

No. 13.—1861.

J. R. LONGDEN.

An Ordinance to amend the Ordinance No. 8 of 1863, and the Ordinance No. 3 of 1865.

Title.

WHEREAS it is expedient to amend the Ordinance No. 8 of 1863, intituled "An Ordinance to provide for the registration of titles to land and of all deeds affecting land in this Colony," and No. 3 of 1865, intituled "An Ordinance to amend the Ordinance No. 8 of 1863," in manner hereinafter appearing: It is enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof, as follows:—

Preamble.

1. This Ordinance and the Ordinances No. 8 of 1863, intituled "An Ordinance to provide for the registration of Titles to Land and of all Deeds affecting Land in this Colony," and No. 3 of 1865, intituled "An Ordinance to amend the Ordinance No. 8 of 1863" shall be read and construed as one Ordinance.

Ordinance to be read as one with Ord. 3 of 1865 and Ord. 8 of 1863.

Stamp Duties.

Repeal of part of
clause 40 of
Ordinance 8 of
1863.

Amendment of
schedules
imposing stamps
in previous
Registration
Ordinances.

2. The words "upon delivery to him of the proper stamp for the certificate hereinafter required" in the 40th clause of the said Ordinance No. 8 of 1863 shall be and the same are hereby repealed.

3. The schedule hereto shall be substituted for and be in the place of the schedule to the Ordinance No. 3 of 1865, and shall be the schedule referred to in the 48th clause of the Ordinance No. 8 of 1863 instead of the schedule M. therein mentioned.

SCHEDULE.

EVERY instrument of sale, purchase, transfer, assignment, or mortgage of any immoveable property, or of promise, bargain, contract, or agreement for effecting any such object, or for transferring any security, interest, or incumbrance affecting such property (other than a lease) or of contract or agreement for the future sale or purchase or transfer of any such property—

(a) WHERE the consideration of the instrument is wholly in money, or where the sum recoverable upon the instrument is definite, and where such consideration or sum recoverable does not exceed 100 rupees

			Rs	cts.
Where it exceeds 100 rupees	do.	250	"	2 0
250	do.	500	"	3 0
500	do.	1,000	"	4 0
1,000	do.	2,500	"	5 0
2,500	do.	5,000	"	7 50
5,000	do.	10,000	"	10 0
And for every further 10,000 or part of		10,000	"	10 0

(b) WHERE the consideration of the instrument is not wholly in money, an addition of ten rupees.

(c) WHERE the money consideration of the instrument is not stated, but the value of the property is stated—

Where such value does not exceed 100 rupees				1 0
Where it exceeds 100 rupees	do.	250	"	2 0
250	do.	500	"	3 0
500	do.	1,000	"	4 0
1,000	do.	2,500	"	5 0
2,500	do.	5,000	"	7 50
5,000	do.	10,000	"	10 0
And every further 10,000 or part of		10,000	"	10 0

(d) WHERE neither the money consideration of the instrument nor the value of the property is stated 20 0

(e) WHERE the total amount of money ultimately recoverable upon the instrument is indefinite, a duty of 25 0

2. EVERY LEASE, Transfer, or Assignment thereof—

(a) WHERE the consideration is wholly in money and does not exceed 100 rupees ... 1 0

Where it exceeds 100 rupees and does not exceed

250	do.	500	"	2 0
500	do.	1,000	"	3 0
1,000	do.	2,500	"	4 0
2,500	do.	5,000	"	5 0
5,000	do.	10,000	"	7 50
And for every further 10,000 or part of		10,000	"	10 0

And for every further 10,000 or part of 10,000 " 10 0
Provided that the duty shall not exceed that on a lease for five years.

(b) EVERY LEASE, Transfer, or Assignment thereof, where the consideration is partly in produce, and the value of such produce is

not stated in the instrument, a duty of Rs. 2-50 in addition to the duty upon the stated pecuniary consideration.

(c) EVERY LEASE, Transfer, or Assignment thereof, where the consideration consists wholly of produce, a duty of one rupee.

3. EVERY INSTRUMENT OF RELEASE, SURRENDER OR ANNULMENT; AND EVERY RECEIPT OR DISCHARGE—

WHERE the amount for which such instrument or receipt or discharge is given does not exceed	Rs.	cts.
5,000 rupees	1	0
Where it exceeds 5,000 rupees	2	50

4. EVERY instrument of partition and every judgment or decree of Court decreing such partition, where the value of every land partitioned and divided does not appear on the face of the instrument or judgment or decree : for each land so partitioned and divided a duty of 5 0

WHERE THE VALUE of every land appears on the face of the instrument or judgment or decree and the total value does not exceed 100 rupees .. 1 0

Where it exceeds 100 rupees and does not exceed	2	0
250 250 rupees	3	0
500 do. 500 "	4	0
1,000 do. 1,000 "	5	0
2,500 do. 2,500 "	7	50
5,000 do. 5,000 "	10	0

And for every further 10,000 or part of 10,000 ... 10 0

5. CAVEAT for every land affected thereby ... 10 0

6. EVERY instrument of any kind whatsoever not charged in this schedule nor expressly exempted from registration duty 10 0

7. EVERY application, copy, or extract 1 0

8. EVERY judgment or order of Court affecting immovable property and every probate of a will or letters of administration 5 0

Passed in Council this Fifteenth day of December, One thousand Eight hundred and Eighty-one.

J. A. SWETTENHAM,
Clerk to the Council.

Assented to by His Excellency the Governor, this Twenty-first day of December, One thousand Eight hundred and Eighty-one.

J. DOUGLAS,
Colonial Secretary.