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2nd Session 1957-58

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Registration of Documents (Amendment) Act, No. 22 of 1958

Date of Assent : May 9, 1958

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Registration of Documents (Amendment) 3
Act, No. 22 of 1958

L. D.—O. 45/53.

AN ACT TO AMEND THE REGISTRATION OF DOCUMENTS
ORDINANCE.

Chapter 101.
(Vol. III.,
page 211).

[Date of Assent: May 9, 1958]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Representatives of Ceylon in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Registration of Documents (Amendment) Act, No. 22 of 1958.

Short title.

2. (1) Section 15 of the Registration of Documents Ordinance (hereinafter referred to as the "principal enactment") is hereby amended, in sub-section (1) thereof, as follows:—

Amendment of
section 15 of
Chapter 101.

- (a) in paragraph (a) of that sub-section by the substitution, for the words "thereof; and", of the word "thereof;";
- (b) in paragraph (b) of that sub-section by the substitution, for the word "Registrar.", of the words "Registrar; and"; and
- (c) by the insertion, immediately after paragraph (b) of that sub-section, of the following paragraph:—

“(c) where a new division of a Registrar is created wholly or partly out of a division (hereinafter referred to as the “old division”) of another Registrar, then, in regard to lands which before the date of creation of the new division were wholly or partly within the old division which on and after that date constitutes the new division or, as the case may be, within such part of the old division as on and after that date constitutes a part of the new division,—

- (i) such of the folios of the book (hereinafter referred to as the “old book”) allotted under section 13 to the old

division as contain registrations of instruments affecting any of those lands shall be deemed to form part of the book (hereinafter referred to as the "new book") allotted under that section to the new division; and

- (ii) a registration of an instrument affecting any such land made in the new book and registrations of instruments affecting that land made in the old book shall be connected by cross references made in the prescribed manner in the new book and the old book."

(2) The amendments made in section 15 of the principal enactment by sub-section (1) of this section shall be deemed to have come into force on the date of commencement of the principal enactment.

Amendment of heading in Chapter IV of the principal enactment.

3. The following new heading is hereby substituted for the heading "REGISTRATION OF BILLS OF SALE." occurring in Chapter IV of the principal enactment:—

"REGISTRATION OF INSTRUMENTS
CREATING PLEDGES, MORTGAGES
OR BILLS OF SALE OF MOVABLE
PROPERTY."

Amendment of heading in Chapter V of the principal enactment.

4. The following new heading is hereby substituted for the heading "PROVISIONS APPLICABLE TO INSTRUMENTS AFFECTING LAND AND BILLS OF SALE." occurring in Chapter V of the principal enactment:—

"PROVISIONS APPLICABLE TO INSTRUMENTS AFFECTING LAND OR PLEDGES, MORTGAGES OR BILLS OF SALE OF MOVABLE PROPERTY."

Amendment of section 40 of the principal enactment.

5. Section 40 of the principal enactment is hereby amended as follows:—

- (1) by the substitution, for the words "volume of duplicates or copies", of the words "volume or any part of any volume of duplicates or copies";

- (2) by the substitution, for the words " volume of any book ", of the words " volume or any part of any volume of any book ";
- (3) by the substitution, for the words " copy thereof ", of the words " copy of the volume or part so damaged or in danger of becoming illegible ";
- (4) by the substitution, for the words " the volume so damaged ", of the words " the volume or part so damaged ";
- (5) in the marginal note to that section by the substitution, for the word " volumes.", of the words " volumes or parts thereof."