



Practitioner’s Guide 2024

Mapping Procedures for First Registration of a Property, Sub-divisions of Registered Property & Rights over Registered Property

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The following Registration Mapping Guides are available at www.tailte.ie and should be read in conjunction with this document

- **Registration Mapping Guide 1:** *Basic requirements for acceptance of maps*
- **Registration Mapping Guide 2:** *Mapping Rejection Checklist (non-MSB)*
- **Registration Mapping Guide 3:** *Mapping Procedures for Registration of Development Schemes*
- **Registration Mapping Guide 4:** *Requirements for acceptance of computer generated paper Maps*
- **Registration Mapping Guide 5(a):** *Mapping procedure for registration of multi-storey developments*
- **Registration Mapping Guide 5(b):** *Transfers of Common Areas under the multi-unit developments Act 2011*
- **Registration Mapping Guide 5(c):** *Compulsory First Registration of individual apartments/units in multi-storey developments (Pre 1st June 2011)*
- **Registration Mapping Guide 5(d):** *Multi-Storey (MSB) Rejection Checklist*
- **Registration Mapping Guide 7(a):** *Required structure of CAD files for registration of scheme developments only*
- **Registration Mapping Guide 7(b):** *Provision of electronic extract from the registration map (within the limits set by Tailte Éireann)*
- **Registration Mapping Guide 7(c):** *Digital boundaries product*
- **Registration Mapping Guide 7(d):** *Required structure of CAD files for registration purposes (excluding scheme developments)*
- **Registration Mapping Guide 8:** *Official Tailte Éireann Registration hard copy map products*
- **Registration Mapping Guide 9:** *Map legend*
- **Registration Mapping Guide 10:** *Glossary of Terms and Acronyms*
- **Registration Mapping Guide 11:** *Landdirect multi-storey building (MSB) search*
- **Registration Mapping Guide 12:** *Landdirect Area Search*

1. Introduction

- 1.1 The following notes are intended as a guide to those lodging application maps for first registration, for subdivisions of registered property, and applications to register rights over registered property. By adhering to these procedures applicants will avoid errors which would necessitate subsequent rectifications and will help reduce delays in registration.
- 1.2 This Practitioner's Guide deals with acceptance of ITM maps in both electronic and paper form and also provides information about sourcing map products that are suitable for registration purposes.
- 1.3 The guide provides information about how carry out map searches and how to order Title Plans Maps, Special Registration Maps and Official Map Searches on-line.

2. Mapping of Title Boundaries

- 2.1 The boundary system adopted under the Registration of Title Act, 1964 ("the Act of 1964") is known as a non-conclusive boundary system. The non-conclusive provision dispenses with the need for determining the exact location of title boundaries when defining the extent of registered properties

and the ownership of the physical features which mark the limits of a property is left undetermined. In the case of boundaries located within buildings, the exact line or plane of the title boundary is also left undetermined. (See Section 85 of the Act of 1964 as substituted by Section 62 of the Registration of Deeds and Title Act 2006 (“the Act of 2006”).

- 2.2 The non-conclusive boundary system will not indicate whether a title boundary includes a hedge or a wall and ditch or runs along the centre of a wall or fence or runs along its inner or outer face or how far it runs within or without it or whether or not the land registered includes the whole or any portion of an adjoining road or stream. However, the location of the physical features within which the title boundary lies or the points between which an undefined title boundary runs must be accurately defined on the application map.

3. The Tailte Éireann Registration Map

- 3.1 The TE Registration map is based on the TE Surveying map for the State and the map scales adopted for any specified area are those which TE may direct. (See Section 84 of the Act of 1964 as substituted by section 61 of the Act of 2006)* The basic map scales are 1:1,000, 1:2,500 and 1:5,000.
- 3.2 Every applicant submitting a map for registration purposes is required to furnish sufficient information thereon to enable the lands to be accurately shown on the TE Registration map. See Rules 15(1)(c), 16(1), 16(2)(c) and 56 of the LR Rules 2012)*.
- 3.3 All official TE Registration Maps reference the **ITM** (Irish Transverse Mercator) coordinate reference system. There are three official **TE Registration** map products:
- **Special Registration Map (SRM)**
 - **Title Plan**
 - **Official Map Search**

Note: Customers should consider their requirements before deciding which map product best suits their business needs.

- 3.4 **Special Registration Map (SRM)** is a user defined representation of the TE Registration map. The SRM is often more suitable for registration purposes because the customer is provided with a tool in www.landdirect.ie to specify the scale of the map and the location required. However, it should be noted that an SRM, where enlarged from the published scale, cannot be expected to give measurements to a greater degree of accuracy than that of the smaller published scale.
- 3.5 **Title Plans** are a representation of the plan(s) contained within a specified Folio or property on a Folio. Title Plans may be issued at 1/1,000, 1/2,500 or 1/5,000 scale depending on the size of the plan(s) contained within a specified folio. Title Plans are automatically generated by the system which has been designed to fit all of the plans contained on the specified Folio onto a single A3 size page. Where there is more than one plan on a Folio the system may issue each plan on a different A3 page and depending on the area of the plans some pages may issue at different scales.

The larger the area of the plan the greater the likelihood that the map will issue at one of the smaller scales:

- A 1/2,500 scale Title Plan measures 800m X 600m (covering an area of 48ha) however, most rural properties are irregular in shape so plans that measure 20 hectares or more are less likely to fit on a single A3 page at 1/2,500 scale.
- A 1/1,000 scale Title Plan measures 320m X 260m (covering an area of 8.32ha) so irregular shaped sites of 3 hectares or more located in urban areas are less likely to issue at 1/1,000 scale.

Note: Title Plans do not always provide a map that is suitable for registration purposes so for that reason we recommend that customers consider ordering an SRM for registration purposes.

3.6 **Official Map Search (OMS)** is a user defined representation of the TE Registration map together with a list of Folios numbers for the registered properties that are shown on the map issued. The OMS provides customers of www.landdirect.ie with a facility to search for Folio numbers within a user defined area of the TE Registration map. The customer is issued with an official map in the same form as the SRM together with a list of all the folios numbers for the properties shown on the map.

- For examples of each of the above mentioned products see Registration Mapping Guide 8.
- Photocopies or scanned copies of the above maps are not acceptable for registration purposes.
- Some areas that were formerly covered by 1/2,500 scale OSi County Series mapping may now only be covered by 1/5,000 scale mapping. Smaller sites/land parcels (up to 0.202 hectares) may be difficult to mark clearly on maps at 1/5000 scale and may therefore be unsuitable for subdivision purposes. In such cases, where the ITM Title Plan is issued at 1/10,000 or 1/5,000 and the scale is not suitable for marking the boundaries, customers can apply for an ITM 'Special Registration Map' to issue on the next largest published scale, 1/2,500 or larger. Similarly, in areas that are only covered by 1/2,500 scale, customers can request an SRM at 1/1,000 scale.
- SRMs may also be requested by customers with a view to marking properties for First Registration applications.
- Where boundaries have been transferred to a larger scale or to a different map series, whether on paper or in a digital environment, measurements must not be expected to give a degree of accuracy greater than that of the smaller scale or older map series.
- **Note:** Special Registration Maps may only be applied for through www.landdirect.ie. Although customers of www.landdirect.ie can capture a screen **image of the landdirect map**, that image is **not an Official TE map** and should be used for reference purposes only.

4. Scale and accuracy

4.1 TE Surveying maps are subject to accuracy limitations. This means that scaled measurements between features shown on the map may not exactly match the actual distance measured between the same features on the ground. Different levels of accuracy apply depending upon the scale of the map and the original survey method.

5. Application Maps:

- 5.1 An application dealing with part of registered property and an application for first registration of a property must be accompanied by a plan of the property referred to and be drawn on a suitable map as outlined in the Registration Mapping Guides available at www.tailte.ie.
- 5.2 Maps attached to counterpart/copy leases must be identical to the map attached to original lease documents in both colouring and scale.
- 5.4 Maps accompanying official search applications under Rule 160 (1) (b) (c) of the LR Rules 2012* must also be drawn on the current largest scale map published by TE Surveying
- 5.5 Customers who wish to apply for an official map search may do so at any TE office or online through an account holder at www.landdirect.ie Customers do not have to supply a map if using the 'Official Map Search' facility as they will be issued with an official TE Registration Map together with a report on the ownership of the properties contained within the user defined bounding rectangle. Such maps when issued may be acceptable for registration purposes where the scale of the paper map is suitable.
- 5.6 In some cases the Title Plans may be issued at a scale that is smaller than the TE Surveying published scale to facilitate showing the entire holding on a single A3 page. Where the site is not defined entirely as TE Surveying detail the Registry may request that the site be marked on a larger scale map to ensure the boundaries can be accurately digitised.
- 5.7 Where the scale of a 'Title Plan' is unsuitable for registration purposes, customers can order a 'Special Registration Map' to print a specific area at a larger standard metric scale through www.landdirect.ie. Special Registration Maps can be ordered up to 1/500 scale. See Registration Mapping Guide 8
- 5.8 Original ITM coordinate 'Land Registry Compliant Maps' are also acceptable for registration purposes.

6. Preparation of Application Maps

- 6.1 Hard copy maps lodged for registration purposes must not be less than A4 in paper size and clearly display the County and map scale
- 6.2 Where new boundaries for registration are coincident with current TE Surveying detail they must be highlighted in colour.
- 6.3 New boundaries for registration that are not coincident with current TE Surveying detail must be shown by thin red lines the centres of which denote the correct field positions of the boundaries.
- 6.4 It is in the applicant's interest to ensure that application maps are prepared in accordance with accepted land surveying practice and procedures. All slope distances must be reduced to the horizontal (and if necessary to mean sea level) before plotting work or area computation is carried out.
- 6.5 TE may require the production of any map, survey or book for inspection under Section 16 (2) of the Act of 1964*.

- 6.6 Where part(s) of an adjoining river or roadway are included in an application for registration, separate area values should be stated for the parts on the map and a composite area quoted in the deed. **In all cases an indication should be given as to whether adjoining roadways are in public or private ownership.**
- 6.7 Customers can submit ITM coordinate geometry as a CAD file. (See Registration Mapping Guide 7(a)). A hard copy must then be lodged with the application and must be printed at the TE Surveying published scale for the area.

7. ITM and National Grid or Irish Grid coordinates

- 7.1 Only ITM coordinates will be acceptable.
- 7.2 Under no circumstances should coordinates be submitted for points that have not been physically marked on the ground.

8. Responsibility of Applicant

- 8.1 Responsibility for the accuracy of the areas and boundaries given in documents lodged rests with the applicant. To ensure that the mapped locations of boundaries and rights submitted for registration reflect the applicant's intentions, it is recommended that:
- The locations of boundary corners, rights of way, pipelines etc. be unambiguously defined and clearly marked on the ground before survey for registration is carried out.
 - Maps submitted for registration be prepared and certified by competent Land Surveyors.
- 8.2 **Areas on Folios:** Rule 8 of the LR Rules 2012 prescribes the content of the description of land in a register. There is no requirement for such description to include the area. Rule 8(3) prescribes that where areas are recorded, they are not conclusive. (See Legal Office 4 of 2012 for more information).
- 8.3 Appurtenant Rights: Solicitors for the applicants should consider all mapped appurtenant and subject rights and apply for appropriate registrations.
- 8.4 If these procedures are to operate successfully, the co-operation of the applicant, the surveyor and particularly the vendor's/grantor's solicitor is essential. (See Rule 53, LR Rules, 2012)*
- 8.5 Non-compliance with the Registration Mapping Guides will result in the application being rejected or queried.

9. REGISTRATION OF DEEDS AND TITLE ACT 1964 AND 2006

SECTION 16 of the Act of 1964

- (1) Subject to general rules, TE may, by summons under his/her seal, require the attendance of all such persons as he/she thinks fit in relation to the registration of any title.

- (2) It may, by like summons, require any person having the custody of any map, survey or book made or kept in pursuance of any enactment to produce the map, survey or book for inspection.

SECTION 84 of the Act of 1964 as substituted by section 61 of the Act of 2006

“Registry maps.

84. – (1) Provision may be made by general rules—

- (a) for identifying on maps (in this Act referred to as ‘registry maps’) land whose ownership has been registered under this Act, and (b) for reference in the register to those maps.

(2)(a) For the purposes of such registration—

- (i) the Registrar, in respect of the period before the commencement of *section 61* of the *Registration of Deeds and Title Act 2006*, is deemed to have had power in any particular case to adopt any map which the Registrar considered satisfactory, and
(ii) on such commencement, the Authority may in any particular case adopt any map which it considers satisfactory.

(b) For the purposes of this Act and the repealed enactments, any map so adopted is, and is deemed always to have been, a registry map.

(3) A registry map shall be in such form, including an electronic or other non-legible form which is capable of conversion into a permanent legible form, as may be prescribed.”

SECTION 85 of the Act of 1964 as substituted by section 62 of the Act of 2006

“Description of registered land

85. — (1) Registered land shall be described and identified by reference to the registry maps concerned in such manner as may be prescribed.

(2) Except as provided by this Act, neither the description of land in a register nor its identification by reference to a registry map is conclusive as to its boundaries or extent”

10. LAND REGISTRATION RULES, 2012

RULE 15(1) of the LR Rules 2012

“(1) An application for registration of the ownership of freehold property to which Rules 19(3), 19(4), 20(1), 21 or 22 does not apply, shall, unless the Authority otherwise directs, be accompanied by –

(c) an application map, unless the application otherwise sufficiently identifies the property aforesaid on the registry map.”

RULE 16(1) of the LR Rules 2012:

An application by the original lessee for registration with good leasehold title of the ownership of leasehold interests, to which rules 19(3) or 19(4) does not apply, shall, unless the Authority otherwise directs, be accompanied by the lease or grant and an application map, unless the application otherwise sufficiently identifies the property aforesaid on the registry map.”

RULE 16(2) of the LR Rules 2012

“(2) Except in cases to which sub-rule (1) or Rule 19(3) or 19(4) applies, an application for registration with good leasehold title (where applicable), qualified or possessory of the ownership of a leasehold interest, shall, unless TE otherwise directs, be accompanied by – (c) an application map, unless the application otherwise sufficiently identifies the property aforesaid on the registry map.”

RULE 53 of the LR Rules 2012

“If it appears to the Authority that any application or instrument is improper in form or in substance or is not clearly expressed or does not indicate with sufficient precision the particular interest or land which it is intended to affect or refers only to matters which are not the subject of registration under the Act or involves registration of a restriction which would be unreasonable or calculated to cause inconvenience or is otherwise expressed in a manner inconsistent with the principles upon which the register is to be kept, it may refuse registration, either absolutely or except subject to such modifications therein as it shall approve.”

RULE 56 of the LR Rules 2012

“(1) An instrument dealing with part of the property in a folio of the register shall be accompanied by an application map which shall be referred to in the instrument.

(2) An application map in paper form or in electronic form identifying the boundaries of two or more properties where each property is to be the subject of a separate registered title (a “scheme map”) may be approved by the Authority prior to lodgement of an application for registration.(3) Where appropriate, the provisions of Rule 29 shall apply to such map.”

RULE 146 of the LR Rules 2012

“(1) Registry maps shall be maintained in paper form or in electronic form, or partly in one form and partly in the other form. for the plans of property described in the registers.

- (2) Where the registry maps are in paper form they shall include –
- (a) general and/or index maps showing thereon the position and extent of every registered property,
 - (b) any map adopted under the provisions of Section 84(2) of the Act (as substituted by Section 61 of the Act of 2006).
- (3) Where the registry maps are held in electronic form they may be displayed or reproduced in such a manner as the Authority may determine.
- (4) The maps maintained shall be on such map projection, with necessary or obvious adjustments to conform to Ordnance Survey Ireland detail or with such consents of after such enquiries or notices, as the Authority directs. Where this is not feasible, maps may be maintained for such areas and on such scales as the Authority allows.”

RULE 160 of the LR Rules 2012

“(1) Any person may apply to the Authority to make an official search and to certify:-

- (b) Whether the ownership of a parcel of land, to be identified on such map as the Authority may allow is entered in the register of ownership of freehold land or whether the ownership of any leasehold interest or right in or to or over the parcel is entered in the register of ownership of leasehold interests or in the register maintained under section 8(b) of the Act: or
- (c) as to the entries made in a register or registry map since first registration of the property or during any specified subsequent period”.

Rule 165 of the LR Rules 2012:

“(1) Any person, on payment of the prescribed fee, may search in the registry maps, the index of names, the index of lands and the folios of the registers during the hours the Registry is open to the public.

(2) Where the Authority is satisfied that the appropriate arrangements are in place for searching by electronic means, such searching may be conducted during such hours as may be directed by the Authority.

(3) Copies of folios or maps or extracts from folios or maps may be obtained on payment of the prescribed fee. Where the register or part thereof is in electronic form, a reproduction in paper form may be issued as a copy.”