

SUBSIDIARY LEGISLATION 16.14

ELECTRONIC REGISTER (TERMINATION OF MANDATES) REGULATIONS

2nd December, 2016*

LEGAL NOTICE 404 of 2016.

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| <p>1. The title of these regulations is the Electronic Register (Termination of Mandates) Regulations.</p> <p>2. The Chief Notary to Government shall maintain an electronic database which shall contain an electronic register with regards to applications submitted for the termination of special mandates on immovable property or general mandates between physical persons.</p> <p>3. (1) The termination of special mandates on immovable property between physical persons and the termination of general mandates given between physical persons shall be notified by the mandatory or by any person having an interest in the mandate to the Chief Notary to Government.</p> <p>(2) The notification shall be made by submitting one of the application forms found in the Schedule:</p> <p style="margin-left: 20px;">Provided that all application forms submitted, including application forms submitted electronically, shall be processed by the Chief Notary to Government on working days until three in the afternoon (3.00 p.m.) and the electronic register shall be updated electronically every working day.</p> <p>(3) A fee of fifty euro (€50) shall be charged by the Chief Notary to Government for every application submitted.</p> <p>(4) The termination notified to the Chief Notary to Government shall be entered in the electronic register on the same day when the notification is made.</p> <p>(5) Notaries Public and banks shall be deemed to be notified with the termination of the mandates referred to in sub-article (1) upon the entry of the termination in the online register.</p> <p>(6) No action for damages shall lie against the Chief Notary to Government for failure to comply with any of the provisions of these regulations except on the basis of wilful acts done in bad faith or of gross negligence.</p> <p>4. (1) The register referred to in regulation 2 shall contain the following information:</p> <p style="margin-left: 20px;">(a) the name, surname and identity card number of the mandator; and</p> <p style="margin-left: 20px;">(b) the date and time when the application for the</p> | <p>Citation.</p> <p>Chief Notary to Government to keep electronic register.</p> <p>Termination of a mandate.</p> <p>Information contained in the electronic register.</p> |
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* see regulation 1(2) of these Regulations as originally promulgated, and Legal Notice 412 of 2016.

termination of the general mandate or the special mandate on immovable property was submitted to the Office of the Notary to Government.

(2) A search in the electronic register may be effected by inserting the name and surname of a physical person or by inserting an identity card number. The search can also be made by effective date.

Accessibility to the electronic register.

5. The electronic register shall be accessible online to the public.

SCHEDULE
(Regulation 3)
FORM RPG

APPLICATION FOR THE TERMINATION OF MANDATES OF A GENERAL
NATURE BETWEEN PHYSICAL PERSONS

(in terms of Article 1886(1) of the Civil Code, Cap. 16 of the Laws of Malta)

Details of Applicant

Name:

Surname:

Identity Card Number:

I, the undersigned, am terminating with effect from the date of acceptance of such application, any general power of attorney entered into with other persons. I am attaching a copy of my Identity Card with this application.

.....

Signature of Applicant

The Chief Notary to Government confirms receipt of this application from the applicant at the Office of the Notary to Government today at

Fee: €50

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Signature and rubber stamp of Notary to Government

Data Protection Statement - All personal data provided on this form is protected, and used in accordance with the Data Protection Act.

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FORM RPS**APPLICATION FOR THE TERMINATION OF MANDATES OF A SPECIAL NATURE REGARDING TRANSFER OF IMMOVABLE PROPERTY ONLY**

(in terms of Article 1886 (1) of the Civil Code, Cap. 16 of the Laws of Malta)

Details of Applicant

Name:

Surname:

Identity Card Number:

I, the undersigned, am terminating with effect from the date of acceptance of such application:

- (1) Any special power of attorney entered into with other persons or
(2) A special power of attorney entered into with other persons, a copy of which is being attached with this application

Documents which need to be submitted:

I am attaching:

- (a) a copy of my identity card with this application

Applicable only if paragraph 2 above is marked

- (b) a copy of the special power of attorney (applicable only according to paragraph 2 above)

.....
Signature of Applicant

The Chief Notary to Government confirms receipt of this application from the applicant at the Office of the Notary to Government today at

Fee: €50

.....
Signature and rubber stamp of Notary to Government

Data Protection Statement - All personal data provided on this form is protected, and used in accordance with the Data Protection Act.