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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

අංක 224/3 - 1982 දෙසැම්බර් 20 මැති සඳුදා - 1982.12.20

No. 224/3 - MONDAY, DECEMBER 20, 1982

(Published by Authority)

PART I: SECTION (I) - GENERAL

Government Notifications

L. D.-B. 13/82.

THE STAMP DUTY ACT, No. 43 OF 1982

Order under Section 1

BY virtue of the powers vested in me by Section 1 of the Stamp Duty Act, No. 43 of 1982, I, Ronald Joseph Godfrey de Mel, Minister of Finance and Planning, do by this Order appoint January 1, 1983 as the date on which that Act shall come into operation.

Colombo,
17th December, 1982.
12-809/1

RONNIE DE MEL,
Minister of Finance and Planning.

Item No.	Column I	Column II R. c.
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	supply evidence of such debt in any book (other than a banker's pass book) or other document which is in the creditor's possession	0 50
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2	Affidavit or affirmation not otherwise provided for in Part II of this schedule	1 0
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3	Agreement relating to the pawn or pledge of movable property, or mortgage or transfer of any property for every Rs. 1,000/- or part thereof	1 0
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4	Application for a letter of credit made to an approved credit agency; a trust receipt or letter of trust or declaration of trust in respect of corporeal movables in favour of any such agency, for every Rs. 1,000 of the credit facility or part thereof:	1 0
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Provided that where such credit facility is or is to be obtained exclusively for the export of goods from Sri Lanka the stamp duty payable will be one half of the amount calculated in the manner set out above

In this item the expression 'credit facility' in relation to an application for a letter of credit means the value of the letter of credit less the cash margin if any.

5	(a) Bill of Exchange (other than a cheque, promissory note, a draft payable on demand and drawn by or on behalf of a bank in Sri Lanka on itself or drawn by any person on a bank in Sri Lanka, and an order addressed to a bank for the payment to the party named therein of a sum of money weekly, monthly, or at any other stated periods or otherwise) payable on demand or at sight or on presentation or within three days after date or sight	0 25
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	(b) Bill of Exchange, draft or order for the payment at any time otherwise than on demand or at sight or on presentation or within three days after date or sight, to the party named therein, or the bearer or to order, of any sum of money for every Rs. 1,000 or part thereof	1 0
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	(c) Cheque or draft payable on demand and drawn by or on behalf of a bank in Sri Lanka on itself or drawn by any person on a bank in Sri Lanka, and an order addressed to a bank for the payment to the party named therein of any sum of money at any stated periods or otherwise	0 25
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L. D.-B. 13/82

THE STAMP DUTY ACT, No. 43 OF 1982

REGULATION made by the Minister of Finance and Planning under Section 69 of the Stamp Duty Act, No. 43 of 1982, read with Section 2 of that Act.

Colombo,
17th December, 1982.

RONNIE DE MEL,
Minister of Finance and Planning.

Regulation

Stamp duty shall be chargeable with effect from January 1, 1983—

(a) on every instrument specified in Column I of Part I of the Schedule hereto at the rates specified in the corresponding entry in Column II of that Part of that Schedule; and

(b) on every document specified in Column I of Part II of the Schedule hereto at the rates specified in the corresponding entry in Column II of that Part of that Schedule.

SCHEDULE

PART I

Item No.	Column I	Column II Rs. c.
1	Acknowledgement of a debt amounting to one hundred rupees or over in amount or value, written or signed by or on behalf of a debtor, in order to	

6	Bill of lading of or for any goods, merchandise, or effects exported or carried coastwise, for each part of every set	10 0
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(Bill of sale—see Item 7)

1 A

Item No.	Column I	Column II Rs. c.	Item No.	Column I	Column II Rs. c.
7	(a) Bond pledge, bill of sale or mortgage for any definite and certain sum of money affecting any property other than any aircraft registered under the Air Navigation Act (Chapter 365) for every Rs. 1,000/- or part thereof ..	10 0	(b) Letter or Power of Attorney whether executed in Sri Lanka or elsewhere, for any other purpose whatever ..	10 0	10 0
	(b) Bond or mortgage whereby any sum of money is hypothecated as security for the due performance of any act or acts or for fulfilling any obligation under any contract or otherwise or indemnifying any person in respect of any damage, loss or expenses. for every Rs. 1,000/- or part thereof ..	10 0	(Letter of credit—application for see Item 4) (Mortgage—see Item 7)		
8	Broker's Note ..	1 0	17	Partnership instrument ..	100 0
9	Certificate on authentication—		18	Policy of Insurance—	
	(a) of a copy or extract of any document issued by a public officer ..	1 0	(a) in the case of life insurance for every Rs. 1,000 or part thereof ..	0 50	
	(b) by a officer of the Ministry of Foreign Affairs, of a signature appearing on any document or copy or extract thereof ..	100 0	(b) in the case of any other insurance (Power of Attorney—see Item 16) ..	10 0	
10	Charter—party or any agreement or contract for the charter of any vessel ..	100 0	19	Promissory Note—	
	(Cheque—see Item 5(c)) (Copy—see Item 9)		Where the amount is Rs. 10,000 or less ..	1 0	
11	Debenture including debenture stock (whether a mortgage debenture or not) being a marketable security transferable by delivery or by endorsement or by a separate instrument of transfer— The same duty as on a bond or mortgage for the same amount.		Where the amount exceeds Rs. 10,000 for every Rs. 1,000 or part thereof ..	0 50	
12	(1) Deed or instrument for the exchange of any property otherwise than between co-heirs —		(Proxy—see Item 16)		
	(a) if of equal value, the same duty as on a conveyance of such property at the market value thereof ;		20	Receipt or discharge given for any money or other property amounting to Rs. 100 or upwards ..	0 50
	(b) if of unequal value, the same duty as on a conveyance of the property which is of the higher value, at the market value thereof ;		21	Share Certificate—following on a new or additional issue of shares. On each Rs. 100 of the face value of the shares, scrip or stock to which the certificate relates ..	0 50
	(2) Deed or instrument for the exchange of any property between co-heirs —		22	(a) Transfer or conveyance of any immovable property, otherwise than by way of gift, not including a transfer or conveyance of such property, without consideration, by an executor or administrator of an estate of a deceased to a person beneficially entitled to such property or to a trustee appointed under the will of the deceased, or by a trustee to a beneficiary or by an order of court in matrimonial proceedings—	
	(a) if of equal value ..	10 0	Where the value is Rs. 50,000 or less for every Rs. 100 or part thereof of the value ..	3 0	
	(b) if pecuniary consideration for equality is given, the same duty as on a conveyance of a property the value of which is equal to the difference in the market value of the properties exchanged ..	13 0	Where the value is over Rs. 50,000 and not exceeding Rs. 100,000 for every Rs. 100 or part thereof of the value ..	5 0	
13	Delivery order in respect of goods exceeding Rs. 1,000/- in value ..	1 0	Where the value is over Rs. 100,000 for every Rs. 100 or part thereof of the value. ..	6 0	
14	Gift or deed of gift of any property —		(b) Transfer or conveyance of any movable property, otherwise than by way of gift, not including a transfer or conveyance of such property, without consideration, by an executor or administrator of an estate of a deceased to a person beneficially entitled to such property or to a trustee appointed under the will of the deceased, or by a trustee to a beneficiary or by an order of court in matrimonial proceedings—		
	(a) Where the value of the property is Rs. 50,000/- or less for every Rs. 100/- or part thereof ..	3 0	for every Rs. 100 or part thereof of the value ..	3 0	
	(b) Where the value of the property exceeds Rs. 50,000 —		Provided that in the case of a conveyance or transfer of shares, scrip-stock, debentures or debenture stock, the duty payable thereon shall be—		
	On the first Rs. 50,000 ..	1,500 0	for every Rs. 100 or part thereof the the market value ..	1 0	
	on every Rs. 100 of the value in excess of and Rs. 50,000 ..	2 0	(c) Transfer or Assignment—		
15	Lease or hire or agreement for lease or hire of any Property — The same duty and conditions as to calculation of duty as on a bond or mortgage or property for the same amount as the aggregate rent or hire payable for the whole term comprised in the lease or hire and including any premium : Provided (a) that the maximum duty payable shall not exceed that on a lease or hire for 10 years and any premium. (b) where the lease is executed in pursuance of a duly stamped agreement to the same, on production of such agreement to the Commissioner-General, the duty shall be ..	10 0	(i) of a bond or mortgage : The same duty with which a bond or mortgage is chargeable.		
16	(a) Letter or Power of Attorney for the purpose of appointing a proxy to vote at any one meeting or adjournment thereof ..	0 50	(ii) of a lease for a consideration ; The same duty as on a conveyance of immovable property for such consideration.		
			(iii) of a lease for a consideration not wholly pecuniary or without consideration :— The same duty as on a conveyance of immovable property for a consideration equal to the total rent payable for the unexpired period of the lease not exceeding ten years.		
			(iv) of a judgment debt whether with or without consideration — The same duty as on a bond or mortgage for the amount due under the decree.		

Item No.	Column I	Column II Rs. c.	Item No.	Column I	Column II Rs. c.
(v)	of a policy of insurance for a pecuniary consideration — The same duty as on a conveyance of movable property for such consideration.			dance with the foregoing paragraphs, as on a conveyance of all the assets of the business without any deduction for liabilities, whichever is less.	
(vi)	of a policy of insurance for a consideration not wholly—pecuniary or without consideration — The same duty as on a conveyance of movable property for a consideration equal to the surrender value of such policy at the time of execution of the instrument of assignment.		(d)	Conveyance or transfer of property by way of trust — The same duty as on a conveyance of transfer for a pecuniary consideration equal to the value of the property.	
(vii)	of a business —		23	Warrant to act as a Notary Public in any area ..	100 0
(a)	for a consideration wholly pecuniary — Either the duty on a conveyance of immovable property for such consideration added to the amount, including accrued interest, due on mortgage debts charged on the immovable property of the business or the duty calculated in accordance with the foregoing paragraphs as on a conveyance of all the assets of the business, without any deduction for liabilities, whichever is less ;		24	Any instrument not expressly charged under these regulations or exempted from duty by Section 5 of the Stamp Duty Act. ..	10 0
(b)	for a consideration not wholly pecuniary or without consideration — Either the duty on a conveyance of immovable property for a consideration equal to the net value of the business added to the amount including accrued interest, due on mortgage debts charged on the immovable property of the business or the duty calculated in accor-		PART II		
			1	Document filed in civil proceedings instituted in the Supreme Court or in the Court of Appeal or in the High Court when exercising admiralty jurisdiction— For every Rs. 1,000 or part thereof the value of the proceedings .. subject to a maximum duty of Rs. 1,500 on each document chargeable with duty.	5 0
			2	Document filed in civil proceedings instituted in a District Court For every Rs. 1,000 or part thereof the the value of the proceedings .. subject to a maximum duty of Rs. 1,000 on each document chargeable with duty.	3 0

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