

(Decree No. 699, Oct. 1993)

REGULATION
on organizing of dehkan farming in the Republic Tajikistan

1. General provisions

1.1. The present regulation is worked out in accordance with Land Code of the Republic Tajikistan, Laws on "Land reforms", "On dehkan farming" and determines economic, social and legal basis of the activity and the procedure of allotting lands to dehkan farming in the Republic Tajikistan.

1.2. Dehkan farming is organized on the lands of special land fund of the executive committees of the local Soviets of people's deputies as well as on the kolkhozes, sovkhoses and other agricultural enterprises.

Lands are allotted to a dehkan farming in life time inheritable possession.

1.3. Citizens engaged in dehkan farming may lease plots additionally for agricultural productions.

1.4. Private citizens have the right to leave the staff of kolkhozes, sovkhoses and other agricultural enterprises and create dehkan farming on the lands they worked.

1.5. The size of the land for dehkan farming is determined in every concrete case by the executive committee of the regional Soviet of people's deputies with regard for the number of members in the dehkan farming and its specialization.

1.6. Expenditures on allotting lands and registering of the State Act on the right of life time inheritable possession, conducting land cadastre documentation, system of land tenure, agrochemical investigation, ecologic soil passport system are executed at the expense of the means received as payments for the land provided for system of land tenure. The owner of the land has the right to order and finance system of land tenure works.

2. The procedure of allotment of lands to dehkan farming to life time inheritable possession) of lands from special land fund.

2.1. The citizen (head of dehkan farming) who wishes to conduct dehkan farming applies to the executive committee of the regional Soviet of people's deputies for allotting him lands. In the application members of the future dehkan farming and purposes for which the lands will be used are indicated.

2.2. Executive committee of the Soviet of people's deputies registers the applications received and sends them to the regional land reform and land tenure department for preparation land tenure materials on allotting lands.

2.3. If a citizen who doesn't live in the country-side and works in other fields of economy wishes to conduct dehkan farming, he also sends his application on the allotment of lands to the executive committee of the Soviet of people's deputies (Appendix 1).

2.4. Land reform and land tenure department registers and considers applications on land allotment, draws up land tenure documentation in the established procedure and submits (Appendix 2) the draft decision on allotment of land to a dehkan farming (Appendix 3) to the executive committee of the regional Soviet of people's deputies.

Citizens living in the given locality, possessing special agricultural knowledge and qualification, having experience in agriculture, including on competitive basis have the primary right to receiving the land.

1.1. Executive committee of the regional Soviet of people's deputies considers the proposal of the regional department on land reform and land tenure and takes decision on the allotment of land to life time inheritable possession for dehkan farming to a citizen (head of dehkan farming). The purposes to use the land, conditions of land usage, rate of annual land tax should be pointed out in the decision. Plan-mapped material, land explication according to of the Republic Tajikistan.

1.2. regional Land reform and land tenure department executives determine the borders of allotted to dehkan farming lands, i.e. map the borders. In the act determining the borders and plan-mapped material the land area, borders (their size in meters) number of boundary signs is indicated. The act is signed by the dehkan farming head and an executive of the regional department on Land reform and land tenure.

Dehkan farming is considered established from the moment of signing the act on carrying over the land borders of the dehkan farming, allotted to the head of dehkan farming.

1.3. Regional department on Land reform and land tenure on the basis of executive committee of the Soviet people's deputies decision and on the basis of drawn up act on carrying over borders in the nature of land allotted to the head of the dehkan farming is made up A State Act on the right to life time inheritable land possession.

The State Act is made up in two copies. The State Act is signed by the executive committee of the Soviet of people's deputies chairman and the regional department on Land reform and land tenure chief.

The copy of the State act is handed to the dehkan farming head. The second copy is kept in the Land reform and land tenure department.

1.4. Regional Land reform and land tenure department registers the lands allotted to dehkan farming in the land cadastre book of the region and registers the lands.