

**Land Revenue Collection Act  
(CHAPTER 155)**

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**LAND REVENUE COLLECTION ACT**

**(CHAPTER 155)**

(Original Enactment: Ordinance 47 of 1940)

REVISED EDITION 1985

(30th March 1987)

An Act to provide for the collection of land revenue.

[1st January 1941]

**PART I**

**PRELIMINARY**

**Short title**

1. This Act may be cited as the Land Revenue Collection Act.

**Interpretation**

2. In this Act —

“Collector” means a Collector of Land Revenue;

“land revenue” means every sum now due or which hereafter becomes due to the State on account of premium, rent, royalty, charges and fees of any kind chargeable in respect of land;

“proprietor” includes a lessee of State land.

## PART II

### SALE BY AUCTION

#### Recovery of land revenue

3. The Collector may recover land revenue in the manner hereinafter provided.

#### “Arrear” and “defaulter” defined

4.—(1) Notwithstanding anything repugnant in any title, every annual rent, subject to subsection (2), shall be due and payable on 1st January in any year, and any such rent if not sooner paid shall become an arrear on 1st April in the year in respect of which it is due, and any other form of land revenue shall become an arrear on the fifteenth day after service of notice substantially in the form in Schedule A by the Collector on the person liable to pay it, demanding payment thereof.

(2) Rent in respect of the year in which any land is alienated shall be calculated proportionately from the date of alienation to the end of the year and is payable on or before the date of alienation.

(3) When land is held by co-proprietors they are jointly and severally liable to pay the rent reserved.

(4) Every person liable to pay an arrear shall be a defaulter.

#### Notice of sale

5.—(1) Upon any sum payable becoming an arrear the Collector shall, subject to subsection (2), use reasonable diligence in causing to be served on the proprietor of the land affected a notice of sale substantially in the form in Schedule B.

(2) Such a notice shall be served in the manner prescribed in Part III: Provided that —

- (a) it shall not be necessary to serve a notice of sale on any proprietor of any land who is not resident in the district in which the land is situate; and
- (b) where a proprietor who would otherwise be served with a notice of sale is dead or cannot be found the Collector may at his discretion direct a notice of sale to be served on any adult relative of that proprietor who is resident in the district.

(3) Notwithstanding anything in this Act or in any rules made thereunder or in any

other provision of law whatsoever, no failure to serve or irregularity in serving any notice of sale under this Act or any rules made thereunder shall invalidate any sale of land had under the provisions of this Act or give rise to any cause of action against the Government or any officer thereof by reason of the failure or irregularity, but any such failure or irregularity shall be considered by the Commissioner of Lands in dealing with any case of which he takes cognizance under section 19.

### **Public notice of auction**

6.—(1) The Collector shall from time to time cause to be posted at his office and in such other place or places of public resort as he may in his discretion select a notice of sale substantially in the form in Schedule C specifying any land in respect of which an arrear is due and notifying that the land will be sold by auction for the recovery of the arrear together with fees due and costs at and on a specified place, time and date, such date being not less than 3 calendar months after the date of the first posting of the notice in each case.

(2) Every notice of sale shall be published in the *Gazette* on a date not less than 4 weeks prior to the date of the sale.

(3) The Collector may also, in his discretion, advertise in one or more newspapers any such sale, and any expenses incurred in so doing shall be included in the costs of the sale.

### **Lands to be auctioned**

7.—(1) Subject to this section, any land so specified shall, at the place and time and on the day notified, or on any other day to which the Collector may postpone the sale, be put to public auction by or in the presence of the Collector at an upset price sufficient to cover the arrear due in respect thereof together with fees due and costs and shall be sold to the highest bidder.

(2) The Collector may, if he sees fit, postpone any sale notified under section 6 and may in his discretion notify the date, time and place of any postponed sale in such manner as may to him seem fit.

### **Power to stop sale**

8. If any person tenders to the Collector at any time previous to a sale the amount of the arrear due in respect of any land together with fees due and costs, the Collector shall upon receipt thereof desist from the sale of the land.

### **Sales, where to be made**