

L.N. 211 of 1997

PUBLIC REGISTRY ACT
(CAP. 56)

Public Registry Act (Schedules) (Amendment) Regulations, 1997

IN exercise of the powers conferred by section 39 of the Public Registry Act, the Minister of Justice and Local Councils, with the concurrence of the Minister of Finance and Commerce, has made the following regulations:—

1. These regulations may be cited as the Public Registry Act (Schedules) (Amendment) Regulations, 1997, and shall be read and construed as one with the Schedules to the Public Registry Act, hereinafter referred to as “the Schedules”. Citation and commencement.

(2) The regulations shall come into force on the 1st January, 1998.

2. For the First Schedule of the Schedules, there shall be substituted the following:— Substitutes First Schedule of the Schedules.

“FIRST SCHEDULE

TARIFF
(Section 3)

A. Privileges and Hypothecs

	Lm c
1. For every note for registration or of renewal of registration where the amount of debt —	
(a) does not exceed Lm1,000	1.00
(b) exceeds Lm1,000 but does not exceed Lm20,000	10.00
(c) exceeds Lm20,000	10.00
and in addition one Malta lira (Lm1) in respect of each Lm1,000, or part of Lm1,000, over and above the initial Lm20,000.	
(d) where the amount of debt is not stated.	1.00

For every note for registration where the debt is an annuity or a pension, the fees laid down in the foregoing scale shall be levied in the following manner, namely:

(a) if the annuity is constituted in perpetuity or for twenty years or more, or for an indefinite period, the fee is to be assessed on the total amount payable during the period of twenty years;

(b) if the annuity is constituted for a definite period under twenty years, the fee is to be assessed on the total amount payable during such period;

(c) if the annuity is constituted for the life or lives of any person or persons, the fee is to be assessed on the total amount payable during the period of twelve years.

2. For every note relating to an assignment, a reduction, or cancellation including the relative reference to be entered in the registers	1.50
3. For every search for entries against a particular individual, with or without a perusal thereof, for every annual Index to which the application for the search refers	0.02
4. For every certificate and/or other document containing a list of all the numbers entered against a particular individual or individuals, in addition to the fees for the search, for every number shown	0.01
subject to the payment of a minimum charge of	0.30
5. For a special certificate (Public Registry Certificate) of any entry or a true copy of any entry	1.50
6. For a certificate of all entries against an individual or a true copy of all entries against an individual, per entry	1.50
7. For a certificate attesting that no entry exists against a particular individual	0.30

Lm c

B. Enrolments

8. For every note for the enrolment of a public will, for every note for the enrolment of the opening of a secret will, and for every note containing a Declaration *causa mortis* 2.50

9. For every note of renunciation made on the taking of monastic vows, of an endowment, of a marriage contract without the conveyance of immovables, of a counter-declaration to a marriage contract, of personal separation and cessation of the community of acquests, and for any other note relating to any power of attorney, notarial deed, judgement or decree of a Court, where the value involved is not ascertainable 1.00

10. For every other note relating to any notarial deed, judgement or decree of a Court, where the value involved is ascertainable —

(a) and does not exceed Lm1,000 1.00

(b) exceeds Lm1,000 but does not exceed Lm20,000 10.00

(c) exceeds Lm20,000 10.00

and in addition one Malta lira (Lm1) in respect of each Lm1,000, or part of Lm1,000, over and above the initial Lm20,000.

For every note of enrolment relating to an annuity or a pension the fees laid down in the foregoing scale shall be levied in the following manner, namely:

(a) if the annuity is constituted in perpetuity, or for twenty years or more, or for an indefinite period, the fee is to be assessed on the total amount payable during the period of twenty years;

(b) if the annuity is constituted for a definite period under twenty years, the fee is to be assessed on the total amount payable during such period;

(c) if the annuity is constituted for life or lives of any person or persons, the fee is to be assessed on the total amount payable during the period of twelve years.

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| 11. For every reference to be entered in the registers | 0.50 |
| 12. For every search and for a certificate of all entries, or of no entries, against an individual, there shall be paid the fees specified in paragraphs 3, 4, 5, 6 and 7 of this Tariff. | |
| 13. For every certificate relating to the wills made by any particular person, irrespective of the number of pages (including the fee for the search) | 2.50." |