

Land Development (Amendment)
Act, No. 22 of 1993

[Certified on 31st March, 1993]

L.D-0. 46/88

AN ACT TO AMEND THE LAND DEVELOPMENT ORDINANCE

BE it enacted by the Parliament of the Democratic Socialist Republic of Sri Lanka as follows :-.

1. This Act may be cited as the Land Development Short title. (Amendment) Act, No. 22 of 1993.

2. Section 2 of the Land Development Ordinance (hereinafter referred to as the "principal enactment") is hereby amended by the insertion immediately after the definition 484.

of "holding", of the following new definition :-

"Housing Development Finance Corporation of Sri Lanka Limited" means the Corporation established under the National Housing Act (Chapter 401);

3. The following new section is hereby inserted immediately after section 23 of the principal enactment section 23B and shall have effect as section 23 of that enactment :- in the principal "Power of 23. The Land Commissioner may, within

Land : I/.I

Commissioner to one year from the date of notification of set aside selection of a person for alienation of state selections of persons. land, set aside such selection if in the opinion of the Land Commissioner, such person has failed or neglected to develop such land or failed to take up residence on such land."

*. 4. Section 39 of the principal enactment is hereby repealed and the following section substituted therefor : - of section 39 of the principal

"Land enactment. alienated 39. No land alienated on a permit or grant on grant shall be seized or sold in execution of the and decree of any court: may be seized on Provided that the preceding provisions of court order. this section shall not apply to the seizure and sale of land alienated on a grant in the enforcement of a mortgage on that land

which is permitted by this Ordinance: *Land Development- (Amendment)*

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Insertion of new section 41A in the principal enactment.

Amendment of section 43 of the principal enactment.

Provided further that where any land alienated on a grant has been accepted as bail for the release of any person accused of an offence before any court and where such person does not appear as required by such court, such land may be seized and sold for the recovery of such amount as may be fixed as bail by such court."

5. The following new section is hereby inserted immediately after section 41 of the principal enactment and shall have effect as section 41 of that enactment :-

Insais: by Banks and prescribed institutions.

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41~. Nothing in the preceding provisions of this Chapter shall be deemed to prohibit the seizure and sale, by the People's Bank, the State Mortgage and Investment Bank, the Bank of Ceylon, the Development Finance Corporation of Ceylon, the National Development Bank of Sri Lanka, the National Housing Development Authority, the Housing Development Finance Corporation of Sri Lanka Limited or a registered society or other prescribed institution in accordance with the provisions of the law providing for the establishment of such Bank, Corporation, Authority, society or institution, of any land alienated on a grant, for the enforcement of a mortgage on that land executed in favour of such Bank, Corporation, Authority, society or institution, as the case may be “.

6. Section 43 of the principal enactment is hereby amended by the substitution, for paragraph (b) of that section, of the following paragraph :- *>

“ (b) shall not mortgage such holding to any person other than the State Mortgage and Investment Bank, the People's Bank, the Bank of Ceylon, the Development Finance Corporation of Ceylon, the National Development Bank of Sri Lanka, the National Housing Development Authority, the Housing Development Finance Corporation of Sri Lanka Limited, any registered society or other prescribed institution.“.

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7. Sections 106 and 107 of the principal enactment are hereby repealed and the following sections substituted 1~ and

107 of the therefor : 2 principal

106. If it appears to the Government Agent that a permit-holder has failed to observe a condition of the permit, the Government Agent may issue a notice in the prescribed form intimating to such permit holder that his permit will be cancelled unless sufficient cause to the contrary is shown to the Government Agent on a date and place specified in such notice.

“ Notice to

where there has been a breach of the condition of the permit.

Period

allowed for showing

107. The date specified in a notice issued under section 106 shall not be less than

thirty days from the date of the issue of such notice on the permit-holder.“.

L\$a-;aJ :

8. Section 118~ of the principal enactment is hereby tfm\$EFt amended by the substitution for the words and figures 118~ of the “ under section 23~ varies “, of the words and figures **principal** “ under seeCons 23~ and 23~ varies “. **enactinent.**

9. In the event of any inconsistency between the Ey\$ Sinhala **and** Tamil texts of this Act, the Sinhala text shall prevaava prevail. **in case of inconsis- tency..Land Development (Amendment) Act, No. 9 of 1995**

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[Certified on 13th June, 1995]

L. D.-o. 55194

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BE it enacted by the Parliament of the Demccratic Socialist Republic of Sri Lanka BB follows :-1.

This Act may be cited as the Land Development Short We. (Amendment) Act, No. 9 of 1995.

2. Section 19 of the Land Development Ordinance \$ms~~i~~t (hereinafter referred to as the “principal enactment “) is 10 of hereby amended in subsection (3) of that section by the **chapter464.** r;ubstitution for the wcrds “ The Government Agent shall ” z b the end of that section of the follqving :-“

The Government Agent shall in addition, cause the **permit to** be registered ; no fee shall be paid or recovered ior such registration “.

3. Section 28 of the princip.al enactment is hereby FcFAo& A epealed. of the **principY1 enactment.**

4. Section 30 of the principal enactment is hereby zpgt;nnat .repealed and the following new .section substituted there- 8. oithe for :- **principal enactment.**

” **Grant to**

contain 30. Every grant on which a land is to **bc** \$scc~ption alienated shall contain the extent and a **land** **a l i e n a t e d .**

description of the boundaries of such land. “.

5. In the event of any inconsistency between the Ey\$;aext Sir&ala and Tamil texts of this Act, the Sinhala text shall in c8se prevail. of inconsis- tencg.