

FININ2MIN - TRANSFER OF PROPERTY ACT, 1882

Registration and Other Related Laws Amendment, 2001 - Section 53A

Chapter in 2 Minutes

Post-amendment part-performance protection depends on registration of covered contracts; an unregistered contract cannot be used for section 53A protection.

Provision map

- 53A: Part performance

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