THE BANKING COMPANIES (NOMINATION) RULES, 1985¹

In exercise of the powers conferred by section 52 read with sections 45ZA, 45ZC and 45ZE of the Banking Regulation Act, 1949 (10 of 1949), and after consultation with the Reserve Bank of India, the Central Government hereby makes the following rules, namely:—

- 1. Short title and commencement.—(1) These rules may be called the Banking Companies (Nomination) Rules, 1985.
- (2) They shall come into force on the date of their publication in the Official Gazette.
- 2. Nomination in respect of deposits.—(1) The nomination to be made by the depositor, or, as the case may be, all the depositors together in respect of a deposit held by a banking company to the credit of one or more individual shall be in Form DA 1.
- (2) The said nomination may be made only in respect of a deposit which is held in the individual capacity of the depositor and not in any representative capacity as the holder of an office or otherwise.
- (3) Where the nominee is a minor, the depositor or, as the case may be, all the depositors together, may, while making the nomination, appoint other individual not being a minor, to receive the amount of the deposit on behalf of the nominee in the event of the death of the depositor, or, as the case may be, all the depositors during the minority of the nominee.
- (4) In the case of a deposit made in the name of a minor, the nomination shall be made by a person lawfully entitled to act on behalf of the minor.
- (5) The cancellation of the said nomination to be made by the depositor or, as the case may be, all the depositors together, shall be in Form DA 2.
- (6) A variation of the said nomination to be made by the depositor or, as the case may be, all the depositors together, shall be in Form DA 3.
 - (7) The said nomination shall be made in favour of only one individual.
- (8) (a) A nomination, cancellation of nomination or variation of nomination may be made as aforesaid at any time during which the deposit is held by a banking company to the credit of the depositor or depositors, as the case may be.
- (b) In the case of a deposit held to the credit of more than one depositor, the cancellation or variation of a nomination shall not be valid unless it is made by all the depositors surviving at the time of the cancellation or variation of the nomination.
- (9) The banking company shall acknowledge in writing, to the concerned depositor or depositors, the filing of the relevant duly completed form of nomination or cancellation of nomination or variation of nomination, as the case may be, in respect of a deposit.

^{1.} Vide S.O. 264 (E), dated 29th March, 1985, published in the Gazette of India, Extra., Pt II, Sec. 3(ii), dated 29th March, 1985.

- (10) The relevant duly completed form of nomination or cancellation of nomination or variation of nomination filed with the banking company shall be registered in the books of the banking company.
- (11) A nomination or cancellation of nomination or variation of nomination shall not cease to be in force merely by reason of the renewal of the deposit.
- 3. Nomination in respect of articles in safe custody.—(1) The nomination to be made by an individual (hereinafter referred to as "the depositor") in respect of articles left in safe custody with a banking company shall be in Form SC 1.
- (2) Where the nominee is a minor, the depositor may, while making the nomination, appoint another individual not being a minor, to receive the said articles on behalf of the nominee in the event of the death of the depositor during the minority of the nominee.
- (3) Where the articles are left in safe custody with a banking company in the name of a minor, the nomination shall be made by a person lawfully entitled to act on behalf of the minor.
- (4) The cancellation of the said nomination to be made by the depositor shall be in Form SC 2.
- (5) A variation of the said nomination to be made by the depositor shall be in Form SC 3.
 - (6) The said nomination shall be made in favour of only one individual.
- (7) A nomination, cancellation of nomination or variation of nomination may be made by the depositor at any time during which the articles so deposited are held in safe custody by the banking company.
- (8) The banking company shall acknowledge in writing, to the depositor, the filing of the relevant duly completed form of nomination or cancellation of nomination or variation of nomination, as the case may be, in respect of the articles so deposited.
- (9) The relevant duly completed form of nomination or cancellation of nomination or variation of nomination filed with the banking company shall be registered in the books of the banking company.
- 4. Nomination in respect of safety lockers.—(1) The nomination to be made by an individual who is a sole hirer of a locker from a banking company shall be in Form SL 1.
- (2) Where the locker is hired from a banking company by two or more individuals jointly, the nomination to be made by such hirers shall be in Form SL 1A.
- (3) In the case of a sole hirer of a locker, nomination shall be made in favour of only one individual.
- (4) Where the locker is hired in the name of a minor, the nomination shall be made be a person lawfully entitled to act on behalf of the minor.
- (5) The cancellation of the said nomination to be made by the sole hirer or, as the case may, joint hirers of a locker, shall be in Form SL 2.
- (6) A variation of the said nomination to be made by the sole hirer of a locker shall be in Form SL 3.

- (7) A variation of the said nomination to be made by the joint hirers of a locker shall be in Form SL 3A.
- (8) A nomination, cancellation of nomination or variation of nomination may be made as aforesaid at any time during which the locker is under hire.
- (9) A banking company shall acknowledge in writing, to the sole hirer, or joint hirers, the filing of the relevant duly completed form of nomination or cancellation of nomination, or variation of nomination, as the case may be, in respect of the locker so hired.
- (10) The relevant duly completed form of nomination or cancellation of nomination or variation of nomination filed with the banking company shall be registered in the books of the banking company.

FORM DA 1

Nomination under section 45ZA of the Banking Regulation Act, 1949, and rule 2(1) of the Banking Companies (Nomination)
Rules, 1985, in respect of bank deposits

nominate the following person to warmount of the deposit, particulars	[name(s) and address(es)], hom in the event of my/our/minor's death the whereof are given below, may be returned by
office in which deposit is held):	(name and address of branch/
Deposit	Nominee

	Deposit	 	Nominee								
Nature	Distinguishing No.	Additional details, if any	Name	Address	Relationship with depositor, if any	Age	If nominee is a minor, his date of birth				

¹2. As the nominee is a minor on this date, I/We appoint Shri/Smt./Kum. (name, address and age) to receive the amount of the deposit on behalf of the nominee in the event of my/our/minor's death during the minority of the nominee.

Place
Date
Name(s), signature(s) and
address(es) of witness(es)

²Signature(s)/Thumb impression(s) of depositor(s).

^{1.} Strike out if nominee is not a minor.

^{2.} Where deposit is made in the name of a minor, the nomination should be signed by a person lawfully entitled to act on behalf of the minor.

^{3.} Thumb impression(s) shall be attested by two witnesses.

FORM DA 2

Cancellation of	nomination un	der section	45ZA of	the Banking
Regulation Act,	1949, and rule	2 (5) of the	e Bankin	g Companies
(Nominatio	n) Rules, 1985,	in respect	of bank	deposits

1/		non, Ruies,	·	•		1	
lname(of	We,s) and address (name of deposit).	(es)], hereby d	cancel t	he nomir	nation made	by m	e/us in favou
Place	•••••						
Date	•••••						
Name(s	s), signature(s) a s(es) of witness	and (es) ²		¹ Si	gnature(s)/Th of dep		impression(s) r(s).
b	Vhere deposit is e signed by a pe humb impression	erson lawfully e	entitled t	o act on l	behalf of the n		mination should
		•	FORM	DA 3			
Act, I/V [name(s) my/our may be	Ation of nome 1949, and rules and address and address and returned by for office in which	e 2 (6) of the 1985, in resolution (es)], cancel hereby noming the amount of	spect of the the de	f bank mination following posit, par	npanies (No deposits made by n g person to w rticulars wher	mina ne/us hom reof ar	in favour of the event of given below
	Deposit	 -			Nominee		
Nature of	Distinguishing	Additional details, if any	Ţ	Address	Relationship with depositor, if any		If nominee is a minor, his date of birth
			·				
amount	As the noming of the deposit the minority of	on behalf of th	ne nomi	(name,	address and	age)	to receive the
	•••••			•	· • •		
	, signature(s) a (es) of witness(e			² Sig	gnature(s)/Th of dep		-

- 1. Strike out if nominee is not a minor.

an i I, [name a	mination und d rule 3 (1) n respect of and address], no	er section 45. of the Bankin articles left i	ng Cor n safe owing j	the Ban npanies custody	(Nomination with bank whom in the	ing c	les, 1985, ompany of my/minor's
returne		• • • • • • • • • • • • • • • • • • • •					below, may be ress of branch/
	Articles		·		Nominee		· · · · · · · · · · · · · · · · · · ·
Nature of	Distinguishing No.						
• • • • • • • • • • • • • • • • • • • •	of the nominee	(nan	ne, addi	ress and a	age) to receive	e the s	nsaid articles on ninority of the
Place	•••••						
	, signature(s) a es) of witness(² Sig	mature(s)/Th of dep		impression(s) (s).
2. Wl	ike out if nominated articles are need by a personumb impression	left in safe custon lawfully entitle	dy in the	t on beha	lf of the mino	nomin r.	ation should be
	Cancellation o		ORM	-			

Cancellation of nomination under section 45ZC of the Banking Regulation Act, 1949, and rule 3 (4) of the Banking Companies (Nomination) Rules, 1985, in respect of articles left in safe custody with banking company

I,	(name and address), hereby cancel the
nomination made by me in favour of	
address) in respect of	(given details of articles) left by me in safe
custody with	
office in which the articles are left in safe co	ustody).

rorm S	oc 3j ine	Banking Cor	npanies	(Nomina	ation) Hules,	198,5	163
Place	•••••						
Date	•••••						
), signature(s) (es) of witness	_		¹ Si	•	humb posito	impression(s) r(s).
no	here articles are omination should numb impression	d be signed by a	a person	lawfully of	entitled to act	nor, ti on beh	he cancellation/ nalf of the minor.
			FORM	SC 3			
	ation of nomict, 1949, and Rules, 19	rule 3 (5) o 985, in respec	f the E ct of a	Banking	Companies eft in safe	(Non	nination)
favour followin custody	of g person to w	hom in the ev whereof a	(name rent of re giv	and add my/mino ven bel	dress) and hor's death, the ow,	ereby e artic be	made by me in nominate the cles left in safe returned by ess of branch/
	Articles			· · · · · · · · · · · · · · · · · · ·	Nominee		
Nature of	Distinguishing No.	Additional details, if any	Name	Address	Relationship with depositor, if any	Age	If nominee is a minor, his date of birth
	•						
• • • • • • • • • • • • • • • • • • • •	on behalf of the ominee.			(name,	address and	age)	hri/Smt./Kum. to receive the ng the minority
Date	*****						
address(, signature(s) and ses) of witness(e	es) ³	· • •	² S	ignature(s)/T		impression(s) of depositor(s).
1. Str	— ike out if nomir	nee is not a min	or.				

^{2.} Where articles are left in the safe custody in the name of a minor, the variation of nomination should be signed by a person lawfully entitled to act on behalf of the minor.

^{3.} Thumb impression(s) shall be attested by two witnesses.

FORM SL 1

Nomination	under se	ection 45ZE	of the	Banking	Regulation	on Act,	1949,
and rule 4	(1) of th	e Banking	Compai	nies (Non	nination)	Rules,	1985,
	by sol	e hirer in	respect	of safety	locker	·	·

I, person to whom in the event	name and addresses), nominate the following of the my/minor's death
	(name and address of branch/office in which the locker is e locker and liberty to remove the contents of the locker.

<u> </u>	Locker		Nominee							
Nature of	Distinguishing mark or No.	Additional details, if any	Name	Address	Relationship with hirer, if any	Age				
			•							
	<u> </u>									

Date......

Name(s), signature(s) and address(es) of witness(es)²

¹Signature(s)/Thumb impression(s) of hirer.

- 1. Where the locker is hired solely in the name of a minor, the nomination should be signed by a person lawfully entitled to act on behalf of the minor.
- 2. Thumb impressions shall be attested by two witnesses.

FORM SL 1A

Nomination under section 45ZE of the Banking Regulation Act, 1949, and rule 4 (2) of the Banking Companies (Nomination) Rules, 1985, by joint hirers in respect of safety locker

We, .	• • • • • • • • • • • • • • • • • • • •	•••••		• • • • • •		• • • • • • • • • • • • • •	(na	ames	and	addı	esses	s). r	nomina	ıte	the
following	person(s)	to	whom	in	the	event	of	the	death	of	one	or	more	of	us
• • • • • • • • • • • • • • • • • • • •	•••••	•••••		• • • • • •	•••••	• • • • • • • • • • • • • • • • • • • •		((name	and	add	lress	of b	rand	ch/
office in w	hich the lo	ckei	r is situa	ited) ma	y give	acce	ess to	the lo	cker	and :	libe	rty to r	emo	ove
the conten	ts of the lo	cke	r, partic	ular	s wł	nereof a	re g	given	below	, joi	ntly v	with	the su	ırvi	vor
or survivo	rs of us.		~					,		,	,			, -	

	Locker		Nominee				
Nature of	Distinguishing mark or No.	Additional details, if any	Name	Address	Relationship with hirer, if any	Age	
•	·						
						ļ	

Place......

Date......

Name(s), signature(s) and address(es) of witness(es)¹

Signature/Thumb impression(s) of hirer(s).

^{1.} Thumb impression shall be attested by two witnesses.

FORM SL 2

Cancel	llation	of	nom	inatio	n ui	nder	sec	tions	s 45	ZE	and	52	of	the	Banking
Re	egulatio	on	Act,	1949,	and	rule	4	(5)	of t	he	Bank	ing	Co	ompa	anies
	(N	omi	natio	n) Ru	les,	1985	, in	res	pect	t of	safe	ety	loc	ker	

	Locker		Nominee(s)							
Nature of	Distinguishing mark or No.	Additional details, if any	Name	Address	Relationship with hirer(s), if any	Age				
· · · · · · · · · · · · · · · · · · ·	·	·	; .							

Place.....

Name(s), signature(s) and address(es) of witness(es)²

¹Signature(s)/Thumb impression(s) of hirer

- 1. Where locker is hired solely in the name of a minor, the cancellation of nomination should be signed by a person lawfully entitled to act on behalf of the minor.
- 2. Thumb impression shall be attested by two witnesses.

FORM SL 3

Variation of nomination under sections 45ZE and 52 of the Banking Regulation Act, 1949, and rule 4 (6) the Banking Companies (Nomination) Rules, 1985, by sole hirer in respect of safety locker

I,	(name and address), cancel the nomination
made by me in favour of	(name and address) and
hereby nominate the following	person to whom in the event of my death/minor's death
***************************************	(name and address of branch/office in
which the locker is situated) r	ay give access to the locker and liberty to remove the
contents of the locker, partical	rs whereof are give below:

·····	Locker		Nominee					
Nature of	Distinguishing mark or No.	Additional details, if any	Name	Address	Relationship with hirer, if any	Age		

Place.....

Date.....

Name(s), signature(s) and address(es) of witness(es)²

¹Signature(s)/Thumb impression(s) of hirer.

- 1. Where the locker is hired solely in the name of a minor, the nomination should be signed by a person lawfully entitled to act on behalf of the minor.
- 2. Thumb impression shall be attested by two witnesses.

FORM SL 3A Variation of nomination under sections 45ZE and 52 of the Banking Regulation Act, 1949, and rule 4 (7) the Banking Companies (Nomination) Rules, 1985, by joint hirers in respect of safety locker We,(names and addresses), cancel the nomination(s) made by us in favour of [name(s) and address(es)] and hereby nominate the following person(s) to whom in the event of the death of one or more of us (name and address of branch/office in which the locker is situated) may give access to the locker and liberty to remove the contents of the locker, particulars whereof are give below, jointly with the survivor or survivors of us.

Distinguishing	Additional	Mama	A 1 1		
 mark or No.	details, if any	Ivaine	Adaress	Relationship with hirers, if any	Age

Place.... Date..... Name(s), signature(s) and

address(es) of witness(es)1

Signature(s)/Thumb impression(s) of hirer.

^{1.} Thumb impression(s) shall be attested by two witnesses.