



No. 2013/01

[www.lpi.nsw.gov.au](http://www.lpi.nsw.gov.au)

Date: January 2013

Land and Property Information, a division of the Department of Finance and Services is officially registered in the Australian Business Register and also registered for GST. Its ABN is 84 104 377 806.

## Witnessing requirements: General Register of Deeds

From Monday 4 February 2013 all instruments lodged for registration in the General Register of Deeds must include the name and address of witnesses.

Instruments affected by this requirement include:

- Powers of attorney and associated deeds including Revocations
- Trust deeds, including retirement and appointment of new trustees
- Conveyances and mortgages.

The requirement is set out in Schedule 3 of the *Conveyancing (General) Regulation 2008* at Clause 5, which states:

'The name and address of a witness who attested to the signing of an instrument is to be set out below the witness's attestation if the attestation does not include the name and address.'

Instruments executed on or after Monday 4 February 2013 will not be accepted for lodgment if witness name and address details are omitted. LPI will however continue to exercise discretion in relation to instruments executed before this date.

### Further Information

The *Conveyancing (General) Regulation 2008* can be viewed on the NSW Government legislation website [www.legislation.nsw.gov.au](http://www.legislation.nsw.gov.au).

More information about requirements for instruments to be registered in the General Register of Deeds is available on the Registrar General's Directions website at:

[http://rgdirections.lpi.nsw.gov.au/deeds/common\\_features](http://rgdirections.lpi.nsw.gov.au/deeds/common_features).

General inquiries may be made by telephone to 1300 052 637 or by email to:

[GeneralEnquiry@lpi.nsw.gov.au](mailto:GeneralEnquiry@lpi.nsw.gov.au).