\_\_

*Complete panels as appropriate in block letters*

**1** Title number (one only per form) of the registered property.

**2** Registered proprietor(s) - enter FULL name(s) of the registered proprietor(s) of the land in the above title.

SURNAME: \_\_\_\_\_

FORENAME(S): \_\_\_\_\_

SURNAME: \_\_\_\_\_

FORENAME(S): \_\_\_\_\_

**3** Full name of Mortgagee(s).

**5** Enter, using BLOCK LETTERS, the name and either address (including postcode) OR (if applicable) the DX No and exchange of the person to whom the result is to be sent. (Leave blank if result is to be sent to the address in panel 4).

Name: \_\_\_\_\_

Address (including postcode) or short description of the property: \_\_\_\_\_

Reference: \_\_\_\_\_

**6** Property details

Administrative area (including district or borough if any): \_\_\_\_\_

Address (including postcode) or short description of the property: \_\_\_\_\_

**7** **PAYMENT OF FEE**

Please enter X in the appropriate box.

The Land Registry fee of £  accompanies this application; **or**

Please debit the Credit Account mentioned in panel 4 with the appropriate fee payable under the current Land Registration Fees Order.

**Note: If the fee is not paid by either of the above methods the application may be rejected.**

**8** Application is made for an official certificate of the result of a search of the register of the above title for the purpose of section 56(3) of the Family Law Act 1996 to ascertain whether a matrimonial home rights notice or matrimonial home rights caution is entered in that register and whether there is a pending application for the entry of a matrimonial home rights notice entered on the daylist.

Signed \_\_\_\_\_

Date \_\_\_\_\_ Telephone No. \_\_\_\_\_

## EXPLANATORY NOTE

*(This note is not part of the Rules)*

These rules:

- (A) amend the Land Registration Rules 1925 so as to—
  - (a) alter the provisions for the deemed delivery of applications both for first registrations and for dealings with registered land, and provide for the time as well as the date of their receipt to be entered on the day list;
  - (b) provide for applications to register dealings with registered land which are not capable of protection by a priority search to be lodged by way of a new type of application known as an outline application where the Registrar is satisfied that adequate arrangements have been made for their delivery and he has issued a notice to that effect;
  - (c) amend the application forms for dealings with registered land to reflect the reference number of the outline application; and
  - (d) set out the transitional arrangements arising out of the alteration to the deemed delivery provisions.
- (B) amend the Land Registration (Official Searches) Rules 1993 so as to—
  - (a) alter the provisions for the deemed delivery so that all search applications are received on a real time priority basis and to provide for the time as well as the date of their receipt to be entered on the day list;
  - (b) amend the search forms so as to dispense with the result panels, and make other changes to their form as well as removing the requirement for them to be submitted in duplicate; and
  - (c) set out the transitional arrangements arising out of the alteration to the deemed delivery provisions.
- (C) amend the Land Registration (Matrimonial Home Rights) Rules 1997 so as to—
  - (a) amend the search forms so as to dispense with the results panels, and make other changes to their form as well as remove the requirement for them to be submitted in duplicate and allow for the outline application reference to be inserted where appropriate; and
  - (b) provide for the matrimonial home rights search to reveal relevant applications pending on the day list.



**2000 No. 3225**

**LAND REGISTRATION, ENGLAND AND WALES**

The Land Registration (No. 3) Rules 2000

£4.00

© Crown copyright 2000

Printed and published in the UK by The Stationery Office Limited  
under the authority and superintendence of Carol Tullo, Controller of  
Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament.  
E2202 12/2000 568085 19585

ISBN 0-11-018909-4



9 780110 189093