

Guideline Form 8A

Purpose of Form: This document is submitted by an authorized lawyer to place a notice under the *Registry Act* of a benefit or burden affecting one or more land registration parcels pursuant to Section 14 of the *Land Registration Administration Regulations*.

The purpose of the Form 8A is to ensure that a search of the named land owner's parcel will include the notice that the searcher/lawyer may not have found in their Marketable Title Act. This will point the lawyer to the parcel registers identified on the Form 8A. It is then the responsibility of the lawyer to form his/her opinion as the effect of the interest on the non-LR parcel and add any appropriate benefit or burden entries on the AFR for the parcel when it is migrated.

Instrument Type: 407

LR or ROD: This document is indexed under the Registry of Deeds system only.

Mandatory E-Submission Applies: Yes (unless Form 24 is being submitted simultaneously)

Fee Required: No

Accompanying Instrument Required: No (Other than the Form 44 attached to the Form 8A, no documentation is appropriate as notice includes all relevant information)

Acceptance Criteria for Form 8A:

Correct registration district is provided

Submitter user number and name – required to be the authorized lawyer who is signing the Form 8A

Form 44 is attached

Name of one or more owners are completed under Owner's Name from the Consolidated Index

One or more boxes has been selected re benefit or burden

All PIDs included in PID box are LR PIDs

Interest holder name and type added to registered parcel is completed

Form 8A is dated and signed by the authorized lawyer

No documents are attached

Description of Use of Form:

If an authorized lawyer is adding a benefit or burden on an AFR or on a Form 24 where the corresponding benefit or burden appears to affect one or more non-LR parcels, the lawyer must either:

File a Form 44 and attach an original or registrar certified copy of the document. if it is a document that requires recording under the Registry of Deeds such as a grant of easement, statutory declaration, etc;

or

File a Form 44 and Form 8A to provide notice to the last owner(s) as shown in the consolidated index (Grantor/Grantee). If the applicable parcel(s) are associated to an assessment account, the lawyer may reference the owner as indicated on Property Online. If the Registrar General is satisfied that it would not be practicable to identify the owner on the consolidated index, the RG may provide written directives or directions on how the owner is to be or may be shown, as applicable.

No document may be attached to a Form 8A. If the lawyer is attempting to record a document (original grant of easement, statutory declaration, etc) that would be required to be recorded under the Registry of Deeds, it is required to be recorded with a Form 44 and indexed based on the document attached.

Supporting Form(s) / Documents required:

None