

EXPLANATORY NOTE

These Rules, which are made under section 14 of the Local Land Charges Act 1975, make detailed provisions relating to the registration of local land charges and other matters registrable in local land charges registers.

Rule 2 defines certain terms used in the Rules.

Rule 3 continues the requirement for the register to be divided into separate parts for different types of charge.

Rules 4 to 6 prescribe the procedure for registrations. Rules 4 and 5 prescribe the procedure for making applications for registration. Rule 6 prescribes the procedure for registration, which must be effected by reference to the land and by entering in the register the particulars specified in Schedule 2 to the Rules.

Rule 7 preserves the existing power to register a charge by reference to other statutory records which are open to public inspection.

Rule 8 prescribes the duties of registering and originating authorities in regard to the amendment and cancellation of registrations. (The Rule does not affect those planning conditions which under section 2(e) of the Act are not local land charges.)

Rule 10 makes special provision for the registration of light obstruction notices.

Rule 11 prescribes the procedure relating to personal and official searches. Every parcel of land must normally be the subject of a separate search. The particulars of registrations disclosed by official searches must be set out in a schedule (following Schedule 2 to the Rules) accompanying the official search certificate.

Rule 12 provides for the supply of office copies.

Rule 13 provides for the use of H.M.S.O. forms.

Rule 14 and Schedule 3 prescribe the fees payable for the purposes of the Act. (The current fees are reproduced.)

Rule 15 contains transitional provisions. In particular, it saves pending applications and requisitions and provides for the continued use (with necessary adaptations) of the existing prescribed forms.

Schedule 1 prescribes the forms required for the purposes of the Rules.