

## Caveats – Prohibitions and Claims

### Note: Current as of September 2017

There are a range of claims and prohibitions that are available to you when lodging a caveat in PEXA. Explore below to find out more about the types of claims that you can apply in South Australia.

### Charge

- An estate or interest as charged pursuant to an agreement in writing made between the caveator and the caveatee where in the caveatee agreed to charge his estate and interest in favour of the caveator dated

### Mortgage

- An equitable state or interest as mortgagee over the whole of the land described pursuant to an agreement (or mortgage) made between the caveator and the caveatee dated

### Other

- An estate or interest as the administrator of the protected estate of the caveatee under the provisions of Section 39(2)(v) of the Guardianship and Administration Act 1993 that the caveatee has an estate or interest as the registered proprietor in fee simple in the whole of the land described
- An estate or interest as Manager of the caveatee in an estate in fee simple in the whole of the land described under and by virtue of Section 28(2) of the Aged and Infirm Persons' Property Act 1940

### Trust/Settlement

- To be beneficially entitled to an estate or interest in fee simple (in some indefinable share or shares) in the land described having contributed to the acquisition, maintenance and improvement of the land described

### Lease

- An equitable estate or interest as lessee over the whole of the land pursuant to a memorandum of lease made between the caveator and the caveatee with the following lease term and date
- An option to renew an estate or interest as lessee pursuant to a memorandum of lease made between the caveator and the caveatee with the following lease term and date