

CONFIDENTIAL

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PROVINCIAL ASSEMBLY OF THE PUNJAB REPORT OF THE STANDING COMMITTEE ON REVENUE, RELIEF AND CONSOLIDATION REGARDING THE REGISTRATION (PUNJAB AMENDMENT) BILL 2018 (BILL NO. 12 OF 2018)

The Registration (Punjab Amendment) Bill 2018 (Bill No.12 of 2018) was referred to the Standing Committee on Revenue, Relief and Consolidation on 28 February 2018. The Committee considered the Bill in its meetings held on 5 and 6 April 2018.

2. The following were present:—

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| 1. | Mr Bilal Akbar Bhatti, MPA (PP-235) | Chairman |
| 2. | Mrs Nazia Raheel, MPA (PP-88) | <i>ex-officio</i> Member |
| | Parliamentary Secretary for Revenue
(attended on 5 April 2018) | |
| 3. | Mr Zulifqar Ali Khan, MPA (PP-22) | Member |
| 4. | Mian Muhammad Shoaib Awaisi, MPA (PP-270) | Member |
| 5. | Mr Ahmed Khan Bhacher, MPA (PP-45) | Member |

3. Mr Liaqat Ali Bhatti, Secretary (Revenue) Board of Revenue, Punjab and Mr Abid Raza, Deputy Secretary (Legislation), Law and Parliamentary Affairs Department represented their Departments. Mr Faiz-ul-Basit, Additional Secretary (Committees), Provincial Assembly of the Punjab functioned as Secretary to the Committee.

4. Mr Liaqat Ali Bhatti, Secretary (Revenue) Board of Revenue, Punjab apprised the Committee about the aims and objects of the Bill. He stated that the Law and Justice Commission of Pakistan, having been taken notice of frivolous litigation caused by non-registration of a power of attorney giving authority to an attorney or of an agreement to sell immovable property under the Registration Act, 1908 had directed to take steps for making such an instrument compulsorily registerable. He requested the Committee that the Bill, as introduced, may be recommended to be passed by the Assembly.

5. The Committee after hearing the Members, having the view point of the Administrative Department as well as Law and Parliamentary Affairs Department and discussing various points, unanimously decided to recommend that the Bill may be passed by the Assembly subject to the following amendments:—

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AMENDMENTS IN THE BILL

(1) PREAMABLE

after the word "necessary", occurring in line 1, the word "further" be added.

(2) CLAUSE 1

Clause 1 be substituted as under:-

"1. Short title, extent and commencement.— (1) This Act may be cited as the Registration (Amendment) Act 2018.

(2) It shall extend to whole of the Punjab.

(3) It shall come into force at once."

6. A copy of the Bill as introduced in the Assembly is at Annexure-A and a copy of the Bill as recommended by the Committee is at Annexure-B.

Lahore
6 April 2018

(BILAL AKBAR BHATTI)
Chairman
Standing Committee on Revenue, Relief and Consolidation

Lahore
6 April 2018


(RAI MUMTAZ HUSSAIN BABAR)
Secretary

ANNEXURE – A

(BILL AS INTRODUCED IN THE ASSEMBLY)
PROVINCIAL ASSEMBLY OF THE PUNJAB

Bill No. 12 of 2018

THE REGISTRATION (PUNJAB AMENDMENT) BILL 2018

A
BILL

further to amend the Registration Act, 1908.

It is necessary to amend the Registration Act, 1908 (XVI of 1908) for purposes hereinafter appearing.

Be it enacted by Provincial Assembly of the Punjab as follows:

1. Short title, extent and commencement.– (1) This Act may be called as the Registration (Punjab Amendment) Act 2018.

(2) It shall come into force at once.

(3) It shall extend to whole of the Punjab.

2. Amendment in section 17 of Act XVI of 1908.– In the Registration Act, 1908 (XVI of 1908), in section 17:

(a) in subsection (1), after clause (b), the following clause (bb) shall be inserted:

“(bb) an instrument which grants power to an attorney or which constitutes an agreement to create, declare, assign, limit or extinguish, by way of sale, any right, title or interest of the value of one hundred rupees and upwards, to or in immovable property;” and

(b) in subsection (2), in clause (v), before the semicolon at the end, the following shall be inserted:

“except a document which grants power to an attorney or is an agreement to sell any right, title or interest of the said value in immovable property”

STATEMENT OF OBJECTS AND REASONS

Law and Justice Commission of Pakistan, taking notice of frivolous litigation caused by non-registration of a power of attorney giving authority to an attorney or of an agreement to sell immovable property under the Registration Act, 1908 directed an amendment therein so as to make such an instrument compulsorily registerable. Hence this Bill.

MINISTER INCHARGE

Lahore:
28 February 2018

RAI MUMTAZ HUSSAIN BABAR
Secretary

ANNEXURE - B

**(BILL AS RECOMMENDED BY THE STANDING COMMITTEE ON
REVENUE, RELIEF AND CONSOLIDATION)**

**A
BILL**

further to amend the Registration Act, 1908.

It is necessary further to amend the Registration Act, 1908 (XVI of 1908) for purposes hereinafter appearing.

Be it enacted by Provincial Assembly of the Punjab as follows:

1. Short title, extent and commencement.— (1) This Act may be cited as the Registration (Amendment) Act 2018.

(2) It shall extend to whole of the Punjab.

(3) It shall come into force at once.

2. Amendment in section 17 of Act XVI of 1908.— In the Registration Act, 1908 (XVI of 1908), in section 17:

(a) in subsection (1), after clause (b), the following clause (bb) shall be inserted:

“(bb) an instrument which grants power to an attorney or which constitutes an agreement to create, declare, assign, limit or extinguish, by way of sale, any right, title or interest of the value of one hundred rupees and upwards, to or in immovable property;” and

(b) in subsection (2), in clause (v), before the semicolon at the end, the following shall be inserted:

“except a document which grants power to an attorney or is an agreement to sell any right, title or interest of the said value in immovable property”
