

THE REGISTRATION (KARNATAKA) (SECOND AMENDMENT) ACT, 1976.

ARRANGEMENT OF SECTIONS

Sections :

1. Short title, extent and commencement.
2. Amendment of section 1.
3. Repel of Karnataka Ordinance No. 30 of 1976.

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STATEMENT OF OBJECTS AND REASONS

Act 64 of 1976.- Under the Indian Registration Act, documents registered have to be copied in permanent books. The copying involved laborious work and consequent delay. In Tamil Nadu, the copying system had been substituted by "copy filing system" according to which the party presenting a document for registration had to enclose a true copy thereof.

It was considered desirable to follow this system in our State also in order to save errors, cut delay and lessen costs. Accordingly the Registration (Karnataka Amendment) Act, 1976 has been published in Karnataka Gazette Extraordinary dated 23rd October 1976 to come into force at once.

One of the provisions in the amendment pertaining to "copy filing system" requires certain pre-arrangements for its implementation. Tamil Nadu's experience with the system has shown that precautions have to be taken as to fungus prevention in the paste used for filing, giving longevity to binding material, and strengthening the bond between the butt and the copy filed. Without proper arrangements for these purposes including the location of good quality supplies of paper, adhesives, binding materials, etc, the system would make the document copies insecure and thereby cause anxiety to the registering public and harm to the public interest. It is necessary to plan the introduction of the new system properly. This requires some time. Further, to implement the new system effectively, the Sub-Registrars have to be given suitable training which too requires time. The Rules for implementation of the system are also required to be issued simultaneously and these are being drafted.

In view of the above factors it was found difficult to bring the provisions of the amended Act, implementing the provisions pertaining to 'Copy filing system' into force, at once. The said provisions may be brought into force at a later date, after the pre-planning is complete. However sections 3, 13, 14, 16, 17 and 19 of the Amendment Act, 1976 can be brought into force at once.

Hence the Registration (Karnataka Second Amendment) Ordinance, 1976 was promulgated.

This Bill seeks to replace the said Ordinance..

(Published in the Karnataka Gazette (Extraordinary) Part IV-2A, as No. 4429 dated 8-11-1976 at page 3-4.)

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KARNATAKA ACT No. 64 OF 1976

(First published in the Karnataka Gazette, Extraordinary on the First day of December 1976)

THE REGISTRATION (KARNATAKA SECOND AMENDMENT) ACT, 1976

(Received the assent of the Governor on the Twenty-seventh day of November 1976)

An Act to amend the Registration (Karnataka Amendment) Act, 1976.

WHEREAS it is expedient to amend the Registration (Karnataka Amendment) Act, 1976 (Karnataka Act 55 of 1976);

BE it enacted by the Karnataka State Legislature in the Twenty-seventh year of the Republic of India as follows :-

1. Short title extent and commencement.- (1) This Act may be called the Registration (Karnataka) (Second Amendment) Act, 1976.

(2) It extends to the whole of the State of Karnataka.

(3) It shall be deemed to have come into force on the Twenty-fifth day of October 1976.

2. Amendment of section 1.- For sub-section (3) of section 1 of the Registration (Karnataka Amendment) Act, 1976 (Karnataka Act 55 of 1976) the following sub-section shall be and shall be deemed always to have been substituted, namely:-

"(3) This section and sections 3, 13, 14, 16, 17 and 19 shall come into force at once and the other sections shall come into force on such date as the State Government may, by notification, appoint and different dates may be appointed for different sections and areas."

3. Repeal of Karnataka Ordinance No. 30 of 1976.- (1) The Registration (Karnataka) (Second Amendment) Ordinance, 1976 (Karnataka Ordinance No. 30 of 1976) is hereby repealed.

(2) Notwithstanding such repeal anything done or any action taken under the Registration Act, 1908 as amended by the said Ordinance shall be deemed to have been done or taken under the Registration Act, 1908 as amended by this Act.
