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SUPPLEMENT

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No. 52

THE TIMESHARE VACATIONS ACT

THE TIMESHARE VACATIONS (REGISTRATION, LICENSING,
FEES AND FORMS) REGULATIONS, 2016

In exercise of the power conferred upon the Timeshare Registrar by section 24 of the Timeshare Vacations Act, and every other power hereunto enabling, the following Regulations are hereby made with the approval of the Minister:—

1. These Regulations may be cited as the Timeshare Vacations (Registration, Licensing, Fees and Forms) Regulations, 2016.

2.—(1) An application for a licence under section 3 of the Act (timeshare agent licence) shall be in accordance with Form 1 of the First Schedule.

(2) A licence under section 3 of the Act shall be in accordance with Form 2 of the First Schedule.

3.—(1) For the purposes of section 3(5)(c) of the Act (licensing requirements for timeshare agents) a person is fit and proper if—

(a) in the case of an individual, the person—

- (i) has attained the age of eighteen years or more;
- (ii) is not an undischarged bankrupt; and
- (iii) has not been convicted of any offence—
 - (A) involving fraud, dishonesty or moral turpitude; or
 - (B) under any law relating to real estate or tourism;
- (iv) has successfully completed such courses of training in the field of—
 - (A) timeshare real estate; and
 - (B) real estate generally,

as may be required by the Timeshare Registrar for the purposes of this regulation;

- (v) has completed a period of attachment of at least one year in the office of a real estate dealer who has been approved by the Timeshare Registrar for the purposes of this regulation; and
- (vi) passed such written and oral examinations as may be administered by the Timeshare Registrar for the purposes of this regulation;

(b) in the case of a company—

- (i) no resolution has been passed, or order made by a court of competent jurisdiction, for the winding up of the company;
- (ii) a receiver has not been appointed in respect thereof;
- (iii) all of its directors meet the criteria specified in paragraph (a)(i), (ii) and (iii); and
- (iv) the Timeshare Registrar is satisfied that the company has an appropriate number of staff qualified as mentioned in paragraph (a)(iv), (v) and (vi).

(2) The Timeshare Registrar shall make available upon request a list of—

- (a) all courses of training required under paragraph (1)(a)(iv); and
- (b) all real estate dealers approved for the purposes of paragraph (1)(a)(v).

4.—(1) An application for registration of a timeshare plan under section 4 of the Act shall be in accordance with Form 3 of the First Schedule and, in the case of timeshare plans concerning timeshare accommodation under timeshare contracts in force immediately before

the date of the coming into operation of the Act, shall be accompanied by the following particulars in addition to the matters specified in the First Schedule to the Act—

- (a) proof of the executed timeshare contracts, in respect of the timeshare accommodation concerned, which predate the date of coming into operation of the Act; and
- (b) copies of all documents, issued to the purchasers, in the promotion of that timeshare accommodation.

(2) A certificate of registration under section 4 of the Act shall be in accordance with Form 4A of the First Schedule.

(3) For the purposes of section 4(6) of the Act, the endorsement of the Timeshare Registrar's approval of the transfer of a registration certificate shall be in accordance with Form 4B of the First Schedule.

5. An application to the Registrar of Titles under section 16 of the Act for the entry of a memorandum in the Register Book of Titles shall be in accordance with Form 5 of the First Schedule.

6. For the purposes of section 17 of the Act—

- (a) the deed issued under section 16 of the Act shall be in accordance with Form 6A of the First Schedule;
- (b) an assignment or transfer of a deed issued under section 16 of the Act shall be in accordance with Form 6B of the First Schedule; and
- (c) a notice to the Timeshare Registrar as to the assignment or transfer of a deed issued under section 16 of the Act shall be in accordance with Form 6C of the First Schedule.

7. An application to the Timeshare Registrar under section 18(1)(a) of the Act for de-registration of timeshare accommodation shall be in accordance with Form 7 of the First Schedule.

8. An application to the Registrar of Titles for an entry under section 18(1)(b) of the Act (entry of memorandum of discharge in Register Book of Titles) shall be in accordance with Form 8 of the First Schedule.

9. For the purposes of section 24(3)(f), (h) and (j) of the Act, the fee payable in respect of each matter described in Column 1 of the Second Schedule shall be the fee set out in relation thereto in Column 2 of the Second Schedule.

FIRST SCHEDULE

(Regulation 2(1))

FORM 1

THE TIMESHARE VACATIONS ACT

THE TIMESHARE VACATIONS (REGISTRATION, LICENSING, FEES AND FORMS) REGULATIONS, 2016

Application for Timeshare Agent Licence

(Attach separate sheets where necessary)

SECTION 1 (To be completed where the applicant is a company.
If applicant is an individual see SECTION 2)

Dealer Agent/Salesman

TRN NO.: _____

BUSINESS NAME: _____

ADDRESS: (attach proof of address e.g. recent utility bill or a letter from a Justice of the Peace confirming address)

TELEPHONE NUMBER(S): _____

FAX NO.: _____

E-MAIL: _____

DATE OF INCORPORATION: _____

FIRST SCHEDULE, *contd.*

BUSINESS ADDRESS

TELEPHONE NUMBER

E-MAIL ADDRESS

Timeshare Proprietor to whom employed _____

(Attach two (2) Certified Passport Size photographs)

(Attach Proof of address; i.e. Utility Bills or Letter from a Justice of Peace confirming address)

SECTION 3

Details of services provided by the business:

FIRST SCHEDULE, *contd.*

SECTION 4 (To be completed by Individual/Qualifying Director)

DETAILS OF TRAINING AND QUALIFICATIONS IN REAL ESTATE

Name and Address of Institution	Date Entered	Date left	Qualifications Received

(Attach certified copies of Degrees, Diplomas, Certificate, etc., awarded)

SECTION 5

List names and addresses of, and attach character references from three (3) persons of good standing in the community.

Name	Address

SECTION 6 (Tick where applicable)

1. Have you been convicted on any offence involving fraud, dishonesty or moral turpitude, or any offence under any law relating to real estate or tourism?

Yes [] No []

If Yes, give details:

FIRST SCHEDULE, *contd.*

2. Have you been deprived of or suspended from Membership of any Professional Body?

Yes [] No []

If yes, give details:

FIRST SCHEDULE, *contd.*

SECTION 7

I _____ declare that the proceeding are
(Name of applicant)

full and correct answers to the information asked and further declare that:

(If an individual):

- (a) I am over the age of 18 years;
- (b) I have not had an order in bankruptcy made against me, which remains undischarged. (If a company):
- (c) No resolution has been passed or order made by a court of competent jurisdiction, for the winding up the applicant company;
- (d) No proceedings have been taken whereby the property of the applicant company may be distributed among its creditors;
- (e) No receiver has been appointed for any of the property of the applicant company;
- (f) At least one director of the applicant company possesses the prescribed qualifications for registration;
- (g) No director of the applicant company is disqualified for registration as an individual.

I/We have submitted the prescribed fees and (the qualifying director(s), as the case may be) possess the prescribed qualifications for registration and will furnish the Board with all other records it may require in considering this application.

Signature of Applicant

Date

FIRST SCHEDULE, *contd.*

FOR OFFICIAL USE OF THE TIMESHARE REGISTRAR

Date application received: _____

Fee submitted: \$ _____ Receipt No.: _____

Date(s) application considered by TSR: _____

Decision(s) of the Timeshare Registrar: _____

FIRST SCHEDULE, *contd.*

FORM 2

(Regulation 2(2))

THE TIMESHARE VACATIONS ACT

THE TIMESHARE VACATIONS (REGISTRATION, LICENSING, FEES AND FORMS) REGULATIONS, 2016

Timeshare Agent Licence

Licence No.: _____

Expiry Date: _____

is hereby licensed to market timeshare accomodations as a timeshare agent associated with:

subject to the prohibitions and conditions stated hereunder:

The licence is limited to:

Timeshare Registrar

Date

FIRST SCHEDULE, *contd.*

FORM 3

(Regulation 4(1))

THE TIMESHARE VACATIONS ACT

THE TIMESHARE VACATIONS (REGISTRATION, LICENSING, FEES
AND FORMS) REGULATIONS, 2016*Application for Registration of Timeshare Plan*

SECTION 1 (To be completed in the case of a company)

TRN NO.: _____

BUSINESS NAME: _____

ADDRESS: _____
(to be verified: please see below)

TELEPHONE NUMBER(S): _____

FAX No.: _____

E-MAIL: _____

DATE OF REGISTRATION: _____

NAME AND ADDRESS OF SECRETARY: _____

NAME AND ADDRESS OF DIRECTORS OR PARTNERS:

NAME	ADDRESS	DATE OF BIRTH	PARISH OF BIRTH

FIRST SCHEDULE, *contd.*

Attach Certified Copy of Certificate of Incorporation.

SECTION 2 (To be completed by an individual)

TRN NO.: _____

SURNAME FIRST NAME MIDDLE NAME

DATE OF BIRTH PLACE OF BIRTH

HOME ADDRESS TELEPHONE NUMBER

BUSINESS ADDRESS TELEPHONE NUMBER

E-MAIL: _____

(Attach two (2) Certified Passport Size Photographs)

(Attach Proof of address (i.e. a recent utility bill or a letter from Justice of the Peace confirming address).

SECTION 3

1. LOCATION OF TIMESHARE SCHEME:

Street: _____

Town: _____

Parish: _____

FIRST SCHEDULE, *contd.*

2. POSTAL ADDRESS:

SECTION 4

1. PARTICULARS OF LAND

Owner: _____

Area: _____

Title: Volume _____ Folio _____

2. ANY MORTGAGES/INCUMBRANCES

Yes [] No []

If Yes, give details:

SECTION 5

1. PARTICULARS OF DEVELOPMENT

No. of Lots: _____ No. of Units: _____

Type of timeshare plan: single site multiple site

Basis of purchaser's rights: (a) contract deed

(b) fixed unit right to use

2.—(1) Indicate whether the development is—

(a) completed ; or

(b) under completion

FIRST SCHEDULE, *contd.*

(2) If 1 (b) applies, state:

(a) ESTIMATED COST OF DEVELOPMENT: _____

(b) PROPOSED NUMBER OF STAGES: _____

(c) COMPLETION DATES: _____

Stage 1: _____ Stage 2: _____ Stage 3: _____

Stage 4: _____ Stage 5: _____ Stage 6: _____

3. PRICE RANGE OF

Lots: _____ Units: _____
From _____ to _____ From _____ to _____

4. Permission is requested to accept reservations prior to registration:

YES NO

SECTION 6A

HOW WILL THE SCHEME BE FINANCED? (If Loan is provided by an authorized financial institution, state name and address of institution and terms of loan).

SECTION 6B

TO BE COMPLETED BY DEVELOPERS WHO WILL NOT BE FINANCING THEIR SCHEME THROUGH A LOAN FROM AN AUTHORISED FINANCIAL INSTITUTION.

WHAT IS THE SOURCE OF YOUR FUNDING?

FIRST SCHEDULE, *contd.*

IF THE SCHEME IS SELF-FINANCED PLEASE GIVE THE NAME OF THE INSTITUTION, BRANCH AND ACCOUNT NUMBER INTO WHICH THESE FUNDS ARE KEPT (Please provide the Board with a statement on support of the information supplied).

SECTION 7

I/We propose to carry out the timeshare plan, the subject of this application and in accordance with Timeshare Vacations Act. I/We wish to be entered in the Register of Developers. I/We submit herewith the prescribed fee as follows:

- (a) \$1.00 United States dollars (or the equivalent amount expressed in Jamaican currency) for every seven (7) days of registration of the timeshare plan.
- (b) copy of Registered Title subject of the timeshare plan
- (c) copy of approved plans from the Local Planning Authority
- (d) copy of conditions of approval
- (e) copy of licence under Tourist Board Act, in the case of completed scheme
- (f) consent of incumbrancers
- (g) proof of payment of property taxes
- (h) particulars required under the First Schedule to the Act:
 - Two copies of public offering statement
 - Copies of all other documents to be used in promotion
 - Copy of proposed timeshare contract
 - Copies of all relevant licences, permits and other authorizations
 - Evidence of escrow arrangements
 - Proof of public liability insurance (completed developments only)
 - Copies of any financial assurances given by approved financial institutions
 - Copies of documents to be issued to the public in relation to offers of financing to purchasers
 - Copy of forecasted budget for ensuring financial year

FIRST SCHEDULE, *contd.*

SECTION 8

DECLARATION

I _____ declare that the preceding are full and correct
(Name of applicant)
answers to the information asked and further declared that:

If an individual:

- (a) I have not been convicted at any time of any offence involving fraud, dishonesty or moral turpitude or any offence under any law relating to real estate or tourism;
- (b) I have not had an order in bankruptcy made against me, which remains undischarged (if a company);

If a company:

- (a) No resolution has been passed or order made by a court of competent jurisdiction for the winding up of the applicant company;
- (b) No proceeding has been taken whereby the property of the applicant company may be distributed among its creditors;
- (c) No receiver has been appointed for any of the property of the applicant company;
- (d) No director of the applicant company is disqualified for registration as an individual.

I/We agree to submit to the Timeshare Registrar copies of all pre-payment contracts entered into with purchasers of the development within fourteen (14) days of signing.

Signature of Applicant
Affix Seal (in the case of a company)

Date

FIRST SCHEDULE, *contd.*

FOR OFFICIAL USE OF THE TIMESHARE REGISTRAR

Date application received: _____

Fees submitted: \$ _____ Receipt No. _____

Date(s) application considered by the TIMESHARE REGISTRAR: _____

Decision(s) of the Timeshare Registrar: _____

Registration No.: _____

FIRST SCHEDULE, *contd.*

FORM 4A

(Regulation 4(2))

THE TIMESHARE VACATIONS ACT

THE TIMESHARE VACATIONS (REGISTRATION, LICENSING, FEES AND FORMS) REGULATIONS, 2016

Timeshare Plan Registration Certificate

- 1. PLAN NO.: _____
- 2. PLAN DEVELOPER: _____
- 3. DEVELOPER'S ADDRESS: _____
- 4. DEVELOPER'S TRN: _____
- 5. LOCATION OF THE LAND: _____
- 6. AREA OF THE LAND: _____
- 7. NUMBER OF UNITS COMPRISED IN THE PLAN: _____
- 8. COMMON FACILITIES IN THE PLAN: _____
- 9. PROPOSED TIME OF COMPLETION: _____
- 10. ADDRESS FOR PURPOSE OF THE SCHEME: _____
- 11. PARTICULARS OF DIRECTORS: _____

- 12. CERTIFICATE OF INCORPORATION: _____
- 13. REGISTRATION NUMBER: _____

SIGNED BY THE TIMESHARE REGISTRAR

Signature

Date

FIRST SCHEDULE, *contd.*

FORM 4B

(Regulation 4(3))

THE TIMESHARE VACATIONS ACT

THE TIMESHARE VACATIONS (REGISTRATION, LICENSING, FEES
AND FORMS) REGULATIONS, 2016*Approval of Transfer of Registration Certificate*

1. (a) PLAN REGISTRATION NO.: _____
- (b) Name and address of transferor _____
- (c) Name and address of transferee _____
2. PLAN DEVELOPER: _____
3. DEVELOPER'S ADDRESS: _____
4. LOCATION OF THE LAND: _____
5. NUMBER OF UNITS COMPRISED IN THE PLAN: _____
6. COMMON FACILITIES IN THE PLAN: _____
7. ADDRESS OF THE SCHEME: _____

I declare that the information given in this form is to the best of my knowledge and belief true and correct

Applicant's Name

Applicant's Signature

Date

Signed before: _____

Justice of the Peace
for the parish of:

I hereby give approval for the transfer of the Registration Certificate for the Timeshare Plan identified above.

SIGNED BY THE TIMESHARE REGISTRAR

Signature

Date

FIRST SCHEDULE, *contd.*

FORM 5

(Regulation 5)

THE TIMESHARE VACATIONS ACT

The Timeshare Vacations (Registration, Licensing, Fees and Forms)
Regulations, 2016

Application to Registrar of Titles for entry of Memorandum in Register Book of Titles

SLA - TSL



	In the Matter of the Registration of Titles Act; and In the Matter of the Timeshare Vacations Act (Section 16) In the Matter of Certificate of Title registered at Volume _____ Folio _____ Of the Register Book of Titles
<i>Give full name, address and occupation of the registered proprietor(s)</i>	I/We, Name _____ Address _____ Occupation _____
	Being the registered proprietor(s) of the land comprised in the abovementioned Certificate of Title, HEREBY APPLIES TO REGISTER the below described Timeshare Plan on the said Certificate of Title.
<i>Timeshare Plan Details</i>	TIMESHARE PLAN NUMBER: _____ DATE OF TIMESHARE REGISTRATION CERTIFICATE: _____ / _____ / _____ <i>Day Month Year</i>
<i>Date of document</i>	Dated _____ day of _____, _____ <i>Day Month Year</i>
<i>Supporting Documents</i>	<input type="checkbox"/> Duplicate Certificate of Title <input type="checkbox"/> Certified copy of Timeshare Certificate <input type="checkbox"/> Consent of Caveator/Mortgagee (if applicable)
<i>General Execution</i>	Executed by the said _____ <i>Name of Registered Proprietor</i> _____ <i>Signature</i> Before _____ Witness _____ Occupation _____ Address _____
<i>Please state calling of witness. If not a Justice of the Peace or Attorney-at-law then address and</i>	

FIRST SCHEDULE, *contd.*

<p><i>Signing Under a Power of Attorney</i></p>	<p>Signing under Power of Attorney</p> <p>Executed by _____ Name of Registered Proprietor</p> <p>By _____ Name of Attorney _____ Signature</p> <p>And _____ Name of Attorney _____ Signature</p> <p>Under the Power of Attorney No. _____</p> <p>In the presence of _____</p> <p>Witness _____</p> <p>Occupation _____</p> <p>Address _____</p>
<p><i>Please state calling of witness. If not a Justice of the Peace or Attorney-at-law then address and occupation must be stated</i></p>	
<p>Land Valuation Number</p>	
<p>LODGED BY</p>	<p>Name _____</p> <p>Address _____</p> <p>Telephone Number: _____ Fax Number: _____</p> <p>Email: _____</p>

Please note the following:

1. This Application Form must be submitted with a certified copy of the Registration Certificate issued by the Timeshare Registrar in respect of the registration of the Timeshare Plan. The copy must be certified by the Timeshare Registrar or an officer duly appointed by him.
2. If there are outstanding caveats and/or mortgages registered against the Certificate of Title, Consent from the caveator/mortgagee must be submitted.

FIRST SCHEDULE, *contd.*

FORM 6A

(Regulation 6(a))

THE TIMESHARE VACATIONS ACT

THE TIMESHARE VACATIONS (REGISTRATION, LICENSING, FEES AND FORMS) REGULATIONS, 2016

Form of Deed Issued Under Section 16 of the Act

TIMESHARE DEED

For a valuable consideration, receipt of which is hereby acknowledged,

_____ (Current Owner(s), including form of title)

hereby grant(s) to _____ (New Owner(s))

as _____

(1) TIMESHARE PLAN NO.:	_____
(2) ADDRESS:	_____ _____
(3) DESCRIPTION OF LAND	
VOLUME:	_____ AND FOLIO: _____
UNIT NUMBER:	_____ UNIT TYPE: _____
(4) WEEK ALLOTMENT/POINTS:	_____
(5) TERM OF TIMESHARE PLAN:	_____

Signed: _____
TIMESHARE REGISTRAR

DATE

FIRST SCHEDULE, *contd.*

<p><i>Execution by a company</i></p> <p>State the calling of the witness</p>	<p>Signed for and on behalf of Executed under the Common Seal of _____ by _____ <i>Name of Person</i> <i>Company</i></p> <p>_____ <i>Signature</i></p> <p>In the presence of: _____</p>
<p><i>Signing under a Power of Attorney</i></p> <p>In the calling of the witness</p>	<p>Executed for an behalf of _____ <i>Names of Transferor/ Transferee</i></p> <p>by _____ <i>Signature</i> <i>Name of Attorney</i></p> <p>and _____ <i>Signature</i> <i>Name of Attorney</i></p> <p>Under the Power of Attorney No: _____</p> <p>In the presence of: _____</p>
<p><i>General Execution</i></p> <p>State the calling of the witness</p>	<p>Signed by _____ <i>Signature</i> <i>Name of Transferor/ Transferee</i></p> <p>In the presence of: _____</p>
<p><i>Marksman clause – To be used when a party is unable to read or write by reason of illiteracy, illness or blindness.</i></p> <p>State the calling of the witness</p>	<p>Signed by _____ <i>Mark</i> <i>Name of Transferor/ Transferee</i></p> <p>After the same was read over and explained to him/her and who expressed himself as understanding the nature and effects of the contents</p> <p>In the presence of: _____</p>
<p><i>Date</i></p>	<p>Dated the _____ day of _____, _____ <i>Day</i> <i>Month</i> <i>Year</i></p>
<p><i>Lodged By</i></p>	<p>Name: _____</p> <p>Address: _____</p> <p>Telephone Number (s): _____ Fax Number: _____</p> <p>Email: _____</p>

FIRST SCHEDULE, *contd.*

Please note the following

Persons who may witness this document in Jamaica are a Justice of the Peace, a Notary Public, an Attorney-at-law, a Judge of the Supreme Court, the Governor General or the Registrar of Titles.

Where a document is executed before a Notary Public in a Foreign State or Country then a certificate from the relevant body appointing notaries public should be produced verifying the commission of the notary public at the date on which the document was signed.

FIRST SCHEDULE, *contd.*

FORM 6C

(Regulation 6(c))

THE TIMESHARE VACATIONS ACT

THE TIMESHARE VACATIONS (REGISTRATION, LICENSING, FEES AND FORMS) REGULATIONS, 2016

NOTICE OF ASSIGNMENT OR TRANSFER OF TIMESHARE DEED

Full Name of Current Owner:

Last First .I.

Address of Current Owner:

Street Address

City

Registration No. of the Timeshare plan: _____

Address of Timeshare Plan: _____

The Plan is a:

Single site

Multiple Site

Unit No. to be transferred: _____

Time purchased to be transferred: _____

Full Name of Purchaser/Transferee:

Last First .I.

Address of Purchaser/Transferee:

Street Address

City

TRN of Purchaser/Transferee: _____

Date of Birth of Purchaser/Transferee: _____

Parish of Birth of Purchaser/Transferee: _____

Telephone No. of Purchaser/Transferee: _____

Email Address of Purchaser/Transferee: _____

FIRST SCHEDULE, *contd.*

Declaration of Current Owner

I/We am/are the current owner/s of _____ in _____ located at _____
Time Period Unit

This time period is/will be free from any of my/our debt/s and can be transferred to the purchases in this notice.

By Current Owner-signature: _____

Date: _____

Before: _____

Date: _____

Justice of the Peace
for the parish of:

FIRST SCHEDULE, *contd.*

FORM 7

(Regulation 7)

THE TIMESHARE VACATIONS ACT

THE TIMESHARE VACATIONS (REGISTRATION, LICENSING, FEES
AND FORMS) REGULATIONS, 2016

Application for De-Registration of Timeshare Accomodation

SECTION 1

TRN NO.: _____

BUSINESS NAME: _____

ADDRESS: _____

(to be verified: please see below)

TELEPHONE
NUMBER(S): _____

FAX No.: _____

E-MAIL: _____

DATE OF
REGISTRATION: _____

REGISTRATION NO.: _____

FIRST SCHEDULE, *contd.*

SECTION 2

Reason for De-registration

Please provide evidence that all responsibilities have been discharged under the Timeshare Plan

I declare that no attempt will be made to sell any units after this Timeshare Plan has been deregistered.

Applicant's Name

Applicant Signature

Date

FIRST SCHEDULE, *contd.*

FORM 8

(Regulation 8)

THE TIMESHARE VACATIONS ACT

The Timeshare Vacations (Registration, Licensing, Fees and Forms)
Regulations, 2016

*Application to the Registrar of Titles for entry of
memorandum of discharge in Register Book of Titles*

ISEL



	In the Matter of the Registration of Titles Act; and In the Matter of the Timeshare Vacations Act (Section 18) In the Matter of Certificate of Title registered at Volume _____ Folio _____ Of the Register Book of Titles
<i>Give full name, address and occupation of the registered proprietor(s)</i>	I/We, Name _____ Address _____ Occupation _____
	Being the registered proprietor(s) of the land comprised in the abovementioned Certificate of Title, HEREBY APPLIES TO DISCHARGE the said land from the obligations of the below described Timeshare Plan.
<i>Timeshare Plan Details</i>	TIMESHARE PLAN NUMBER: _____ DATE OF TIMESHARE REGISTRATION CERTIFICATE: _____ <i>Day</i> <i>Month</i> <i>Year</i>
<i>Date of document</i>	Dated _____ day of _____, _____ <i>Day</i> <i>Month</i> <i>Year</i>
<i>Supporting Documents</i>	<input type="checkbox"/> Duplicate Certificate of Title <input type="checkbox"/> Consent of Timeshare Registrar
<i>General Execution</i>	Executed by the said _____ <i>Name of Registered Proprietor</i> <i>Signature</i> Before _____ Witness _____ Occupation _____ Address _____
<i>Please state calling of witness. If not a Justice of the Peace or Attorney-at-law then address and occupation must be stated</i>	

FIRST SCHEDULE, *contd.*

<i>Marksmen Clause – To be used when a party is unable to read or write by reason of illiteracy, illness or blindness</i>	Signed by the said	
	Name of Registered Proprietor _____	Signature/Mark _____
<i>Please state calling of witness. If not a Justice of the Peace or Attorney-at-law then address and occupation must be stated</i>	After the same was read over and explained to him or her and who expressed themselves as understanding the nature and effects of the contents.	
	In the presence of _____	
	Witness _____	
	Occupation _____	Address _____

FIRST SCHEDULE, *contd.*

<p><i>Execution by a company</i></p> <p><i>Please state calling of witness. If not a Justice of the Peace or Attorney-at-law then address and occupation must be stated</i></p>	<p>Signed for and on behalf of/ Executed under the Common Seal of</p> <p>_____</p> <p style="text-align: center;">Name of Company</p> <p>Was affixed by _____ / _____ Name of Person Capacity</p> <p>And _____ / _____ Name of Person Capacity</p> <p style="text-align: center;">Signature</p> <p>In the presence of _____ Signature</p> <p>Witness _____</p> <p>Occupation _____</p> <p>Address _____</p>
<p><i>Signing Under a Power of Attorney</i></p> <p><i>Please state calling of witness. If not a Justice of the Peace or Attorney-at-law then address and occupation must be stated</i></p>	<p>Signing under Power of Attorney</p> <p>Executed by _____ Name of Registered Proprietor</p> <p>By _____ / _____ Name of Attorney Signature</p> <p>And _____ / _____ Name of Attorney Signature</p> <p>Under the Power of Attorney No. _____</p> <p>In the presence of _____</p> <p>Witness _____</p> <p>Occupation _____</p> <p>Address _____</p>
<p>Land Valuation Number</p>	<p>_____</p>
<p>LODGED BY</p>	<p>Name _____</p> <p>Address _____</p> <p>Telephone Number: _____ Fax Number: _____</p> <p>Email: _____</p>

Please note the following:

1. This Application Form must be submitted with an official document issued by the Timeshare Registrar, consenting to the de-registration of the Timeshare Plan. This document must be in the form prescribed under the Timeshare Vacations Act.

SECOND SCHEDULE		(Regulation 9)
<i>Fees</i>		
Column 1	Column 2	
Subject Matter	Applicable Fee	
1.—(1) Application fee for timeshare agent's licence—	\$	
(a) in the case of a company	5,000.00	
(b) in the case of an individual	3,000.00	
(2) Fee for issue of timeshare agent's licence—		
(a) in the case of a company, or an individual, holding a valid real estate dealer's licence under the Real Estate (Dealers and Developers) Act	10,000.00	
(b) in the case of an individual holding a valid real estate salesman's licence under the Real Estate (Dealers and Developers) Act	5,000.00	
(c) in the case of a company, other than the holder of a valid real estate dealer's licence under the Real Estate (Dealers and Developers) Act	47,000.00	
(d) in the case of an individual, other than the holder of a valid real estate dealer's licence, or a valid real estate salesman's licence, under the Real Estate (Dealers and Developers) Act	26,000.00	
2.—(1) Application for registration of timeshare plan (section 4)	US \$2.00 <i>per</i> unit (or the equivalent in Jamaican currency) for every seven days of registration	
(2) Annual registration fee (payable on each anniversary of registration)	US \$2.00 <i>per</i> unit (or the equivalent in Jamaican currency) for every seven days of registration	

SECOND SCHEDULE, *contd.**Fees*

Column 1	Column 2
Subject Matter	Applicable Fee
3. Receipt of documents for—	
(a) endorsements under section 4(6) (transfer of certificate)	15,000.00
(b) approval under section 4(9) (material changes to accommodation, <i>etc.</i>)	6,000.00
(c) permit under section 5 (reservations prior to registration)	20,000.00
(d) permission under section 17(5) for mortgage, transfer or other dealing to be entered in the Register Book of Titles	6,000.00
4. Application for directions (section 9(3)(c))	6,000.00
5. Application to Registrar of Titles for entry of memorandum as to registration certificate in Register Book of Titles (section 16(4))	5,000.00
6. Issue of deed in respect of timeshare accommodation (section 16(5))	0.25% of purchase price
7. Application to Timeshare Registrar for de-registration of timeshare accommodation (section 18(1)(a))	50,000.00
8. Application to Registrar of Titles for entry of memorandum of discharge in Register Book of Titles (section 18(1)(b))	1,000.00
9. Search of the Register	700.00 per search

SECOND SCHEDULE, *contd.*

Fees

Column 1 ————— Subject Matter —————	Column 2 ————— Applicable Fee —————
10. Copies of documents	... 500.00 per page

Dated this 1st day of May, 2016.

SANDRA WATSON
Timeshare Registrar.

Approved:

EDMUND BARTLETT
Minister of Tourism

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