

INDIAN STAMP (GOA, DAMAN AND DIU) ACT, 1968

GOVERNMENT OF GOA, AND DIU DAMAN Sr.T,d.t 49-7< The Indian Stamp (Goa, Daman and Diu Amendment) Act, 1968 (Act No. 17 of 1968) (L.eprlnt 1-8-71) P' ice; 065 P/ law and Judicial Department Notificatipn LD/2A/1/68L69-N-5 The Indian Stamp (Goa, Daman and Diu Amendment) Act, 1968, (Act No. 17 of 1968) which has been assented to by the President of India on 11th April, 1969 is hereby published for general information of the public. V. R. Vaze, Under Secretary. Panaji, 30th April, 1969. The Indian Stamp (Goa, Daman and Diu Amendment) Act, 1968 (Act No. 17 of 1968) An Act to amend the Indian Stamp Act, 1899, as in force in the Union territory of Goa, Daman and Diu, and to repeal the local law relat- ing to Sisa. Be it enacted by the Legislative Assembly of Goo, Daman and Diu in the Nineteenth Year of the Republic of India as follows: — 1. Short ütle, extent and commencement.— (1) This Act may be called the Indian Stamp (Goa, Daman and Diu Amendment) Act, 1968. (2) It extends to the whole of the Union territory of GOL, Daman and Diu. (3) It Bhall come into force on such date as the Administrator of the Unio n territory of Go a, Daman and Diu may, by notification in th e Official Gazette, appoint. 2. of section 2. —In the Indian Stamp Act, 1899, as in force in the Union territory of Goa, Daman and Diu 2 Of 1899 (hereinafter referred to as the principal Act), in section 2, — (a) in clause (10), after the words and figure "by Schedule I", the words, figure and letter "or by Schedule I-A, ag the case may be" Bhall be added at the end; (b) after clause (25), the following clause shall be inserted, namely: — "(26) "Union territory" means the Union territory of Goa, Daman and Diu.". I.

3. Amendment of »ction 8.—In section 3 of the principal Act, for the proviso, the following provisos Bhall be substituted, namely: — "Provided that, except ag otherwise expressly provided in this Act, and notwithstanding anything contained in clause (a) or clause (c) or in Schedule I, the amount indicated in Schedule I-A shall, subject to the exemptions contained in that Schedule, be the duty chargeable on the following instruments, namely: — (1) every instrument mentioned in Schedule I-A as chargeable with duty under that Schedule which, not having been pre- viously executed by any person, is executed in the Union territory on or after the date of commencement of the Indian Stamp (Goa, Daman and Diu Amendment) Act, 1968; (2) every instrument mentioned in Schedule I-A as chargeable with duty under that Schedule, which, not having been pre- viously executed by any person, is executed out of the Union territory on or after the date of commencement Of the Indian Stamp (Goa, Daman and Diu Amen&nent) Act, 1968, and relates to any property situated, or to any matter or thing done or to be done in the Union territory and is received in the said Union territory: Provided further that no duty shall be chargeable in respect Of — (1) any instrument executed by, or on behalf of, or in favour of, the Government in cases where, but for this exemption, the Government would be liable to pay Oe duty chargeable in respect of such instrument; (2) any instrument for the sale, transfer or other disposition, either absolutely or by way or mortgage or •otherwise, of any ship or vessel, or any part, interest, share or property of or in any ship or vessel, registered under the Inland- -Steam-Vesselg Act, 1917, the Merchant Shipping Act, 1958, or the Coasting Vessels Act, 1838, as amended by quent Acts."

4. Amendment of secâqn 4.—In section 4 of the principal Act, in sub-section (1), (i) after the words and figure "in Schedule I" the words, figure and letter "or in Schedule I-A, as the case may be" shall be inserted; Gi) for the words "in that Schedule", the words, figures and letters "in Schedule I or in Schedule I-A, as the cue may shall be substituted

5. Amendment ot section 6.—In section 6 of the principal Act, (a) after the words and figure "in Schedule I", the words, figure and letter "or in Schedule I-A, as the cage may be" shall be inserted; Act, (b) in the proviso, after the words "has been paid", the words, figure and letter "unless such instrument falls within the provisions of section 6-A", shall be added at the end

6. Insertion of new swtâon e-A.—After section 6 of the principal the following section shane inserted, namely: — "6-A. Payment of higher duty in Nspect of certain instrumente. — (1) Notwithstanding anything contained in section 4 or section 6 or in any other law for the time being in force, unless it is proved that the duty chargeable under this Act as amended by the Indian Stamp (GOB, Daman and Diu Amendment) Act, 1968, has been paid— (a) on the principal or original instrument, as the case may be, or (b) in accordance with the provisions of this section, the duty chargeable on an instrument of sale,

mortgage or settlement other than a principal instrument or on a counterpart, duplicate or copy of any instrument shall, if the principal or original instrument would, when received in the Union territory, have been chargeable under this Act amended by the Indian Stamp (Goa, Daman and Diu Amendment) Act, 1968, with a higher rate of duty, be the duty with which the principal or original instrument would have been chargeable under section 18-A. (2) Notwithstanding anything contained in section 35 or in any other law for the time being in force, no instrument, counterpart, duplicate or copy chargeable with duty under this section shall be received in evidence as properly stamped unless the duty chargeable under this section has been paid thereon: Provided that court before which any such instrument, counterpart, duplicate or copy is produced shall permit the duty chargeable under this section to be paid thereon, and shall then receive it in evidence."

7. Amendment of section 11.—In section 11 of the principal Act, — Act, (a) in clause (c), for the words "ten naye paise", the words "twenty paise" shall be substituted; (b) clause (c) shall be omitted

8. Insertion of new section 18-A.After section 18 of the principal the following section shall be inserted, namely: — "18-A. Payment of duty on certain instruments liable to increased duty under item (2) of the first proviso to section 3. Where any instrument (other than the one in respect of the documents specified in Entry 91 of List I in the Seventh Schedule to the Constitution) has become chargeable in any part of India other than the Union territory with duty under this Act or under any other law for the time being in force in any part of India and thereafter becomes chargeable with a higher rate of duty in the Union territory under item (2) of the first proviso to section 3— (i) (ii) notwithstanding anything contained in the said first proviso to section 3, the amount of duty chargeable on such instrument shall be the amount chargeable on it under Schedule I-A less the amount of duty, if any, already paid on it in India; in addition to the stamps, if any, already affixed, thereto, such instrument shall be stamped with the stamps necessary for the payment of the amount of duty chargeable on it under clause (i) in the same manner and at the same time and by the same person as though such instrument was an instrument received in India for the first time at the time when it became chargeable with the higher duty."

9. Amendment of section 23-A.—In section 23-A of the principal Act, in sub-section (1), after the word and figure "Schedule I", the words, letters, figures and brackets "or Article No. 5 (c) of Schedule I-A, as the case may be," shall be added at the end

10. Amendment of section 24.—In section 24 of the principal Act, in the proviso, after the word and figure "Schedule I", the words, letters and figures "or Article No. 18 of Schedule I-A, as the case may be," shall be added at the end. **11. Amendment of section 29.** —In section 29 of the principal Act, in clause (a), after the word and figure "Schedule I", the words, figure and letter "or the corresponding Article of Schedule I-A, as the case may be," shall be inserted

12. Amendment of section 32.—In the proviso to section 32 of the principal Act, (i) (ii) (iii) (iv) in clause (a), after the words "any instrument", the words, bracket and figures "other than an instrument chargeable with duty under item (2) of the first proviso to section 3" shall be inserted; in clause (b), the word "or" occurring at the end shall be omitted; in clause (c), the word "or" shall be inserted at the end; after clause (c), the following clause shall be inserted, namely: — any instrument chargeable with duty under item (2) of the first proviso to section 3 and brought to him after the expiration of three months from the date on which it is first received in the Union territory."

13. Amendment of section 77.—In section 77 of the principal Act, for the words "Nothing in this Act" the words, figure and letter "Except for the provision as to copies of instruments contained in section 6-A, nothing in this Act" shall be substituted

14. Insertion of Schedule I-A.— After Schedule I of the principal Act, the following Schedule shall be inserted, namely: — **Schedule I-A Description of Instrument** (1) A debt exceeding twenty rupees in amount or value, written or Signed by, or on behalf of, a debtor in order to supply evidence of such debt in any (other than a banker's pass book) or on a separate piece of paper when such book or paper is left in the creditor's possession: Provided that such acknowledgement does not purport to pay the debt or any obligation to pay interest or to deliver any goods or property. **BOND**, including a bond given under section 5 of the Indian Succession Act, 1925, or section 6 of the Government Savings Banks Act, 1912. (a) where the amount does not exceed Rs. 2,000; (b) In any ADOPTION DEED that is to say, any instrument (other than a WILL) executed or conferring or purporting to confer an authority to adopt. **AFFIDAVIT**, including

an affirmation or declaration in the case of persons by to a-Yinn or declare instead of swearing. Exemptions Atfldavit or dwlarztion In wrttkig when made — as a enrolment the Forcæ the Union; '(b) for the purpose of filed or used in any Owrt or before the &flcer aoy Court; or (c) tor the Birpoee enaüing any person receive any or chantable OR OF AN to ule gane of a of Proper Stamp duty (2) Ten The same duty ag a Bond (No. 15) for mach amount. Twenty rupees. TXventy five rupees. Two mpeeg, Twaity mve paise. (c) Description of Inetrument (i) % relating to the sale a semmty or an an dnØQorated company or omer body cor- prate. n« provided Exemptions Agreeemeü or of 6. '(a) for or the sale of goo& or being a or MEMORANDUM chargeable under No. G; (b) roade in tomn tenders to the Oedtræl meat for or ruting to any ioan; '10 LEASE. see I.EAE (No. 36) AG-REDENT RELATING TO •Dimærr OF •DEEDS, PAWN OR RINDGE, to say, any trument evidencing an agreement ælating to — (1) the of tettle-deedg constituting or being evidence the ttle to uy property wha- tever (other than a marketable security), or (2) the pawn or of ropenty, Where such depoäit, pawm or pled& haa beal made by way of gearrrfty for the repayment money advanced or to by way ot loan or an exBting or åhare debt — .i (0) mach Joan or dÖt 4s on dernand or more than three rnmmtB mm Lie date Wie instrumedt eoidencing the agreeenent; if such loan or dÖt repayüle not more than mree from the &te. of euch instmment. Exanpti01B of or pledge E 7. OF A whe- ther •of trustee of property, movable or immovable. where by any %TEing n« behg a Proper •tamp duty a oc artee.n NQeæ, oe every —<.000 or reof ure •wurtty or One The nme 88 a Bill (No. 13(b)) for the amount secu- -the duty on Bill of (P- 13 tor arnount gwe Npee•. g. Description of Instrument (1) OR VALUATION made than under an or&r at the Court in course of a gult — (B) where tie arnount or value secured does not exoeed where h. Rs. .10/- and does ndt exceed Rs. 50/- where it exceeds Rs. 50/- and does Rs. 100/- where it exceeds Rs. 200/- where it exceeds Rs. 300/- where ft exceeds Rs. 400/- where it exceeds Rs. 600/- where it Rs. 600/- wære It Rs. 700/- where it exceeds Rs. 800/- where it Rs. 900/- where it exceeds Rs. 1,000/. Ln any other cue Rs. Rs. Rs. Rs. Rs. R'. 100/- 200/- 300/• 400/- 500/- 600/- 700/- 800/- 900/- and and and and and and and and and doæ beg doæ does does does not not not not not not not not not exceed exceed exceed exceed exceed exceed exceed exceed exceed Proper stamp duty (2) 'B.venty paise. Forty paLse. Seventy five paåse. One rupee and fifty paise. Two rupees and twenty five paise. Three rupees. Thræ rupees and seventy five paise. Four and flfty paise. Rive and twenty flve paise. Six rupees. Six rupees and se- venty five paise. Seven rupees and 1(8) Exemptions Appraisanent or valuatilon made for the bf one party only, and ndt being In any manner xhddgatory between parties Uther by agreement or operation of law. Appraisement of crops for the purpose of ascertainment the amount to be given to a landlord as rent

9. APFRENTIOESHIP.DODD, Including every wrwng. ree Lotting tc the sendce or tutUon ot any apprentice, clerk or servant placed with any master leam any profæ- Elon, trade or envloyment, not being ARTICL&S OF (No. 11). Exemption of exeQted by Mdgüstrate tmder the Apprentices Act, • 1961 or by whjßh a person us by, at the charge of, any public chaNty

10. OF OF Ka) where company has no share or the nominal Aare not exceed Ra.fifty pulse. Ten rupæ. Five Npæa. Fifty wpeea. joo Description Ot Instrument (1) where the nominal Bhare capital exe#eds Rs but does not exceed Rs. wheu•e the nominal share capital exceeds Rs. (C) (d) but (v) not exceed Rs, — the first Rs. on on on on Proper stamp duty (2) myo Fundred fifty rupeeæ. Two hundred fifty rupees. Five hundred pees. Seven hundred Bifty rupees. One thNsand pees. One thousand and and and two 4 tooo the next Rs. the next Rs. the next Rs. Üxe next Rs. or part thereof;- or part thereof; or part thereof; or part thereof; hundred and fifty where the nom.lzal share capital exceeds Exemption rupees. Five thousand peeg. Two hundred fifty rupees. ru- oeO and u. of any Association not ßormed for profit and under section 25 of 'the Companies Aot, 1956. gee also Z,æMOR.ANDUM or ASSOuAT1bN or A muPA.NY (No. 39). ARTICLES OF CLERKSHIP or contract whereby any person first bound to serve as a clerk 'in order to his admission as an attorney any Eigh Court. ASSIGNMENT. see (No. 23), TRANSFER (No. 62), TRANSFER OF LEASE (No. 63), as the case may be. ATT'OR.NEY. gee Power ot Attorney (No. 48). AUTHORITY TO Dayr. Bee AIX)PTION DEED AWARD, that to gay, any deeEision in wflting by an arbitr-%tor or umpire, not bolng an awurd directing a paråtion. on a reference made otherwise than by an 01<er of üe (hurt the oourse of a suit. BÜ.Æ., OF EXCHANGE aa defined by section 2(2) not being a Bond, bank-note or currency-note. OF (bcaudlng a through mu of lading). The same duty 88 a Bond (No. 15) for the amount or va- lue ot pro- perty to the award Nlatß as set forth in such award subject to a maximum gee Schedule-I. (4dlc Description ot Instrument 15. BOND as defined by section

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court fees — (i) If the original was not chargeable with duty or if it is not (H) any other case Proper stamp duty (2) Twenty one rupees. Twenty four rupees. Twenty five rupees. Thirty rupees. Fifteen rupees. Twelve rupees. Eighteen rupees. Twenty four rupees. Thirty six rupees. Forty two rupees. Forty eight rupees. Fifty four rupees. Sixty rupees. Thirty rupees. One rupee and fifty paise. Three rupees. (a) (b) Description of Instrument (1) Exemplary Copy of any paper which public officer expressly required by law to make or furnish for record in any public office or for any public purpose. Copy of, or from, any register relating to births, baptisms, marriages, dedications, marriages, divorces, deaths or burials

25. COUNTERPART OR of any instrument chargeable with duty and in respect of which the proper duty has been paid —chargeable not exceed (three rupees, instrument is (b) if any case Exemption Proper Stamp duty (2) The same duty is on the originals Three rupees. 10 of any lease granted to cultivator, when such lease is exempted from duty. 26

27. CUSTOMS-BOND or MORTGAGE-BOND—(8) Where the amount does not exceed Rs. 1,000/- in order DEBENTURE DECLARATION OF TRUST. See Trust (No. 64). DEMURRAGE ORDER on RESPECT OF GOODS, that is to say, any instrument entitling any person therein named, or his or the holder the delivery of any lying in any dock or port, or in any warehouse which goods are stored or on rent here, or upon any wharf, such instrument being signed by or on behalf the owner of goods upon the sale transfer of the property therein, where such goods do not value twenty rupees. DEPOSIT or TITLE-DEED. Agreement relating to deposit of Title Pawn or Pledge (No. 6). DESOLUTION OF PARTNERSHIP, See Partnership (No. 46). DIVORCE —Instrument of, that is, any instrument by which any person effects the dissolution of his marriage. DOWER —Instrument of —See Settlement (No. 58). DUPLICATE—BOND (No. 25). The same duty 8 Bond (No. 15) for such amount. Ten rupees 40 See Schedule I. Fifteen rupees. Ten rupees. u. Description of Instrument OF PROPERTY —Instrument of EXTRACT.—BOND copy (No. 24). EXCISE BOND — See Customs Bond or Excise Bond (No. 26). FURTHER CHARGE, Instrument that is to say, any instrument imposing a further charge on mortgaged property (a) when the original mortgage is one of the description in clause (a) of Article No. 40 that is, with possession; (b) such mortgage one of the description referred to in Clause (b) of Article No. 40 (that is, without possession) (i) If the time of execution of the instrument of further charge possesses on the property is given or agreed to be given under such instrument; if possession is not given. Proper stamp duty The same duty as is leviable on a conveyance under clause (a) or (b), as the case may be of article No. 23 for a consideration equal to the value of the property of greatest value as set forth in such instrument. The same duty as a mortgage deed with possession (No. 40) (a) for the amount equal to the amount of the further charge secured by such instrument. The same duty as a mortgage deed with possession (No. 40) (8) for the amount equal to the total of the charge (including the original mortgage demand any further charge already made) less the duty already paid on such original in a mortgage and further charge. The same duty as a Bond (No. 15) for the amount of the further charge secured by such instrument. Description of Instrument (1) GIFT — instrument of, not being a Settlement or will or Transfer (No. 62). (No. for 5B) See 1-1m.1NG AGREEMENT agreement (No. 5). INDEMNITY-BOND. or -agreement service. 34

35. INSPECTIONSHIP DEED—See Composition Deed (No. 2). INSURANCE —See Policy of Insurance (No. 47). including an under-lease or sub-lease and any agreement to let or sublet. (a) where by such lease the rent is fixed and no premium paid or delivered — (i) where the lease purports to be for a term of more than one year; (ii) where the lease purports to be for a term of not less than one year, not more than five years; (iii) where the lease purports to be for a term exceeding five years and not ten years; Proper stamp duty (2) same duty is leviable on a conveyance under clause (a) or the may be of article 23 for a consideration equal to the value of the property which is the subject-matter of the same duty as a Security-Bond (No. 57) for the amount. Half of the duty payable on a Bond (No. 15) for the whole amount payable or deliverable such lease. Half of the duty payable on a Bond (No. 15) for the amount or value of the average annual rent reserved. One third of the duty payable on a Bond (No. 15) for the amount or value of the average annual rent reserved. One third of the duty payable on a Bond (No. 15) for the amount or value of the average annual rent reserved. (v) Description of Instrument (1) where the lease purports to be for a term exceeding 10 years but not exceeding 20 years; where the lease purports to be for a term exceeding 20 years, but not exceeding 30 years; (vi) where the lease purports to be for a term exceeding 30 years, but not exceeding 100 years; (vii) where the lease purports to be for a term exceeding 100 years or in perpetuity; Proper stamp duty (2)

One third of the duty payable on a Conveyance (No. 23) (a) levied by this Act, for a consideration equal to twice the amount or value of the average annual rent reserved. One third of the duty payable on a Conveyance (No. 23) (a) as by this Act, for a consideration equal to three times the amount or value of the average annual rent reserved. One third of the duty payable on a Conveyance (No. 23) (a) as levied by this Act, for a consideration equal to four times the amount or value of the average annual rent reserved. One third of the duty payable on a Conveyance (No. 23) (a) as levied by this Act, for a consideration equal to five times the amount or value of the average annual rent reserved. In the case of a lease granted solely for agricultural purposes to the lessee and in any other case to the whole amount of rent which would be paid or delivered in respect of the first fifty years of lease. Description of Instrument (viii) where the lease does not purport to be for any definite term. (b) Where lease is granted for money advanced and for a fine or premium or where no rent is reserved. (c) where the lease is granted for a fine or premium, or for money advanced in addition to rent. Exemption. In the case of a cultivator and for the purposes of cultivation (including a lease of trees for the production of fruit or drink) without the payment or delivery of any fine or premium when a definite and each term does not exceed one Proper Stamp duty (2) One third of the duty payable on Conveyance (No. 23) (e) as levied by this Act, for a consideration equal to three times the amount or value of the average annual rent which would be paid or delivered for the first ten years if the lease continued so long. One third of the duty payable on Conveyance (No. 23) (a) levied by this Act, for a consideration equal to the amount or value of such fine or premium or advance as set forth in the lease. One third of the duty payable on a Conveyance (No. 23) (a) as levied by this Act, for a consideration equal to the amount or value of such fine or premium or advance as set forth in the lease, in addition to the duty which would have been payable on such lease, if no fine or premium or advance had been paid or delivered.

40. Description Of Instrument (1) year, or when the average annual rent reserved does not exceed one hundred rupees.

In this exemption a lease for the purposes of cultivation shall include a lease of lands for cultivation together with homestead or tank, Explanation I. Rent paid in advance shall be deemed to be premium or money advanced within the meaning of this article unless it is specifically provided 'In the lease that rent paid in advance will be set off towards the last instalment of rent. Section 11. When a lessee to pay and recurring charge such as Government revenue, landlord's share of cesses, or the owner's share of municipal rates or taxes, which by law recoverable from the lessor and also the cost to repairs and improvements paid by the lessee, the amount so agreed to be paid by the lessee shall be deemed to be part of the rent. LETTER OF ALLOTMENT OF SHARES, in any company or proposed company, or in respect of any loan to be raised by any company or company. See also Certificate or other Document (No. 19). LETTER OF CREDIT. LETTER OF GUARANTEE, see Agreement (No. 5). LETTER OF LICENCE, that is to say, any agreement between a debtor and his creditors, that the latter shall, for a specified time, suspend their claims and allow the debtor to carry on business at his own discretion. MEMORANDUM OF ASSOCIATION OF A COMPANY— (a) If accompanied by articles of association under section 26 of the Companies Act, 1956. (b) If not accompanied. Exemption Memorandum of any association not formed for profit and registered under section 25 of Companies Act, 1956. MORTGAGE-DEED, not being an agreement relating to Deposit of Title Deeds, Pawn or Pledge (No. 6), Brought Proper Stamp duty (2) Twenty paise. See Schedule-I. Fifteen rupees. One hundred rupees. 5b 01 The same duty as is leviable on articles of association under Article 10 according to the share capital of the company. Description of Instrument (1) Bond (No. 16), Mortgage of a Crop (No. 41), Redemption Bond (No. 66). or Secured Bond (No. 67) — (a) when possession of the property or any part of the property comprised in such deed is given by the mortgagor or agreed to be given — (b) when possession is not given or agreed to be given as aforesaid: Explanation. A mortgagor who gives to the mortgagee power of attorney to collect or receive lease of the property mortgaged or part thereof, is deemed to have possession within the meaning of this article. (c) when a collateral or auxiliary or additional or substituted security, or by way of further assurance for the above mentioned purpose where the principal or primary security is duly stamped — for every sum secured not exceeding Rs. 1,000/-; and for every Rs. 1,000/- or thereof secured in excess of Rs. 1,000/- Exemption (i) Instrument executed by person taking advances under the Land Improvement Loans Act, 1883, or the Agricultural Loans Act, 1884, or by their trustees as security for the repayment of such advance. (2) Letter of hypothecation accompanying bill of exchange

41. MORTGAGE OF A CROP, including any instrument evidencing an to secure the repayment of a loan made upon any mortgage -of a crop, whether the crop is or not In existence at the time of the mortgage — (g) when the loan is repayable not more than three months from the date of the instrument for every sum secured not exceeding Rs. 200/-; and for every Rs. 200/- or part thereof of Rs. 200/-; Proper stamp duty (2) The same duty as leviable on a Conveyance under clause (a) or (b) of the case may be of article No. 23 for consideration equal to the amount secured by such deed. The same duty as Bond (No. 15) for the amount secured by such deed. Seventy five paise. Ten paise. 42. 43. 44. 19 — Description of Instrument (1) (b) when the loan repayable more than three months, but not more than eighteen months, from the date of the instrument — for every sum secured not exceeding Rs. 100/-; and for every Rs. 100/- or part thereof secured in excess of Rs. 100/-. NOTARIAL ACT. that is to say, any instrument, endorsement, note, attestation, certificate or entry not being a Protest (No. 50) made or signed by a Notary Public in the execution of the duties of his office, or by any other person lawfully acting as a Notary Public. see Protest of Bill or Note (No. 50). NOTE OF MEMORANDUM, sent by a Broker or Agent to his Principal intimating the purchase or sale on account of such Principal — (a) of any goods, exceeding in value twenty rupees. (b) of any stock or marketable security exceeding in value twenty rupees. NOTE OF PROTEST BY THE MASTER OF A SHIP. See also Protest by the Master of a Ship (No. 51). ORDER FOR THE PAYMENT OF MONEY. see Bill of Exchange (No. 13). 8. PARTITION Instrument of as defined by section 2 (15) of the Transfer of Property Act, 1882. Proper Stamp duty (2) Twenty paise. Twenty paise. Three rupees. Twenty five paise. Subject to a maximum of twenty five rupees, twenty paise for every Rs. 10,000 or part thereof of the value of the stock or security. One rupee and fifty paise. The same duty as a Bond (No. 15) for the amount of the value of the separated share or shares of the property. N. B. The largest share remaining after property is partitioned or if there are two or more shares of equal value and not smaller than any of the other shares then one of Description of Instrument (1) Instrument Proper stamp duty (2) such equal shares shall be deemed to be that from which the other shares are separated: Provided always that — a) when an instrument of partition containing agreement to divide property in equal parts is executed and a partition is effected in pursuance of such agreement duty chargeable upon the instrument effecting such partition shall be reduced by the amount of duty payable on the deed or instrument, but not be less than seventy-five paise b) where land is held on Revenue Settlement for a period not exceeding thirty years and paying the full assessment, the value for the purpose of duty be calculated not more than ten times the annual revenue. c) where a final order for effecting partition passed by any Revenue authority. Description of Instrument (1) 46. PARTNERSHIP — A — Instrument of (a) where the capital of the partnership does not exceed Rs. 1,000/-. where the capital of the partnership does not exceed Rs. 6,000/-. where the capital of the partnership does not exceed Rs. 10,000/-. where the capital of the partnership does not exceed Rs. 15,000/-. where the capital of the partnership does not exceed Rs. 20,000/-. (b) in any case. B — Dissolution of PARTNERSHIP. see Agreement relating to Deposit of Title Deeds, Pawn or Pledge (No. 6)

47. POLICY OF INSURANCE—48. POWER-OF-ATTORNEY as defined in section 2(21) not being Proxy (No. 62) — (a) when executed for the sole purpose of procuring the registration of one or more documents in relation to a single transaction or for admitting execution of one or more such documents; (b) when required in suits or proceedings under Precedence & all Cause Courts 1882; Proper stamp duty (2) fifty paise or any Civil Court, or an award by an arbitrator direct- ing a partition is stamped with the stamp required for an instrument of partition and an instrument of partition in pursuance of such order or award subsequently executed, the duty on such instrument shall not exceed seventy-five paise. Ten rupees. Twenty rupees. Thirty rupees. Forty rupees. Fifty rupees. One hundred rupees. Thirty rupees. see Schedule. One rupee. One rupee, 49. 50. 51. 52. N. Description of Instrument (c) when authorising one person or more to act in a single transaction other than the case mentioned in clause (a); (d) when authorising not more than five persons to act jointly and severally in more than one transaction or generally; (e) when authorising more than five but not more than ten persons to act jointly and severally in more than one transaction or generally; (f) when given for consideration and authorising the attorney to sell any immovable property; (g) in any case Explanation. —For the purpose of this article more persons than one when belonging to the same firm shall be treated as one person. NOTE. PROTEST or OR NOTE, that is to say, any declaration written made by a Notary Public or other person lawfully acting as such, attesting the dishonour of a bill of exchange or promissory note. PROTEST BY THE MASTER OF A

SHIP, that to say, any declaration of the particulars of her voyage drawn up by him with a view to the adjustment of or the calculation of averages, and every declaration in writing made by him again the charterers or the consigners for loading or unloading the ship, when such declaration is attested or certified by Public or other person lawfully acting as such. see Note of Protest by the Master of a Ship (No. 44). PROXY. Proper stamp duty— (2) Two rupees. Ten rupees, Twenty rupees. The same duty as under clause (a) or (b), the case may be of article No. 23 for the amount of consideration. no rupees for each person N. B. = The term includes every opportunity incidental to registration under the Indian Registration Act, 1908. see Schedule 1. Three rupees. See L Tier:

54. Description of Instrument (1) OF MORTGAGE PROPERTY (KZ) if the consideration for which the property mortgaged does not exceed Rs.1,000/-, (b) and any other case— was RELEASE, that is, any instrument (not being such a release as is provided for by section 23A) whereby a person renounces a claim upon another person or against any specified property (A) if the amount or value of the claim does not exceed Rs. 1,000/-; (C) and any (Z) case. RESPONSIBILITY BOND, that is, any instrument securing a loan on the cargo laden or to be laden on board a vessel repayment contingent on the arrival of the cargo at the port of destination. REVOCATION OF ANY OR SUBSTITUTION. See Settlement (No. 6) : Trust (No. 64). SECURITY —BOND OR MORTGAGE DEED, executed by way of security for the due execution of any office, or to account for money or other property received by virtue thereof, or executed by a surety to secure the due of a contract— (a) when the amount secured not exceed Rs. 1,000/- (C) any other Exemptions Bond or other instrument, when executed — to any for the of that the income from private to a charitable dispensary or hospital or any other subject of public utility, shall not be less than a sum per mensem; Proper stamp duty (2) The same duty as is leviable on a Conveyance under clause (Q) of article 23 for the amount of such consideration as set forth in the reconveyance. thirty rupees. The same duty as a Bond (No. 15) for such amount or value as set forth in the release. Ten rupees. The same duty as Bottomry Bond (No. 16) for the amount of the loan secured. The same duty as a Bond (No. 15) for the amount of the loan secured. Description of Instrument (1) (b) by person taking advances under the Land Improvement Loans Act, 1883, or the Agriculturists' Loans Act, 1884, or by their sureties security for the repayment of such advances; (c) by or for their sureties to secure the due execution of an office, or the due account for money or other property received by virtue of a deed of dower) Exemption of

58. Deed of dower exempted of between Muhammadans. the of a marriage by a Jirga or Tribunal (No. 64). SHARE WARRANTS series Act. to be under Order — Proper stamp duty (2) The same duty as a Bond (No. 15) for a sum equal to the amount or value of the property settled set forth in the instrument. Provided where an agreement to settle is stamped required by the instrument of title and as instrument of settlement in pursuance of which agreement subsequently exempted, the on which instrument not exceed Rs. 300. The same duty as a (No. 15) for a sum equal to the amount or value of the property as set forth in the instrument of title, but not exceeding twenty rupees. Under the duty payable on a mortgage 1.1 IC Description of Instrument (1) Exemptions Share warrant when Issued by a Company in pursuance of the Companies Act, 1956, section 114, to have effect only upon payment, as composition for that duty, to the Collector of Stamp Revenue of — (a) One-and-a-half per centum of the whole subscribed capital of the company; or (b) If any company which has paid the said duty or composition in full subsequently issues an addition to its subscribed capital. one-and-a-half per centum of the additional capital so issued. See Certificate (No. 19)

60. SHIPPING ORDER for or relating to the conveyance of goods on board of any vessel

61. OF LEASE —(a) where the duty with which the lease is chargeable does not exceed ten rupees; (b) in any other case. Exemption Surrender of lease, when lease exempted from duty

62. TRANSFER (whether with or without consideration) —(a) of shares in an incorporated company or other body corporate (b) of debentures, being marketable securities, whether the debenture is liable to duty or not, except debentures for by section 8; (c) of any interest secured by a bond, mortgage-deed or policy of insurance; Proper stamp duty (2) Section No. 40 (a) for the amount equal to the nominal amount of the shares specified in the instrument. Ten paise. The duty with such lease is chargeable. Ten rupees. See Schedule I. One-half of the duty payable on a debenture (No. 27) for a consideration equal to the face amount of the debenture. One-half of the duty which such mortgage-deed or policy of insurance is chargeable subject to a maximum fifty rupees. 26 — Description of Instrument (1) (d) Of any property

under the —Act, 19&1, section m; (e) of uy trust-property withNt consideration from one trustee to another or from a trustee to a bæieticlary. Exemptions Transfer by endorsemet— (B) of B bill of exchangeq cheque or promissory note; (b) of a bill of lading, delivery, order, warrant for goods or other merchantile document ot title to goods; (c) of a poucy ot ingurmce; (d) of securitiæ of the Central Government. gee azeo section 8. TRANSFER OF LEASE by way of assignment and not 03. by way of uderlease. Transfer of any lease from argy. \$4. TRUST (a) Declaration of —Of, or concerning, any property when made by any writing not baing d Will. Revocitfon of ot. or concerning any pronetty when made by any instrument other than a Will. Proper Blamp duty (2) F!tteen Seven rupees fifty paise or such emailer amount may be chargeable under cluse (a) to (c) of this Ar- ticle. The game duty as leviable on a Con- under veyznce clause (a) (b), as the case may be, Of article 23 for conafderatiou equal to the amount of the conslderatlon tar tho transfer. Itie same duty as a Bond (Nc. 15) for a sum equal to the amount or value of the property concerned 88 get forth in the trument, but not exceeding thirty rupees. The game duty B Bond (Nd. 15) for sum equal the amount or va- lue of the pro- perty concerned. ae get forth IA the

