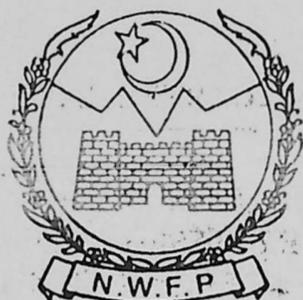


EXTRAORDINARY
GOVERNMENT



REGISTERED NO. P. 111

GAZETTE

North-West Frontier Province

Published by Authority

PESHAWAR, SATURDAY, 29TH JUNE, 2002.

GOVERNMENT OF THE NORTH-WEST FRONTIER PROVINCE,
LAW DEPARTMENT.

NOTIFICATION

29th June, 2002.

No. LEGIS:1(14)/73-V/5070.—The following Ordinance by the Governor of the North-West Frontier Province is hereby published for general information:-

**THE NORTH-WEST FRONTIER PROVINCE
FINANCE ORDINANCE, 2002.**

N.-W.F.P. ORDINANCE NO. XXIII OF 2002.

**AN
ORDINANCE**

*to revive and modify certain taxes and duties in the
North-West Frontier Province.*

WHEREAS it is expedient to revive and modify certain taxes and duties in the North-West Frontier Province;

AND WHEREAS the Governor of the North-West Frontier Province is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in pursuance of the Proclamation of Emergency of the fourteenth day of October, 1999, as amended upto date, and the Provisional Constitution Order No. 1 of 1999, read with Article 4 of the Provisional Constitution (Amendment) Order No. 9 of 1999, and in exercise of all powers enabling him in that behalf, the Governor of the North-West Frontier Province is pleased to make and promulgate the following Ordinance:

1. **Short title, extent and commencement.**—(1) This Ordinance may be called the North-West Frontier Province Finance Ordinance, 2002.

(2) It shall extend to whole of the North-West Frontier Province.

(3) It shall come into force on the 1st day of July, 2002.

2. **Amendment of Act II of 1899.**—In the Stamp Act, 1899 (II of 1899), for Schedule I, the Schedule specified in Appendix I to this Ordinance shall be substituted.

3. **Amendment of section 7 of N.-W.F.P. Act IV of 1990.**—In the North-West Frontier Province Finance Act, 1990 (N.-W.F.P. Act No. IV of 1990), in section 7, for the existing Table, the Table specified in Appendix II to this Ordinance shall be substituted.

4. **Tax on hotels.**— There shall be levied and collected every year a tax on hotels, payable by the owner or management thereof, at the rate of five per cent of the room rent per lodging unit per day, on the basis of fifty per cent of the total number of lodging units available in the hotel concerned; provided that the assessment in relation to a hotel at a hill station shall be made at the aforesaid rate for four months only in a year, that is from 1st day of May to 31st day of August (both days inclusive).

Explanation.—In this section, unless there is anything repugnant in the subject or context,—

(a) "hotel" means an establishment where lodging with board or other service is provided for a monetary consideration, but shall not include—

(i) any home or hostel maintained exclusively for aged or sick persons, or, as the case may be, for students, by or under the control of a charitable, medical or educational institution;

(ii) any rest house, mess or other premises belonging to or in the possession of the Federal or a Provincial Government, where lodging, board or other service is provided for Government officials or members of the Defence Forces;

(b) "lodging unit" means a bed or other sleeping accommodation which is, or is intended to be, provided to a person staying over night in a room for lodging; and

(c) "room rent" includes fans, air-conditioning, light, heat, telephone, bedding and all other payments connected with the lodging unit, except the portion, if any, directly attributable to supply of foodstuff.

APPENDIX I
[See section 2]

“SCHEDULE-I

**STAMP DUTY ON INSTRUMENTS
[SEE SECTION 3]**

| Article No. | Description of Instrument | Proper Stamp Duty |
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| 1. | <p>ACKNOWLEDGEMENT of a debt exceeding twenty rupees in amount of value, written or signed by, or on behalf of, a debtor in order to supply evidence of such debt in any book other than a banker's pass-book or on a separate piece of paper when such book or paper is left in the creditor's possession; provided that such acknowledgement does not contain any promise to pay the debt or any stipulation to pay interest or to deliver any goods or other property—</p> <p>(a) where such amount does not exceed Rs. 100;</p> <p>(b) where such amount exceeds Rs. 100/- but does not exceed Rs. 2,000.</p> <p>(c) where such amount exceeds Rs. 2,000.</p> | <p>Three Rupees</p> <p>Four Rupees</p> <p>Eight Rupees</p> |
| 2. | <p>ADMINISTRATION BOND, including a bond given under section 291, 375 and 376 of the Succession Act, 1925, section 6 of the Government Saving Banks Act, 1873—</p> <p>(a) where the amount does not exceed Rs. 1000;</p> <p>(b) in any other case.</p> | <p>The same duty as on a Bond (No. 15) on such amount</p> <p>One hundred and twenty five rupees.</p> |
| 3. | <p>ADOPTION-DEED that is to say, any instrument (other than a will) recording an adoption or conferring or purporting to confer any authority to adopt.</p> <p>ADVOCATE See ENTRY AS AN ADVOCATE (No. 30)</p> | <p>One hundred and twenty five rupees.</p> |
| 4. | <p>AFFIDAVIT, including an affirmation or declaration in the case of persons by law allowed to affirm or declare instead of swearing.</p> | <p>Twenty five rupees.</p> |

| EXEMPTIONS | | |
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| | <p>Affidavit or declaration in writing when made:-</p> <p>(a) as a condition of enrolment under the Indian Army Act, 1911 or the Pakistan Army Act, 1952 or the Indian Air Force Act, 1932 or the Pakistan Air Force Act, 1953;</p> <p>(b) for the immediate purpose of being filed or used in any Court or before the officer of any Court; or</p> <p>(c) for the sole purpose of enabling any person to receive any pension or charitable allowance.</p> | |
| 5. | <p>AGREEMENT OR MEMORANDUM OF AN AGREEMENT—</p> <p>(a) To execute work—</p> <p>(i) where the amount of contract does not exceed fifty thousand rupees;</p> <p>(ii) where the amount exceeds fifty thousand rupees but does not exceed five hundred thousand rupees;</p> <p>(iii) where the amount exceeds five hundred thousand rupees but does not exceed one million rupees;</p> <p>(iv) where the amount exceeds one million rupees but does not exceed five million rupees;</p> <p>(v) where the amount exceeds five million rupees.</p> <p>(b) To procure Stores and Materials.</p> <p>(c) If relating to the sale of a bill of exchange.</p> <p>(d) If relating to the sale of Government security.</p> <p>(e) If relating to the sale of a share in an incorporated company or other body corporate.</p> <p>(f) If not otherwise provided for.</p> | <p>Two hundred and fifty rupees.</p> <p>One thousand two hundred and fifty rupees.</p> <p>One thousand eight hundred and fifty rupees</p> <p>Six thousand two hundred and fifty rupees.</p> <p>Eighteen thousand seven hundred and fifty rupees.</p> <p>One rupee for every Rs. 100.00 or part thereof of the amount of the contract.</p> <p>Three rupees.</p> <p>Two rupees for every 10,000 rupees or part thereof of the value of the security, subject to a maximum of fifty rupees.</p> <p>Two rupees for every rupees 5000 or part thereof of the value of the share.</p> <p>Thirteen rupees.</p> |

| | <p style="text-align: center;">EXEMPTIONS</p> <p>(a) Agreement or Memorandum of an agreement for or relating to the purchase or sale of goods or merchandise exclusively, not being a NOTE or MEMORANDUM chargeable under No. 43;</p> <p>(b) Made in the form of tenders to the Federal Government for or relating to any loan.</p> <p>AGREEMENT TO LEASE, see LEASE (No. 35)</p> | |
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| <p>6.</p> | <p>AGREEMENT RELATING TO DEPOSIT OF TITLE-DEEDS, PAWN OR PLEDE, that is to say, any instrument evidencing an agreement relating to—</p> <p>(1) the deposit of title-deeds or instruments constituting or being evidence of the title to any property whatever (other than marketable security), or</p> <p>(2) the pawn or pledge of movable property, where such deposit, pawn or pledge has been made by way of security for the repayment of money advanced or to be advanced by way of loan or an existing or future debt,—</p> <p>(a) if such loan or debt is repayable on demand or more than three months from the date of the instrument evidencing the agreement.</p> <p>(b) If such loan or debt is repayable not more than three months from the date of such instrument.</p> <p style="text-align: center;">EXEMPTION</p> <p>Instrument of pawn or pledge of goods if unattested.</p> | <p>The same duty as on a Bill of Exchange [No. 13(a)] for the amount secured.</p> <p>Half the duty payable on a Bill of Exchange [No. 13(a)] for the amount secured.</p> |
| <p>7.</p> | <p>APPOINTMENT IN EXECUTION OF A POWER where made by any writing not being a will—</p> <p>(a) of trustees</p> <p>(b) of property, movable or immovable.</p> | <p>Sixty five rupees.</p> <p>One hundred and twenty five rupees.</p> |

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| <p>8.</p> | <p>APPRAISEMENT OR VALUATION made otherwise than under an order of the Court in the course of a suit—</p> <p>(a) where the amount does not exceed Rs. 1,000;</p> <p>(b) in any other case.</p> <p style="text-align: center;">EXEMPTION</p> <p>(a) Appraisal or valuation made for the information of one party only, and not being in any manner obligatory between parties either by agreement or operation of law.</p> <p>(b) Appraisal of crop for the purpose of ascertaining the amount to be given to a landlord as rent.</p> | <p>At the rate of four percent.</p> <p>One hundred and twenty five rupees.</p> |
| <p>8-A</p> | <p>Application made on plain paper.</p> <p>(i) for redressal of grievances</p> <p>(ii) for arms licences of non-prohibited bore.</p> <p>(iii) For arms licences of prohibited bore.</p> <p>(iv) For form X and XII prescribed under the Arms Rules.</p> | <p>One hundred and twenty five rupees.</p> |
| <p>9.</p> | <p>APPRENTICESHIP-DEED, including every writing relating to the service or tuition of any apprentice clerk or servant, placed with any master to learn any profession, trade or employment not being ARTICLES OF CLERKSHIP (No. 11)</p> <p style="text-align: center;">EXEMPTION</p> <p>Instrument of apprenticeship executed by a Magistrate under the Apprentices Act, 1850 or by which a person is apprenticed by or at the charge of any public charity.</p> | <p>One hundred and twenty five rupees.</p> |
| <p>10.</p> | <p>ARTICLES OF ASSOCIATION OF A COMPANY</p> <p>(a) where the company has no share capital or the nominal share capital does not exceed Rs. 2,500;</p> <p>(b) where the nominal share capital exceeds Rs. 2,500 but does not exceed Rs. 100,000;</p> <p>(c) where the nominal share capital exceeds Rs. 100,000 but does not exceed Rs. 1,000,000;</p> <p>(d) where the nominal share capital exceeds Rs. 1,000,000 but does not exceed Rs. 50,000,000;</p> <p>(e) where the nominal share capital exceeds Rs. 50,000,000.</p> | <p>One hundred and twenty five rupees.</p> <p>Two hundred and fifty rupees.</p> <p>Three rupees.</p> <p>Three hundred and seventy five rupees</p> <p>One thousand two hundred and fifty rupees.</p> <p>Three thousands one hundred and twenty five rupees.</p> |

| EXEMPTION | | |
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| | Articles of any Association and not formed for profit and registered under section 42 of the Companies Ordinance, 1984. See also MEMORANDUM OF ASSOCIATION OF A COMPANY (No. 39). | |
| 11. | ARTICLES OF CLERKSHIP or contract whereby any person first becomes bound to serve as a clerk in order to his admission as an attorney in any High Court. ASSIGNMENT See CONVEYANCE (No. 23), TRANSFER (No. 62) AND TRANSFER OF LEASE (No. 63), as the case may be ATTORNEY, See entry as an attorney (No. 30) and power of Attorney (No. 48) AUTHORITY TO ADOPT See ADOPTION DEED (No. 3) | Nine hundred and fifty rupees. |
| 12. | AWARD, that is to say, any decision in writing by an arbitrator or umpire, not being an award directing a partition, on a reference made otherwise than by an order of the Court in the course of a suit. | The same duty as on a Bond (No. 15) for the amount or value of the property to which the award relates as set forth in such award. |
| 12-A | BANK GUARANTEE that is to say the guarantee to be issued by any schedule Bank. | One rupee for every one hundred rupees or part thereof of the value of the Guarantee. |
| 13. | BILL OF EXCHANGE as defined by section 2(2) not being BOND, bank note or currency note— (a) where payable otherwise than on demand by not more than one year after date or sight— | |

| Description of instrument | Proper Stamp Duty | | |
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| | If drawn singly. | If drawn in set of two, for each part of the set. | If drawn in set of three, for each part of the set. |
| If the amount of the bill does not exceed Rs. 200. | Thirty paise. | Thirteen paise. | Ten paise. |
| If it exceeds Rs. 200 but does not exceed Rs. 400. | Fifty Paise | Twenty Five paise. | Fifteen paise. |
| If it exceeds Rs. 400 but does not exceed Rs. 600. | Seventy five paise. | Forty paise. | Twenty five paise. |
| If it exceeds Rs. 600 but does not exceed Rs. 800. | One rupee. | Fifty paise. | Forty paise. |
| If it exceeds Rs. 800 but does not exceed Rs. 1000. | One rupee and twenty five paise. | Sixty five paise. | Fifty paise. |
| If it exceeds Rs. 1000 but does not exceed Rs. 1200. | One rupee and fifty paise. | Seventy five paise. | Sixty paise. |

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| If it exceeds Rs. 1200 but does not exceed Rs. 1600. | Two rupees | One rupee | Seventy paise. |
| If it exceeds Rs. 1600 but does not exceed Rs. 2500. | Three rupees and twenty five paise. | One rupee and seventy five paise. | One rupee and twenty five paise. |
| If it exceeds Rs. 2500 but does not exceed Rs. 5000. | Six rupees and fifty paise. | Three rupees and fifty paise. | Two rupees and fifty paise. |
| If it exceeds Rs. 5,000 but does not exceed Rs. 7,500. | Ten rupees | Four rupees and seventy five paise. | Three rupees and twenty five paise. |
| If it exceeds Rs. 7,500 but does not exceed Rs. 10,000. | Thirteen rupees. | Six rupees and fifty paise. | Four rupees and fifty paise. |
| If it exceeds Rs. 10,000 but does not exceed Rs. 15,000. | Twenty rupees | Ten rupees | Six rupees and fifty paise. |
| If it exceeds Rs. 15,000 but does not exceed Rs. 20,000. | Twenty five rupees. | Thirteen rupees. | Eight rupees and fifty paise. |
| If it exceeds Rs. 20,000 but does not exceed Rs. 25,000. | Thirty five rupees. | Sixteen rupees. | Eleven rupees. |
| If it exceeds Rs. 25,000 but does not exceed Rs. 30,000. | Forty rupees. | Twenty rupees. | Thirteen rupees. |
| and for every additional Rs. 10,000 or part thereof in excess of Rs. 30,000. | Thirteen rupees. | Seven rupees. | Five rupees. |
| | (b) where payable more than one year after date of sight. | One half of the duty payable on a Bond (No. 15) for the same amount. | |
| 15. | BOND as defined by section 2(5) not being a DEBENTURE (No. 27) and not being otherwise provided for by this Act, or by the Court Fees Act, 1870. (a) when covered by the category of bonds specified in such clauses (a) and (b) of section 2(5) and issued by public sector corporations or by financial institutions approved by or under the regulatory control of the State Bank of Pakistan, the Federal Government or a Provincial Government. (b) Other bond not covered by (a) above— | (i) On first transaction at 0.33% of the amount or value secured; (ii) On each subsequent transaction at 0.15% of the amount or value secured. | |
| | Where the amount or value secured does not exceed Rs. 10. | Thirty five paise. | |
| | Where it exceeds Rs. 10 but does not exceed Rs. 50. | One rupee and fifty paise. | |
| | Where it exceeds Rs. 50 but does not exceed Rs. 100. | Two rupees and fifty paise. | |
| | Where it exceeds Rs. 100 but does not exceed Rs. 200. | Five rupees. | |
| | Where it exceeds Rs. 200 but does not exceed Rs. 300. | Seven rupees. | |
| | Where it exceeds Rs. 300 but does not exceed Rs. 400. | Ten rupees. | |
| | Where it exceeds Rs. 400 but does not exceed Rs. 500. | Thirteen rupees. | |
| | Where it exceeds Rs. 500 but does not exceed Rs. 600. | Fifteen rupees. | |
| | Where it exceeds Rs. 600 but does not exceed Rs. 700. | Eighteen rupees. | |
| | Where it exceeds Rs. 700 but does not exceed Rs. 800. | Twenty rupees. | |
| | Where it exceeds Rs. 800 but does not exceed Rs. 900. | Twenty three rupees. | |
| | Where it exceeds Rs. 900 but does not exceed Rs. 1000 | Twenty five rupees. | |
| | And for every Rs. 500 or part thereof in excess of Rs. 1,000. | Thirteen rupees. | |

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| | See ADMINISTRATION BOND (No. 2) BOTTOMRY BOND (No. 16) CUSTOMS BOND (No. 26) | |
| | INDEMNITY BOND (No. 34) RESPONDENTIA BOND (No. 56) SECURITY BOND (No. 57) | |
| | EXEMPTION Bond when executed by any person for the purpose of guaranteeing that the local income derived from private subscription to a Charitable dispensary or hospital or any other object of public utility shall not be less than a specified sum per mensem. | |
| 16. | BOTTOMRY BOND, that is to say, any instrument whereby the master of a sea-going ship borrows money on the security of the ship to enable him to preserve the ship or prosecute her voyage. | The same duty as on a Bond (No. 15) for the same amount. |
| 17. | CANCELLATION — Instrument of (including any instrument by which any instrument previously executed is cancelled), if attested and not otherwise provided for. See also RELEASE (No. 55), REVOCATION OF SETTLEMENT (No. 58-B), SURRENDER OF LEASE (No. 61) REVOCATION OF TRUST (No. 64-B). | Sixty five rupees. |
| 18. | CERTIFICATE OF SALE. (in respect of each property put up as separate lot and sold) granted to the purchaser of any property sold by public auction by a Civil or Revenue Court, or Collector or other Revenue Officer— (i) Where the purchase money does not exceed Rs. 10. (ii) Where the purchase money exceeds Rs. 10 but does not exceed Rs. 15. (b) in any other case | Two rupees. Three rupees. Three per cent. |
| 19. | CRTIFICATE OR OTHER DOCUMENT evidencing the right or title of the holder thereof, or any other person either to any shares, scrip or stock in or of any incorporated Company or other body corporate, or to become proprietor of shares, scrip or stock in or of any such company or body. See also LETTER OF ALLOTMENT OF SHARES (No. 36) | Twenty five rupees. |

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| 20. | CHARTER PARTY, that is to say, any instrument (except an agreement for the hire of a tugsteamer) whereby a vessel or some specified principal part thereof is let for the specified purposes of the charterer, whether it includes a penalty clause or not. | Fifteen rupees. |
| 21. | CHEQUE PAY ORDER OR BANK DRAFT. | One rupee. |
| 22. | COMPOSITION DEED, that is to say, any instrument executed by a debtor whereby he conveys his property for the benefit of his creditors, or whereby payment of a composition or dividend on their debts is secured to the creditors, or whereby provision is made for the continuance of the debtor's business under the supervision of inspector or under letters of licence for the benefit of his creditors. | Two hundred and fifty rupees. |
| 23. | <p>CONVEYANCE as defined by section 2(10) not being a TRANSFER charged or exempted under No. 62.</p> <p>(a) in case of agriculture land</p> <p>(b) in case of immoveable property in an urban area</p> <p>(c) in any other case.</p> <p>Explanation-I: For the purpose of sub-article (b)</p> <p>(1) "Urban area" shall mean—</p> <p>(i) an area as defined under the West Pakistan Urban Immoveable Property Tax Act, 1958; and</p> <p>(ii) any built up area including land situated within or adjoining such area, specified by notification by Government to be an urban area for the purpose of this clause.</p> <p>Explanation-II: For the purpose of such clause (ii) "built up area" shall mean land which is occupied as site of a building or enclosure and is not used for agricultural purpose or a purpose sub-servient to agriculture.</p> <p>(2) duty chargeable in respect of instruments relating to property in an urban area specified by the Government under clause (1) shall be effective from the date such area is specified as urban area.</p> | <p>Three rupees for every one hundred rupees or part thereof of the value of land.</p> <p>Three rupees for every one hundred rupees or part thereof of the value of the property.</p> <p>Three rupees for every one hundred rupees or part thereof of the value of the property.</p> |

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| | <p>Explanation-III: Any reference in Schedule I to Article 23 shall mean a reference to sub-Articles (a) and (c) only:</p> <p>(3) "rural area" means an area not within the boundaries of a City, Municipality or Cantonment Board;</p> <p>(4) "agricultural land" means any land in the rural area other than a village abadi or a town.</p> <p>CO-PARTNERSHIP — DEED, See PARTNERSHIP (No. 46).</p> | |
| 24. | <p>COPY OR EXTRACT certified to be a true copy or extract by or by order of any public officer and not chargeable under the law for the time being in force relating to court fees.</p> <p>(i) if the original was not chargeable with duty or if the duty with which it was chargeable does not exceed four rupees.</p> <p>(ii) In any other case.</p> <p style="text-align: center;">EXEMPTION</p> <p>(a) Copy of any paper which a public officer is expressly required by law to make or furnish for record in any public office or for any public purpose;</p> <p>(b) Copy of, or extract from, any register relating to births, baptisms, namings, dedications, marriages (divorces), deaths or burials.</p> | <p>Three rupees.</p> <p>Fifteen rupees.</p> |
| 25. | <p>COUNTERPART OR DUPLICATE of any instrument chargeable with duty and in respect of which the proper duty has been paid—</p> <p>(a) if the duty with which the original instrument is chargeable does not exceed four rupees;</p> <p>(b) in any other case.</p> <p style="text-align: center;">EXEMPTION</p> <p>Counterpart of any lease granted to a cultivator when such lease is exempted from duty.</p> | <p>The same duty as is leviable on the original.</p> <p>Fifteen rupees.</p> |

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| 26 | <p>CUSTOMS BOND</p> <p>(a) where the amount does not exceed Rs. 1,000</p> <p>(b) in any other case.</p> | <p>The same duty as on a Bond (No. 15) for such amount.</p> <p>One hundred and twenty five rupees.</p> |
| 27. | <p>DEBENTURE (whether a mortgage debenture or not), being a marketable security transferable—</p> <p>(a) when issued by public sector corporation/ organizations or by financial institutions approved by or under the regulatory control of, the State Bank of Pakistan, the Federal Government or a Provincial Government and transferred by endorsement or by a separate instrument;</p> <p>(b) when transferred by endorsement or by a separate instrument other than those mentioned at (a) above;</p> <p>(c) when transferred by delivery—</p> <p>Where the amount or value secured does not exceed Rs. 50.</p> <p>Where it exceeds Rs. 50 but does not exceed Rs. 100.</p> <p>Where it exceeds Rs. 100 but does not exceed Rs. 200.</p> <p>Where it exceeds Rs. 200 but does not exceed Rs. 300.</p> <p>Where it exceeds Rs. 300 but does not exceed Rs. 400.</p> <p>Where it exceeds Rs. 400 but does not exceed Rs. 500.</p> <p>Where it exceeds Rs. 500 but does not exceed Rs. 600.</p> <p>Where it exceeds Rs. 600 but does not exceed Rs. 700.</p> <p>Where it exceeds Rs. 700 but does not exceed Rs. 800.</p> <p>Where it exceeds Rs. 800 but does not exceed Rs. 900.</p> <p>Where it exceeds Rs. 900 but does not exceed Rs. 1000.</p> <p>And for every Rs. 500 or part thereof in excess of Rs. 1,000.</p> | <p>(i) One first transaction at 0.33% of the amount in value secured.</p> <p>(ii) On each subsequent transaction at 0.15% of the amount in value secured.</p> <p>The same duty as on a Bond (No. 15), for the same amount.</p> <p>Two rupees.</p> <p>Four rupees.</p> <p>Eight rupees.</p> <p>Twelve rupees.</p> <p>Fifteen rupees.</p> <p>Twenty rupees.</p> <p>Twenty three rupees.</p> <p>Twenty five rupees.</p> <p>Thirty rupees.</p> <p>Thirty five rupees.</p> <p>Forty rupees.</p> <p>Twenty rupees.</p> |
| 27-A | <p>PARTICIPATION TERM CERTIFICATE</p> <p>Explanation.—The term “Debenture” includes any interest coupons attached thereto, but the amount of such coupons shall not be included in estimating the duty.</p> | <p>The same duty as is leviable on a Debenture of the same value.</p> |

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| | <p>EXEMPTION: A debenture issued by an incorporated company or other body corporate in terms of a registered mortgage-deed, duly stamped in respect of the full amount of the debentures to be issued thereunder, whereby the company or body borrowing makes over, in whole or in part their property to trustees for the benefit of the debenture-holders; provided that the debentures so issued are expressed to be issued in terms of the said mortgage-deed.</p> <p>See also BOND (No. 15, and SECTIONS 8 and 55)</p> <p>DECLARATION OF ANY TRUST, See Trust (No. 64)</p> | |
| 28 | <p>DELIVERY ORDER IN RESPECT OF GOODS, that is to say, any instrument entitling any person therein named, or his assigns or the holder thereof, to the delivery of any goods lying in any dock or port, or in any ware house in which goods are stored or deposited on rent or hire, or upon any wharf, such instrument being signed by or on behalf of the owner of such goods upon the sale or transfer of the property therein, when such goods exceed in value twenty rupees.</p> <p>DEPOSIT OF TITLE-DEED [See AGREEMENT relating to DEPOSIT OF TITLE-DEEDS PAWN OR PLEDGE (No. 6)].</p> <p>DISSOLUTION OF PARTNERSHIP, See PARTNERSHIP (No. 46).</p> | Seven rupees. |
| 29. | <p>DIVORCE.— Instrument of, that is to say, any instrument by which any person effects the dissolution of his marriage.</p> <p>DOWER. Instrument of See SETTLEMENT (No.58).</p> <p>DUPLICATE-See COUNTERPART (No. 25)</p> | Forty rupees. |
| 30. | <p>ENTRY AS AN ADVOCATE, OR ATTORNEY ON THE ROLL OF ANY HIGH COURT— under the Legal Practitioners and Bar Councils Act, 1965—</p> <p>(a) in the case of an Advocate.</p> <p>(b) in the case of an Attorney.</p> | <p>One thousand and three hundred rupees.</p> <p>One thousand and three hundred rupees.</p> |

| | EXEMPTION | |
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| | Entry of an Advocate or Attorney on the roll of any High Court when he has previously been enrolled in a High Court. | |
| 31. | <p>EXCHANGE OF PROPERTY—Instrument of—</p> <p>(a) when executed in respect of agricultural land.</p> <p>(b) when executed in respect of immoveable property in an Urban Area as defined in No. 23.</p> <p>(c) In any other case.</p> <p>EXTRACT See Copy (No. 24).</p> | <p>Two rupees and fifty paise for every one hundred rupees or part thereof of the value of the property.</p> <p>Ten rupees for every one hundred rupees or part thereof of the value of the property.</p> <p>Seven rupees for every one hundred rupees or part thereof of the value of the property.</p> |
| 32. | <p>FURTHER CHARGE—Instrument of, that is to say, any instrument imposing a further charge on mortgaged property—</p> <p>(a) when the original mortgage is one of the description referred to in clause (a) of Article No. 40 (that is, with possession);</p> <p>(b) when such mortgage is one of the description referred to in clause (b) of Article No. 40 (that is, without possession)—</p> <p>(i) If at the time of execution of the instrument of further charge possession of the property is given or agreed to be given under such instrument;</p> <p>(ii) If possession is not so given.</p> | <p>The same duty as on a Conveyance (No. 23) for a consideration equal to the amount of the further charge secured by such instrument.</p> <p>The same duty as on a Conveyance (No. 23) for a consideration equal to the total amount of the charge (including the original mortgage and any further charge already made) less the duty already paid on such original mortgage and further charge.</p> <p>The same duty as on a Bond (No. 15) for the amount of the further charge secured by such instrument.</p> |
| 33. | <p>GIFT—Instrument of, not being a SETTLEMENT (NO. 58) OR WILL OR TRANSFER (NO. 62)—</p> <p>(a) (i) when executed in favour of legal heirs in respect of Agricultural Land;</p> | <p>One rupee and twenty five paise for every one hundred rupees or part thereof, of the value of the property as set forth in such instrument.</p> |

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| | <p>(a) in any other case, in respect of agricultural Land;</p> <p>(b) other property.</p> <p>HIRING AGREEMENT or agreement of service. See AGREEMENT (No. 5).</p> | <p>Two rupees and fifty paise for every one hundred rupees or part thereof, of the value of the property.</p> <p>Four rupees for every hundred rupees or part thereof, of value of the property.</p> |
| 34 | <p>INDEMNITY BOND</p> <p>INSPECTION DEED, See COMPOSITION-DEED (No. 22).</p> <p>INSURANCE, See POLICY OF INSURANCE (No. 47).</p> | <p>The same duty as on a Security Bond (No. 57) for the same amount.</p> |
| 35. | <p>LEASE, including an under lease or sub-lease and any agreement to let or sub-let—</p> <p>(a) where by such lease the rent is fixed and no premium is paid or delivered—</p> <p>(i) where the lease purports to be for a term of less than one year;</p> <p>(ii) where the lease purports to be for a term of not less than one year but not more than three years;</p> <p>(iii) where the lease purports to be for a term in excess of three years, but not more than twenty years;</p> <p>(iv) where the lease purports to be for a term in excess of twenty years or in perpetuity;</p> <p>(v) where the lease does not purport to be for any definite term;</p> <p>(b) (i) where the lease is granted for money advanced and where no rent is reserved;</p> | <p>The same duty as on a Bond (No. 15) for the whole amount payable or deliverable under such lease.</p> <p>The same duty as on a Bond (No. 15) for the amount or value of the average annual rent reserved.</p> <p>The same duty as is leviable on a Debenture (No. 27(b)) for a consideration equal to the amount or value of the average annual rent reserved.</p> <p>The same duty as is leviable on a Debenture (No. 27(b)) for a consideration equal to the whole amount of rents which would be paid or delivered in respect of the first ten years of the lease.</p> <p>The same duty as is leviable on a Debenture (No. 27(b)) for a consideration equal to the amount or value of the average annual rent which would be paid or delivered for the first ten years, if the lease continued so long.</p> <p>The same duty as is leviable on a Conveyance (No. 23) for a consideration equal to the amount of such advance as set forth in the lease.</p> |

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| | <p>(ii) where the lease is granted for a fine or premium and where no rent is reserved;</p> <p>(c) (i) where the lease is granted for money advanced in addition to rent reserved;</p> <p>(ii) where the lease is granted for a fine or premium in addition to rent reserved.</p> <p style="text-align: center;">EXEMPTION</p> <p>Leases, executed in the case of a cultivator and for the purposes of cultivation (including a lease of trees for the production of food or drink) without the payment or delivery of any fine or premium when a definite term is expressed and such term does not exceed one year, or when the average annual rent reserved does not exceed one hundred rupees.</p> | <p>The same duty as is leviable on a Conveyance (No. 23) for a consideration equal to the amount of such fine or premium as set forth in the lease.</p> <p>The same duty as is leviable on a Conveyance (No. 23) for a consideration equal to the amount of advance as set forth in the lease, in addition to the duty which would have been payable on such lease, if no advance had been paid or delivered; provided that, in any case when an agreement to lease is stamped with the <i>advalorem</i> stamp required for a lease and a lease in pursuance of such agreement is subsequently executed, the duty on such lease shall not exceed five rupees.</p> <p>The same duty as is leviable on a Conveyance (No. 23) for a consideration equal to the amount of such fine or premium as set forth in lease in addition to the duty which would have been payable on such lease if no fine or premium had been paid or delivered; provided that, in any case when an agreement to lease is stamped with the <i>advalorem</i> stamp required for a lease and such agreement is subsequently executed, the duty on such lease shall not exceed five rupees.</p> |
| <p>36.</p> | <p>LETTER OF ALLOTMENT OF SHARES in any company or proposed company, or in respect of any loan to be raised by any company, or proposed company.</p> <p>See also CERTIFICATE OR OTHER DOCUMENT (No. 19)</p> | <p>Two rupees and fifty paise.</p> |

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| 38. | LETTER OF LICENCE, that is to say, any agreement between a debtor and his creditor, that the latter shall, for a specified time, suspend their claims and allow the debtor to carry on business at his own discretion. | Sixty five rupees. |
| 39. | MEMORANDUM OF ASSOCIATION OF A COMPANY— (a) if accompanied by articles of association under section 81 of the Companies Ordinance, 1984. (b) If not so accompanied: <p style="text-align: center;">EXEMPTION</p> Memorandum of any association not formed for profit and registered under section 42 of the Companies Ordinance, 1984. | Two hundred rupees. Three hundred twenty rupees. |
| 40. | MORTGAGE-DEED, not being (an AGREEMENT RELATING TO DEPOSIT OR TITLE DEEDS, PAWN OR PLEDGE (No. 6), BOTTOMRY BOND (No. 16), MORTGAGE OF A CROP (No. 40), RESPONDENTIA BOND (No. 56) OR SECURITY BOND (No. 57)— (a) when possession of the property or any part of the property comprised in such deed is given by the mortgagor or agreed to be given; (b) when possession is not given or agreed to be given as aforesaid; Where the amount secured does exceed Rs. 100; Where it exceeds Rs. 100 but does not exceed Rs. 200; Where it exceeds Rs. 200 but does not exceed Rs. 300; Where it exceeds Rs. 300 but does not exceed Rs. 400; Where it exceeds Rs. 400 but does not exceed Rs. 500; Where it exceeds Rs. 500 but does not exceed Rs. 600; Where it exceeds Rs. 600 but does not exceed Rs. 700; Where it exceeds Rs. 700 but does not exceed Rs. 800; Where it exceeds Rs. 800 but does not exceed Rs. 900; Where it exceeds Rs. 900 but does not exceed Rs. 1,000; and for every Rs. 500 or part thereof in excess of Rs. 1,000. | The same duty as on a Conveyance (No. 23) for a consideration equal to the amount secured by such deed. The same duty as on a Bond (No. 15) for the amount secured by such deed. Eight rupees Twelve rupees Fifteen rupees Twenty rupees Twenty three rupees Twenty six rupees. Thirty rupees Thirty four rupees. Thirty eight rupees. Twenty rupees. |

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| | <p>Explanation.—A mortgagor who gives to the mortgagee a power of attorney to collect rents or a lease of the property mortgaged or part thereof, is deemed to give possession within the meaning of this article.</p> <p>(c) When a collateral or auxiliary or additional or substituted security, or by way of further assurance for the above-mentioned purposes where the principal or primary security is duly stamped—</p> <p>for every sum secured not exceeding Rs. 1,000. Thirteen rupees. and for every Rs. 1,000 or part thereof secured in excess of Rs. 1,000. Thirteen rupees.</p> <p style="text-align: center;">EXEMPTIONS</p> <p>(1) Instruments, executed by persons taking advances under the Land Improvement Loans Act, 1883, or the West Pakistan Agriculturists Loans Act, 1958, or by their sureties as security for the repayment of such advances.</p> <p>(2) Letter of hypothecation accompanying a Bill of Exchange.</p> | <p>Note:— For securing loan from the Commercial Banks for industrial purposes the rate of Stamp Duty chargeable shall, however, be as on a Bond (No. 15) for the amount secured by such deed.</p> |
| <p>41.</p> | <p>MORTGAGE OF A CROP, including any instrument evidencing an agreement to secure the payment of a loan made upon any mortgage of a crop, whether the crop is or is not in existence at the time of mortgage—</p> <p>(a) when the loan is repayable not more than three months from the date of the instrument—</p> <p>(i) for every sum secured not exceeding Rs. 200.00. Two rupees. (ii) and for every Rs. 200.00 or part thereof secured in excess of Rs. 200.00. Two rupees.</p> <p>(b) when loan is repayable more than three months, but not more than eighteen months, from the date of instrument—</p> <p>(i) for every sum secured not exceeding Rs. 100; Two rupees. (ii) and for every Rs. 100 or part thereof secured in excess of Rs. 100. Two rupees.</p> | |

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| 42. | <p>NOTARIAL ACT, that is to say, any instrument, endorsement, note, attestation, certificate or entry not being a PROTEST (No. 50) made or signed by a Notary Public in the execution of the duties of his office, or by any other person lawfully acting as a Notary Public.</p> <p>See also PROTEST OF BILL OR NOTE (No. 50).</p> | Twenty five rupees |
| 43. | <p>NOTE OR MEMORANDUM SENT BY a broker or agent to his principal intimating the purchase or sale on account of such principal-</p> <p>(a) of any goods exceeding in value twenty rupees;</p> <p>(b) of any stock or marketable security exceeding in value twenty rupees, not being a Government Security;</p> <p>(c) of a Government Security.</p> | <p>Seven rupees.</p> <p>Seven rupees for every Rs. 5,000 or part thereof of the value of stock or security.</p> <p>Two rupees and fifty paise for every Rs. 10,000 of the value of the security subject to a maximum of forty rupees.</p> |
| 44. | <p>NOTE OF PROTEST BY THE MASTER OF A SHIP</p> <p>See also PROTEST BY MASTER OF A SHIP (No. 51).</p> <p>ORDER FOR THE PAYMENT OF MONEY See BILL OF EXCHANGE (NO. 13).</p> | Seven rupees. |
| 45. | PARTITION- Instrument of [as defined by section 2(15)]. | <p>The same duty as on a Bond (No. 15) for the amount of the value of the separated share or shares of the property.</p> <p>Explanation — The largest share remaining after the property is partitioned (or if there are two or more shares of equal value and not smaller than any the other shares than one of such equal shares) shall be deemed to be that from which the other shares are separated.</p> <p>Provided always that—</p> <p>(a) when an instrument of partition containing an agreement to divide property in severalty is executed and a par-</p> |

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| | | <p>tion is effected in pursuance of such agreement, the duty chargeable upon the instrument affecting such partition shall be reduced by the amount of duty paid in respect of the first instrument but shall not be less than five rupees.</p> <p>(b) Where land is held on Revenue Settlement for a period not exceeding thirty years and paying the full assessment, the value for the purpose of duty shall be calculated at not more than five times the annual revenue.</p> <p>(c) Where a final order for effecting a partition passed by any Revenue Authority or any Civil court, or any award by an arbitrator directing a partition, is stamped with the stamp required for an instrument of partition, in pursuance of such order or award is subsequently executed, the duty on such instrument shall not exceed five rupees.</p> <p>(d) When instrument of partition is executed in respect of agricultural land, the stamp duty shall be charged as one rupee and twenty five paise for every one hundred rupees or part thereof of the value of such land.</p> |
| <p>46.</p> | <p>PARTNERSHIP- A-INSTRUMENT OF-</p> <p>(a) where the capital of the partnership does not exceed Rs. 10,000; (b) in any other case.</p> <p>B-DISSOLUTION OF- PAWN OF PLEDGE—See AGREEMENT RELATION TO DEPOSIT OF TITLE- DEEDS PAWN OR PLEDGE (No.6)</p> | <p>One hundred and forty rupees.</p> <p>Three hundred and seventy five rupees.</p> <p>Half of the stamp duty payable on original.</p> |

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| 47. | <p>POLICY OF INSURANCE:</p> <p>A—See INSURANCE (See section 7)—</p> <p>(I) For each voyage—</p> <p>(i) where the premium or consideration does not exceed the rate of 1/8 percent of the amount insured by the policy, for every full sum of RS. 5,000 and also any fractional parts thereof insured by the policy;</p> <p>(ii) in any other case, in respect of every full sum of Rs. 2,000 and also any fractional part thereof insured by the policy.</p> <p>(2) For time—</p> <p>In respect of every full sum of Rs. 2,000 or part thereof insured by the policy—</p> <p>(i) where the insurance shall be made for any time not exceeding six months;</p> <p>(ii) where the insurance shall be made for any time not exceeding six months and not exceeding twelve months.</p> <p>B—FIRE—INSURANCE AND OTHER CLASSES OF INSURANCE, NOT ELSEWHERE INCLUDED IN THIS ARTICLE COVERING GOODS, MERCHANDISE PERSONAL EFFECTS. CROPS AND OTHER PROPERTY AGAINST LOSS OR DAMAGE—</p> <p>(1) In respect of an original policy—</p> <p>(i) when the sum insured does not exceed Rs. 5,000.</p> <p>(ii) in any other case; and</p> <p>(2) in respect of each receipt for any payment of a premium on any renewal of an original policy.</p> <p>C—ACCIDENT AND SICKNESS—INSURANCE—</p> <p>(a) Against railway accident, valid for a single journey only.</p> <p style="text-align: center;">EXEMPTION</p> <p>When issued to a passenger travelling by the intermediate or the third class in any railway.</p> | <p>If drawn singly.</p> <p>Fifteen paise.</p> <p>Fifteen paise.</p> <p>Forty paise.</p> <p>Seventy five paise.</p> | <p>If drawn in duplicate for each part.</p> <p>Seven paise.</p> <p>Seven paise.</p> <p>Twenty paise.</p> <p>Forty paise.</p> |
| | | <p>Seventy five paise.</p> <p>One rupee and fifty paise.</p> <p>One half of the duty payable in respect of the original policy in addition to the amount, if any, chargeable under No. 53.</p> <p>Seven paise.</p> | |

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| <p>(b) In any other case for the maximum amount which may become payable in the case of any single accident or sickness where such amount does not exceed Rs. 2,000 and also where such amount exceeds Rs. 2,000 for every Rs. 2,000 or part thereof.</p> | <p>Thirty three paise; provided that, in case of a policy of insurance against death by accident when the annual premium payable does not exceed Rs. 3 per Rs. 1,000 the duty on such instrument shall be seven paise for every Rs. 1,000 or part thereof of the maximum amount which may become payable under it.</p> | | | | | | |
| <p>D—INSURANCE BY WAY OF INDEMNITY— Against liability to pay damages on account of accidents to workmen employed by or under the insurer or against liability to pay compensation under the Workmen's Compensation Act, 1923, for every Rs. 100 or part thereof payable as premium.</p> | <table border="0"> <tr> <td style="vertical-align: top;">If drawn Singly.</td> <td style="vertical-align: top;">If drawn duplicate, for each part.</td> </tr> <tr> <td style="vertical-align: top;">Seven paise.</td> <td></td> </tr> </table> | If drawn Singly. | If drawn duplicate, for each part. | Seven paise. | | | |
| If drawn Singly. | If drawn duplicate, for each part. | | | | | | |
| Seven paise. | | | | | | | |
| <p>E—LIFE INSURANCE OF OTHER INSURANCE NOT SPECIFICALLY PROVIDED FOR, except such a REINSURANCE as is described in Division of this article— (i) for every sum insured not exceeding Rs. 250; (ii) for every sum insured exceeding Rs. 250 but not exceeding Rs. 500; (iii) for every sum insured exceeding Rs. 500 but not exceeding Rs. 1,000 and also for every Rs. 1,000 or part thereof in excess of Rs. 1,000.</p> | <table border="0"> <tr> <td style="vertical-align: top;">Fifteen paise.</td> <td style="vertical-align: top;">Seven paise</td> </tr> <tr> <td style="vertical-align: top;">Twenty Five paise.</td> <td style="vertical-align: top;">Fifteen paise.</td> </tr> <tr> <td style="vertical-align: top;">Fifty paise.</td> <td style="vertical-align: top;">Twenty five paise.</td> </tr> </table> | Fifteen paise. | Seven paise | Twenty Five paise. | Fifteen paise. | Fifty paise. | Twenty five paise. |
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| Twenty Five paise. | Fifteen paise. | | | | | | |
| Fifty paise. | Twenty five paise. | | | | | | |
| <p style="text-align: center;">EXEMPTION</p> <p>Policies of life insurance granted by the Director General of Post Offices in accordance with rules for Postal Life Insurance issued under the authority of the Federal Government.</p> | | | | | | | |
| <p>F—RE-INSURANCE BY AN INSURANCE COMPANY WHICH HAS GRANTED A POLICY OF THE NATURE SPECIFIED IN DIVISION A OR DIVISION B OF THIS ARTICLE WITH ANOTHER COMPANY BY WAY OF INDEMNITY OR GUARANTEE AGAINST THE PAYMENT ON THE ORIGINAL INSURANCE OF A CERTAIN PART OF THE SUM INSURED THEREBY.</p> | <p>One-half of the duty payable in respect of the original insurance but not less than the seven paise or more than one rupee.</p> | | | | | | |
| <p style="text-align: center;">GENERAL EXEMPTION</p> <p>Letter of cover or engagement to issue a policy of insurance.</p> <p>Provided that, unless such letter or engagement bear the stamp prescribed by this Act for such policy nothing shall be claimable thereunder, nor shall it be available for any purpose, except to compel the delivery of the policy therein mentioned.</p> | | | | | | | |

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| 48. | <p>POWER OF ATTORNEY as defined by section 2(21), not being a proxy (No. 52)—</p> <p>(a) when executed for the sole purpose of procuring the registration of one or more documents in relation to a single transaction or for admitting execution of one or more such documents.</p> <p>(b) When authorizing one person or more to act in a single transaction other than the case mentioned in clause (a).</p> <p>(c) when authorizing not more than five persons to jointly and severally in more than one transaction or generally;</p> <p>(d) when authorizing more than five but not more than ten persons to act jointly and severally in more than one transaction or generally;</p> <p>(e) when given for consideration and authorizing the attorney to sell any immovable property.</p> <p>(f) In any other case.</p> <p>EXPLANATION 1: For the purpose of this Article more persons than one when belonging to the same firm shall be deemed to be one person.</p> <p>EXPLANATION 2: The term "Registration" includes every operation incidental to registration under the Registration Act, 1908.</p> | <p>One hundred & ninety rupees.</p> <p>Two hundred & fifty rupees.</p> <p>Seven hundred & fifty rupees.</p> <p>Eight hundred & seventy five.</p> <p>The same duty as is leviable on a Conveyance (No. 23) for the amount of the consideration.</p> <p>Thirteen rupees for each person authorized.</p> |
| 49. | <p>PROMISSORY NOTE [as defined by section 2(22)]—</p> <p>(a) When payable on demand—</p> <p>(i) when the amount or value does not exceed Rs. 250.</p> <p>(ii) when the amount or value exceed Rs. 250 but does not exceed Rs. 1,000;</p> <p>(iii) when the amount or value exceed Rs. 1,000 but does not exceed Rs. 10,000;</p> <p>(iv) when the amount or value exceeds Rs. 10,000 but does not exceed Rs. 100,000; and</p> <p>(v) in any other case.</p> <p>(b) When payable otherwise than on demand.</p> | <p>Seven paisa.</p> <p>One rupee and twenty five paisa.</p> <p>Thirteen rupees.</p> <p>Twenty five rupees.</p> <p>One hundred and twenty five rupees.</p> <p>The same duty as on a Bill of Exchange (No. 13) for the same amount payable otherwise than on demand.</p> |

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| 50 | PROTEST OF BILL OR NOTE , that is to say, any declaration in writing made by a Notary Public, or other person lawfully acting as such, attesting the dishonour of a Bill of Exchange for promissory note. | Thirteen rupees. |
| 51 | PROTEST BY THE MASTER OF A SHIP , that is to say, any declaration of the particulars of her voyage drawn up by him with a view to the adjustment of losses or the calculation of averages and every declaration in writing made by him against the charterers or the consignees for not loading or unloading the ship, when such declaration is attested or certified by a Notary Public or other person lawfully acting as such. See also NOTE OF PROTEST BY THE MASTER OF A SHIP (No. 44) | Thirteen rupees. |
| 52. | PROXY empowering any person to vote at any one election of the members of a district or local board or of a body of Municipal Commissioners, or at any one meeting of (a) members of an incorporated company or other body corporate whose stock or funds is or are divided into shares and transferable; (b) a local authority, or (c) proprietors, members or contributors to the funds of any institution. | Seven rupees. |
| 53. | RECEIPTS as defined by section 2(23) for any money or other property the amount or value of which exceeds twenty rupees— (a) where such amount does not exceed Rs. 2,000; (b) where such amount exceeds Rs. 2,000 but does not exceed Rs. 10,000; (c) where such amount exceeds Rs. 10,000. EXEMPTIONS RECEIPT— (a) endorsed on or contained in any instrument duly stamped or any instrument exempted under the proviso to section 3 (instruments executed on behalf of the Government) or any cheque or bill of exchange payable on demand acknowledging the receipt of the consideration money therein expressed, or the receipt of any principal-money, interest or annuity, or other periodical payment thereby secured; (b) for any payment of money without consideration; (c) for any payment of rent by a cultivator on account of land assessed to Government revenue; | One and a half rupees. Three rupees. Seven rupees. |

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| | <p>(d) for pay or allowances by non-commissioned or petty officers; soldiers, sailors, airmen of the armed forces of Pakistan/Pakistan military, naval or air forces when serving in such capacity, or by mounted police-constables;</p> <p>(e) given by holders of family certificates in cases where the person from whose pay or allowances the sum comprised in the receipt has been assigned as a non-commissioned or petty officer soldier, sailor or airmen or any of the said forces and serving in such capacity;</p> <p>(f) for pensions or allowances by persons receiving such pensions or allowances in respect of their services as such non-commissioned or petty officers, soldiers, sailors or airmen, and not serving the State in any other capacity;</p> <p>(g) given by a headman or lambardar for land-revenue or taxes collected by him;</p> <p>(h) given for money or securities for money deposited in the hands of any banker, to be accounted for:</p> <p>Provided that the same is not expressed to be received of, or by the hand of, any other than the person to whom the same is to be accounted for:</p> <p>Provided also that this exemption shall not extend to receipt or acknowledgement for any sum paid or deposited for, or upon a letter of allotment of a share, or in respect of a call upon any scrip or share of, or in, any incorporated company or other body corporate or such proposed or intended company or body or in respect of a debenture being a marketable security.</p> <p>See also POLICY OF INSURANCE [No. 47-B (2)].</p> | |
| 54. | <p>RE—CONVEYANCE OF MORTGAGE PROPERTY—</p> <p>(a) if the consideration for which the property was mortgaged does not exceed Rs. 1,000;</p> <p>(b) in any other case.</p> | <p>The same duty as on a Bond (No. 15) for the amount of such consideration as set forth in the re-conveyance.</p> <p>One hundred and twenty five rupees.</p> |
| 55. | <p>RELEASE, that is to say, any instrument (not being such a release as is provided for by section 23-A) whereby a person renounces a claim upon another person or against any specified property.</p> | <p>The same duty as on a Bond (No. 15) for such amount of the claim or value of the property.</p> |

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| <p>56</p> | <p>RESPONDENTIA BOND, that is to say, any instrument securing a loan on the cargo Laden or to be Laden on board a ship and making repayment contingent on the arrival of the cargo at the port of destination.</p> <p>REVOCAION OF ARMY TRUST OR SETTLEMENT.</p> <p>See settlement (No. 58) Trust (No. 46).</p> | <p>The same duty as on a Bond (No. 15) for the amount of the loan secured.</p> |
| <p>57.</p> | <p>SECURITY BOND OR MORTGAGE-DEED executed by way of security for the due execution of an office, or to account for money or other property received by virtue thereof or executed in favour of a Court for the due discharge of a contingent liability or executed by a surety to secure the due performance of a contract—</p> <p>(a) when the amount secured does not exceed Rs. 1,000.</p> <p>(b) in any other case.</p> <p style="text-align: center;">EXEMPTION</p> <p>Bond or other instrument, when executed:</p> <p>(a) by any person for the purpose of guaranteeing that the local income derived from private subscriptions to a charitable dispensary or hospital or any other object of public utility shall not be less than a specified sum per mensem;</p> <p>(b) under No. 3-A of the rules made by the Provincial Government under section 70 of the Sindh Irrigation Act, 1879;</p> <p>(c) executed by persons taking advance under the Land Improvement Loans Act, 1883, or the West Pakistan Agriculture Loans Act, 1958, or by their sureties, as security for repayment of such advances;</p> <p>(d) executed by servants of the State or their sureties to secure the due execution of an office or the due accounting for money or other property received by virtue thereof.</p> | <p>The same duty as on a Bond (N. 15) for the amount secured.</p> <p>One hundred and twenty five rupees.</p> |

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| <p>58.</p> | <p>SETTLEMENT— A - Instrument of (including a deed of dower)—</p> <p>(i) where the settlement is made in favour of legal heirs in respect of agricultural land.</p> <p>(ii) where the settlement is made for a religious or charitable purpose.</p> <p>(iii) in any other case.</p> <p style="text-align: center;">EXEMPTION</p> <p>Deed of dower execution on the occasion of a marriage between Muslims.</p> <p>B-REVOCATION OF—</p> <p>See also TRUST (No. 64).</p> | <p>Two and a half rupees for every one hundred rupees or part thereof of the value of the property.</p> <p>The same duty as on a Bond (No. 15) for a sum equal to the amount of value of the property settled.</p> <p>The same duty as is leviable on a Conveyance (No. 23) for a consideration equal to the amount or value of the property settled;</p> <p>Provided that, where an agreement to settle is stamped with the stamp required for an instrument of settlement, and an instrument of settlement in pursuance of such agreement is subsequently executed, the duty on such instrument shall not exceed five rupees:</p> <p>Provided further that where an instrument of settlement contains any provision for the revocation of the settlement, the amount or value of the property settled shall, for purposes of duty, be determined as if no such provision were contained in the instrument.</p> <p>The same duty as is leviable on a Conveyance (No. 23) for a consideration equal to the amount or value of the property concerned, as set forth in the Instrument of Revocation but not exceeding sixty three rupees.</p> |
| <p>59.</p> | <p>SHARES WARRANTS to bearer issued under the Companies Act, 1913.</p> <p>the shares specified in warrant.</p> | <p>One and a half times the duty payable on a Debenture [(No. 27(b))] for a consideration equal to the nominal amount of the shares specified in the warrant.</p> |

| EXEMPTIONS | | |
|------------|--|---|
| | <p>Share warrant when issued by a company in pursuance of the Companies Act, 1913, section 30 to have effect only upon payment, as composition for that duty, to the Collector of Stamp-revenue of—</p> <p>(a) One and a half per centum of the whole subscribed capital of the company; or</p> <p>(b) If any company which has paid the said duty or composition in full subsequently issues an addition to its subscribed capital one and a half per centum of the additional capital so issued.</p> <p>SCRIP, See Certificate (No. 19).</p> | |
| 60. | SHIPPING ORDER for or relating to the conveyance of goods on board of any vessel. | Seven rupees. |
| 61. | <p>SURRENDER OF LEASE—</p> <p>(a) when the duty with which the lease is chargeable does not exceed Thirty rupees.</p> <p>(b) In any other case.</p> <p style="text-align: center;">EXEMPTION</p> <p>Surrender of lease, when such lease is exempted from duty.</p> | <p>The duty with which lease is chargeable.</p> <p>One hundred and twenty five rupees.</p> |
| 62. | <p>TRANSFER (whether with or without consideration)—</p> <p>(a) of shares in an incorporated company or other body corporate;</p> <p>(b) of debentures being marketable securities whether the debenture is liable to duty or not except debentures provided for by section 8;</p> <p>(c) of any interest secured by a bond, mortgage-deed or policy of insurance—</p> <p>(i) if the duty on such bond, mortgage-deed or policy does not exceed twenty rupees;</p> <p>(ii) in any other case.</p> <p>(d) of any property under the Administrator-General Act, 1913, section 31;</p> | <p>One-fourth of the duty payable on a Conveyance (No. 23) for a consideration equal to the value of the share.</p> <p>One-half of the duty payable on a Conveyance (No. 23) for a consideration equal to the face amount of the debenture.</p> <p>The duty with which such bond, mortgage-deed or policy of insurance is chargeable.</p> <p>Sixty-three rupees.</p> <p>Sixty-three rupees.</p> |

| | | |
|------------|--|--|
| | <p>(e) of any trust property without consideration from one trustee to another trustee or from a trustee to a beneficiary.</p> <p style="text-align: center;">EXEMPTIONS</p> <p>Transfers by endorsement—</p> <p>(a) of a bill of exchange, cheques or promissory note; (b) of a bill of lading, delivery order, warrant for goods or other mercantile document of title to goods; (c) of a policy of insurance; (d) of securities of the Federal Government.</p> <p>See also Section 8—</p> | <p>Twenty-five rupees or such smaller amount as may be chargeable under clauses (a) to (c) of this Article.</p> |
| <p>63.</p> | <p>TRANSFER OF LEASE by way of assignment and not by way of under lease.</p> <p style="text-align: center;">EXEMPTION</p> <p>Transfer of any lease exempt from duty.</p> | <p>The same duty as is leviable on Conveyance (No. 23) for a consideration equal to the amount of the consideration for the transfer.</p> |
| <p>64.</p> | <p>TRUST— A—DECLARATION OF— of, or concerning, any property when made by any writing not being a WILL.</p> <p>B—REVOCATION OF— of, or concerning any property when made by any instrument other than a WILL.</p> <p>See also SETTLEMENT (NO. 58)</p> <p>VALUATION. See APPRAISEMENT (No. 8).</p> | <p>The same duty as on a Bond (No. 15) for a sum equal to the amount or value of the property concerned as set forth in the instrument but not exceeding twenty rupees.</p> <p>The same duty as on a Bond (No. 15) for a sum equal to the amount or value of the property concerned as set forth in the instrument but not exceeding twenty five rupees.</p> |
| <p>65.</p> | <p>WARRANT FOR GOODS, that is to say, any instrument evidencing the title of any person therein named, or his assignee, or the holder or thereof to the property in any goods lying in or upon any dock ware house or wharf, such instrument; being signed or certified by or on behalf of the person in whose custody such goods may be.</p> | <p>Seven rupees.</p> |

APPENDIX II

[See section 3]

"TABLE

| S.No. | Description of Tax Payers | Rate of Tax |
|-------|---------------------------|-------------|
| 1 | 2 | 3 |

1. All persons engaged in any profession, trade, calling or employment, other than those specifically mentioned hereinafter, in the North-West Frontier Province, including employees of the Federal or Provincial Government, whose monthly income or earning,—
 - (a) when exceeds Rs. 6000.00, but does not exceed Rs. 10,000.00; Rs. 100.00
 - (b) when exceeds Rs. 10,000.00, but does not exceed Rs. 20,000.00; and Rs. 150.00
 - (c) when exceeds. Rs. 200.00
2. All Limited Companies, Modarbas, Mutual Funds and any other body corporate with paid capital or paid up capital and reserves in the preceding year, which ever is more,—
 - (a) when not exceeding Rs. 10 million Rs. 10,000.00
 - (b) when exceeding Rs. 10 million but not exceeding Rs. 25 million; Rs. 15,000.00
 - (c) when exceeding Rs. 25 million but not exceeding Rs. 50 million; Rs. 20,000.00
 - (d) when exceeding Rs. 50 million but not exceeding Rs. 100 million; Rs. 50,000.00
 - (e) when exceeding Rs. 100 million but not exceeding Rs. 200 million; and Rs. 75,000.00
 - (f) when exceeding Rs. 200 million. Rs. 100,000.00

Explanation.— The paid up capital in case of foreign banks shall be the minimum paid up capital as determined by the State Bank of Pakistan.
3. Persons, other than companies, owning factories, commercial establishments, private educational institutions and private hospitals with ten or more employees. Rs. 1500

| S.No. | Description of Tax Payers | Rate of Tax |
|-------|--|-------------|
| 1 | 2 | 3 |
| 4. | Holders of import or export licence, assessed to income tax in the preceding year with annual turn over— | |
| | (a) when not exceeding Rs. 50,000.00 | Rs. 2000.00 |
| | (b) when exceeding Rs. 50,000.00 | Rs. 3000.00 |
| 5. | Clearing Agents licensed or approved as Custom House Agents. | Rs. 1500.00 |
| 6. | Travel Agents— | |
| | (a) IATA | Rs. 7500.00 |
| | (b) Non-IATA | Rs. 3000.00 |
| 7. | Restaurants liable to Sale Tax | Rs. 7500.00 |
| 8. | Advertising Agencies | Rs. 5000.00 |
| 9. | Doctors— | |
| | (a) Specialists | Rs. 1500.00 |
| | (b) Non-Specialists, including Medical Practitioners, Hakeems and Homeopaths. | Rs. 500.00 |
| 10. | Clinical Laboratories, including patho-logical and chemical Laboratories— | |
| | (a) located at Peshawar, Mardan, Charsadda and Abbottabad. | Rs. 7500.00 |
| | (b) Located at other places. | Rs. 1500.00 |
| 11. | Contractors, Suppliers and Consultants, who, during the preceding financial year supplied to the Federal or any Provincial Government, or any local authority, goods, commodities, or rendered service of the value— | |
| | (a) when exceeding Rs. 10,000.00 but not exceeding Rs. 1.00 million; | Rs. 2000.00 |
| | (b) when exceeding Rs. 1.00 million but not exceeding Rs. 2.5 million; | Rs. 3000.00 |
| | (c) when exceeding Rs. 2.5 million. | 10,000.00 |
| 12. | Petrol pumps— | |
| | (a) in urban areas | Rs. 1000.00 |
| | (b) in rural areas. | Rs. 500.00 |

| S.No. | Description of Tax Payers | Rate of Tax |
|-------|---------------------------|-------------|
| 1 | 2 | 3 |

13. All establishments, including video shops, real estate shops/ agencies, car dealers, not assessed to income tax in the preceding financial year. Rs. 1000.00

Peshawar,
Dated the 28th June, 2002.

Lt. Gen. (Rtd.) IFTIKHAR HUSSAIN SHAH,
Governor of the North-West Frontier Province.

SALIM KHAN,
Secretary to Government of North-West Frontier Province,
Law Department.

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