

L.N. 112 of 2004

**DUTY ON DOCUMENTS AND TRANSFERS ACT
(CAP. 364)**

Duty on Documents and Transfers (Amendment) Rules, 2004

IN exercise of the powers conferred by article 22 of the Duty on Documents and Transfers Act, the Minister of Finance and Economic Affairs has made the following rules:-

1. (1) The title of these rules is the Duty on Documents and Transfers (Amendment) Rules, 2004, and shall be read and construed as one with the Duty on Documents and Transfers Rules, 1993, hereinafter referred to as “the principal rules”.

Citation and
commencement.

L.N. 98 of 1993.

(2) These rules shall come into force on the 1st January, 2004.

2. (1) Immediately after paragraph (2) of rule 10 of the principal rules there shall be added the following proviso:-

Amendment of rule
10 of the principal
rules.

“Provided that a promise of sale or of a transfer of an immovable property or any real right thereon made on or prior to the 31st December, 2003 shall be valid where notification thereof is given by either the transferor or the transferee or their authorised representative.”.

(2) Immediately after paragraph (4) of rule 10 of the principal rules there shall be added the following proviso:-

“Provided that where the last day on which such a notice is to be filed falls on a Saturday or a public holiday as established in the National Holidays and Other Public Holidays Act, that day shall be deemed to fall on the first working day, other than a Saturday, following the said Saturday or public holiday.”.

(3) For the words “within seven days following the date thereof in the same manner as provided for in paragraph (2)” in paragraph (6) of rule 10 of the principal rules there shall be substituted the words “within fifteen days following the date thereof in writing together with an indication of the Notification Number of the Promise of Sale and signed by either of the parties to the agreement or an authorised representative”.

Amendment of the
First Schedule to the
principal rules.

3. For the words “An authenticated copy of the I.D. Card is to be annexed in respect of each individual” in the Declaration by Notary, Item I, in the First Schedule to the principal rules, there shall be substituted the words “The I.D. Card Number of each individual shall be given”.

Amendment of the
Third Schedule to
the principal rules.

4. For the words “Din in-notifika hija invalida jekk iċ-*cheque* mhuwiex mehmuz” in the Maltese text in the Third Schedule to the principal rules there shall be substituted the words “Din in-notifika tkun invalida jekk iċ-*čekk* ma jissarrafx”.