

SAMOA

Arrangement of Provisions

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|---------------------------------|----------------------------|
| 1. Short title and commencement | 4. Section 54 amended |
| 2. Section 31 amended | 5. Consequential amendment |
| 3. Section 37 amended | |

2016, No. 3

AN ACT to amend the Lands, Surveys and Environment Act 1989 (“principal Act”). *[09th February 2016]*

BE IT ENACTED by the Legislative Assembly of Samoa in Parliament assembled as follows:

1. Short title and commencement-(1) This Act may be cited as the Lands, Surveys and Environment Amendment Act 2016.

(2) This Act commences on the date of assent.

2. Section 31 amended - For section 31(1) of the principal Act, after paragraph (a), insert:

“(aa) if the applicant:

(i) is applying for a lease of government land which is 10 acres or less for the purpose of -

- (A) a hotel, resort or serviced apartment;
or
- (B) any other tourism related development approved by the Board;
and
- (ii) is making at least \$10 million capital investment on the hotel, resort or serviced apartment or tourism related development;
and”.

3. Section 37 amended - For section 37 of the principal Act, after subsection (2) insert:

“(2A) As an exception to the terms of lease in subsection (1), the Board may grant a lease of government land for a term not exceeding 99 years if the land has been alienated under sections 29 and 31(1)(aa).”.

4. Section 54 amended - In section 54(2) of the principal Act, for the proviso, after “production thereof” insert “or for the purchase of any unit estate under the Unit Titles Act 2009”.

5. Consequential amendment - Section 23 of the Survey Act 2010 is amended as follows:

- (a) at the end of subsection (1), add “, unless exempted under subsection (1A)”; and
- (b) after subsection (1) insert:

“(1A) The Chief Executive Officer may exempt any subdivision plan or definition plan for a tourism development approved by the Chief Executive Officer from the requirements of subsection (1) to set aside land as a public reserve.”.

**The Lands, Surveys and Environment Amendment Act 2016
is administered by the Ministry of Natural Resources
and Environment.**

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