

SPEED POST/ MOST IMMEDIATE

F. No. P.12011/3/2013-SO(ES Cell)

Government of India
Ministry of Finance
(Department of Revenue)

Room No.55, North Block,
New Delhi-110001, the 29 April, 2015

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To

The Chief Secretaries of all States and UTs.
(As per list attached)

Subject: Notification of Registrar and Sub-Registrar as persons carrying on designated business or profession under PMLA.

Sir / Madam,

I am directed to refer to this Department's letter of even number dated 16th December, 2013, on the subject cited above (**copy enclosed**).

2. In the light of responses received from various States / UTs, the matter has been considered and a notification, notifying Registrar or Sub-Registrar appointed under section 6 of the Registration Act 1908 (16 of 1908) as a person carrying on 'designated business or profession' under section 2(1)(sa) (ii) of the Prevention of Money-laundering Act, 2002 (PMLA), has been published in the extraordinary Gazette of India vide G.S.R. 299(E) dated 17.4.2015.

3. Two copies of the same are **enclosed** for taking further necessary action.

Yours faithfully,

(Biplab Kumar Naskar)

Under Secretary to the Government of India
Telefax. No.2309 5371

Encl: As above

Copy to: Director (FIU-IND), 6th Floor, Hotel Samrat, Kautilya Marg, Chanakyapuri, New Delhi alongwith two copies of the notification [G.S.R. 299(E)] dated 17.4.2015.

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Publication on website

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Government of India
Ministry of Finance
(Department of Revenue)

Room No.146-C, North Block,
New Delhi-110001, the 18th December, 2013

To

The Chief Secretaries of all States and UTs.

Subject: Notification of Registrars and Sub-Registrars as persons carrying on designated business or profession under PMLA.

Sir / Madam,

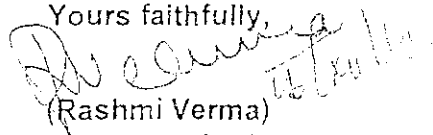
Allegations of large scale use of cash in property transactions have been a matter of concern. The transactions done with cash by understating the value of property leads to loss of stamp duty and registration fees for the State government and loss of capital gains tax for the Central government, which in turn would affect the States' revenues by decreasing the size of the divisible pool of resources. The cash could also be used to launder the proceeds of crime in property.

2. To monitor the use of cash, the Prevention of Money Laundering Act, 2002 and the Rules framed thereunder prescribe that financial institutions like banks shall furnish to Financial Intelligence Unit-India reports of all cash transactions above Rs 10 lakhs. In order to make use of this information in the context of property transactions, FIU-IND requires information of properties registered in the States. The Prevention of Money Laundering Act 2012 has categorized the Registrars and Sub-registrars appointed under section 6 of the Registration Act, 1908 as "reporting entities" from the date notified by the Central Government. The obligation of the reporting entities are laid down in section 12 of the PML Act, and the Rules framed thereunder. These obligations include furnishing of prescribed reports to the Financial Intelligence Unit-India. According to the PML Rules as amended in August 2013, Registrars / Sub-registrars would be required to report all purchases and sales of immovable property valued at Rs 50 lakh or more, to FIU-IND quarterly.

3. It is proposed that the information contained in the reports filed by registrars / sub-registrars will be linked with Cash Transaction Reports filed by banks, in order to identify parties that may have used cash in property transactions. This in turn will generate intelligence that will assist in investigating potential cases of evasion of stamp duty and capital gains tax.

4. Since the Registrars / Sub-registrars are State government functionaries, it is proposed to invite comments from State governments before notifying them as reporting entities under section 2 of the PMLA. You are, therefore, requested to send the comments / suggestions of your state government by 31.01.2014.

Yours faithfully,


(Rashmi Verma)

Additional Secretary to the Government of India
Telefax. No.2309 2264

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Chief Secretary Government of Andhra Pradesh Secretariat, Hyderabad-500022	Chief Secretary Government of Meghalaya Meghalaya Civil Secretariat, Shillong-793001	Chief Secretary Secretariat & Administration, Government of Andaman & Nicobar Islands, Port Blair -744101
Chief Secretary Arunachal Pradesh Civil Secretariat, Government of Arunachal Pradesh, Itanagar- 791 111	Chief Secretary Government of Mizoram. Block C, Civil Secretariat, Aizwal- 796001	Advisor to Administrator Union Territory of Chandigarh, Punjab Raj Bhawan, Sector - 6 Chandigarh-160017
Chief Secretary, Government of Assam. Assam Sachivalaya, Block C, 3rd Floor, Dispur. Guwahati-781006	Chief Secretary Government of Nagaland Nagaland Civil Secretariat Kohima-790001	Administrator Government of Dadra & Nagar Haveli. Secretariat. Silvassa-396230
Chief Secretary Government of Bihar Old Secretariat. Patna-800015	Chief Secretary Government of Orissa Secretariat, Bhubaneshwar- 751001	Administrator U. T. of Daman & Diu Fort Area Secretariat Moti Daman-396220
Chief Secretary Government of Haryana Haryana Civil Secretariat Chandigarh-160009	Chief Secretary Government of Punjab Punjab Secretariat, Chandigarh-160017	Chief Secretary Govt of NCT Delhi, Delhi Secretariat, I P Estate, New Delhi- 110002
Chief Secretary Government of Himachal Pradesh Secretariat, Shimla- 171002	Chief Secretary Government of Rajasthan Secretariat, Jaipur-302001	Administrator Union Territory of Lakshadweep, Kavaratti, Lakshadweep-682555
Chief Secretary Government of J & K Jammu Secretariat, Jammu -180001	Chief Secretary Government of Sikkim Secretariat, Gangtok- 737101	Chief Secretary Government of Chattisgarh, DKS Bhawan, Mantralaya, Raipur-492001
Chief Secretary Government of Karnataka 3rd Floor, R. No 320, Vidhan Sauda, Secretariat, Bangalore-560001	Chief Secretary Government of Tamil Nadu Secretariat, Chennai- 600009	Chief Secretary, Govt. of Goa, Secretariat, Porvorim - 403521
Chief Secretary Government of Madhya Pradesh Mantralaya, Vallabh Bhawan, Bhopal-462004	Chief Secretary, Government of Tripura Civil Secretariat, Agartala-799001	Chief Secretary, Government of Gujarat New Sachivalaya Gandhinagar-382010
Chief Secretary Government of Maharashtra Mantralaya, Mumbai-400032	Chief Secretary Government of Uttarakhand 4, Subhash Road, Secretariat, Dehradun-248001	Chief Secretary Government of Jharkhand Secretariat, Ranchi-834004
Chief Secretary Government of Manipur Manipur Secretariat, Imphal-790001	Chief Secretary, Government of West Bengal Secretariat, Writers Building Kolkata-700001	Chief Secretary Government of Uttar Pradesh Secretariat, Lucknow-22600 1
Chief Secretary, Puducherry, No. 1, Beach Road Pondicherry-605001	Chief Secretariat, Government of Telangana, Khairatabad Hyderabad, Telangana	Chief Secretary Government of Kerala Secretariat, Thiruvananthapuram-695001


भारत का राजपत्र
The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 242]

नई दिल्ली, शुक्रवार, अप्रैल 17, 2015/चैत्र 27, 1937

No. 242]

NEW DELHI, FRIDAY, APRIL 17, 2015/CHAITRA 27, 1937

वित्त मंत्रालय

(राजस्व विभाग)

अधिसूचना

नई दिल्ली, 17 अप्रैल, 2015

सं. 3/2015

सा.का.नि. 299(अ).—केन्द्रीय सरकार, धन-शोधन निवारण अधिनियम, 2002 (2003 का 15) की धारा 2 की उपधारा (1) के खंड (धक) के उपखंड (ii) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए रजिस्ट्रीकरण अधिनियम, 1908 (1908 का 16) की धारा 6 के अधीन नियुक्त रजिस्ट्रार या उपरजिस्ट्रार को “अभिहित कारबार या वृत्ति करने वाला व्यक्ति” के रूप में अधिसूचित करती है।

[फा. सं. पी. 12011/3/2013—एस.ओ.(ई.एस. सेल)]

बिप्लब कुमार नस्कर, अवर सचिव

MINISTRY OF FINANCE

(Department of Revenue)

NOTIFICATION

New Delhi, the 17th April, 2015

No. 3/2015

G.S.R. 299(E).— In exercise of powers conferred by sub-clause (ii) of clause (sa) of sub-section (1) of section 2 of the Prevention of Money-laundering Act, 2002 (15 of 2003), the Central Government hereby notifies a Registrar or Sub-Registrar appointed under section 6 of the Registration Act, 1908 (16 of 1908) as a “person carrying on designated business or profession”.

[F. No. P. 12011/3/2013-S.O.(E.S. Cell)]

BIPLAB KUMAR NASKAR, Under Secy.

1755 GI/2015


समयम जगते

भारत का राजपत्र

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