

LAND REGISTRATION (AMENDMENT) BILL 2000

COMMITTEE STAGE

Amendments to be moved by the Secretary for Planning and Lands

Clause

Amendment Proposed

Schedule

(a) By adding -

**"Antiquities and Monuments (Declaration
of Historical Buildings) (No. 2)
Notice 2000**

**44A. Declaration of historical
building**

Paragraph 1(b) of the Antiquities and Monuments (Declaration of Historical Buildings) (No. 2) Notice 2000 (L.N. 368 of 2000) is amended by repealing "Tsuen Wan New Territories".

(b) In section 46 -

(i) in paragraph (q), by deleting the full

stop and substituting a semi-colon;

(ii) by adding -

"(r) in subparagraph (as), by repealing "Tsuen Wan New Territories".

(c) In section 63 -

(i) by deleting paragraph (a) and substituting -

"(a) in paragraph (1) -

(i) by repealing "An instrument" and substituting "Subject to paragraph (1A), an instrument (including a copy thereof)";

(ii) by repealing subparagraph (b) and substituting -

"(b) contain, where practicable -

(i) in the case of an individual signing the instrument -

(A) his identity card number if he is the holder of an identity card;

(B) particulars of a travel

document of
which he is the
holder in any
other case;

(ii) in the case of a company
executing the instrument

-

(A) the number by
which it is
registered under
the Companies
Ordinance (Cap.
32);

(B) if that Ordinance
does not apply,
particulars of its
incorporation or
establishment
sufficient to
identify the
company;";";

(ii) by adding -

"(aa) by adding -

"(1A) A copy of an instrument may only be delivered for registration instead of the instrument if -

(a) the instrument belongs to a class of instruments specified in column 1 of the Third Schedule and the copy is certified, by the person or in the manner, if any, specified opposite thereto in column 2 of that Schedule, to be such a copy; or

(b) the Land Registrar so permits in writing and the

copy is certified,
by a person or in
a manner
satisfactory to
the Land
Registrar, to be
such a copy.

(1B) The Land Registrar may,
by notice in the Gazette, amend the
Third Schedule.";

(ab) in paragraph (2), by adding "(or a copy
thereof)" after "instrument";".

(d) By adding -

**"64A. Keeping of temporary
index**

Regulation 11 is amended by repealing "or
register card".

(e) In section 67 -

(i) in the proposed regulation 15 -

(A) in paragraph (6), by deleting "12
months commencing on the date it is
delivered for registration" and
substituting "6 months commencing on
the date it is delivered for registration
(or

such longer period as the Land Registrar thinks fit in all the circumstances of the case)";

(B) in paragraph (7)(a), by adding "the person who appears from the records of the Land Registry to be the last owner of the land and premises to which the instrument relates," after "concerned,";

(ii) in the proposed section 15A(5)(a), by deleting "good faith" and substituting "favour of a bona fide purchaser or mortgagee".

(f) By deleting section 72(a) and substituting -

"(a) by repealing paragraph (a)(i) and substituting -

(i) recorded on microfilm, by supplying a copy thereof in the form generally known as a reader-printer hard copy;".

(g) By adding -

"73A. Schedule added

The following is added -

"THIRD SCHEDULE

[reg. 9]

CLASSES OF INSTRUMENTS FOR WHICH
CERTIFIED COPIES MAY BE
SUBMITTED FOR

REGISTRATION

<u>Column 1</u>	<u>Column 2</u>
Class of instrument	Person who may certify copy of instrument and/or manner of certification
Certificate of Incorporation on Change of Name issued by the Companies Registry	Registrar of Companies of Hong Kong or a person authorized in writing by him
Death Certificate issued by the Births and Deaths Registry	Registrar of Births and Deaths of Hong Kong or a person authorized in writing by him
Certificate of Exemption from Estate Duty issued by the Estate Duty Office	Commissioner of Estate Duty of Hong Kong or a person authorized in writing by him
Certificate of Receipt of Estate Duty issued by the Estate Duty Office	Commissioner of Estate Duty of Hong Kong or a person authorized in writing by him
Probate granted by the High Court	Registrar of the High Court or a person authorized in writing by him
Letters of Administration granted by the High Court	Registrar of the High Court or a person authorized in writing by him
Occupation Permit issued by the Building Authority	Director of Buildings of Hong Kong or a person authorized in writing by him
Power of Attorney	Solicitor
Certificate of	Solicitor

Incorporation on Change
of Name issued by the
Companies Registry

Letter of determination or
rescission of an agreement
for sale and purchase Solicitor

Notice of discontinuance
of court action Solicitor

Notice of severance of
joint tenancy Solicitor

Memorandum or Letter of
Compliance of conditions
precedent in Government
Grant issued by the Lands
Department Nil

Notice or Letter of
Compliance issued by the
Building Authority
confirming building works
have been completed or
building orders have been
complied with Nil

(h) By deleting section B9.

(i) By adding -

"Caritas - Hong Kong Incorporation

106. First Schedule amended

The First Schedule to the Caritas - Hong Kong
Incorporation Ordinance (Cap. 1092) is amended -

(a) in item 8, by repealing "Tuen Mun
District Land

Registry by Memorial No. 197963" and substituting "Land Registry";

- (b) in item 9, by repealing "Tsuen Wan District Land Registry by Memorial No. 82418" and substituting "Land Registry".

**Kadoorie Farm and Botanic
Garden Corporation**

107. Schedule amended

The Schedule to the Kadoorie Farm and Botanic Garden Corporation Ordinance (Cap. 1156) is amended, in paragraphs 1 and 2, by repealing "Tai Po District".