

**PROVINCE OF BRITISH COLUMBIA**  
**ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL**

Order in Council No. 28 , Approved and Ordered JAN 19 2005



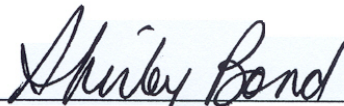
Lieutenant Governor

**Executive Council Chambers, Victoria**

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that

- (a) *the Land Title Act Regulation, B.C. Reg. 334/79, is amended as set out in Schedule 1,*
- (b) *the Torrens System Application Regulation, B.C. Reg. 490/88, is amended as set out in Schedule 2, and*
- (c) *the following regulations are amended as set out in Schedule 3:*
  - (i) the Expropriation Act General Regulation, B.C. Reg. 451/87;
  - (ii) the Geothermal Resources Administrative Regulation, B.C. Reg. 132/83;
  - (iii) the Notice of Debt Form Regulation, B.C. Reg. 475/98;
  - (iv) the Property Transfer Tax Regulation, B.C. Reg. 74/88.

  
Minister of Sustainable Resource Management

  
Presiding Member of the Executive Council

*(This part is for administrative purposes only and is not part of the Order.)*

**Authority under which Order is made:**

Act and section:- Geothermal Resources Act, R.S.B.C. 1996, c. 171, s. 24; Land Title Act, R.S.B.C. 1996, c. 250, s. 367 and 385; Mines Act, R.S.B.C. 1996, c. 293, s. 17 and 38; Property Transfer Tax Act, R.S.B.C. 1996, c. 378, s. 37;

Other (specify):- oic 2103/79, 623/83, 2531/87, 364/88, 2284/88, 1581/98 and 445/2003

November 8, 2004

138/2004/12

## SCHEDULE 1

- 1 Section 1 of the Land Title Act Regulation, B.C. Reg. 334/79, is repealed and the following substituted:**

### Definition

**1** In this regulation, “Act” means the *Land Title Act*.

- 2 Section 2 is repealed and the following substituted:**

### Prescribed fee – application for exemption under section 108 of the Act

**2** For the purposes of section 108 (5) of the Act, the prescribed fee is \$500.

- 3 Sections 4, 6 and 31 are repealed.**

- 4 Section 33 (b) is amended by striking out “in the head office of the British Columbia Systems Corporation in Victoria, British Columbia” and substituting “in a location approved by the Board of Directors”.**

- 5 Schedule A is amended by repealing Form 42.**

## SCHEDULE 2

- 1 Section 4 of Schedule A of the Torrens System Application Regulation, B.C. Reg. 490/88, is amended**

**(a) in subsection (1) by striking out “the Attorney General of British Columbia and all other public officers referred to in the *Land Title Act*” and substituting “the Land Title and Survey Authority and all of its employees”,**

**(b) in subsection (2) by striking out “a public officer referred to in subsection (1)” and substituting “an employee of the Land Title and Survey Authority”, and**

**(c) by repealing subsection (3) and substituting the following:**

**(3) The fees established under the *Land Title Act* apply for the purposes of this law and the *Land Title Act* applies to the payment of these fees.**

- 2 Section 5 of Schedule A is amended**

**(a) in subsection (1) by striking out “Attorney General of British Columbia” and substituting “minister”, and**

**(b) in subsection (3) (b) by striking out “Attorney General” and substituting “minister”.**

### SCHEDULE 3

#### *Expropriation Act*

- 1 *Section 7 of the Expropriation Act General Regulation, B.C. Reg. 451/87, is repealed.*

#### *Geothermal Resources Act*

- 2 *Section 4 (3) (b) of the Geothermal Resources Administrative Regulation, B.C. Reg. 132 83, is repealed and the following substituted:*
  - (b) bearing the statement of the surveyor, in the form approved under the *Land Title Act*, verifying the correctness of the survey and plan.

#### *Mines Act*

- 3 *Section 1 of the Notice of Debt Form Regulation, B.C. Reg. 475/98, is repealed and the following substituted:*

##### **Notice of debt**

- 1 The prescribed form referred to in section 17 (4) of the *Mines Act* for a notice of debt is the applicable form approved by the Director of Land Titles under the *Land Title Act*.

#### *Property Transfer Tax Act*

- 4 *Section 5 (3) of the Property Transfer Tax Regulation, B.C. Reg. 74/88, is amended by striking out "Land Title Act" and substituting "Land Title Act, except fees established by the Board of Directors under that Act,".*