

TRUST REGISTRATION CHECKLIST



TRUST REGISTRATION

Trusts are a business structure created with noble intentions to promote the development of sciences, literature, and other worthy causes. They serve purposes such as alleviating scarcity, providing education to those in need, and offering medical support. Trust registration is officially registering a trust under the Trusts Act of 1882. This legal step ensures that the trust is recognized and operates within the framework of the law. Trust registration provides legal validity and establishes its existence as a separate entity.

If you are contemplating the creation of a trust for non-profit or charitable purposes, registration of a trust is vital to ensure its effective operation and compliance with legal obligations. At IndiaFilings, we have a dedicated team of professionals ready to support you every step of the way during the trust registration and getting a trust registration certificate. We clear up your doubts and confusion on how to register a trust in India. Our aim is to provide you with a seamless and efficient trust registration process.

Contact us today to discuss your registration needs and benefit from our expertise in establishing legally compliant and effective trusts.

[Trust & Trust Registration - An Overview](#)

Individuals establish trusts to allocate a portion of their assets or property for the benefit of another person. A trust is a fiduciary relationship involving the trustor, trustee, and beneficiary. The involved parties are outlined in the trust deed when applying for registration for trust creation.

A trust is established when the trustor transfers a specific asset or property to the trustee for the ultimate benefit of the beneficiary. The beneficiary, who is typically a third party, may have a connection to both the trustor and the trustee.

Therefore, the relationship between the parties involved is essential in defining trust. According to the Indian Trusts Act of 1882, a trust is defined as a "Relationship between the trustor and trustee to hold specific benefits for the beneficiary."

Types of Trusts

Trusts can be classified into various categories based on the activities they undertake. You need to understand these types to navigate how to register a trust in India. Here are the different types of trusts:

- Public Trust
- Private Trust
- Public Cum-Private Trust

Private Limited Trusts

Private Limited Trusts are established to carry out activities for specific individuals, families, or close associates. These trusts can have beneficiaries closely related to the trust's trust's founders. Private limited trusts are governed by The Trusts Act of 1882.

Public Limited Trusts

Public limited trusts are typically created to benefit the general public. They are often established for charitable, educational, and religious purposes and are governed by specific statutes such as the Religious Endowments Act of 1863, the Charitable and Religious Trust Act of 1920, or the Bombay Public Trust Act of 1950. Charitable and religious trusts are the most common types of public trusts in India.

Public Cum-Private Trust

This type of trust serves both public and private purposes. It can utilize its income for the benefit of the public and specific individuals or families. The beneficiaries of a public cum-private trust can be a combination of public and private individuals.

Benefits of Trust Registration

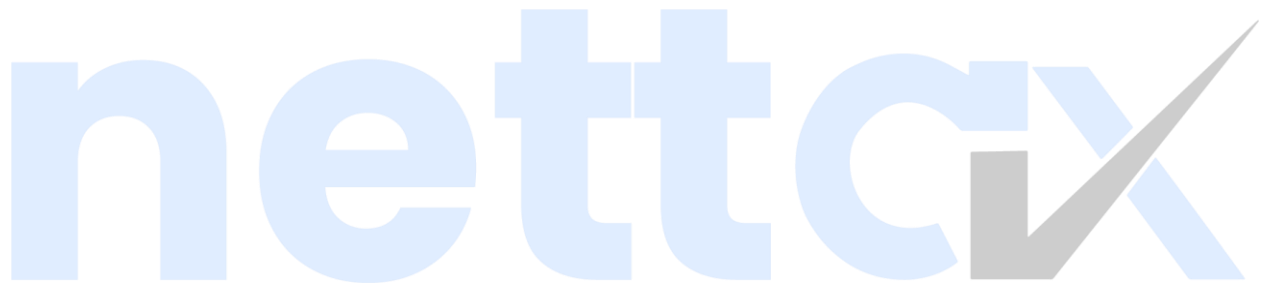
It offers several advantages to individuals and organizations. Here are the key benefits of charitable trust registration:

- **Charitable Involvement:** Setting up a Charitable Trust allows individuals to benefit themselves, their beneficiaries, and their chosen charities.
- **Tax Exemptions:** Registered trusts in India can access tax exemptions provided by the Income Tax Department, benefiting from tax relaxations.
- **Financial Support:** Registered trusts provide essential financial assistance to the underprivileged and the public through charitable activities.
- **Legal Protection:** The Indian Trusts Act of 1882 ensures comprehensive legal protection, safeguarding the trust's legal standing from unnecessary claims.
- **Family Wealth Protection:** Trusts help allocate specific assets, preserving and managing family wealth that may be difficult to divide individually.
- **Probate Avoidance:** It enables the transfer of assets to heirs without probate, streamlining the asset distribution process.
- **Immigration/Emigration Benefits:** Establishing a trust can be advantageous when relocating, mitigating taxation, safeguarding assets, and offering flexibility in asset organization.

By registering a trust, individuals can enjoy these benefits, including financial advantages, legal protection, and asset management flexibility.

Documents required:

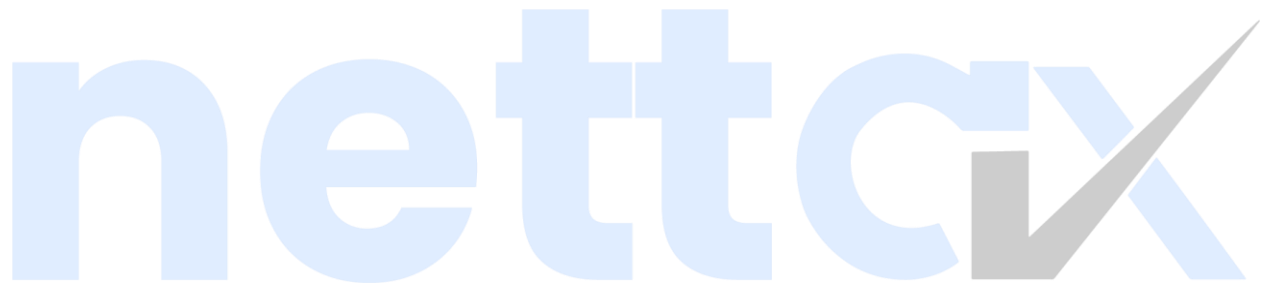
- Trust Deed with the respective stamp value.
- Two photographs of the parties involved in the trust.
- PAN cards of the individuals associated with the trust.
- Address proof of the individuals.
- Identity proof of the individuals.
- Authentication from the partners (if applicable).
- No Objection Certificate for using the premises (if applicable).
- Any form of a utility bill as proof of address.
- Address proof of the trust registered office.
- 12A Registration and 80G Certificates from the respective income tax authorities to claim deductions (if applicable).



How to Register Trust Online?

Prepare Trust Deed	The first step to register a trust starts with drafting a Trust Deed. This deed includes details such as the trust name, objectives, names and details of trustees, beneficiaries, and total assets. To authenticate the deed, it must be signed by trustees and notarized.
Gather Necessary Documents	The next step to register trust online includes collecting all the necessary documents, including identity and address proof of all the trustees, settlers and witnesses. It is also important to produce property documents related to the trust at the time of trust registration online.
Visit the Online Registration Portal	Once the above-mentioned steps are complete, the next step in charity trust registration is to visit the state-specific or national trust registration portal to create an account, after which the option for online trust registration must be selected.
Fill Out the Application Form	To register trust online, the application form must be completed and submitted along with the required documents and details—trust name, objectives, and trustee information.
Submission and Fee Payment	The last step involves submitting the completed application form and the registration fee online. Once the submitted form is processed, the trust registration certificate is issued to confirm its legal status.

**Good Luck
For Your Business**



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