

# STAMP.

No. 96 of 1976.

## AN ACT to amend the Stamp Act, 1921-1974.

[Assented to 12th November, 1976.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Stamp Act Amendment Act, 1976.* Short title and citation.

(2) In this Act the Stamp Act, 1921-1974 is referred to as the principal Act. Reprinted as approved for reprint 20th February, 1976.

(3) The principal Act as amended by this Act may be cited as the Stamp Act, 1921-1976.

2. This Act shall come into operation on the first day of January, 1977. Commencement.

Section 21  
amended.

3. Section 21 of the principal Act is amended by deleting the passage "a bill of lading, or any other" in lines three and four of the proviso to subsection (1) and substituting the word "an".

Repeal of  
section  
61 and  
heading  
thereto.

4. The principal Act is amended by repealing section 61 and deleting the heading thereto.

Repeal of  
section 62  
and heading  
thereto.

5. The principal Act is amended by repealing section 62 and deleting the heading thereto.

Repeal of  
section 91  
and heading  
thereto.

6. The principal Act is amended by repealing section 91 and deleting the heading thereto.

Section 120  
amended.

7. Subsection (3) of section 120 of the principal Act is amended by deleting the words "and exempting any such statutory declaration from being chargeable with duty under this Act" in lines six, seven and eight.

Second  
Schedule  
amended.

8. The Second Schedule to the principal Act is amended—

(a) by deleting the whole of the item beginning with the words "AFFIDAVIT OR STATUTORY DECLARATION" ;

(b) by adding after paragraph (8) under the heading "Exemptions." in the item beginning with the word "AGREEMENT", the following paragraph—

(9) Charter-party agreement. ;

(c) by deleting the whole of the item beginning with the word "APPRAISEMENTS";

(d) by deleting from the item beginning with the word "ASSIGNMENT" the words "and Deed of Assignment";

- (e) by deleting the whole of the item beginning with the words "ATTESTED COPY";
- (f) by deleting the whole of the item beginning with the passage "ATTORNEY, Letter or Power of";
- (g) by deleting the whole of the item beginning with the word "AWARD";
- (h) by deleting the whole of the item beginning with the words "BILL OF LADING";
- (i) by adding under the heading "Exemption." in the item beginning with the passage "BOND, COVENANT, OR INSTRUMENT", immediately before the item beginning with the words "BOND FOR ADMINISTRATION", the following passage—

Charter-party agreements.

Any instrument in respect of a covenant or agreement by any person to pay sums of money, as a principal security, in relation to agreements for—

- (i) hire of any goods, wares or merchandise;
  - (ii) hire, construction or installation of any machinery or plant;
  - (iii) execution of any building works; or
  - (iv) works or services of civil or other engineering or of a technological nature. ;
- (j) by deleting the whole of the item beginning with the words "BOND FOR ADMINISTRATION";
  - (k) by deleting the whole of the item beginning with the words "CHARTER-PARTY";

- (l) by deleting the whole of the item beginning with the words "COPY or EXTRACT";
- (m) by deleting the whole of the item beginning with the passage "DECLARATION (Statutory)";
- (n) by deleting the whole of the item beginning with the words "DEED OF ASSIGNMENT";
- (o) by adding under the heading "Exemptions." in the item beginning with the passage "MORTGAGE (legal or equitable), BOND, DEBENTURE, COVENANT, WARRANT OF ATTORNEY to confess and enter up judgment and FOREIGN SECURITY of any kind", the following paragraph—
  - (4) Any instrument in respect of a covenant or agreement by any person to pay sums of money, as a principal security, in relation to agreements for—
    - (i) hire of any goods, wares or merchandise;
    - (ii) hire, construction or installation of any machinery or plant;
    - (iii) execution of any building works; or
    - (iv) works or services of civil or other engineering or of a technological nature. ;
- (p) by deleting the whole of the item beginning with the words "NOTARIAL ACT";
- (q) by deleting the whole of the item beginning with the words "POWER OF ATTORNEY";
- (r) by deleting the whole of the item beginning with the word "PROTEST";

- (s) by deleting the whole of the item beginning with the word "REVOCATION";
  - (t) by deleting the whole of the item beginning with the word "VALUATION"; and
  - (u) by deleting the whole of the item beginning with the words "WARRANT OF ATTORNEY of any other kind".
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