

FININ2MIN - TRANSFER OF PROPERTY ACT, 1882

Chapter II-D - Election and Apportionment

Chapter in 2 Minutes

Identify inconsistent benefits, election consequences and allocation of periodical or severed obligations.

Provision map

- 35: Election when necessary
- 36: Apportionment of periodical payments
- 37: Apportionment of benefit of obligation

Transaction controls

- ☐ Classify interest and transaction
- ☐ Verify title, litigation and encumbrances
- ☐ Confirm capacity, authority and consent
- ☐ Apply State stamp and registration
- ☐ Reconcile consideration, tax and possession
- ☐ Preserve closing and remedy evidence

Red flags

- ! Unclear title/authority
- ! Pending litigation or acquisition
- ! Unreleased mortgage/charge
- ! Wrong instrument or deficient stamp
- ! Possession before legal protection
- ! Uncontrolled limitation or forum