
STATUTORY INSTRUMENTS

2003 No. 1417

The Land Registration Rules 2003

PART 15

GENERAL PROVISIONS

Interpretation

General Interpretation

217.—(1) In these rules—

“the Act” means the Land Registration Act 2002⁽¹⁾,

“affecting franchise” means a franchise which relates to a defined area of land and is an adverse right affecting, or capable of affecting, the title to an estate or charge,

“business day” means a day when the land registry is open to the public under rule 216,

“caution plan” has the meaning given by rule 41(4),

“caution title number” has the meaning given by rule 41(1),

“certified copy” means a copy of a document which a conveyancer, or such other person as the registrar may permit, has certified on its face to be a true copy of the original and endorsed with his name and address, and the reference to a conveyancer includes where the document is one referred to in—

(a) rule 168(2)(a) or 168(3), the bankrupt’s trustee in bankruptcy or the official receiver,

(b) rule 184(2), the company’s administrator,

(c) rule 184(5), the company’s liquidator,

“charges register” is the register so named in rule 4 the contents of which are described in rule 9,

“charity” and “charity trustees” have the same meaning as in sections 96 and 97(1) of the Charities Act 1993⁽²⁾ respectively,

“Companies Acts” means the Companies Act 1985⁽³⁾, any Act amending or replacing that Act and any former enactment relating to companies,

“control” in relation to a document of which a person has control means physical possession, or the right to possession, or right to take copies of the document,

“conveyancer” means—

(a) a solicitor, or

(b) a licensed conveyancer within the meaning of section 11(2) of the Administration of Justice Act 1985⁽⁴⁾, or

(1) 2002 c. 9.

(2) 1993 c. 10.

(3) 1985 c. 6.

(4) 1985 c. 61.

- (c) a fellow of the Institute of Legal Executives,
and a reference to a person's conveyancer is a reference to a solicitor, licensed conveyancer or fellow of the Institute of Legal Executives who is acting on that person's behalf,
"day list" has the same meaning given by rule 12,
"exempt charity" has the same meaning as in section 96 of the Charities Act 1993 and "non-exempt charity" means a charity which is not an exempt charity,
"index map" has the meaning given by rule 10(1)(a),
"index of proprietors' names" has the meaning given by rule 11(1),
"index of relating franchises and manors" is the index described in rule 10(1)(b),
"individual caution register" is the register so named in rule 41(1) the arrangement of which is described in rule 41(2),
"individual register" is the register so named in rule 2 the contents and arrangement of which are described in rules 3 and 4,
"inheritance tax notice" means a notice in respect of an Inland Revenue charge arising under Part III of the Finance Act 1975(5) or section 237 of the Inheritance Tax Act 1984(6),
"matrimonial home rights caution" means a caution registered under the Matrimonial Homes Act 1967(7) before 14 February 1983,
"matrimonial home rights notice" means a notice registered under section 31(10)(a) or section 32 of, and paragraph 4(3)(a) or 4(3)(b) of Schedule 4 to, the Family Law Act 1996(8), or section 2(8) or section 5(3)(b) of the Matrimonial Homes Act 1983(9) or section 2(7) or section 5(3)(b) of the Matrimonial Homes Act 1967,
"official custodian" means the official custodian for charities,
"old tenancy" means a tenancy as defined in section 28 of the Landlord and Tenant (Covenants) Act 1995(10) which is not a new tenancy as defined in section 1 of that Act,
"overseas company" means a company incorporated outside Great Britain,
"property register" is the register so named in rule 4 the contents of which are described in rules 5, 6 and 7,
"proprietorship register" is the register so named in rule 4 the contents of which are described in rule 8,
"registered title" means an individual register and any title plan referred to in that register,
"relating franchise" means a franchise which is not an affecting franchise,
"Schedule 1 form" means a form in Schedule 1,
"Schedule 3 form" means a form in Schedule 3,
"scheduled form" means a Schedule 1 form or a Schedule 3 form,
"section 33(5) order" means an order made under section 33(5) of the Family Law Act 1996,
"statutory declaration" includes affidavit,
"title number" has the meaning given by rule 4,
"title plan" has the meaning given by rule 5,

(5) 1975 c. 7.
(6) 1984 c. 51.
(7) 1967 c. 75.
(8) 1996 c. 27.
(9) 1983 c. 19.
(10) 1995 c. 30.

“trust corporation” has the same meaning as in the Settled Land Act 1925⁽¹¹⁾,

“trusts” in relation to a charity has the same meaning as in section 97(1) of the Charities Act 1993,

“unregistered company” means a body corporate to which section 718(1) of the Companies Act 1985⁽¹²⁾ applies.

(2) Subject to paragraph (3), a reference in these rules to a form by letter, or by number, or by a combination of both is to a scheduled form.

(3) A reference in these rules to Forms A to Y and Forms AA to HH (in each case inclusive) is to the standard form of restriction bearing that letter in Schedule 4.

⁽¹¹⁾ 1925 c. 18.

⁽¹²⁾ 1985 c. 6.