

Notice 14 – Land Registry Network Services – Information, official searches and outline applications

Notice given under Schedule 2 to the Land Registration Rules 2003

Interpretation

1. In this Notice—
 - (a) “the Rules” means the Land Registration Rules 2003 (SI 2003/1417), as amended from time to time, and a reference to a rule by number is to the rule so numbered in the Rules, and
 - (b) expressions used have, unless the contrary intention appears, the meaning which they bear in the Rules,
 - (c) “direct debit reference number” means the unique reference number issued by the land registry to a Subscriber,
 - (d) “full network access agreement” has the same meaning as in the Land Registration (Network Access) Rules 2008,
 - (e) “Land Registry Network” means the network provided under section 92(1) of the Land Registration Act 2002,
 - (f) “Subscriber” means a person who has entered into a full network access agreement with the registrar which has neither been suspended nor determined,
 - (g) “Land Registry Business Gateway” means the Land Registry’s XML machine to machine interface linking an applicant to Land Registry.

Currency of notice

2. This Notice shall be current for the purposes of Schedule 2 to the Rules on and after 25 January 2010 and on that date replaces the Notice of 4 December 2009 in respect of Land Registry Network Services – Information, official searches and outline applications.

Services available through Land Registry Network Services

3. Subject to paragraph 5, column 1 of Schedule 1 lists the services available through Land Registry Network.
4. Column 2 of Schedule 1 lists against the relevant service any limitations on use or requirements specific to that service.
5. The following services (as denoted by a capital letter) listed in column 1 of Schedule 1 are not available by means of the Land Registry Business Gateway:
G, H, I, J, L, O, P, Q, R.
6. All the services are subject to the provisions of paragraphs 7 to 11.

When the services are available

7. Applications may only be made between—
 - (a) 0630 hours and 2200 hours (inclusive) on any day Monday to Friday which is not Christmas Day, Good Friday or a day specified as or proclaimed to be a bank holiday in England and Wales in or under section 1 of the Banking and Financial Dealings Act 1971, and
 - (b) 0700 hours and 1700 hours (inclusive) on any Saturday (not being Christmas Day).

Who may deliver applications

8. Applications may only be delivered by a Subscriber who—
 - (a) has had the Land Registry Network made available to them by the registrar under clause 7 of the full network access agreement, and
 - (b) uses a procedure for doing so permitted by the Land Registry Network, and
 - (c) if delivering applications through the Land Registry Business Gateway, has accepted the Land Registry's Business Gateway Connection Terms and Conditions and complies with them.
9. Applications listed in column 1 of the Schedule may only be delivered by a Subscriber who has entered into an agreement allowing payment of fees by direct debit as authorised under article 13(2) of the Land Registration Fee Order 2009 (or under any order which supersedes it) and who provides, if requested, their direct debit reference number.

Particulars to be provided

10. Each Subscriber (which for the purposes of this paragraph includes a "User", that is an individual who has been nominated by the Subscriber under a full network access agreement to use the Land Registry Network on its behalf) must provide on request—
 - (a) such of the particulars set out in paragraph 11 as are required for an application of the type applied for, and
 - (b) any particulars specified in relation to such application in the second column of Schedule 1.

General particulars

11. The particulars referred to in paragraph 10(a) are—
 - (a) the title number of the registered estate,
 - (b) when requested, the address of the property,
 - (c) the nature of the application,
 - (d) the name of the person or persons on whose behalf the application is being made,

- (e) the surname or, if not an individual, the full name of the registered proprietor, or one of the registered proprietors, of the estate,
- (f) a customer reference,
- (g) the name and address of the person or firm with whom any requisitions should be raised and their reference and telephone number,
- (h) if different from that given at (g), the name, address and reference of the person or firm to whom any—
 - (i) official copy in paper form,
 - (ii) certificate of inspection of the title plan,
 - (iii) result of official search in paper form of a registered title or a pending first registration application,
 - (iv) result of official search of the index map,
 - (v) result of official search of the index of relating franchises and manors, or
 - (vi) official search certificate of the result of a search for the purpose of section 56(3) of the Family Law Act 1996,

is to be despatched.

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Joe Timothy
Director of Legal Services
21 January 2010

Schedule 1

Services available through the Land Registry Network

Service	Specific limitations or requirements
<p>A. Applications to inspect and make copies of the registers and documents under section 66(1) of the Land Registration Act 2002</p>	<ol style="list-style-type: none"> 1. Applications may not be made in respect of a registered title to a profit a prendre in gross or a franchise. 2. Applications may only be made where— <ol style="list-style-type: none"> (a) every document in respect of which the application is made is kept in electronic form, and (b) the registrar considers that a copy in electronic form of the register or document is capable of being inspected conveniently. 3. The relevant title, or caution title, number must be provided. 4. Where inspection of a document is sought, the nature and the date of that document and the title number (if any) under which the document is stated in the register to be filed must be provided.
<p>B. Applications for official copies in paper form of a registered title or an individual caution register or caution plan made under rule 134</p>	<p>The relevant title, or caution title, number and the number of copies required must be provided.</p>
<p>C. Applications for official copies in electronic form of a registered title or an individual caution register or caution plan made under rule 134</p>	<ol style="list-style-type: none"> 1. Applications may not be made in respect of a registered title to a profit a prendre in gross or a franchise. 2. Applications may only be made where— <ol style="list-style-type: none"> (a) every document in respect of which the application is made is kept in electronic form, and (b) the registrar considers that an official copy in electronic form of each document is capable of being issued conveniently. 3. The relevant title, or caution title, number must be provided. 4. An application which but for 2 above would be within this service may be dealt with by the registrar as an application under Service B.

Service	Specific limitations or requirements
D. Applications for official copies in paper form of documents referred to in the register of title and kept by the registrar under rule 135	There must be specified: the title number of the individual register; the administrative area(s) in which the estate registered under that title number is situated; the title number (if any) under which the document is stated in the register to be filed; and in every case the nature and the date of the document to be copied.
E. Applications for official copies in electronic form of documents referred to in the register of title and kept by the registrar under rule 135	<ol style="list-style-type: none"> 1. Applications may only be made where— <ol style="list-style-type: none"> (a) every document in respect of which the application is made is kept in electronic form, and (b) the registrar considers that an official copy in electronic form of each document is capable of being issued conveniently. 2. An application which but for 1 above would be within this service may be dealt with by the registrar as an application under Service D. 3. As Service D.
F. Applications for certificate of inspection of the title plan under rule 134	Applications may only be made where there is an approved estate plan in respect of the registered title.
G. Applications for day list information under rule 141(2)	<ol style="list-style-type: none"> 1. Where an application has been made, the day list information (if any) in respect of the relevant registered title shall be provided to the applicant from the registrar's computer system to the applicant's remote terminal. 2. The day list information will be provided asset out in Schedule 2.
H. Outline applications under rule 54	<ol style="list-style-type: none"> 1. Application can only be made in respect of all of the land in a registered title. 2. The relevant title number must be provided. 3. The nature of the right, interest or matter being protected must be provided.

<p>I. Applications for an official search of the index map under rule 145</p>	<ol style="list-style-type: none"> 1. Applications may only be made in respect of property identified by— <ol style="list-style-type: none"> (a) its postal address or a plan in electronic form which accompanies the application, and (b) the administrative area in which it is located. 2. A plan in electronic form which accompanies an application must— <ol style="list-style-type: none"> (a) be to scale, (b) allow the land to be identified in relation to the Ordnance Survey map, and (c) indicate the floor levels, where appropriate. 3. A plan in electronic form must not exceed 500 kilobytes in size and be in one of the following formats— <ol style="list-style-type: none"> (a) Graphics Interchange Format, (b) Joint Photographic Experts Group Format, (c) Portable Document Format, or (d) Tagged Image File Format.
<p>J. Applications for an official search of the index of relating franchises and manors under rule 146</p>	<p>The information required in panel 5 of Form SIF in Schedule 1 to the Rules must be provided.</p>
<p>K. Applications for an official search with priority of the whole of the estate in a registered title or the whole of the estate in a pending first registration application under rule 147</p>	<p>There must be provided: the title number; the name of the proprietor or applicant for first registration; in the case of an official search relating to a registered title a search from date within the meaning of rule 131; and whether it is to protect a purchase, a lease or a charge.</p>

Service	Specific limitations or requirements
<p>L. Applications for an official search with priority of part of the estate in a registered title or part of the estate in a pending first registration application under rule 147</p>	<ol style="list-style-type: none"> 1. Applications may only be made if— <ol style="list-style-type: none"> (a) there is a relevant approved estate plan and the applicant provides the relevant plot number on, and the date of approval of, the approved estate plan and no plan accompanies the application, or (b) a plan in electronic form accompanies the application. 2. A plan in electronic form which accompanies the application must— <ol style="list-style-type: none"> (a) be to scale, (b) allow the land to be identified in relation to the title plan, and (c) indicate the floor levels, where appropriate. 3. A plan in electronic form must not exceed 500 kilobytes in size and be in one of the following formats— <ol style="list-style-type: none"> (a) Graphics Interchange Format, (b) Joint Photographic Experts Group Format, (c) Portable Document Format, or (d) Tagged Image File Format. 4. There must be provided: the title number; the name of the proprietor or applicant for first registration; in the case of an official search relating to a registered title a search from date within the meaning of rule 131; and whether it is to protect a purchase, a lease or a charge.

Service	Specific limitations or requirements
<p>M. Issuing official certificates of search with priority of the whole of the estate in a registered title or the whole of the estate in a pending first registration application under rule 149(2)(b)</p>	<ol style="list-style-type: none"> 1. An official certificate of search will only be issued under rule 149(2)(b) or 156(2)(b) (as appropriate) in electronic form by way of the Land Registry Network on request and where— <ol style="list-style-type: none"> (a) in the case of an official search relating to a registered title, the result of search states that: <ol style="list-style-type: none"> (i) there are no pending applications which fall within paragraph G of Part 3 of Schedule 6 to the Rules, and (ii) there are no official searches of part of the estate in the registered title which fall within paragraph H of Part 3 of Schedule 6 to the Rules, (b) in the case of an official search relating to a pending application for first registration, all the details required to issue a certificate have been entered on the day list and the result of search states that: <ol style="list-style-type: none"> (i) there are no pending applications which fall within paragraph H of Part 4 of Schedule 6 to the Rules, and (ii) there are no official searches of part of the estate in the pending first registration application which fall within paragraph I of Part 4 of Schedule 6 to the Rules. 2. Notwithstanding paragraph 1, in the case of an official search relating to a registered title, where the result of search reveals any adverse entry falling within paragraph F of Part 3 of Schedule 6 to the Rules, an official search certificate will only be issued by way of the Land Registry Network where the individual register of title in respect of which the search is made is kept in electronic form and the title is not in respect of a profit a prendre in gross, or a franchise.

Service	Specific limitations or requirements
<p>N. Issuing official certificates of search with priority of the whole of the estate in a registered title or the whole of the estate in a pending first registration application under rule 149(4)</p>	<p>An official certificate of search falling within rule 149(4) or rule 156(4) will only be issued by way of the Land Registry Network where—</p> <p>(a) in the case of an official search relating to a registered title, the result of search states that there are no adverse entries, no pending applications and no official searches which fall within paragraphs F, G or H of Part 3 of Schedule 6 to the Rules,</p> <p>(b) in the case of an official search relating to a pending application for first registration—</p> <p>(i) all the details required to issue a certificate have been entered on the day list, and</p> <p>(ii) the result of search states that there are no pending applications and no official searches which fall within paragraphs H or I of Part 4 of Schedule 6 to the Rules.</p>
<p>O. Applications for an official search without priority of the whole of the land in a registered title made under rule 155</p>	<p>There must be provided: the title number and the name of the proprietor.</p>
<p>P. Issuing official search certificates without priority of the whole of the estate in a registered title under rule 156(2)(b)</p>	<p>Please see entry under Service M.</p>
<p>Q. Issuing official search certificates without priority of the whole of the estate in a registered title under rule 156(4)</p>	<p>Please see entry under Service N.</p>
<p>R. Applications for an official search certificate of the result of a search for the purpose of section 56(3) of the Family Law Act 1996 under rule 158</p>	<p>There must be provided: the title number and the name of the proprietor.</p>

Schedule 2
(referred to at Service G in Schedule 1)

Day List Information

General

1. The title number in respect of which the application for day list information was made.

Information as to pending applications

2. Where there is an entry on the day list in respect of a pending application, the entry will indicate whether, at the time the entry was made, the application was—
 - for first registration of the estate which has been allotted the title number (a “First Registration Application”),
 - for registration of a transfer of part of the estate in the registered title (a “Transfer of Part”),
 - for registration of a lease of all or part of the estate in the registered title to which section 27(2)(b) of the Land Registration Act 2002 applies (a “Dispositional First Lease”),
 - an outline application under rule 54 of the Rules, or
 - none of above, such as an application for the entry of a notice in the register (a “Dealing”).
3. Where two or more applications were delivered together, only one entry will be made. For example, the following applications are often delivered at the same time: – to discharge a registered charge, to register a transfer and to register a legal charge, and are covered by a single entry (“Dealing”).
4. Where there is an entry on the day list in respect of a pending application, the following will be revealed—
 - (a) The date and time the entry was made on the day list.
 - (b) If recorded on the day list, the name of the applicants.
 - (c) If recorded on the day list, the name, address and reference of the person who lodged the application or, if it is a proposal by the registrar to alter the register which is being treated as an application, the name of the relevant Land Registry office.
 - (d) If recorded on the day list, and entry is in respect of a Transfer of Part or Dispositional First Lease, a short description of the estate said by the applicant to be affected by the application.

Information as to official searches

5. Where there is an entry on the day list in respect of an application for an official search with priority, the following will be revealed—
- (a) Whether the application is—
 - for a search of the *whole* of the estate in the registered title or estate which is the subject of a pending application for first registration under the allotted title number, or
 - for a search of *part* of the estate in the registered title or estate which is the subject of a pending application for first registration under the allotted title number.
 - (b) Whether the reason given by the applicant for making the application was that he intended to purchase, take a lease or take a registered charge.
 - (c) The date and time the entry was made on the day list.
 - (d) The number allocated by the registrar to the official certificate of search.
 - (e) The name of the applicant.
 - (f) If recorded on the day list, the name, address and reference of the person who lodged the application.
 - (g) If recorded on the day list, and the search is of part of the estate in the registered title or allotted title number, a short description of the estate said by the applicant to be affected by the search.