



**STATE OF HAWAII**  
**DEPARTMENT OF LAND AND NATURAL RESOURCES**  
**BUREAU OF CONVEYANCES**

P. O. BOX 2867

HONOLULU HAWAII 96803

June 2012

**SUBJECT:** Fee Timeshare Interests

Act 121, 2012 Session Laws of Hawaii ("Act 121") mandates that as of July 1, 2012, all fee time share interest are deemed deregistered from Land Court. Further, this bill removes the requirement that the certificate of title be updated prior to the deregistration of the time share interests. The result is that from July 1, 2012 forward, all documents affecting fee timeshare interests are to be recorded in the Regular system of the Bureau of Conveyances ("Bureau"). No documents affecting fee timeshare interests will be accepted in the Land Court system.

Background

Act 120, 2009 Session Laws of Hawaii mandated that as of July 1, 2011, no documents affecting timeshare property would be accepted for recordation in the Land Court system. Since July 1, 2011 all timeshare documents have been recorded in the Regular system of the Bureau. Rather than performing a mass transfer of all timeshare certificates, the Bureau deregistered the timeshares certificates upon presentation of a recording affecting the timeshare certificate.

Procedure

Effective July 1, 2012, there is no requirement to deregister a timeshare certificate of title since all fee timeshare certificates will be deregistered by Act 121.

1. All documents affecting timeshare interests are to be presented to the Regular system of the Bureau.
2. The documents must meet all recording requirements for the Regular system. This includes the requirement of a reference to the prior recorded instrument.
3. The certificate of title may be referenced on the document, but the reference to the certificate of title does not replace the requirement for the reference to a prior recorded instrument.

Refer to Chapters 501 and 502, Hawaii Revised Statutes and Hawaii Administrative Rules Title 13, Chapter 16 for the statutes and rules governing recording in the Bureau of Conveyances.

Please contact the Bureau of Conveyances at 587-0147 or 587-0148 if you have questions.