L.N. 50 of 1984

PUBLIC REGISTRY ACT (CAP. 93)

Public Registry (Duplicate Notes) Regulations, 1984

IN exercise of the powers conferred by section 40 of the Public Registry Act, the Senior Deputy Prime Minister and Minister of Justice and Parliamentary Affairs has made the following regulations:—

Citation.

1. These regulations may be cited as the Public Registry (Duplicate Notes) Regulations, 1984.

Making of duplicate notes.

2. (1) It shall be the duty of the Director of the Public Registry to make duplicate notes of any original notes for the registration of any cause of preference among creditors, notes of reference or notes of enrolment deposited in the Public Registry in Malta or in the Public Registry in Gozo, where the original note has been lost, destroyed or damaged, and to make a new register in substitution of any register lost, destroyed or damaged.

(2) The making of the duplicate notes and new registers shall be compiled by making reference to the respective register and original note, as the case may be, kept in the Public Registry or by reference to the relative deed, and reproducing the relevant information therein contained on the duplicate note or new register as the case may be.

(3) The duplicate notes or new registers may be made by the process of microfilming, which shall be carried out on the premises of the Public Registry in Malta and in Gozo and under the supervision of the pertinent Director of that Registry.

Applicability of certain provisions to duplicate notes, etc.
Cap 23.

3. The provisions of the Public Registry Act and of the Civil Code relating to the formulation of the notes mentioned in these regulations shall apply to duplicate notes and new registers made under these regulations.

Authentication of notes.

4. (1) The duplicate notes or new registers prepared in accordance with these regulations shall be authenticated by the Director of the Public Registry or by an Assistant Director, and the Director or such Assistant Director shall ensure that the information contained in the duplicate note or new register, conforms to the information contained or which ought to have been contained in the original note or register.

(2) The Director of the Public Registry shall indicate the duplicate notes or new registers which have been made in accordance with these regulations and the date and the source thereof.

Notes of renewals of registrations and legal hypothecs.

5. The provisions of these regulations shall also apply to the making of duplicate notes and new registers of notes of renewals of registrations and of legal hypothecs.

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