

# Part 13 – Amendment of Lease, Easement, Mortgage, Covenant, Profit a prendre or Building Management Statement

## Table of Contents

- General Law.....[13-0000]
- Amendment of Lease .....[13-0010]
- <sup>1</sup>Amendment of Easement .....[13-0020]
- Amendment of Mortgage.....[13-0030]
- <sup>1</sup>Amendment of Covenant .....[13-0041]
- <sup>1</sup>Amendment of Profit a Prendre .....[13-0050]
- <sup>1</sup>Amendment of Building Management Statement .....[13-0060]
- Legislation .....[13-1000]
- Practice
- Amendment of Lease .....[13-2000]
- <sup>1</sup>Amendment of Easement .....[13-2035]
- Amendment of Mortgage.....[13-2055]
- <sup>1</sup>Amendment of Covenant .....[13-2110]
- <sup>1</sup>Amendment of Profit a Prendre .....[13-2130]
- <sup>1</sup>Amendment of a Building Management Statement .....[13-2150]
- Forms
- General Guide to Completion of Forms .....[13-4000]
- Guide to Completion of Form 13
- Item 1 .....[13-4010]
- Item 2 .....[13-4021]
- Item 3 .....[13-4030]
- Item 4 .....[13-4040]
- Item 5 .....[13-4050]
- Item 6 .....[13-4055]
- Case Law .....[13-7000]
- Fees .....[13-8000]
- Cross References and Further Reading .....[13-9000]
- Notes in text .....[13-9050]

# Part 13 – Amendment of Lease, Easement, Mortgage, Covenant, Profit a prendre or Building Management Statement

## General Law

[13-0000]

Under the provisions of the *Land Title Act* 1994 and the *Land Act* 1994, amendments to registered leases, easements, covenants, mortgages, profits a prendre and Building Management Statements may be registered. Form 13 is the appropriate form in each case. A Form 20 – Schedule setting out the amendment may be attached to the Form 13.

### Amendment of Lease

[13-0010]

Unless otherwise stated in this numbered section, a reference to a lease means a lease or sublease of freehold land or a water allocation, or a sublease or trustee lease under the *Land Act* 1994.

Section 67 of the *Land Title Act* 1994 and ss 57A and 336 of the *Land Act* 1994 provide that a registered lease may be amended by registering an amendment of lease. However, the amendment must not:

For a lease or sublease of freehold land or a water allocation:

- increase or decrease the area leased; or
- add or remove a party to the lease; or
- be lodged after the lease's term has ended.

For a sublease or trustee lease under the *Land Act* 1994:

- increase or decrease the area leased or
- add or remove a party to the lease; or
- increase the term of the lease; or
- be lodged after the sublease's term has ended.

<sup>2</sup>Section 67(4) of the *Land Title Act* 1994 provides that the procedure for amendment set out in s 67 of the *Land Title Act* 1994 is in addition to any other rights, provided that they are not inconsistent with the Act.

### <sup>1</sup>Amendment of Easement

[13-0020]

Section 91 of the *Land Title Act* 1994 and s 370 of the *Land Act* 1994 provide that a registered easement may be amended by registering an amendment of easement. However, the amendment must not:

- change the location of the easement; or

- increase or decrease the area of land affected by the easement; or
- change a party to the easement.

The *Land Title Act* 1994 and the *Land Act* 1994 specifically provide that s 181 of the *Property Law Act* 1974 applies to registered easements (s 92 of the *Land Title Act* 1994 and s 373 of the *Land Act* 1994). Section 181 of the *Property Law Act* 1974 allows a person interested in the land to apply to the Supreme Court for an order that an easement be modified or wholly or partially extinguished. The court may, amongst other things:

- direct that a survey of the land be conducted and a plan of survey be prepared;
- order any person to execute any instrument or document to give effect to the order; and
- order the deposit of any other documentation to give effect to the order. (see [14-2430]).

## Amendment of Mortgage

[13-0030]

Section 76 of the *Land Title Act* 1994 and s 343 of the *Land Act* 1994 provide that a registered mortgage may be amended by registering an amendment of mortgage. However, the amendment must not:

For a mortgage of freehold land or a water allocation:

- increase or decrease the area of land or the number of water allocations charged by the mortgage; or
- add or remove a party to the mortgage.

For a mortgage of a lease or sublease under the *Land Act* 1994:

- add or remove a party to the mortgage

¶[13-0040] deleted

## <sup>1</sup>Amendment of Covenant

[13-0041]

Section 97C of the *Land Title Act* 1994 and s 373C of the *Land Act* 1994 provide that a registered covenant may be amended by registering an amendment of covenant. However the amendment must not:

- increase or decrease the area of land which is the subject of the covenant; or
- add or remove a party to the covenant.

## <sup>1</sup>Amendment of Profit a Prendre

[13-0050]

Section 97K of the *Land Title Act* 1994 and s 373N of the *Land Act* 1994 provide that a profit a prendre may be amended by registering an amendment of a profit a prendre. However, the amendment must not:

- increase or decrease the area of land which is the subject of the profit a prendre; or

- add or remove a party to the profit a prendre.

## <sup>1</sup>Amendment of Building Management Statement

[13-0060]

Section 54E of the *Land Title Act* 1994 and s 294F of the *Land Act* 1994 provide for the registration of an amendment of building management statement. However the amendment must not:

- change the lots to which the statement applies.

## Legislation

[13-1000]

### <sup>2</sup>Application of the *Land Title Act* 1994 to the *Water Act* 2000

Under the provisions of ss 150(1) and 151 of the *Water Act* 2000, subject to the exceptions provided in ss 150(2) and 151(1) of the *Water Act* 2000, the *Land Title Act* 1994 applies to the registration of an interest or dealings for a water allocation on the water allocations register.

Under s 151(3) of the *Water Act* 2000 an interest or dealing mentioned in s 150 may be registered in a way mentioned in the *Land Title Act* 1994 and the Registrar of Water Allocations may exercise a power or perform an obligation of the Registrar of Titles under the *Land Title Act* 1994:

- (a) as if a reference to the Registrar of Titles were a reference to the Registrar appointed under Chapter 2 Part 4 Division 6 of the *Water Act* 2000; and
- (b) as if a reference to the freehold land register were a reference to the water allocations register; and
- (c) as if a reference to freehold land or land were a reference to a water allocation; and
- (d) as if a reference to a lot were a reference to a water allocation; and
- (e) as if a reference to an indefeasible title were a reference to a title; and
- (f) with any other necessary changes.

### <sup>1,3</sup>Reference to the Chief Executive in the *Land Act* 1994

The functions of the Chief Executive under the *Land Act* 1994 relating to the keeping of registers are carried out by the Registrar of Titles under delegation given under s 393 of that Act.

## Practice

### Amendment of Lease

[13-2000]

Unless otherwise stated in this numbered section, a reference to a lease means a lease or sublease of freehold land or a water allocation, or a sublease or trustee lease under the *Land Act* 1994.

A registered lease may be amended by registering a Form 13 – Amendment of Lease. However, the amendment **cannot**:

For a lease or sublease of freehold land or a water allocation:

- (a) increase or decrease the area leased; or
- (b) add or remove a party to the lease; or
- (c) be lodged after the lease's term has ended. (Note that for this purpose the lease's term includes the first unexercised option period).

For a sublease or trustee lease under the *Land Act 1994*:

- increase or decrease the area leased or
- add or remove a party to the lease; or
- increase the term of the lease; or
- be lodged after the lease's term has ended.

If a lease is to be amended in any of the ways above, then it will be necessary to surrender the existing lease and to enter into a new lease (see part 8 – Surrender of Lease).

A lease may be amended more than once.

<sup>1,3</sup>However, before an amendment of a sublease or trustee lease under the *Land Act 1994* is registered, the amendment must be endorsed with, as appropriate, either the Minister's approval under s 57A(1) or s 332 of the *Land Act 1994*, or the Minister's general authority to amend under s 333 of the *Land Act 1994*.

An amendment of a freehold lease, a lease of a water allocation or a sublease under the *Land Act 1994* executed after the registration of a mortgage is not valid against the mortgagee unless the mortgagee consents to the amendment before it is registered (s 66 of the *Land Title Act 1994* and s 338 of the *Land Act 1994*). The Registrar will register the amendment of lease even if the lot or interest is mortgaged and the consent of the mortgagee is not included. However, registration will not give validity to the amended lease against the mortgagee as a matter of law.

It is in the lessee's interest to obtain the consent of any mortgagee of the fee simple, a sublease under the *Land Act 1994* or a water allocation to an amendment of lease (s 66 of the *Land Title Act 1994* and s 338 of the *Land Act 1994*); however it is not a prerequisite for registration.

An amendment of lease does not require the consents of any sublessees in order to be registered, even if the covenants in the (head) lease are being amended.

<sup>2</sup>An amendment may increase or decrease the term of the lease. However, the amendment must be lodged during the term of the lease. Section 67 of the *Land Title Act 1994* provides that for an amendment, *term* of a registered lease includes a period of possession under the lease because of:

- (a) the exercise of an option to renew in the lease; or
- (b) a previous amendment which extends the term.

<sup>2</sup>An amendment of lease can create, cancel, extend or shorten a period of a further term available under an option.

An amendment of lease **cannot** amend the commencement date of a lease that has commenced.

If the amendment of lease decreases the term, it must be for a term which is longer than the term, including those available under options, of any sublease of the lease.<sup>2</sup> Conversely, any increase in the term, including those available under options in a sublease must not exceed the term of the head-lease.

<sup>2</sup>If the amendment extends the term and the lessor is a trustee, the new term, including further terms available under options, should not exceed 21 years (s 32(1)(e) of the *Trusts Act 1973*) unless the trust deed authorises leases for a greater term.

<sup>1,2</sup>If a lease is over part of the land and the term is extended, the approval of the local government is required if the new term, including further terms available under options, is for a period of over ten years (s 65(3A) of the *Land Title Act 1994* and s 10 of the *Sustainable Planning Act 2009* – reconfiguring a lot).

<sup>2</sup>Given the nature of a lease the Registrar will not enquire whether all titles subject to the lease are included in the Form 13 – Amendment of Lease.

Refer to the following table for duty requirements. The table has been compiled in consultation with the Office of State Revenue (OSR).

Amendment of Lease	
Any Form 13 that:	Duty notation required
Increases the term (where the amendment of the lease term commenced <b>prior to 1 January 2006</b> )	Yes
* Increases the term (where the amendment of the lease term commenced <b>on or after 1 January 2006</b> )	No
Increases the rental (where the amendment of the lease rental commenced <b>prior to 1 January 2006</b> )	Yes
* Increases the rental (where the amendment of the lease rental commenced <b>on or after 1 January 2006</b> )	No
Amends the covenants only	No

\* **Note** – From 1 January 2006 lease duty was abolished by the *Revenue Legislation Amendment Act 2005*.

Lodgement fees are payable.

<sup>1,2</sup>The Certificate of Title, if issued, must be deposited. However, if the amendment relates to a sublease and the registered owner is not a party to the transaction, the Certificate of Title is not required to be deposited.

For further information see part 7 – Lease.

¶[13-2010] to [13-2030] deleted

## <sup>1</sup>Amendment of Easement

[13-2035]

A registered easement may be amended by registering an amendment of the easement in Form 13 (s 91(1) of the *Land Title Act 1994* and s 370(1) of the *Land Act 1994*). However, the amendment must not:

- (a) change the location of the easement; or

- (b) increase or decrease the area of land affected by the easement; or
- (c) change a party to the easement.

An amendment may replace, delete and/or insert provisions to the easement. If the covenants are inserted or replaced they should be included on a Form 20 – Schedule. The Form 20 need only refer to the particular clause(s) to be deleted, amended or inserted for the purpose of the amendment.

Due to the nature of an easement, all titles subject to an easement must be included in the Form 13 – Amendment of Easement.

For duty requirements refer to the following table, which has been completed in consultation with the Office of State Revenue.

Easements	
Any Form 13 that:	Duty notation required
Increases or provides for additional consideration	Yes
Amends the purpose	No
Amends the covenants	No

Lodgement fees are payable (see ¶[13-8000]).

<sup>1,2</sup>The Certificates of Title for both tenements, if issued, must be deposited or a request made to dispense with production.

¶[13-2040] to [13-2050] deleted

## Amendment of Mortgage

[13-2055]

A registered mortgage may be amended by registering an amendment of the mortgage in Form 13 (s 76 of the *Land Title Act* 1994 and s 343 of the *Land Act* 1994). However, the amendment must not:

For a mortgage of freehold land or a water allocation:

- (a) increase or decrease the area or the number of water allocations charged by the mortgage; or
- (b) add or remove a party to the mortgage.

For a mortgage of a lease or sublease under the *Land Act* 1994:

- add or remove a party to the mortgage.

The covenants to be amended must be included on a Form 20 – Schedule. The covenants may be amended by deleting a particular clause, amending a particular clause or inserting a new clause. The Form 20 – Schedule need only refer to the particular clause(s) to be deleted, amended or inserted for the purpose of the amendment.

If the purpose of the amendment is a variation in accordance with s 79 of the *Property Law Act* 1974, usually prepared prior to the commencement of the *Land Title Act* 1994, the terms of the variation in the appropriate form under the *Property Law Act* 1974 should be deposited with a Form 13.

Given the nature of a mortgage, when an amendment of mortgage is lodged the Registrar will not enquire as to whether all the lots in the mortgage are included in the amendment.

A duty notation is not required. Lodgement fees are payable.

Section 11A of the *Land Title Act* 1994 and s 288A of the *Land Act* 1994 places an onus on **ALL** mortgagees to adopt appropriate *due diligence* practices prior to lodging for registration any amendment of mortgage. The provisions under s 11A of the *Land Title Act* 1994 and s 288A of the *Land Act* 1994 apply to **ALL** amendments of mortgage lodged for registration in Queensland, whether or not the mortgagee has other business relationship with the mortgagor. For more information see [2-2005].

<sup>1,2</sup>The Certificate of Title, if issued, must be deposited or a request made to dispense with production.

¶[13-2060] to ¶[13-2100] deleted

## <sup>1</sup>Amendment of Covenant

[13-2110]

A registered covenant may be amended by registering an amendment of the covenant provided the amendment is validly executed by all parties to the covenant (i.e. the current registered owner or lessee and the State, a statutory body representing the State or a local government). If non-freehold land is involved, written approval of the amendment by the Minister is required.

An amendment of covenant must not:

- (a) increase or decrease the area of land which is the subject of the covenant; or
- (b) add or remove a party to the covenant.

Due to the nature of a covenant an amendment of covenant must include all of the titles to which the covenant relates.

A duty notation is not required. Lodgement fees are payable.

<sup>2</sup>The Certificate of Title, if issued, must be deposited or a request made to dispense with production.

## <sup>1</sup>Amendment of Profit a Prendre

[13-2130]

An amendment of profit a prendre must not:

- (a) increase or decrease the area of land which is the subject of the profit a prendre; or
- (b) add or remove a party to the profit a prendre.

Given the nature of a profit a prendre the Registrar will not enquire whether all titles subject to the profit a prendre are included in the Form 13 – Amendment of Profit a Prendre.

For duty requirements refer to the following table, which has been completed in consultation with the Office of State Revenue.

Profit a prendre	
Any Form 13 that:	Duty notation required
Increases or provides for additional consideration	Yes
Amends the covenants	No

Lodgement fees are payable.

<sup>2</sup>The Certificate of Title, if issued, must be deposited or a request made to dispense with production.

¶[13-2140] deleted

## <sup>1</sup>Amendment of a Building Management Statement

[13-2150]

A Form 13 that amends a building management statement (BMS) must:

- (a) include in Item 2 of the form all lots affected by the BMS; and
- (b) be signed by:
  - the registered owners or lessees under the *Land Act* 1994 of all lots to which it applies; or
  - <sup>2</sup>the body corporate where lots affected by the BMS form part of a community titles scheme. A certified copy of the resolution agreeing to the amendment of the BMS must be deposited with the amendment; or
  - both of the abovementioned, if relevant.

Lots may not be added to or removed from a building management statement by an amendment.

A duty notation is not required. Lodgement fees are payable.

<sup>2</sup>Certificates of Title, if issued, for lots that are within a community titles scheme are not required to be deposited provided evidence the Registrar reasonably requires to allow registration is given, for example, a certified copy of the notice of a meeting and a certified copy of the minutes of the meeting, including a record of a resolution agreed to at the meeting.

<sup>2</sup>Certificates of Title, if issued, for lots that are not within a community titles scheme must be deposited.

## Forms

### General Guide to Completion of Forms

[13-4000]

For general requirements for completion of forms see part 59 – Forms.

Example 1 – Amendment of Easement

Dealing Number



OFFICE USE ONLY

Privacy Statement

Collection of this information is authorised by the Land Title Act 1994 the Land Act 1994 and the Water Act 2000 and is used to maintain the publicly searchable registers in the land registry and the water register. For more information about privacy see the department's website.

Table with 3 columns: Type/Dealing No of Instrument/Document being amended, Lodger (Name, address, E-mail & phone number), Lodger Code. Row 1: EASEMENT, D A McCALLUM, 1 OCEAN DRIVE, SURFERS PARADISE QLD 4217, (07) 5202 1495.

Table with 4 columns: Lot on Plan Description, County, Parish, Title Reference. Row 1: LOT BURDENED, STANLEY, WARNER, 11462065. Row 2: LOT BENEFITED, STANLEY, WARNER, 12356047.

3. Grantor/Mortgagor/Lessor
ANDREW DOUGLAS BARTON

4. Grantee/Mortgagee/Lessee
DOUGLAS ANGUS McCALLUM

5. Amendment of Lease Details (Only to be completed for an amendment of the term and/or option of lease)
Expiry date: / / AND/OR Event:
Option/s#:
# Insert nil if no option or insert option period (eg 3 years or 2 x 3 years etc)

6. Request/Execution

The parties identified in items 3 and 4 agree that the instrument/document in item 1 is amended in accordance with:-
\*item 5; \*item 5 and attached schedule; \*attached schedule.

\* delete if not applicable

Witnessing officer must be aware of his/her obligations under section 162 of the Land Title Act 1994

A D Lein
signature
ARNOLD DOUGLAS LEIN
full name
JUSTICE OF THE PEACE (C.DEC) #27345
qualification

Witnessing Officer
(Witnessing officer must be in accordance with Schedule 1 of Land Title Act 1994 eg Legal Practitioner JP, C Dec)

11/11/2007
Execution Date

A D Barton
Grantor's/Mortgagor's/Lessor's Signature

P J Writ
signature
PETER JOHN WRIT
full name
SOLICITOR
qualification

Witnessing Officer
(Witnessing officer must be in accordance with Schedule 1 of Land Title Act 1994 eg Legal Practitioner, JP,C Dec)

17/11/2007
Execution Date

D A McCallum
Grantee's/Mortgagee's/Lessee's Signature

**Example 1 (cont'd)**

QUEENSLAND LAND REGISTRY  
Land Title Act 1994, Land Act 1994 and Water Act 2000

**SCHEDULE**

**Form 20** Version 2  
Page 2 of 2

**Title Reference [11462065]**

(Changes to clauses of the easement to be set out here)

**Example 2 – Amendment of Lease**

QUEENSLAND LAND REGISTRY  
Land Title Act 1994, Land Act 1994 and Water Act 2000

**AMENDMENT**

Duty Imprint

Dealing Number



**OFFICE USE ONLY**

**Privacy Statement**

Collection of this information is authorised by the Land Title Act 1994 the Land Act 1994 and the Water Act 2000 and is used to maintain the publicly searchable registers in the land registry and the water register. For more information about privacy see the department's website.

<b>1. Type/Dealing No of Instrument/Document being amended</b>	<b>Lodger</b> (Name, address, E-mail & phone number)	<b>Lodger Code</b>
Type of Instrument/Document LEASE .....	SACHS & CO. SOLICITORS	102
Dealing Number 601447298.....	5 ALBERT STREET BRISBANE QLD 4000 mail@sachs.com.au (07) 3227 4149	

<b>2. Lot on Plan Description</b>	<b>County</b>	<b>Parish</b>	<b>Title Reference</b>
LOT 42 ON RP99332	MARCH	WEYBA	13131166

**3. Grantor/Mortgagor/Lessor**  
SUBURBAN SHOPPING CO PTY LTD ABN 20 685 742 321

**4. Grantee/Mortgagee/Lessee**  
PARKER JAMES SCHRIVNER and AQUILLA NEIL SCHRIVNER

**5. Amendment of Lease Details** (Only to be completed for an amendment of the term and/or option of lease)  
Expiry date: 31/12/2013      AND/OR Event: ON THE DEATH OF THE LESSEE  
Option/s#: NIL  
# Insert nil if no option or insert option period (eg 3 years or 2 x 3 years etc)

**6. Request/Execution**  
The parties identified in items 3 and 4 agree that the instrument/document in item 1 is amended in accordance with:-  
\*item 5; \*~~item 5 and attached schedule~~; \*~~attached schedule~~.

\* delete if not applicable

**Witnessing officer must be aware of his/her obligations under section 162 of the Land Title Act 1994**

.....signature  
.....full name  
.....qualification

*J Thomas, Director*  
JOHN PETER THOMAS  
  
*P Dean, Secretary*  
PAUL IAN DEAN

**Witnessing Officer**  
(Witnessing officer must be in accordance with Schedule 1 of Land Title Act 1994 eg Legal Practitioner JP, C Dec)

4/9/2007  
**Execution Date**

.....  
**Grantor's/Mortgagor's/Lessor's Signature**

*E E Shield*  
.....signature  
EGERTON ELI SHIELD  
.....full name  
JUSTICE OF THE PEACE (QUALIFIED) #39145  
.....qualification

*P J Schrivner*  
  
*A N Schrivner*

**Witnessing Officer**  
(Witnessing officer must be in accordance with Schedule 1 of Land Title Act 1994 eg Legal Practitioner, JP,C Dec)

5/9/2007  
**Execution Date**

.....  
**Grantee's/Mortgagee's/Lessee's Signature**

**Example 2 (cont'd)**

QUEENSLAND LAND REGISTRY  
Land Title Act 1994, Land Act 1994 and Water Act 2000

**SCHEDULE**

**Form 20** Version 2  
Page 2 of 2

**Title Reference [13131166]**

(Changes to clauses of the lease to be set out here)

## Guide to Completion of Form 13

### Item 1

[13-4010]

Insert the dealing number of the document being amended.

¶[13-4020] deleted

### Item 2

[13-4021]

#### <sup>1,2</sup>Freehold Description

The description of the relevant lot/s should always read “Lot [no.] on [plan reference]”. Plan references must contain the appropriate prefix (eg “SP” for a survey plan, “RP” for a registered plan, “BUP” for a building units plan, “GTP” for a group titles plan or the relevant letters for crown plans).

eg	Lot on Plan Description	County	Parish	Title reference
	Lot 27 on RP 204939	Stanley	South Brisbane	11223078

For an amendment of an easement the descriptions of both the lot/s benefited and lot/s burdened must be shown.

#### <sup>2,3</sup>Water Allocation Description

A water allocation should be identified as “Water Allocation”, “Allocation” or “WA”. A water allocation has no reference to County or Parish, hence these fields are not completed. All plans referring to water allocations are administrative plans. Administrative plan is abbreviated to AP as the prefix of the plan identifier.

eg	Lot on Plan Description	County	Parish	Title reference
	WA 27 on AP 7900			46012345

#### <sup>1,3</sup>State Tenure Description

The description of the relevant State tenure should always read ‘Lot [no.] on [plan reference]’. Plan references must contain the appropriate prefix (e.g. ‘CP’ for a crown plan).

eg	Lot on Plan Description	County	Parish	Title reference
	LOT 27 on CP LIV1234	Livingstone	Cawarral	40567123

### Item 3

[13-4030]

Insert the full name of the grantor/mortgagor/lessor.

### Item 4

[13-4040]

Insert the full name of the grantee/mortgagee/lessee.

**Item 5****[13-4050]**

<sup>1,2</sup>This item is to be completed only where the term and/or the option in a lease is being amended. Insert the date or event on which the amended term is to expire. The details of all relevant option/s must be completed. Where option/s do not apply, insert Nil.

This item is not to be completed for an amendment of a mortgage, easement, profit a prendre, building management statement, covenant or a lease where the term and/or option is not being amended.

**Item 6****[13-4055]**

Complete where indicated. The amendment document or a completed Form 20 that sets out the amendments must be attached.

Execute as required.

¶[13-4060] deleted

¶[13-4070] deleted

¶[13-6000] deleted

**Case Law****[13-7000]**

Nil.

**Fees****[13-8000]**

Fees payable to the registries are subject to an annual review. See the current:

- <sup>1,2</sup>*Land Title Regulation 2005* – Schedule 2, item numbers 2(h) and 2(m); and
- <sup>1,3</sup>*Land Regulation 2009* – Schedule 11, item numbers 2(e) and 2(f); and
- <sup>2,3</sup>*Water Regulation 2002* – Schedule 16, item numbers 11 and 15.

**Cross References and Further Reading****[13-9000]**

Part 2 – Mortgage

Part 3 – Release of Mortgage

Part 7 – Lease

Part 8 – Surrender of Lease

Part 9 – Easement

Part 10 – Surrender of Easement

Part 14 – General Requests (Removal of Profit a prendre)

Part 29 – Profit a prendre

Part 31 –Covenants

Part 32 – Building Management Statements

Part 33 – Release of Covenant/Profit a prendre

Part 34 – Extinguishment of Building Management Statement

Part 48 – State Land

*Queensland Conveyancing Law and Practice*, CCH Australia Limited (loose-leaf service)

*Property Law and Practice*, Duncan and Vann, Law Book Company Limited (loose-leaf service)

## Notes in text

[13-9050]

Note<sup>1</sup> – This numbered section, paragraph or statement does not apply to water allocations.

Note<sup>2</sup> – This numbered section, paragraph or statement does not apply to State land.

Note<sup>3</sup> – This numbered section, paragraph or statement does not apply to freehold land.