



Dubai  
International  
Financial  
Centre

# REAL PROPERTY REGISTRAR'S DIRECTIVE ON PROXY VOTING AT BODY CORPORATE MEETINGS

28 July 2019

# REAL PROPERTY DIRECTIVE ON PROXY VOTING AT BODY CORPORATE MEETINGS

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## REAL PROPERTY REGISTRAR'S DIRECTIVE ON PROXY VOTING AT BODY CORPORATE MEETINGS

The Registrar of Real Property of the DIFC Authority, in exercise of the powers under Article 141 of the Strata Title Law, being Strata Title Law DIFC Law No. 5 of 2007 (Consolidated Version (November 2018)) issued by the Ruler, and of all other enabling powers, makes the following Directive:

### 1. Introduction

- 1.1. This instrument is the Real Property Registrar's Directive.
- 1.2. Application and interpretation
  - 1.2.1. A reference in this Directive to a law is a reference to that law as amended from time to time.
  - 1.2.2. A reference in this Directive to a Schedule is a reference to a Schedule in this Directive, unless the contrary intention appears.
  - 1.2.3. In this Directive, unless the contrary intention appears:
    - (a) "approved" means approved for the time being by the Registrar;
    - (b) "prescribed" means prescribed under the Regulations;
    - (c) "Law" means the Strata Title Law DIFC Law No. 5 of 2007 (Consolidated Version (November 2018));
    - (d) "Regulations" means the Strata Title Regulations;
    - (e) terms defined in the Law have the same meaning in this Directive as they have in the Law;
  - 1.2.4. The Rules of Interpretation contained in Schedule 2 to the Law apply to the interpretation of this Directive.

### 2. Commencement

This Directive commences on the date of its issuance.

### 3. Proxy Voting at Body Corporate Meetings

- 3.1. A person can hold a Proxy on behalf of the Owners of a maximum of three (3) separate Lots in one (1) Building and vote on behalf of the Owners of these Lots at a General Meeting, unless the Registrar grants, at its absolute discretion, an exemption to this maximum for a valid reason and permits that the same Proxy vote on behalf of the Owners of more than the three (3) Lots that the Proxy is already appointed for, at the same General Meeting.

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- 3.2. An application by the Proxy to the Registrar requesting that he/she may vote on behalf of the Owners of more than three (3) Lots at a General Meeting must be made by the Proxy, at least fourteen (14) days before the General Meeting. The application must be accompanied by the following:
- (a) the name and contact details of the Proxy;
  - (b) the date, time, and location of the General Meeting;
  - (c) the details of the three (3) Lots for which the Proxy is already appointed with evidence of such appointments;
  - (d) the written consents of the Owners of the additional Lots and the reasons provided by the Owners for the Proxy's appointment for the additional Lots;
  - (e) the Prescribed Fee of US\$ 100.

The Registrar will approve or refuse the Proxy's application, and provide the Proxy with his decision no later than seven (7) days before the General Meeting. The Registrar's decision is final.