

INSTRUMENT OF DELEGATION UNDER THE REAL PROPERTY ACT 1886			SUB DELEGATIONS		
			Sub-delegates by Title: • SPO: Senior Property		
PROVISION	Item delegated to the CEO (unless delegation does not apply)	Date of Delegation to CEO	CEO sub-delegated power to officer and/or authorised person(s) as listed below	Conditions and Limitations	Date of sub-delegation
s27	1. <u>Lands granted prior to the day on which this Act comes into operation may be brought into operation under this Act</u> Deliberately left blank				
s28	2. <u>Undivided shares and mortgaged land may not be brought under Act except upon conditions</u> Deliberately left blank				
s39	3. <u>Caveat against bringing land under Act</u> Deliberately left blank				
s41	4. <u>Applicant may withdraw his application</u> Deliberately left blank				
s44	5. <u>Proceedings under Caveat</u> Deliberately left blank				
	6. <u>Deliberately left blank</u>				
s25(5)	6A. <u>Priority of Instruments</u> Deliberately left blank				
s78	7. <u>Certificates in lieu of Surrendered Certificates</u> The power pursuant to Section 78 of the Act where the Council is a registered proprietor holding land under 1 or more certificates, to apply to the Registrar-General for the issue of one certificate for the whole of such land, or several certificates each comprising portion of such land.	June 2018	SPO	Nil	
	8. <u>Deliberately left blank</u>				
s80A	9. <u>Application for Certificate based on possession</u> The power pursuant to Section 80A of the Act and in accordance with Section 80B of the Act, where the Council would have obtained a title by possession to any land which is subject to the Act if that land had not been subject to the Act, to apply to the Registrar-	June 2018	SPO	Nil	

	General for the issue to the Council of a certificate of title to that land.				
s80F	<b>10. <u>Caveats</u></b> Deliberately left blank				
s90B(1)	<b>11. <u>Variation and Extinguishment of Easements</u></b> Deliberately left blank				
s90F	<b>12. <u>Easement subject to existing mortgage etc</u></b> Deliberately left blank				
s92	<b>13. <u>Person now holding under lease or agreement may surrender</u></b> Deliberately left blank				
s93(1)	<b>14. <u>Execution and registration of Crown Lease</u></b> Deliberately left blank				
s96	<b>15. <u>Transfers</u></b> Deliberately left blank				
s96AA	<b>16. <u>Creation of easements by reservation</u></b> Deliberately left blank				
	<b>17. <u>Deliberately left blank</u></b>				
	<b>18. <u>Deliberately left blank</u></b>				
s105	<b>19. <u>Sale under Writ of fieri facias or Decree, Warrant or Order of Court</u></b> Deliberately left blank				
s115A	<b>20. <u>Issue of certificate where land is vested by operation of law</u></b> Deliberately left blank				
s116	<b>21. <u>Lands, now leased</u></b> Deliberately left blank				
s118	<b>22. <u>Leases not to bind non-consenting mortgagees or encumbrances</u></b> Deliberately left blank				
s119A(1)	<b>23. <u>Standard terms and conditions of lease</u></b> Deliberately left blank				
s120	<b>24. <u>Lease may be surrendered by separate instrument</u></b> Deliberately left blank				
s121	<b>25. <u>Registrar-General may record surrender</u></b> The power pursuant to Section 121 of the Act, where the lessee has given written notice to the Council as lessor or the Council's agent of his or her intention to give up possession	June 2018	SPFO	Nil	

	of land comprised in a registered lease, to make application to the Registrar-General in the appropriate form and producing such evidence as the Registrar-General may require that the lessee has abandoned occupation of the land comprised in the lease, to make a record in the Register Book.				
s123	<b>26. <u>Surrender where lease subject to mortgage or under lease</u></b> Deliberately left blank				
s126	<b>27. <u>Registrar-General to note particulars of re-entry in Register Book</u></b> The power pursuant to Section 126 of the Act, where the Council is the lessor of land, to provide proof to the Registrar-General of the Council's re-entry of the land.	June 2018	SPO	Nil	
s128(1)	<b>28. <u>Mortgage of land</u></b> Deliberately left blank				
s129A(1)	<b>29. <u>Standard terms and conditions of Mortgage or Encumbrance</u></b> Deliberately left blank				
s132	<b>30. <u>Nature of Mortgage and Encumbrance and procedure in case of default</u></b> Deliberately left blank				
s133	<b>31. <u>Power of Sale</u></b> Deliberately left blank				
s137	<b>32. <u>Power of Mortgagee to enter, take possession, distrain, let or bring action for recovery of land</u></b> Deliberately left blank				
s138	<b>33. <u>Power of Mortgagee to distrain on tenant or occupier for arrears not exceeding the amount of rent due</u></b> Deliberately left blank				
s140(1)	<b>34. <u>Application to Mortgagee to Registrar-General for foreclosure</u></b> Deliberately left blank				
s142A(1)	<b>35. <u>Provision for case where Mortgagee or Encumbrancee refuses to join in proceedings on default</u></b> Deliberately left blank				
s143(1)	<b>36. <u>Discharge of Mortgages and Encumbrances</u></b> Deliberately left blank				
s144	<b>37. <u>Partial discharge of Mortgage or Encumbrance on Grant of Easement</u></b> Deliberately left blank				
	<b>38. <u>Deliberately left blank</u></b>				

s150	<b>39. <u>Transfer of Mortgage Lease and Encumbrance</u></b> Deliberately left blank				
s153(1)	<b>40. <u>Renewal or extension of Mortgage etc</u></b> Deliberately left blank				
s153A(1)	<b>40AA. <u>Requirements for renewal or extension of mortgage</u></b> Deliberately left blank				
s154A(1)	<b>40A. <u>Person who intends to lodge instrument may lodge priority notice</u></b> Deliberately left blank				
s154B(2)(b)	<b>40B. <u>Effect of priority notice</u></b> Deliberately left blank				
s154E	<b>40C. <u>Withdrawal of priority notice</u></b> Deliberately left blank				
s154F(1)	<b>40D. <u>Cancellation of priority notice by Registrar-General</u></b> Deliberately left blank				
s154G(6)	<b>40E. <u>Cessation of priority notice</u></b> Deliberately left blank				
s169(1)	<b>41. <u>Disclaimers</u></b> Deliberately left blank				
s173(a)	<b>42. <u>Bankruptcy or assignment of lessee</u></b> Deliberately left blank				
s176	<b>43. <u>Application to be made in such case</u></b> Deliberately left blank				
s181	<b>44. <u>Proceedings when executor etc refuse to transfer</u></b> Deliberately left blank				
s188	<b>45. <u>Registration of survivor of joint proprietors, and of remainder-man entitled to estate in possession</u></b> Deliberately left blank				
s191	<b>46. <u>Caveats</u></b> Deliberately left blank				
s192	<b>47. <u>Ejectment</u></b> Deliberately left blank				

s210	<b>48. <u>Persons claiming may, before taking proceedings, apply to the Registrar-General for compensation</u></b> Deliberately left blank				
s221(1)	<b>48A. <u>Reviews</u></b> Deliberately left blank				
s223A(1)	<b>49. <u>Applications for amendment</u></b> 49.1 The power pursuant to and in accordance with Section 223A(1) of the Act, and subject to Section 223A(3) of the Act, where the Council is the registered proprietor of land, to apply to have the certificate amended if: 49.1 the boundaries, area, or position of the land described in the certificate differ from the boundaries, area or position of the land actually and bona fide occupied by it as being the land included in the certificate; or 49.2 the description of the land in the certificate is erroneous or imperfect on the face of it.	June 2018	SPO	Nil	
s223A(2)	49.2 The power pursuant to Section 223A(2) of the Act, and subject to Section 223A(3) of the Act, where the Council is the registered proprietor of land, to apply to have the certificate of any other registered proprietor amended if any of the land described in the Council's certificate, and actually and bona fide occupied by the Council as being the land included in the certificate, is, by reason of any error in survey or in any misdescription, included in the certificate of the other registered proprietor.	June 2018	SPO	Nil	
s223D(1)	<b>50. <u>Caveats</u></b> Deliberately left blank				
s223J	<b>51. <u>Rectification by consent</u></b> The power pursuant to Section 223J of the Act to consent to the Registrar-General making any correction or amendment to any certificate of title for the purpose of reconciling the boundaries shown in the certificate with the boundaries of the land occupied.	June 2018	SPO	Nil	
s223LD	<b>52. <u>Application for Division of Land</u></b> Deliberately left blank				
s223LDA	<b>53. <u>Application may deal with statutory encumbrances</u></b> Deliberately left blank				
s223LH(1)	<b>54. <u>Consent to plans of division</u></b> Deliberately left blank				
223LJ(1)	<b>55. <u>Amalgamation</u></b> 55.1 The power pursuant to Section 223LJ(1) of the Act and in accordance with Section 223LJ(2) and (3) of the Act, where the Council is the registered proprietor of two or more contiguous allotments, to apply to the Registrar-General for amalgamation of	June 2018	SPO		

	those allotments into a single allotment.				
S223LJ(3)	55.2 The power pursuant to Section 223LJ(3) of the Act to consent to an amalgamation of allotments under Division 2 Part 19AB of the Act, where it appears from the Register Book that the Council has an interest as mortgagee or encumbrance of the land or any part of the land to be amalgamated or where such consent is required either in the opinion of the Registrar-General or by regulation.	June 2018	SPO		