

COLONEL LIGHT CENTRE: 25 Pirie Street ADELAIDE.

PANEL FORMM1 - MORTGAGES

The information contained in these notes must be read in conjunction with "GENERAL NOTES RELATING TO PANEL FORMS".

Private printing houses will produce a standard form, approved by the Registrar-General, which will include provisions for consideration, terms of repayment and covenants. As this form does not include those provisions it is not anticipated that it will be widely used.

A number of Mortgagees have had forms incorporating their specific requirements approved by the Registrar-General.

The notes below relating to the information required in the panels will apply to all mortgage forms.

NOTES

The instructional notes contained on the forms are to be read carefully before completing the information required.

CERTIFICATES OF TITLE

Read note 3 on the form.

Show "The whole of the land comprised in Certificate of Title Register Book Volume .....Folio ....." or if portion only in a Certificate of Title, refer to an allotment in a Filed or Deposited Plan, Section in a Hundred, or such other means of identifying the land as is presently employed.

ESTATE AND INTEREST

This will normally be "Estate in fee simple". If a mortgage or Lease is being mortgaged show "Estate as Mortgagee (or Lessee) under and by virtue of Memo. of Mortgage (or Lease) No. ...." If fee simple and lease etc. are being mortgaged use FIRSTLY and SECONDLY and identify correspondingly in Certificate of Title panel.

If less than the entirety is being mortgaged then specify the share by adding to the above" in one undivided moiety" (or as the case may be).

ENCUMBRANCES

Here set forth any prior registered Mortgages, Encumbrances or Leases affecting the land to be mortgaged.

MORTGAGOR

Show the full name, address and occupation of the mortgagor and identify with the Register Book as "formerly of ....." if necessary

MORTGAGEE

Show the full name, address, and occupation of the mortgagee. If several mortgagees contributing varying amounts, then clearly set out their undivided shares, or show "as to the sum of ....." to identify each share.

CONSIDERATION etc.

The consideration, terms of repayment and covenants are to be completed in the narrative style.

EXECUTION AND PROOF

The form of execution and proof is unaltered with the exception that the full name of the mortgagor is not required in the execution clause or proof. Merely substitute "mortgagor" for the name in those places.

FORMAT 26

Carefully read note 2 on the form.

If the mortgage is over more than eight certificates of title, for which the form provides, list eight of the titles concerned and add underneath the format "and others" to indicate that the format is incomplete. L.T.O. staff will complete a format to cover the remaining certificates of title.

DEBTORS

Debtors cannot be shown in the panels, unless a special panel has been provided.

  
(B. J. KILEY)

ACTING REGISTRAR-GENERAL

30.7.1980