HM Land Registry

Application to enter Form A restriction on severance of joint tenancy by agreement or notice



Any parts of the form that are not typed should be completed in black ink and in block capitals.

Form RX1 should be used for an application following severance in other circumstances.

If you need more room than is provided for in a panel, and your software allows, you can expand any panel in the form. Alternatively use continuation sheet CS and attach it to this form.

HM Land Registry is unable to give legal advice, but you can find guidance on HM Land Registry applications (including our practice guides for conveyancers) at www.gov.uk/land-registry.

Conveyancer is a term used in this form. It is defined in rule 217A, Land Registration Rules 2003 and includes persons authorised under the Legal Services Act 2007 to provide reserved legal services relating to land registration and includes solicitors and licensed conveyancers.

For information on how HM Land Registry processes your personal information, see our <u>Personal Information Charter</u>.

HM LAND REGISTRY USE ONLY Record of fees paid

Particulars of under/over payments

Reference number Fees debited £

Where there is more than one local authority serving an area, enter the one to which council tax or business rates are normally paid.

You must enter the title number(s) relating to the property otherwise we cannot accept the application.

Insert address including postcode (if any) or other description of the property, for example 'land adjoining 2 Acacia Avenue'.

Currently no fee is payable for the entry of a Form A restriction.

2 Title number(s) of the property:

3 Property:

4 Application and fee

Application Fee paid (£)

Entry of Form A restriction

Fee payment method
cheque made payable to 'Land Registry'
direct debit, under an agreement with Land Registry

5 The applicant:

Local authority serving the property:

Provide the full name(s) of the person(s) applying to enter the restriction. Where a conveyancer lodges the application, this must be the name(s) of the client(s), not the conveyancer.

This panel must always be completed.

A key number is only available to professional customers, such as solicitors.

If you are paying by direct debit, this will be the account charged.

This is the address to which we will normally send requisitions. However if you insert an email address, we will use this whenever possible.

We will only issue warning of cancellation letters to conveyancers if an email address is inserted.

You must place 'X' in only one box in this panel.

If option (A) is chosen, all joint proprietors or their conveyancers must sign panel 9.

If you are a conveyancer the certificate is sufficient to comply with HM Land Registry's requirements for items (B) and (C). If no conveyancer is acting, you must enclose the evidence stated with this application. HM Land Registry may destroy documents after scanning.

Although you do not need to lodge evidence of severance when all the registered proprietors are applying, the joint tenancy must have been severed before the Form A restriction is entered.

We only need certified copies of deeds or documents you send to us with HM Land Registry application forms. Once we have made a copy of the documents you send to us, they will be destroyed, this applies to both originals and certified copies.

Section 36(2) of the Law of Property Act 1925 allows one joint owner to serve a written notice on the other joint owners, severing their joint tenancy in equity. Section 196 of that Act, as modified by section 1 of the Recorded Delivery Service Act 1962, says how such a notice must be served.

6	This application is sent to Lar	nd Registry by	
	Key number (if applicable):		
	Name: Address or UK DX box number:		
	Email address: Reference:		
	Phone no:	Fax no:	

7 Evidence of severance

(A) Application is by all the registered proprietors

All registered proprietors of the title number referred to in panel 2 are applying (no further evidence required).

(B) Application is not by all the registered proprietors – severance is by document signed by all the registered proprietors

The original or a certified copy of the document is enclosed.

I am the applicant's conveyancer and I certify that I hold the original or a certified copy of the document.

(C) Application is not by all the registered proprietors – notice of severance has been served

The original or certified copy of the notice of severance **and** a signed acknowledgement of receipt by the other registered proprietors is enclosed.

The original or certified copy of the notice of severance and my certificate is enclosed, confirming that the notice was given to the other registered proprietor(s), left at their last known place of abode or business in the UK or sent by registered post or recorded delivery service to them at their last known place of abode or business and not returned undelivered.

I am the applicant's conveyancer and I certify that I hold the original [or certified copy of] notice of severance with an acknowledgement of receipt signed by the other registered proprietors.

I am the applicant's conveyancer and I certify that I hold the original [or certified copy of] notice of severance, and that it was served on the other registered proprietors in accordance with sections 36(2) and 196 of the Law of Property Act 1925.

8 Application

The applicant applies for the following restriction to be entered in the register of the above title(s):

No disposition by a sole proprietor of the registered estate (except a trust corporation) under which capital money arises is to be registered unless authorised by an order of the court.

If a conveyancer is acting for the applicant, that conveyancer must sign. If no conveyancer is acting, the applicant (and if more than one person then each of them) must sign.

9	Signature of applicant	
	or their conveyancer:	 _
	Date:	
	Dato.	

WARNING

Section 77 of the Land Registration Act 2002 imposes a duty not to apply for the entry of a restriction without reasonable cause; anyone in breach of this duty may be liable in damages to anyone who suffers loss in consequence.

If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Failure to complete this form with proper care may result in a loss of protection under the Land Registration Act 2002 if, as a result, a mistake is made in the register.

Under section 66 of the Land Registration Act 2002 most documents (including this form) kept by the registrar relating to an application to the registrar or referred to in the register are open to public inspection and copying. If you believe a document contains prejudicial information, you may apply for that part of the document to be made exempt using Form EX1, under rule 136 of the Land Registration Rules 2003.

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