



Ontario

Ministry of
Consumer and
Commercial
Relations

Ministère de la
Consommation
et du
Commerce

Registration
Division
Division de
l'enregistrement

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MEMORANDUM TO: REGIONAL MANAGERS

FROM: KATE MURRAY
DIRECTOR OF TITLES

RE: AUTHORITY TO PRODUCE
MICROFILM OF ABSTRACT INDEX

At our last meeting, I was asked if we were required to produce the original abstract index instead of a microfilm copy.

Subsection 15(4)(a)(ii) under the Registry Act, R.S.O. 1990, provides that:

" the Land Registrar shall, upon receipt of a prescribed fee, if any, and a written request where a fee is prescribed, produce for inspection in the office during office hours, any book or public record of the office relating to the land, or a facsimile of the book or public record."

Subsection 165(4)(a)(ii) is an identical provision, under the Land Titles Act.

Section 1 of both the Registry and Land Titles Acts, R.S.O. 1990, define facsimile as an accurate reproduction of a book, document, instrument, or record.

It is our opinion that the Land Registrar need not produce the original abstract index/parcel register if the same is available on the microfilm.

KM/ls