

NORTHERN TERRITORY OF AUSTRALIA
LAND TITLE (CONSEQUENTIAL AMENDMENTS) ACT 2000

No. 45 of 2000

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NORTHERN TERRITORY OF AUSTRALIA

No. 45 of 2000

AN ACT

to amend various Acts, Regulations and Rules of Court consequential on the enactment of the *Land Title Act 2000* and for other purposes

[Assented to 12 September 2000]

[Second reading 14 June 2000]

The Legislative Assembly of the Northern Territory enacts as follows:

1. Short title

This Act may be cited as the *Land Title (Consequential Amendments) Act 2000*.

2. Commencement

This Act comes into operation on the day on which, but immediately after, the *Land Title Act 2000* commences.

3. Amendments of *Crown Lands Amendment Act (No. 3) 1980*

(1) The long title of the *Crown Lands Amendment Act (No. 3) 1980* is repealed and the following substituted:

"An Act to provide for the conversion of certain Crown leases to freehold and for other purposes".

(2) Section 1 of the *Crown Lands Amendment Act (No. 3) 1980* is amended by omitting all words after "cited as the" and substituting "*Crown Lands Freehold (Conversion from Crown Leasehold) Act 1980*".

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(3) Section 3 of the *Crown Lands Amendment Act (No. 3) 1980* is amended by inserting "as in force at 1 January 1981" after "*Crown Lands Act*".

(4) Section 4 of the *Crown Lands Amendment Act (No. 3) 1980* is repealed.

(5) Section 7 of the *Crown Lands Amendment Act (No. 3) 1980* is amended by omitting all words after "this Act," and substituting "unless the contrary intention appears –

'certificate as to title' has the same meaning as in the *Land Title Act 2000*;

'land register' has the same meaning as in the *Land Title Act 2000*."

(6) Section 8 of the *Crown Lands Amendment Act (No. 3) 1980* is amended –

- (a) by omitting from subsections (1) and (5) "a certificate of title" and substituting "if requested, a certificate as to title";
- (b) by omitting from subsection (6) "a certificate of title issued" and substituting "the land register"; and
- (c) by omitting from subsection (6) "on the certificate of title" and substituting "in the land register".

(7) Section 9 of the *Crown Lands Amendment Act (No. 3) 1980* is amended –

- (a) by omitting "*Real Property Act*" and substituting "*Land Title Act*"; and
- (b) by omitting "certificate of title" and substituting "certificate as to title".

(8) Section 10 of the *Crown Lands Amendment Act (No. 3) 1980* is amended –

- (a) by omitting from subsection (3) "issues a certificate of title to the land" and substituting "records in the land register the details of the freehold title";
- (b) by omitting from subsection (4) "on the certificate of title" and substituting "in the land register";
- (c) by omitting from subsection (5) "certificate of title" (twice occurring) and substituting "certificate as to title"; and
- (d) by omitting subsection (6).

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(9) Section 11 of the *Crown Lands Amendment Act (No. 3) 1980* is repealed.

(10) Section 13 of the *Crown Lands Amendment Act (No. 3) 1980* is amended –

(a) by omitting from subsection (2) "on a certificate of title" and substituting "in the land register"; and

(b) by omitting from subsection (2) "on the certificate of title" and substituting "in the land register".

(11) Sections 14 to 44 (inclusive) of the *Crown Lands Amendment Act (No. 3) 1980* are repealed.

(12) Schedule 1 to the *Crown Lands Amendment Act (No. 3) 1980* is repealed.

(13) Schedule 2 to the *Crown Lands Amendment Act (No. 3) 1980* is repealed and Schedule 2 as contained in Schedule 1 to this Act is substituted.

4. Amendments of *Encroachment of Buildings Act*

(1) Section 3 of the *Encroachment of Buildings Act* is amended by omitting "*Real Property Act*" from paragraphs (a) and (b) of the definition of "owner" and substituting "*Land Title Act*".

(2) Section 8 of the *Encroachment of Buildings Act* is amended –

(a) by omitting subsection (1) and substituting the following:

"(1) An order under section 6 for payment of compensation may be lodged with the Registrar-General and, on the Registrar-General receiving the order, it operates, except so far as the Court otherwise directs, as an overriding statutory charge within the meaning of the *Land Title Act* on the land of the encroaching owner."; and

(b) by omitting from subsection (2) ", or such part thereof as the Court specifies in the order".

5. Amendments of *Land Title Act 2000*

(1) Section 3 of the *Land Title Act 2000* is amended –

(a) by omitting "The object" and substituting the following:

"(1) The object"; and

(b) by adding at the end the following:

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"(2) If there is an inconsistency between a provision of this Act and a provision of the *Law of Property Act 2000*, this Act prevails."

(2) Section 9 of the *Land Title Act 2000* is amended by omitting from subsection (1) "or an approved form".

(3) Section 17 of the *Land Title Act 2000* is amended by omitting subsection (1) and substituting the following:

"(1) The Registrar-General may correct or amend the land register if satisfied –

(a) that –

(i) the land register is incorrect; or

(ii) land has been alienated under legislation providing for leasehold or freehold title, whether before 1 January 1887 or not, but the particulars do not form part of the land register; and

(b) that the correction or amendment will not prejudice the rights of a holder of an interest recorded in the land register."

(4) Section 45 of the *Land Title Act 2000* is amended –

(a) by omitting "If" and substituting "(1) If"; and

(b) by adding at the end the following:

"(2) The Registrar-General may cancel a certificate as to title, without production of the certificate, if, in accordance with section 153 –

(a) a dealing is registered without the need for the production of the certificate as to title; and

(b) a new certificate as to title is issued showing the current registered interests in the lot."

(5) Section 48 of the *Land Title Act 2000* is amended by omitting from subsection (8) "approved form or in a form prescribed under an Act" and substituting "appropriate form".

(6) Section 52 of the *Land Title Act 2000* is amended by omitting from subsection (10) "section 62" and substituting "Part 5".

(7) Section 53 of the *Land Title Act 2000* is amended by omitting from paragraph (b) "in accordance with section 65 of the *Planning Act*" and

substituting "within the meaning of the *Planning Act* for the purposes of section 64 of that Act".

(8) Section 64 of the *Land Title Act 2000* is amended by omitting from subsection (2)(a) "approved" and substituting "appropriate".

(9) Section 66 of the *Land Title Act 2000* is amended by omitting from subsection (2)(b) "Part 7" and substituting "Part 5".

(10) Section 87 of the *Land Title Act 2000* is amended –

- (a) by omitting "The" and substituting "(1) The";
- (b) by inserting "registered" before "statutory charge" (first occurring); and
- (c) by adding at the end the following:

"(2) The person entitled to the benefit of the statutory charge is to be taken to be the mortgagee of the deemed mortgage referred to in subsection (1), and has the powers of a mortgagee under this Act."

(11) Section 88 of the *Land Title Act 2000* is amended by omitting from subsection (2) ", not being an overriding statutory charge,".

(12) Section 89 of the *Land Title Act 2000* is amended by omitting from subsection (3) "charge –" and paragraphs (a) and (b) and substituting "charge may, subject to Part 7 of the *Law of Property Act*, exercise the powers of a mortgagee concerning the sale or foreclosure of land."

(13) Section 90 of the *Land Title Act 2000* is amended by omitting from subsection (6) "approved" and substituting "appropriate".

(14) Section 112 of the *Land Title Act 2000* is amended by omitting "(7) The notice" and substituting "(7A) The notice".

(15) Section 142 of the *Land Title Act 2000* is amended –

- (a) by omitting from subsection (1) "does not apply to a caveat if" and substituting "applies to a caveat unless";
- (b) by omitting subsection (5) and substituting the following:

"(5) Except as provided in subsection (6), the caveat lapses –

(a) 14 days after notice is served on the caveator under subsection (3);
or

(b) 3 months after the caveat is lodged under section 138,

whichever is earlier."; and

- (c) by omitting from subsection (7) all words after "served on the caveator" and substituting "if the caveator does not, within that time, provide the Registrar-General with evidence that the proceedings have been started".

(16) Section 148 of the *Land Title Act 2000* is amended –

- (a) by inserting after "may" in subsection (1) ", in accordance with the *Powers of Attorney Act*,"; and
- (b) by omitting subsections (2), (3) and (4).

(17) Section 149 of the *Land Title Act 2000* is repealed.

(18) Section 165 of the *Land Title Act 2000* is amended by omitting "(3) A documents" and substituting "(4) A document".

(19) Schedule 2 to the *Land Title Act 2000* is amended –

- (a) by omitting from Part A "The Real Property Amendment Act, 1887 (1887, No. 403)" and "*Licensed Surveyors Act 1896* (1896, No. 657)"; and
- (b) by omitting from Part B "*Real Property Ordinance 1955* (No. 19 of 1955)".

6. Amendments of *Pastoral Land Act*

(1) Section 31 of the *Pastoral Land Act* is amended –

- (a) by omitting from subsections (1) and (2) "an approved form" and substituting "the appropriate form";
- (b) by omitting subsections (3) and (4) and substituting the following:

"(3) On the lodgement of the details referred to in subsection (1), the Registrar-General must create an entry in the land register in relation to the land and record the particulars in accordance with the *Land Title Act*.

"(4) Despite that a lease of Crown land has not been signed by the lessee or the lessor, the recording of the particulars in the land register takes effect as a lease."

(2) Section 53 of the *Pastoral Land Act* is amended by omitting from subsection (1) "*Real Property Act*" and substituting "*Land Title Act*".

(3) Section 65 of the *Pastoral Land Act* is amended by omitting from subsection (5) ", in the form of an instrument under the *Real Property Act*" and substituting "in an appropriate form under the *Land Title Act*".

(4) Section 66 of the *Pastoral Land Act* is amended by omitting from subsection (8) "*Real Property Act*" and substituting "*Land Title Act*".

(5) Section 124 of the *Pastoral Land Act* is amended by omitting from subsection (1) "*Real Property Act*" and substituting "*Land Title Act*".

7. Amendment of *Powers of Attorney Act*

Section 7 of the *Powers of Attorney Act* is amended by inserting after subsection (1) the following:

"(1A) An instrument creating a power of attorney that is a copy of an instrument that has been registered under a law in force in a State or another Territory of the Commonwealth may be registered under subsection (1)."

8. Amendment of *Registration of Interests in Motor Vehicles and Other Goods Act*

Section 4 of the *Registration of Interests in Motor Vehicles and Other Goods Act* is amended by omitting "is the Registrar-General" and substituting the following:

"is —

- (a) the person appointed to the position by the Minister; or
- (b) in the absence of such an appointment — the Commissioner for Consumer Affairs."

9. Amendments of *Trustee Act*

(1) Section 13 of the *Trustee Act* is amended by omitting "*Real Property Act*" from subsection (3) and substituting "*Land Title Act*".

(2) Section 53 of the *Trustee Act* is amended by omitting the definition of "*Real Property Act*".

(3) Section 54 of the *Trustee Act* is amended by omitting "*Real Property Act*" and substituting "*Land Title Act*".

(4) Section 59 of the *Trustee Act* is amended by omitting "*Real Property Act*" and substituting "*Land Title Act*".

(5) Section 60 of the *Trustee Act* is amended by omitting "*Real Property Act*" and substituting "*Land Title Act*".

(6) Section 63 of the *Trustee Act* is amended by omitting "*Real Property Act*" wherever occurring and substituting "*Land Title Act*".

(7) Section 76 of the *Trustee Act* is repealed.

(8) Section 81 of the *Trustee Act* is amended by omitting " 'The Real Property Act, 1886,' " and substituting "the *Land Title Act*".

(9) Section 82 of the *Trustee Act* is amended –

- (a) by omitting "*Real Property Act*" (wherever occurring) and substituting "*Land Title Act*"; and
- (b) by omitting "The expression '*Real Property Act*' means 'The Real Property Act 1886,' and any Act amending the same or substituted therefor;".

10. Amendments of *Workmen's Liens Act*

(1) Section 1 of the *Workmen's Liens Act* is repealed and the following substituted:

"1. Short Title

"This Act may be cited as the *Workmen's Liens Act*."

(2) Section 2 of the *Workmen's Liens Act* is amended by omitting the definition of "*The Real Property Act*".

(3) Section 11 of the *Workmen's Liens Act* is repealed and the following substituted:

"11. Duty of Registrar-General on receiving notice of lien

"If the estate or interest of the owner or occupier that is sought to be affected by the lien is registered under the *Land Title Act*, on the lodging of a notice of lien the Registrar-General must record the notice and serve a copy of the notice on the owner of the land as if the notice were a notice required by the *Land Title Act* to be served on the owner."

(4) Section 12 of the *Workmen's Liens Act* is repealed and the following substituted:

"12. Notice of lien has effect as caveat

"A notice of lien that is lodged with the Registrar-General is to be taken to be a caveat lodged in accordance with section 138 of the *Land Title Act*, and section 142 of that Act applies."

(5) Section 15 of the *Workmen's Liens Act* is amended by inserting ", other than a lien referred to in section 12," after "Every lien under this Act".

(6) Section 47 of the *Workmen's Liens Act* is repealed and the following substituted:

"47. Protection from liability

"(1) The Registrar-General, or any person acting under the authority of the Registrar-General, is not liable to any action, suit, or proceeding in respect of

any act or matter done or omitted to be done in good faith in the exercise or purported exercise of a power under this Act, or under the *Land Title Act* where the exercise of such power is incidental to the performance of a function under this Act.

"(2) If subsection (1) prevents civil liability attaching to a person, the liability attaches instead to the Territory."

11. Further amendments

The Acts specified in Schedule 2 are amended as set out in that Schedule.

12. Amendments of Regulations

(1) The Regulations specified in Schedule 3 are amended as set out in that Schedule.

(2) A regulation amended as set out in Schedule 3 may be amended or repealed by a regulation as if the amendment had been by a regulation.

13. Amendments of Rules of Court

(1) The Rules of Court specified in Schedule 4 are amended as set out in that Schedule.

(2) A rule amended as set out in Schedule 4 may be amended or repealed by a rule as if the amendment had been by a rule.

SCHEDULE 1

Section 3(11)

SCHEDULE 2

Section 8(2)

Leases not automatically freeholded

Section 8(1) does not apply in respect of the whole of the area that is contained within each of the following lots:

Town of Nightcliff – Lot 4068, 6771, 7122, 8530 and 8569

Town of Sanderson – Lot 1182, 2667 and 2679

Town of Alice Springs – Lot 1078, 1232, 1258, 1356, 1816 and 2453

SCHEDULE 2
AMENDMENTS OF ACTS

Section 11

Provision	Amendment	
	omit	substitute
<i>Administration and Probate Act</i>		
Sections 43(1)(d), 84(3) and (5)	"Real Property Act"	"Land Title Act"
<i>Aged and Infirm Persons' Property Act</i>		
Sections 17(1)(g) and 23	"Real Property Act"	"Land Title Act"
<i>Agents Licensing Act</i>		
Schedule, Part 1, clause 2(a)	"Real Property Act"	"Land Title Act"
<i>Associations Incorporation Act</i>		
Section 26A(5)(a) and (7)(a)	"Real Property Act"	"Land Title Act"
<i>AustralAsia Railway (Special Provisions) Act</i>		
Section 14(1) and (3)	"Real Property Act"	"Land Title Act"
<i>Bushfires Act</i>		
Section 47(5)	"Real Property Act"	"Land Title Act"
<i>Catholic Church in the Northern Territory Act</i>		
Sections 17(5) and 30(2)	"Real Property Act"	"any Act"

***Cobourg Peninsula
Aboriginal Land,
Sanctuary and Marine
Park Act***

Section 14(3) the whole subsection

Section 39(1) "*Real Property Act*" "*Land Title Act*"

***Companies (Trustees
and Personal
Representatives) Act***

Section 39C(1) and
(2)(a), (b) and (c) "*Real Property Act*" "*Land Title Act*"

Control of Roads Act

Section 36 "*Real Property Act*" "*Land Title Act*"

Co-operatives Act

Section 264 "*Real Property Act*" "*Land Title Act*"
(twice occurring)

***Corporations (Northern
Territory) Act***

Section 95 "*Real Property Act*" "*Land Title Act*"
(twice occurring)

***Crimes (Forfeiture of
Proceeds) Act***

Sections 6(1)(b),
21(3)(a), and (5), 22(2)
and 37(5) "*Real Property Act*" "*Land Title Act*"

Cullen Bay Marina Act

Section 4(3) "*Real Property Act*" "*Land Title Act*"

Section 6 "creating a folio of the
Register under the *Real
Property Act* in respect
of a lot" "registering a lot under
the *Land Title Act*"

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Section 8(1)	"under the <i>Real Property Act</i> "	"by the Registrar-General"
Section 12A, definition of "registered"	"in the Register"	
Section 12A, paragraph (a) of the definition of "registered"	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
<i>Darwin Rates Act</i>		
Section 4, paragraph (a) of the definition of "owner", and section 47	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
<i>Electricity Reform Act 2000</i>		
Section 59(3)	" <i>Property Law Act</i> "	" <i>Law of Property Act</i> "
Section 86(5) and (9)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
<i>Financial Sector Reform (Northern Territory) Act 1999</i>		
Section 13	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
<i>Fire and Emergency Act</i>		
Sections 25(6) and 43(5)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
<i>Heritage Conservation Act</i>		
Sections 24(2)(a) and 26(2)(a)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
Section 35	"section 191B of the <i>Real Property Act</i> "	"section 35 of the <i>Land Title Act</i> "
Sections 37(2), 39C(1)(a)(i), 39H(4)(a) and 49(5)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "

Lands Acquisition Act

Section 4(1), definition of "owner"	"Part V of the <i>Real Property Act</i> "	"Part 3 of the <i>Land Title Act</i> "
Sections 32(1)(a), 42A(1)(a)(i), 43(1)(a), 49(1)(a)(i), 49(1)(c)(iii), 50(1C), 52(1)(b), 52(2)(a) and 91	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "

Legal Aid Act

Section 59(1)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
Section 59(2)	"section 48A of the <i>Real Property Act</i> "	"section 86 of the <i>Land Title Act</i> "

Limitation Act

Section 4(1), definition of "deed"	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
Section 14(2)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
	"section 57"	"section 179"
Section 25	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "

Local Government Act

Section 3, definition of "land"	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
Section 3, definition of "owner"	" <i>The Real Property Act, 1886 of the State of South Australia in its application to the Territory, as amended by the Real Property Act</i> "	"the <i>Land Title Act</i> "
Sections 33(4) and 90(1)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
Section 222(3)	"section 274 of the <i>Real Property Act</i> "	"section 205 of the <i>Land Title Act</i> "

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Mine Management Act

Section 30G(1)(c) "*Real Property Act*" "*Land Title Act*"

Mining Act

Section 4(1), definition
of "owner" and
"occupier" "*Part V of the Real
Property Act*" "*Part 3 of the Land Title
Act*"

***Miscellaneous Acts
Amendment (Aboriginal
Community Living
Areas) Act 1989***

Section 16(1)(a) "*Real Property Act*" "*Land Title Act*"

***Nitmiluk (Katherine
Gorge) National Park
Act***

Section 7(2) and (3)(a) "*Real Property Act*" "*Land Title Act*"

Section 7(4) "*section 191E of the
Real Property Act*" "*section 38 of the Land
Title Act*"

Noxious Weeds Act

Section 10(1) "*Real Property Act*" "*Land Title Act*"

Oaths Act

Section 28(2) "*Real Property Act*" "*Land Title Act*"

Petroleum Act

Sections 5(1), definition
of "owner", 81(8) and
111(d) "*Part V of the Real
Property Act*" "*Part 3 of the Land Title
Act*"

Planning Act 1999

Section 64(1) "*deposited under section
101 of the Real Property
Act*" "*lodged for registration,
as a plan of subdivision,
under section 51 of the
Land Title Act*"

Section 64(2) "*Real Property Act*"
(twice occurring) "*Land Title Act*"

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Sections 64(5) and (6) and 71(6)	"Real Property Act"	"Land Title Act"
<i>Plant Diseases Control Act</i>		
Section 20(5)	"Real Property Act"	"Land Title Act"
<i>Presbyterian Church (Northern Territory) Property Trust Act</i>		
Section 26(1)	"Real Property Act"	"Land Title Act"
<i>Public Trustee Act</i>		
Sections 30(5), 67A(2)(b) and 72A(3)	"Real Property Act"	"Land Title Act"
<i>Real Property (Unit Titles) Act</i>		
Section 3	"Real Property Act"	"Land Title Act"
Section 4(3)	"Sections 267 and 273 of the Principal Act do not"	"Section 159 of the Principal Act does not"
Section 5(a)	"has endorsed on it the date and time of registration and the number allotted to it and has affixed his seal"	"records the particulars in accordance with section 177 of the Principal Act"
Section 5(b)	"a memorial relating to the document or instrument is endorsed on or annexed to the plan or notice"	"the Registrar-General records the particulars in accordance with section 177 of the Principal Act"
Section 6A	"prescribed form and requirements"	"appropriate form and any prescribed requirements"
Section 7(1)(a) and (d)	"prescribed form"	"appropriate form"
Section 8(5)(a) and (b)	"on a registered lease or certificate as to title"	"in the land register"

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Section 9(g)	the whole paragraph	"(g) record in the land register in respect of the servient tenement a note that the easement has effect in accordance with section 8(3); and"
Section 9A	"prescribed form and requirements"	"appropriate form and any prescribed requirements"
Sections 9B(a) and 9D(a)	"prescribed form"	"appropriate form"
Section 9E(5)(a) and (b)	"on a registered lease or folio of the Register"	"in the land register"
Section 9F(a)	"cancel the folio or folios of the Register for"	"make appropriate amendments to the land register in respect of"
Section 9F(e)	"on the folio of the Register issued under this section"	"in the land register"
Section 9F(f)	all words before "registered interest" (second occurring)	"enter in the land register in respect of the servient tenement a note that the"
Section 9G(a)	the whole paragraph	"(a) make appropriate amendments to the land register; and"
Section 9H(a)	"on the relevant record in the Register and units plan"	"in the land register"
Section 9J	all words after "disclosure statement,"	"enter the details in the land register in an appropriate way so as to affect each part of the land that comprises the balance of the parcel (except in the case of disclosure statement relating to an estate development of a Crown

		lease)"
Section 9K	"Register Book"	"land register"
Section 12(1)(b)	"cancel the folio of the Register for"	"cancel the entry in the land register in respect of"
Section 12(1)(d)	"on each folio of the Register so issued a memorial"	"in the land register in respect of each lot a note"
	"memorials"	"particulars"
Section 14(a)	the whole paragraph	"(a) make appropriate amendments to the land register; and"
Section 16(1)	"a folio of the Register"	"in the land register"
Section 16(2)	"on the folio of the Register"	"in the land register"
Sections 17 and 18	"on the folio of the Register and the certificate as to title for the common property"	"in the land register"
Section 22(1)	"duplicate certificate of title"	"certificate as to title"

Retirement Villages Act

Sections 3(1), definitions of "Register" and "registered", 12(5) and (8) and 36(2)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
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***Salvation Army
(Northern Territory)
Property Trust Act***

Section 10(2)	"registered under the <i>Real Property Act and Ordinance</i> ,"	"registered in the name of the Victorian Trust in the land register under the <i>Land Title Act</i> ,"
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Land Title (Consequential Amendments) Act 2000

Section 10(3)	<i>"Real Property Act and Ordinance"</i>	<i>"Land Title Act"</i>
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Section 10(5)	the whole subsection	
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Soil Conservation and Land Utilization Act

Section 16A(1)	<i>"Real Property Act and Ordinance"</i> wherever occurring	<i>"Land Title Act"</i>
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Section 16A(1), definition of "register"	"a register"	"the land register"
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Section 16A(3)(a)	all words from the beginning to and including "that register"	"enter in the land register in relation to that land"
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Section 16A(4)	"endorsed in the manner prescribed by"	"entered in the land register under"
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Section 16A(5)	all words after "make an entry"	"in the land register discharging the memorial of the order in relation to that land"
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Section 16A(8)	"on the appropriate folio of that register"	"in the land register"
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Section 22(3)(c)	<i>"Real Property Act"</i>	<i>"Land Title Act"</i>
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Section 23(2)	the whole subsection	"(2) Part 7 Division 2 (other than section 142) of the <i>Land Title Act</i> applies to a caveat lodged in accordance with subsection (1)."
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Special Purposes Leases Act

Section 3, definition of "lease"	<i>"Real Property Act"</i>	<i>"Land Title Act"</i>
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Land Title (Consequential Amendments) Act 2000

Section 3, definition of "the Act"	" <i>Real Property Act</i> " and all words following	" <i>Land Title Act</i> "
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Section 5AA(2)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
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***Taxation
(Administration) Act***

Section 56F(1)	"form prescribed for that purpose under the <i>Real Property Act</i> "	"appropriate form within the meaning of the <i>Land Title Act</i> "
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	"Register kept under the <i>Real Property Act</i> "	"land register kept under the <i>Land Title Act</i> "
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Sections 56F(2), (5)(a), (6), 56G, 56H(1)(c) and (2)	"Register"	"land register"
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Section 56J(a)	"section 135 of the <i>Real Property Act</i> " (twice occurring)	"section 93 of the <i>Law of Property Act</i> "
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	"Register were a registered encumbrance"	"land register were an overriding statutory charge"
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	"encumbrancee"	"person entitled to the benefit of an overriding statutory charge"
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Section 56J(c)	"Register"	"land register"
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Section 56J(d)	all words after "register it"	"in the land register"
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***Territory Parks and
Wildlife Conservation
Act***

Section 8(4)	" <i>Real Property Act and Ordinance</i> "	" <i>Land Title Act</i> "
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***The Commercial Bank
of Australia Limited
(Merger) Act***

Sections 5(4) and 11(5) "*Real Property Act*" "*Land Title Act*"

Unit Titles Act

Section 4(1), definition
of "mortgage" all words after "means" "a mortgage within the
meaning of the *Land
Title Act*, and
"mortgaged" has a
corresponding
meaning;"

Section 4(1), definition
of "registered" "*Real Property Act*" "*Land Title Act*"

Sections 11(3) and
21A(b)(ii) "*Real Property Act*" "*Land Title Act*"

Section 21E(2)(a) "the folio of the Register
comprising the unit or" "the land register in
respect of "

Section 21E(2)(b) "Registrar" "Registrar-General"

Section 42A(2) and (3) "*Real Property Act*" "*Land Title Act*"

Valuation of Land Act

Section 43(4) "section 274 of the *Real
Property Act*" "section 205 of the *Land
Title Act*"

***Waste Management and
Pollution Control Act***

Sections 81(2) and
102(1)(c) "*Real Property Act*" "*Land Title Act*"

Water Act

Section 12(1) and (2) "*Real Property Act*" "*Land Title Act*"

Water Supply and Sewerage Act

Sections 13A(6) and 33(11) "*Real Property Act*" "*Land Title Act*"

Section 71(2) "section 274 of the *Real Property Act*" "section 205 of the *Land Title Act*"

Yulara Tourist Village Management Act

Sections 16(2) and 17(2) "*Real Property Act*" "*Land Title Act*"

SCHEDULE 3

AMENDMENTS OF REGULATIONS

Section 12

Provision	Amendment	
	omit	substitute
Crown Lands Regulations		
Regulation 13	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
Cullen Bay Marina Regulations		
Regulation 5(2)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
Local Government (Darwin Parking Local Rates) Regulations		
Regulation 2, definition of "parcel of land"	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "

**Powers of Attorney
Regulations**

Regulation 5(2)	" <i>Real Property Act</i> ," and all words following	" <i>Land Title Act</i> , record in the Register a note as to the deposit of the power of attorney"
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**Registration
Regulations**

Regulation 3(2)	"section 191B(4) of the <i>Real Property Act</i> "	"section 35 of the <i>Land Title Act</i> "
Schedule, heading to Part 1	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "

**Retirement Villages
Regulations**

Schedule 1	" <i>Real Property Act</i> " (twice occurring)	" <i>Land Title Act</i> "
Schedule 2, Clause 18(1)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "

SCHEDULE 4

AMENDMENTS OF RULES OF COURT

Section 13

Provision	Amendment	
	omit	substitute
Local Court Rules		
Rule 44.08(2) and (3)(d)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
Rules of the Supreme Court of the Northern Territory of Australia		
Rule 69.07 (2) and (3)(d)	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "

ALTERATIONS TO SECTION HEADINGS

On the day on which the Acts specified in the following table are amended by this Act, the headings to the sections specified are altered as set out in the table.

Provision	Amendment	
	Omit	Substitute
<i>Aged and Infirm Persons' Property Act</i>		
Section 23	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
<i>Control of Roads Act</i>		
Section 36	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
<i>Corporations (Northern Territory) Act</i>		
Section 95	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
<i>Heritage Conservation Act</i>		
Section 35	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "
<i>Limitation Act</i>		
Section 25	" <i>Real Property Act</i> "	" <i>Land Title Act</i> "