

**Landmarks Act
(CHAPTER 159)**

Table of Contents

Long Title

1 Short title

2 Leases not invalid

3 Notice to set up or repair landmarks

4 Service of notices

5 Certificate to be given to the owner, etc.

6 Landmarks for adjoining lots

7 In default, may be set up, etc., by Collector

8 Parties may request the Collector to set up, etc.

9 Certificate of expense, etc.

10 Expenses of landmarks

11 Material and size

12 Landmarks to define boundaries as in State title

13 Resurvey in case of dispute as to position of landmarks

14 Summons to show cause

15 One owner may set up, etc., and recover contribution

16 Manner of service of notices

Legislative History

LANDMARKS ACT

(CHAPTER 159)

(Original Enactment: Ordinance 7 of 1882)

REVISED EDITION 1985

(30th March 1987)

An Act relating to landmarks.

[12th May 1882]

Short title

1. This Act may be cited as the Landmarks Act.

Leases not invalid

2. No State lease shall be held to be invalid from the fact that landmarks have not been set up on the land before the issue of the lease.

Notice to set up or repair landmarks

3. Whenever it is found that landmarks are not set up on any land held under the State, whether by lease or grant, or that the landmarks if set up have become out of repair, or are not plainly distinguishable, the Collector of Land Revenue (hereinafter called the Collector) may require by notice good and solid landmarks to be set up at such places as the Collector directs, or if already set up the Collector may require them to be repaired.

Service of notices

4. Notice in writing of every requisition to set up or to repair landmarks under this Act shall be served in the manner prescribed in section 16 on the owner or occupier of every lot of land as to which the landmarks are to serve as boundaries requiring him to set up or to repair the landmarks within such time, not less than 15 days, as the Collector thinks

reasonable.

Certificate to be given to the owner, etc.

5. The Collector on being satisfied that the landmarks have been set up or repaired to his satisfaction within the time specified in the notice, or within such further time as the Collector allows, shall give a certificate to that effect to the owner or occupier.

Landmarks for adjoining lots

6.—(1) Where a landmark serves, or is intended to serve, as a boundary between two or more adjoining lots of land, the notice under section 3 shall be served on the occupier of each lot.

(2) Any such occupier may have the work executed and may recover in the manner provided by section 10 from the owner or owners, occupier or occupiers of the adjoining lot or lots, the proportion of the expense as set out in section 15 as his or their contributory share.

In default, may be set up, etc., by Collector

7. After service of notice to set up or repair landmarks, if the landmarks are not set up or repaired within the time stated in the notice, or in the event of any dispute between the parties interested as to the setting up or repairing the landmarks, the Collector may cause the landmarks to be set up or repaired, and the expense incurred thereby shall be chargeable and recoverable as hereinafter provided.

Parties may request the Collector to set up, etc.

8. The party on whom a notice to set up or repair landmarks has been served, or when the notice has been served on owners or occupiers of adjacent lots any of the parties, may request the Collector to set up or repair the landmarks whereupon the Collector may have the landmarks set up or repaired, and the cost shall be certified and recoverable as hereinafter provided.

Certificate of expense, etc.

9.—(1) The amount expended for setting up or repairing landmarks under section 7 or 8, and the cost of surveying, if necessary, for ascertaining the true position of any boundary shall be certified in writing by the Collector under his hand.

(2) Such certificate shall be held to be proof of the amount to be paid, and that everything necessary to be done under this Act up to the time of making the certificate for the purpose of requiring the landmarks to be set up or repaired has been done as required by this Act.