THE BALOCHISTAN FINANCE ACT, 2019

(Baln. Act V of 2019)

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[1]THE BALOCHISTAN FINANCE ACT, 2019

(Balochistan Act No. V of 2019)

[*25th July, 2019*]

An Act to continue and revise certain taxes and fees in the Province of Balochistan.

Preamble. WHEREAS, it is expedient to continue and revise certain taxes and fees in the Province of Balochistan and for the matters connected therewith or ancillary thereto;

It is hereby enacted as follows: –

Short title, extent and commencement. 1. (1) This Act may be called "The Balochistan Finance Act, 2019".

(2) It extends to the whole of Balochistan.

(3) Unless otherwise provided. It shall deem to have come into force on and from the first day of July, 2019.

Amendment in Act II of 1899. 2. In the Stamp Act, 1899 (Act II of 1899), for the First Schedule the following shall be substituted, namely: —

Amendment in West Pakistan Act X of 1958. 3. In the Balochistan Entertainments Duty Act, 1958 (West Pakistan Act X of 1958), —

(1) in section 3, sub-section (1),for the words "fifty percent" appearing after the words 'rate of', the words "twenty percent" shall be substituted;

(2) in section 3, in the second proviso to sub-section (1), for the words "twenty five percent" appearing after the words 'rate of', the words "fifteen percent" shall be substituted;

(3) After section 3, the following new section 3-A shall be inserted, namely: —

"3-A.Duty on special classes of entertainments.– Notwithstanding anything contained in section 3, the duty on the entertainments mentioned in

[1] This Act was passed by the Provincial Assembly of Balochistan on 27th June, 2019; assented to by the Governor of Balochistan on 23rd July, 2019; and first published in the Balochistan Gazette (Extraordinary) No. 104, dated 25th July, 2019.

column No. 2 of the following Table shall be charged at the rate mentioned against each entertainment in column No.3:-

S. No.	Entertainment	Rate of Duty
1.	Admission to horse racing.	two hundred rupees per admission ticket.
2.	Fashion Show	Ten percent of the total amount paid to the owner or management of the premises or total expenditure made by organizer or sponsor, whichever is higher.
3.	Musical show	Ten percent of the payments for admission in a musical show where admission charges are five hundred rupees per person or more.”

(4) in section 4, for the full stop appearing at the end of the first proviso, a colon shall be substituted and thereafter the following proviso shall be added, namely:—

“Provided further that no duty on admission to an entertainment shall be charged from a bona fide proprietor of that entertainment or his spouse or children subject to a maximum of four persons in a show.”;

(5) in section 6, for the words “five hundred” appearing after the words ‘sum of’, the words “two thousand”, shall be substituted;

(6) in section 11, sub-section (3), for the words “five hundred” appearing after the word ‘exceeding’, the words “two thousand” shall be substituted;

Amendment in West Pakistan Act No. I of

4. In the Balochistan Finance Act, 1965 (W.P. Act No. I of 1965) in section 12, in sub-section (1), —

(1) in clause (i), for the word “fifty” the words “one

1965.

hundred” shall be substituted; and in rate column for the word “Four” the word “five” shall be substituted;

(2) in clause (ii), for the words “fifty-one to five hundred” the words “one hundred one to five hundred” shall be substituted; and in rate column for the word “six” the word “ten” shall be substituted;

(3) in clause (iii), for the words" five hundred to fifteen hundred” the words “five hundred one to one thousand” shall be substituted; and in rate column for the word “fifty” the word “twenty” shall be substituted and the word “and” appearing at the end shall be omitted;

(4) in clause (iv), for the words “above fifteen hundred” the words “one thousand one to three thousand” shall be substituted; and in rate column for the word “Hundred” the word “fifty” shall be substituted;

(5) after clause (iv), as so amended here-in-above, the following two new clauses (v) and (vi) shall be inserted, namely: —

“(v)	A hotel daily rents of which are three thousand one to five thousand rupees per day per lodging unit.	300 rupees per day per lodging unit; and
(vi)	A hotel daily rents of which are above five thousand rupees per day per lodging unit.	500 rupees per day per lodging unit”.

Amendment in West Pakistan Act No. I of 1964

5. In the Balochistan Finance Act, 1964 (West Pakistan Act XXXIV of1964), in section 11, in clause (h), the word “and” and appearing at the end shall be omitted; and thereafter, after clause (i), the following new clauses (j), (k) and (l),shall be inserted, namely: —

(1) “(j) All Limited Companies with paid up capital & reserve:

Particulars		Rate of Tax
All Limited Companies, other than those as mentioned in clauses (f), (g) and (i), Modarbas, Mutual Fund, and any other body corporate with paid-up capital or paid up share Capital and reserves in the preceding year whichever is higher: —		
(i)	not exceeding Rs. 10 Million.	Rs. 2,000 per annum.
(ii)	exceeding Rs. 10 million but not exceeding Rs. 25 million.	Rs. 15,000 per annum.
(iii)	exceeding Rs. 25 million but not exceeding Rs. 50 million.	Rs. 22,000 per annum.
(iv)	exceeding Rs. 50 million but not exceeding Rs. 100 million.	Rs. 52,000 per annum.
(v)	exceeding Rs. 100 million but not Rs. 200 million.	Rs. 77,000 per annum.
(vi)	exceeding Rs. 200 Million and above.	Rs. 100,000 per annum;

(k) All petrol pumps & CNG station. A person or class of persons engaged in the business of selling petroleum products shall pay tax for each financial year at the rate of Rs. 2,000 per annum, whereas, the petrol pump and CNG station shall pay tax for each financial year at the rate Rs. 5,000; *and*

(l) Commercial establishments other than mentioned in clause ‘a’ to ‘k’. Any commercial establishment not covered in

any of the clauses a to k will be charge to tax for Rs. 300 per annum".

(2) in section 2, after clause (iii), the following explanation shall be added: —

"Explanation: For this section, the term "Specialist Doctors" means, MBBS Doctor who has been awarded a postgraduate degree by any recognized Institution; and the term "General Doctors" mean, MBBS Doctor who is not a Specialist Doctor".

Amendment in West Pakistan Act No. V of 1958.

6. In the Balochistan Urban Immovable Property Tax Act, 1958 (Act No V of 1958), —

(1) in section 2, after clause (a), the following new clause (aa) shall be inserted, namely: —

"(aa) "building and lands" means and include vacant plots or a parcel or portion thereof having fixed boundaries intended for specific purpose including residential, commercial or industrial use;"

(2) in section 3, after sub-section (3), the following new sub-section (4) shall be inserted, namely: -

"(4) A rebate equal to five per cent of the amount of annual tax for a financial year will be given if the amount of annual tax is paid in lump sum on or before the 30th day of September of the financial year or such later date as the Government may, by notification, determine. Similarly, a rebate equal to five per cent of the amount of annual tax, of the building portion only, for a financial year will be given for the wear and tear of the building.".

(3) in section 4, in clause (c), for the words **"one thousand two hundred"** the words **"fifty thousand"** shall be substituted.

(4) in section 4, in clause (d), after the word **"libraries"**, the words **"owned by the Government or by a**

body owned or controlled by the Government" shall be inserted.

(5) in section 4, in clause (g), for the words "two thousand", the words **"two hundred forty-five thousand"** shall be substituted.

(6) in section 4, in clause (g), after the word "widows", a comma and the words **", disabled persons, retired employees of BPS 1 to 15 of Federal, Provincial and Local Government"** shall be inserted.

(7) in heading of section 7, for the word "operation", the word **"operating"** shall be substituted.

Amendment in Balochistan Act No. I of 2013.

7. (1) In the Balochistan Finance Act, 2013 (Act No. I of 2013), in section 4, in clause (a), and (b) of sub-section (4), in the tables against serial number (i) for the existing entries in the column of 'Description of immovable property' and in column of 'rate of tax', the following shall be substituted, namely: —

Description	*Rate of Tax*
(i) Where the value of immoveable property is recorded.	**2% of the recorded value of landed area or value specified in valuation table.**

(2) In the Balochistan Finance Act, 2013 (Act No. I of 2013), in section 4, in clause (c) of sub-section (4), in the table against serial number (i) for the existing entries in the column of 'Description of immovable property'; and in column of 'rate of tax', the following shall be substituted, namely: —

Description	*Rate of Tax*
(i) Where the value of Immoveable property is recorded.	**2% of the recorded value.".**

Amendment in West Pakistan Act No XXXII applicable of

8. In the Balochistan Motor Vehicle Taxation Act, 1958 (W.P. Act XXXII of 1958), for the Schedule appended to the Act, the following shall be substituted, namely: —

THE SCHEDULE

1958.

(*See Section 3*)

S. No.	Description of Motor Vehicle	Rate of Tax in rupees
1.	Rickshaw	1,000 / year
2.	Tractor (Non-Commercial)	Exempted
3.	Tractor (Commercial)	1,600 / year
4.	Motorcycle	1,300/- Life time
5.	Motorcycle Trolley	600 / year
6.	Mini Truck 4060-8119 kg	400/qtr
7.	Truck/Oil Tanker 8120-14200 kg (6 wheeler)	1,000/qtr
8.	Truck/Oil Tanker 14201-28000 kg (10 wheeler/12 wheeler)	1,200/qtr
9.	Trailers (All types) Above 23200 kg	1,300/qtr
10.	Bus HTV (up to seating capacity 44)	25/seat/qtr
11.	Bus HTV (above seating capacity 44)	15/seat/qtr
12.	Mini Buses LTV	15/seat/qtr
13.	Cars and Jeeps Over 750cc & above	Up to 1000cc 800/year
		1001-1500cc 1200/year
		1501-2000cc 1500/year
		Above 2000cc 1800/year
14.	Pick up	300/qtr
15.	Vans and Station wagon	Upto 1000cc 800/year
		1001-1500cc 1200/year
		1501-2000cc 1500/year

Above 2000cc
1800/year

Amendment in Balochistan Act No. VI of 2015.

9. In the Balochistan Sales Tax on Services Act, 2015 (Act No VI of 2015), —

(1) For section 50 and the following shall be substituted, namely: —

“50. The Authority may waive Penalty and default Surcharge in any specific case, upto Rs. 1,000,000 and above 1,000,000 with approval of Government.”.

(2) In section 52, subsection (1), for the word **“miscalculation”** the word **[misconstruction]** shall be substituted.

(3) In Second Schedule, against the Tariff Heading 9802.4000, in column 2 of description, under the existing entries, the following paragraph shall be added, namely: -

“Excluding: where payment for such advertisement is made from the Provincial Consolidated Fund.”.

(4) In Second Schedule, against the Tariff Heading 9814.2000, in column 2 of description, under the existing entries, the following paragraphs shall be added, namely: —

“Excluding. — Where the construction work is funded under an agreement of foreign grant-in-aid or involves construction of consular buildings.

<u>Explanation</u>. — Notwithstanding the rate of 15% fixed in column 3 (rate of tax), the following reduced rate of 6%, will be applicable, for all services specified at tariff heading 9814.2000 without input tax credit or adjustment to the extent of contracts for which payment is made from the Provincial

Consolidated Fund.”.

(5) in Second Schedule, against the Tariff Headings 9815.3000, 9815.4000, 9815.5000, 9815.7000 and 9815.8000, in column 3 of rate of tax, for the figure and sign “15%”, the figure and sign with words **“6% without input tax credit / adjustment”** shall be added.

Amendment in Balochistan Act No. III of 2019.

10. In the Balochistan Infrastructure Development Cess Act, 2019 (Act III of 2019), in section 9, before the word “subject” the words **“with the approval of Government, where amount exceeds Rs. 1,000,000”;** and after the word “appropriate” the words **“and for reasons to be recorded in writing”** shall be inserted.

THE FIRST SCHEDULE
STAMP DUTY ON INSTRUMENTS

(*See Section 3*)

Article Number	Description of Instrument	Proper stamp duty
1.	ACKNOWLEDGEMENT of a debt, 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 pass-book or on separate piece of paper when such book or paper is left in the creditor's possession; provided that such acknowledgment does not contain any promise to pay the debt or any stipulation to pay interest or to deliver any goods or other property;-	
	(a) Where such amount does not exceed Rs. five thousand	(a) 50 rupees
	(b) Where such amount exceeds Rs. five thousand.	(b) 100 rupees
2.	ADMINISTRATION BOND including a bond given under sections, 291, 375, and 376 of the Succession Act 1925, section 6 of the Government savings Banks Act, 1873: —	
	(a) Where the amount does not exceed Rs. 1,000	(a) Same duty as on a bond (No. 15) for such amount
	(b) In any other case	(b) One hundred rupees
3.	ADOPTION DEED, that is to say, any instrument (other than a will) recording an adoption or conferring or purporting to confer an authority to adopt.	One hundred rupees.
	One hundred rupees.	
	ADVOCATE, See ENTRY AS AN	
	ADVOCATE (No. 30).	

4.	AFFIDAVIT, including an affirmation or declaration in the case of persons by the law allowed affirming or declaring instead of swearing.	Fifty rupees.
5.	AGREEMENT OR MEMORANDUM OF AN AGREEMENT —	
	(a) if relating to the sale of a bill of exchange	(a) Fifty rupees
	(b) if relating to the sale of a Government security	(b) Rupee one for every ten thousand or part thereof of the value of the security, subject to a maximum of two hundred rupees.
	(c) if relating to the sale of share in an incorporated company or other body corporate.	(c) Two rupees for every rupee five thousand or part thereof of the value of the shares.
	(d) if relating to the sale of immovable property.	(d) one thousand rupees.
	(e) if not otherwise provided	(e) One hundred rupees.
6.	AGREEMENT RELATING TO DEPOSIT OF TITLE DEEDS, PAWN OR PLEDGE, that is to say, any instrument evidencing an agreement relating to —	
	(1) the deposit of title-deeds or instruments constituting or being evidence of the title to any property whatever (other than marketable security), or	
	(2) the pawn or pledge of movable property, where such deposit, pawn or pledge has been made by way of security for there-payment of money advanced or to be advanced by way of loan or an existing or future debt	

—

	(a) if such loan or debt is repayable on demand or more than three months from the date of the instrument evidencing the agreement;	(a)	the same duty as on a bill of exchange (No. 13 a) for the amount secured.
	(b) if such loan or debt is repayable not more than three months from the date of such instrument;	(b)	half of a duty payable on a bill of exchange (No. 13a) for amount secured
	Exemption. Instrument of Pawn or Pledge of goods if unattested.		
7.	APPOINTMENT IN EXECUTION OF A POWER, where made by any writing not being will —		
	(a) of trustee	(a)	One hundred rupees
	(b) of property, movable or immovable	(b)	One hundred and fifty rupees.
8.	APPRAISEMENT OR VALUATION made otherwise than under an order of the Court in the course of a suit —		
	(a) where the amount does not exceed Rs.1,000;	(a)	Two rupees for every one hundred rupees or part thereof.
	(b) in any other case	(b)	One hundred rupees.
	Exemptions (a) Appraisement of 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. (b) Appraisement of crop for the purpose of ascertaining the amount to be given to a landlord as rent.		

9.	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)	One hundred rupees
10.	Deleted	
11-A.	AIR TICKETS ISSUED BY ANY AIR LINE	
	(i) For domestic flights	(i) 50 rupees per Ticket.
	(ii) For international flights	(ii) 400 rupees per Ticket.
11-B.	AUTHENTICATED DECLARATIONS that is to say declaration of newspapers, periodicals or printing press authenticated by a legally competent authority. Explanation-I. The duty shall be paid by the declarant. Explanation-II. The declaration shall not be authenticated unless the duty is paid.	Five Thousand rupees per declaration.
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 course of a suit.	Three percent of the amount or value of the property to which the award relates as set forth in such award.
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 but not more than one year after date or sight —	a.
	(i) if drawn singly	(i) Two rupees for everyone thousand rupees or part thereof of the amount of the Bill
	(ii) if drawn in set of two or more, for each part of the set.	(ii) One rupee for every one thousand rupees or part thereof of the

			amount of the Bill.
	(b) where payable more than one year after date or sight — (i) If drawn singly; (ii) If drawn in set of two, for each part of the set; (ii) If drawn in set of three, for each part of the set;	b.	Three rupees for everyone thousand rupees or part thereof of the amount of the Bill. (i) Two rupees for everyone thousand rupees or part thereof of the amount of the Bill. (ii) One rupee for every one thousand rupees or part thereof of the amount of the Bill.
14.	BILL OF LADING (including a through bill of lading). Note — If a bill of lading is drawn in parts, the proper stamp there for must be borne by each one of the sets. Exemptions — (a) Bill of lading when the goods therein described are received at a place within the limits of any port as defined under the Ports Act, 1908, and are to be delivered at another place within the limits of the same port. (b) Bill of lading when executed out of Pakistan and relating to property to be delivered in Pakistan. Exemptions — (a) Bill of lading when the goods therein described are received at a place within the limits of any port as defined under the Ports Act, 1908, and are to be delivered at another place within the limits of the same	Hundred rupees	

	port. (b) Bill of lading when executed out of Pakistan and relating to property to be delivered in Pakistan.	
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.	One hundred rupees
16.	BOTTOMERY BOND, that is to say, any Instrument where by the master of a seagoing ship borrows money on the security of ship to enable him to preserve the ship or prosecute her voyage.	Same duty as on 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).	One hundred rupees
18.	Certificate of sale (in respect of each property put up as a 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.	
	(a) Immovable property in an urban area; *and*	(a) Two percent of the value of the property.
	(b) In any other case	(b) One percent of the value of the property.
19.	CERTIFICATE OF OTHER DOCUMENTS 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	1% of the value of share, scrip or stock.

	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).	
20.	Deleted	
21.	Deleted	
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 business under the supervision of inspector or under letters of license for the benefit of creditors.	Two hundred rupees.
22-A.	A CONTRACT that is to say any instrument of the nature of memorandum of agreement made or entered into by a contractor with government, corporation, local body, local authority, commercial or industrial concerns whether singly owned or run through partnership body registered under the companies Act, a cooperative societies or any other organization/ contractor to execute any works or procure stores and materials	
	To execute work —	
	(i) Where amount of the contract does not exceed five lac rupees.	(i) One thousand rupees.
	(ii) Where it exceeds five lac rupees but does not exceed ten lac rupees	(ii) Two thousand rupees.

	(iii)	Where it exceeds ten lac rupees but does not exceeds fifty lac rupees	(iii) Three thousand rupees.
	(iv)	Where it exceeds fifty lac rupees but does not exceeds one crore rupees.	(iv) Four thousand rupees.
	(v)	Where it exceeds one crore and fifty lac rupees.	(v) Five thousand rupees.
23.	CONVEYANCE (1) as defined by section 2(10) not being a transfer charged or exempted under article 62 ―		
	(a)	In case of agriculture	(a) One percent of value
	(b)	In case of an immovable property in urban area.	(b) Two percent of value
	(c)	In any other case	(c) Two percent of value

Explanation―I: For the purposes of sub-article (b) ―

"urban area" shall mean ―

(i) An area specified by Government Under section 3 of the Balochistan Urban Immovable Property Tax Act, 1958; *and*

(ii) Any built up area including land situated within or adjoining such area, specified by notification by the Government to be an urban area for the purpose of this clause.

Explanation―II: For the purposes of sub-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.

(2) Duty chargeable in respect of

instrument 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.

Explanation—II: Any reference in Schedule I to article 23 shall mean a reference to sub-articles (a) and (c) only.

Co Partnership– deed, see Partnership (No. 46).

24. 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 —

(i)	if the original was not chargeable with duty or if the duty with which it was chargeable does not exceed four rupees;	One hundred
(ii)	in any other case	One hundred

Exemptions —

(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;

(b) Copy of, or extract from, any register relating to births, baptism, naming, dedications, marriages (divorces), deaths or burials.

25. COUNTERPART OR DUPLICATE of any instrument chargeable with duty and in respect of which the proper duty has been paid:

	(a) If the duty with which the original instrument is chargeable does not exceed Thousand rupees.	(a)	Fifty rupees
	(b) In any other case	(b)	One hundred rupees.
	Exemption: Counterpart of any lease granted to cultivator when such lease is exempted from duty.		
26.	CUSTOMS' BOND —		
	(a) where the amount does not exceed Rs.1,000;	(a)	Same amount of duty as on Bond No 15
	(b) in any other case	(b)	One hundred rupees.
27.	DEBENTURE OR PARTICIPATION TERM CERTIFICATE (whether or not) being marketable security transferable)		
	(a) By endorsement of separate instrument of transfer	(a)	Same duty as leviable on bond (No. 15).
	(b) By delivery	(b)	For every rupee five hundred or part thereof of the face value of the debenture rupees twenty.
27-A.	DECREE, RULE OF COURT or an order of a court based on mutual consent of the parties in case involving transfer of an immovable property including sale, exchange, gift, or mortgage, declaring, conferring a right in or title, to an immovable property:		
	(a) In case of immovable property in an urban area; *and*	(a)	Two percent of the value of the property.
	(b) In any other case	(b)	One percent of the value of property.
28.	DELIVERY ORDER IN RESPECT OF GOODS, that is to say, any instrument	100/- rupees.	

	entitling any person thereon named, or his assigns or the holder thereof, to the delivery of any goods lying in any stock 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. Deposit of title deeds; see agreement relating to deposit of title -deeds, pawn or pledge (no.6) dissolution of partnership, see partnership (no.46).	
29.	DIVORCE instrument of that is to say any instrument by which any person effects the dissolution of his marriage. DOWER-instrument of see Settlement (N0.58) Duplicate, see Counterpart (No. 25)	One hundred rupees
30.	Deleted	
31.	EXCHANGE OF PROPERTY INSTRUMENT OF —	
	(a) When executed in respect of agriculture land.	(a) Two percent of the value of the property
	(b) When executed in respect of immovable property in an urban area as defined in S. No. 23	(b) Two percent of the value of the property
	(c) In any other case extract (see Copy No. 24)	(c) Two percent
32.	Further Charge — Instrument of, that is to say, any instrument imposing a further charge on mortgaged property —	

	(a)	when the original mortgage is one of the descriptions referred to in clause (a) of Article No. 40 (that is, with possession);	Two percent of the consideration equal to the amount of the further charge secured by such instrument.
	(b)	when such mortgage is one of the descriptions referred to in clause (b) of Article No. 40 (that is, without possession) —	Two percent of the 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
		(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; *and*	
		(ii) if possession is not so given.	Two percent of the amount of the further charge secured by such instrument
33.	GIFT — instrument of, including a memorandum of oral gift of an immovable property, not being a settlement (No. 58) or will or transfer (No. 62). Hiring agreement or agreement for service, See agreement (No. 15).		
	(a)	In case of immovable property in urban area.	(a) 2% of the value of the property provided that if the gift deed is executed between spouses, father, mother, son, daughter, grandson, sibling or from one wife or widow to another wife or widow of the same husband, the rate of stamp duty shall be 1.5% percent of the value of the property.

	(b)	In any other area.	(b) 2% of the value of the property.
34.	INDEMNITY BOND		The same duty as on a Security Bond (NO. 57) for the same amount.
35.	LEASE, including an under lease or sub-lease and any agreement to let or sub-let —		
	(i)	Where the lease purports to be for a term of less than one year.	(ii) The same duty as on bond (No. 15) for the whole amount payable or deliverable under such lease.
	(ii)	Where the lease purports to be for a term of not less than one year but not more than three year.	(ii) The same duty as on bond (No. 15) for the amount or value of the average annual rent reserved.
	(iii)	Where the lease purports to be for a term in excess of three year, but not more than twenty year.	(iii) 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.
	(iv)	Where the lease purports to be for a term in excess of three year, but not more than twenty year or in perpetuity.	(iv) 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.
	(v)	Where the lease does not purport to be for any definite term.	(v) The same duty as in 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.
	(b)		(b)

(i)	where the lease is granted for money advanced and where no rent is reserved.	(i)	2% in case urban immovable property] of the consideration equal to the amount of advance set forth in the lease. In other case 1.25% of the consideration equal to the amount of advance set forth in the lease.
(ii)	where the lease is granted for a fine or premium and where no rent is reserved.	(ii).	2%, in case urban immovable property, of the consideration equal to the amount of such fine or premium as set forth in the lease. In other case 1.25% of the consideration equal to the amount of such fine or premium as set forth in the lease.
(c)		(c)	
(i)	where the lease is granted for money advanced in addition to rent reserved.	(i)	2 % in case immovable urban property of the consideration equal to the amount of advance as set forth in the lease. Provided that in any case when an agreement to lease is stamped with the ad-valorem stamp required for a lease and a lease in pursuance of such agreement is subsequently executed the duty on such lease shall not exceed on one hundred rupees. In any other case 1.25% of the consideration equal to the amount of advance as set forth in the lease. Provided that in any

			case when an agreement to lease is stamped with the ad-valorem stamp required for a lease and a lease in pursuance of such agreement is subsequently executed the duty on such lease shall not exceed on one hundred rupees.
(ii)	where the lease is granted for a fine or premium in addition to the rent reserved.	(ii)	2 %, in case of urban immovable property, of the consideration equal to the amount such fine or premium as set forth in the 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 ad-valorem stamp required for a lease and a lease in pursuance of such agreement is subsequently executed the duty on such lease shall not exceed on one hundred rupees. In any other case 1.25% equal to the amount such fine or premium as set forth in the 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 ad-valorem stamp required for a

		lease and a lease in pursuance of such agreement is subsequently executed the duty on such lease shall not exceed on one hundred rupees.
36.	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. See also Certificate or other documents (No. 19)	1% of the value of share being allotted.
37.	Deleted	
38.	LETTER OF LICENCE — that is to say, any agreement between a debtor and his creditors, that the letter shall, for a specified time, suspend their claims and allow the debtor to carry on business at his own discretion.	Hundred rupees
39.	Deleted	
40.	MORTGAGE DEED not being an agreement relating to deposit of title deeds, pawns or pledge (No. 6) Bottomry bond (No. 16) Mortgage of a crop (No. 41) 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.	(a) Two percent of the consideration equal to the amount secured by such deed.
	(b) When the possession is not given or agreed to be given as aforesaid.	(b) Same duty as on Board (No.15) for the amount secured by such deed.
	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.		
	(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 — for every sum secured not exceeding Rs. 1,000; and for every Rs. 1,000 or part thereof secured in excess of Rs. 1,000.	(c)	Two hundred
	(d) mortgage with banking companies, that is to say, simple or legal mortgage for banking companies or other financial institutions, when the entire finance is not based on interest; *and*	(d)	One fifth of 1 percent that is to day 0.2% of the loan amount. Subject to a maximum of two hundred thousand rupees.
	Exemptions (a) Instruments, executed by persons taking advances under the Land Improvement Loans Act, 1883, or the Agriculturists Loans Act, 1958 or by their sureties as security for the repayment of such advances. (b) Letter of hypothecation accompanying a Bill of Exchange.		
41.	MORTGAGE OF CROP including any instrument evidencing an agreement to secure the repayment of a loan made upon any mortgage or a crop, whether the crop is or is not in existence at the time of mortgage —		

	(a) When the loan is repayable not more than three months from the date of instrument.	(a)	One hundred rupee
	(b) When the loan is repayable more than three months but not more than eighteen months from the date of the instrument.	(b)	One hundred rupee
42.	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. See also protest or bill or note (No. 50)		Hundred rupees.
43.	NOTE OR MEMORANDUM sent by a Broker or agent to his principal intimating the purchase or sale on account of such principal —		
	(a) of any goods exceeding in value twenty rupees;	(a)	Five rupees.
	(b) Of any stock or marketable security exceeding in value twenty rupees, not being a Government Security; and	(b)	Five rupees for every Rs. 5,000 or part thereof of the value of the stock or security.
	(c) of a Government security.	(c)	One rupee for every 10,000 rupees or part thereof of the value of the security subject to a maximum of one thousand rupees
44.	Deleted		
45.	PARTITION — Instrument of [as defined by section 2 (15) Explanation — the largest share remaining after the property is portioned (or		Two percent of the amount of the separated shares or shares of the property

if there are two or more shares of equal value and not smaller than any of the other shares, than one of such equal shares) shall be deemed to be that from which other shares are separated:

Provided always that —

(a) When an instrument of partition containing an agreement to divide property in severally is executed and a partition is affected in pursuance of such agreement, the duty chargeable upon the instrument but shall not be less than four rupees;

(b) Where land is held on revenue settlement for a period not exceeding thirty years and paying the full assessment, the value for purposes of duty shall be calculated at not more than five times the annual revenue;

(c) Where the final order for effecting a partition passed by any revenue authority or any civil court, or an award by an or 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 ten rupees;

(d) When instrument of partition is executed in respect of agricultural land, the stamp duty shall be charged as one rupee for every rupee one hundred or part thereof of the value of such land.

46. Partnership — An Instrument of:

	(a) where the capital of the partnership does not exceed Rs. 10,000/-	(a)	One Hundred rupees
	(b) in any other case.	(b)	two thousand rupees
	(c) dissolution of partnership.	(c)	Five hundred
47.	POLICY INSURANCE — For any Insurance Policy		
	(a) If Drawn singly.	(a)	One Hundred rupees
	(b) If Drawn duplicate for each part.	(b)	Five Hundred rupees
48.	POWER OF ATTORNEY as defined by section 2 (21) not being a proxy (No. 52)		
	(a) When executed for the sole purpose of procuring the registration of one or more documents in relation to single transaction	(a)	500/- rupees
	(b) When authorizing one person or more to act in a single transaction other than the case mentioned in clause (a)	(b)	500/- rupees
	(c) When authorizing not more than five persons to jointly and severally in more than one transaction or generally.	(c)	500/- rupees
	(d) When authorizing more than five but not more than ten persons	(d)	1,500/- rupees
	(e) When given for consideration and authorizing the attorney to sell any immovable property.	(e)	Two percent of the amount calculated according to the value of property or notified by collector.
	(ee) when given without consideration and authorizing the attorney to sell any immovable property.	(ee)	twelve hundred rupees in case the power of attorney is executed between spouses, father, mother, son, daughter, grandson, sibling or from one

			wife or widow to another wife or widow of the same husband; *and*
	(f)	in other case	(f) hundred rupees for each person authorized.
49.	PROMISSORY NOTE		
	(a)	When payable on demand —	(a)
		(i) Up to Rs. 250,000/-	(i) Two hundred rupees
		(ii) Exceeding Rs. 250,000/-	(ii) Three hundred rupees
	(b)	When payable otherwise that on demand	(b) Five hundred rupees.
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 dishonor of a bill of exchange for promissory note.		One hundred rupees
51.	Deleted		
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		One hundred rupees
	(a)	members of an incorporate company or other body corporate whose stock or funds is or are dived into shares and transferable;	
	(b)	a local authority; *or*	
	(c)	proprietors, members or contributors to the funds of any institution.	
	RECEIPTS as defined by section 2 (23) for any money or other property the amount of value of which exceeds twenty rupees.		

	(a) Where the amount or value does not exceed Rs. 5,000;	(a)	Ten Rupees
	(b) Where the amount or value exceed Rs. 5,000	(b)	twenty Rupees
54.	RE-CONVEYANCE OF MORTGAGED PROPERTY ―		
	(a) if the consideration for which the property was mortgaged does not exceed Rs. 10,000;	(a)	One hundred rupees
	(b) in any other case;	(b)	Five hundred Rupees
55.	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 up on another person or against any specific property		
	(a) In case of immoveable property in urban area.	(a)	Two percent of the value of property
	(b) In any other case.	(b)	One percent of the value of property
56.	Deleted		
57.	SECURITY BOND OR MORTGAGE DEED Executed by		
	(a) when the amount secured does not exceed Rs. 10,000;	(a)	One hundred rupees
	(b) in any other case.	(b)	two hundred Rupees
	B. Guarantee/security bond to be given to the banks/financial institutions	B.	five hundred Rupees
58.	SETTLEMENT		
	An instrument (including deed of dower)		
	(i) Where the settlement is made for a religious or charitable purpose.	(i)	The same duty as on a Bond (No.15) for a sum equal to the

			amount or value of the property settled.
	(ii)	In any other case.	(ii) The same duty as is leviable on a conveyance (No.23) for the consideration equal to the amount or value of the property settled.
	(iii)	Where settlement is made in favor of legal heirs in respect of agricultural land.	(iii) Two percent of the value of the property.
		Exemption — Deed of dower executed on the occasion of marriage between Muslims.	
		B. Revocation of	B. Revocation
		See. TRUST (No. 64)	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 1,000 rupees.
59.		Deleted	
60.		Deleted	
61.		SURRENDER OF LEASE	One hundred rupees
62.		TRANSFER (Whether with or without consideration) —	
	(a)	of shares in an incorporated company or other body corporate;	(a) One-fourth of the duty payable on a conveyance (No. 23) for a consideration equal to the value of the share.

	(b) of debenture being marketable securities whether the debenture is liable to duty or not except debenture provided for the section 8;	(b)	One-fourth of the duty payable on a conveyance (No. 23) for a consideration equal to the value of the share.
	(c) of any interest secured by a bond, mortgage-deed or policy of insurance —		
	(i) if the duty on such bond, mortgage-deed or policy does not exceed twenty rupees	(i)	The duty with which such bond, mortgage-deed or policy of insurance is chargeable.
	(ii) in any other case	(ii)	Hundred rupees.
	(d) of any property under the Administrator-General's Act 1913, section 31;	(d)	Hundred rupees.
	(e) of any trust-property without consideration from one trustee to another trustee or from a trustee to a beneficiary.	(e)	Fifty rupees or such smaller amount as may be chargeable under clauses (a) to (e) of this Article.
	Exemptions		
	Transfers by endorsement —		
	(a) of a bill of exchange, cheque or promissory note;		
	(b) of a bill of lading delivery order, warrants for goods, or other mercantile document of title to goods, of a policy of insurance; of securities of the central Government.		
	see also section 8 —		
63.	TRANSFER OF LEASE – by way of assignment and not by way of under-lease.		
	(i) In case of immovable property in an urban area,	(i)	two percent of amount of consideration of transfer

	(ii) In any other case	(ii) One percent of amount of consideration of transfer
63-A.	TRANSFER OF RIGHT OF INTEREST RELATING TO AN IMMOVABLE PROPERTY, that is to say transfer of a right or interest relating to an immovable property or an acknowledgement of such transfer, by a development authority, housing authority, statutory body, cooperate housing society, company or a developer and every instrument by which a right or interest relating to an immovable property is being transferred, registered, recorded or acknowledgment by the authority , body, society, company, or developer. EXPLAINATION: Transfer of the right or interest under the article does not include original allotment from development authority, housing authority, statutory body, cooperate housing society, or company and transfer through inheritance.	
	(i) In case of immovable property in an urban area.	(i) two percent of amount of consideration of transfer
	(ii) In any other case.	(ii) One percent of amount of consideration of transfer
64.	Trust — A. Declaration of — or concerning any property when made by any writing not being a WILL. B. Revocation of — of, or concerning any property when made by any instrument other than a WILL. See also SETTLEMENT (No. 58). VALUATION See APPRAISEMENT (No. 8).	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 one hundred rupees. 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 one hundred rupees.

65.	WARRANTS FOR GOODS, that is to say, any instrument evidencing the title of any person therein named, or his assigns, or the holder thereof, to the property in any goods lying in or upon any dock, warehouse or wharf, such instrument being signed or certified by or on behalf of the person in whose custody such goods may be.	Ten rupees
66.	RECOVERY OF OCTRI/ZIL TAX through contractor that is to say any instrument in nature of a memorandum or agreement made or entered into by a contractor with government cooperation local body, local authority commercial or industrial concern whether singly owned or run through partnership, whether registered or not under the companies law a cooperative society or any other organization to collect the octrizila tax.	Rupees five per hundred or part thereof of the contract amount.

STATEMENT OF OBJECTS AND REASONS

The purpose of the proposed amendments is to rationalize tax rates pertaining to different tax laws of the Provincial Government and to bring them at par with the sister provinces.

Some of the rates proposed for revision in the instant Finance Bill 2019 were introduced in laws such as Stamp Duty Act 1989, Balochistan Motor Vehicle Taxation Act 1958, Balochistan Finance Act 2013 (Capital Value Tax-Immovable Property, Balochistan Finance Act 1964 (Professional Tax) and Balochistan Urban Immovable Property Tax Act 1958 etc.

In order to enhance the Provincial own source revenues and reduce business cost in the Province, the incumbent government felt it obligatory to review these laws and rationalize them accordingly.

Keeping in view of the above objects and reasons, this Bill i.e. Balochistan Finance Bill 2019 is being presented for consideration and approval of the Provincial Assembly of Balochistan.

The Above Bill was passed by the Provincial Assembly of Balochistan in its sitting held on 27th June, 2019.

(SARDAR BABAR KHAN MUSAKHEL)
Acting Speaker,

Balochistan Provincial Assembly