REVENUE AND VALUATION.

Presentation of Instruments.

REGULATIONS, DATED 24TH NOVEMBER, 1936, MADE BY THE MINISTRY OF FINANCE UNDER SECTION 9 OF THE FINANCE ACT (NORTHERN IRELAND), 1936.

1936. No. 154.

WHEREAS it is provided by sub-section (1) of section nine of the Finance Act (Northern Ireland), 1936 (in these Regulations referred to as "the Act") that on the occasion of any transfer on sale of the fee simple of any land or of any interest in land or on the grant of a lease of any land, it shall be the duty of the person specified in sub-section (2) of the said section to produce to the Ministry of Finance (in these Regulations referred to as "the Ministry") the instrument by means of which the transfer or the grant is effected or agreed to be effected, and to comply with such one of the following requirements as he may elect to comply with, namely :—

(*a*) to deliver with the instrument reasonable particulars thereof in a form to be prescribed by regulations made by the Ministry ; or

(*b*) to deposit with the Ministry a copy of the instrument ; or

(*c*) to allow the instrument to be retained by the Ministry, for such period and under such conditions as may be prescribed by regulations made as aforesaid :

And whereas it is provided by sub-section (2) of section nine of the Act that the transferee, in the case of a transfer on sale, and the lessor, in the case of the grant of a lease, shall be the person upon whom the duty of producing an instrument to the Ministry for the purposes of sub-section (1) of the said section is imposed :

Provided that if there is a written agreement or undertaking by the transferor or lessee (as the case may be) that he will be responsible for presenting the instrument for stamping under the provisions of the Stamp Act, 1891, then it shall be the duty of such transferor or lessee to produce the instrument for the purposes of the said sub-section (1) :

And whereas the person upon whom the aforesaid duty is imposed is in these Regulations referred to as "the responsible party" :

And whereas it is provided by sub-section (6) of section nine of the Act that the Ministry may (among other things) by regulations provide from time to time for the exemption of any particular class or classes of instrument from the requirements mentioned in sub-section (1) of the said section :

And whereas it is provided by sub-section (8) of section nine of the Act that the said section shall apply to instruments executed after the 1st day of December, 1936 :

Now therefore the Ministry, in pursuance of the provisions aforesaid, hereby makes the following Regulations, that is to say :—

1. Where the responsible party elects to deliver with the instrument reasonable particulars thereof, such particulars shall be delivered according to the Form set out in the Schedule to these Regulations.

2. Where the responsible party elects to allow the instrument to be retained by the Ministry—

(*a*) The Ministry shall issue a receipt in respect of the instrument, but so that a single receipt may be issued in respect of a series of instruments ;

(*b*) The Ministry may retain the instrument for a period not exceeding one week from the date of production ;

(*c*) Subject to the foregoing paragraphs of this Regulation, the instrument, with a stamp impressed thereon denoting hat the requirements of the Act have been complied with, shall be returned to the responsible party on surrender of the receipt relating thereto.

3. Copies of the Form set out in the Schedule to these Regulations shall be supplied by the Ministry, free of cost, to applicants at the Stamp Office, Chichester Street, Belfast, or may be obtained at any Money Order Office of the Post Office authorised to accept documents for stamping.

4. The following instruments shall be exempt from the requirements mentioned in sub-section (1) of section nine of the Act, namely :—

(*a*) Transfers on sale of lands which are subject to land purchase annuities and which are registered in the Land Registry of Northern Ireland ;

(*b*) Instruments relating to land outside Northern Ireland.

SCHEDULE.

FORM OF DELIVERY OF PARTICULARS.
(FINANCE ACT (NORTHERN IRELAND), 1936, SEC. 9.)

Transfers on Sale and Grants of Leases.

1. Description and date of Instrument :.....
.....

2. Names of Parties : *Vendor .....
Lessor .....
*Purchaser .....
Lessee .....
*Strike out words not applicable.