

Land Acquisition (Appeals Board) Regulations

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LAND ACQUISITION ACT (CHAPTER 152, SECTION 22(1))

LAND ACQUISITION (APPEALS BOARD) REGULATIONS

Rg 1

G.N. No. S 118/1990

REVISED EDITION 1990

(25th March 1992)

[17th June 1967]

Citation

1. These Regulations may be cited as the Land Acquisition (Appeals Board) Regulations.

Definitions

2. In these Regulations, unless the context otherwise requires —

“appellant” includes “person interested” and a person “entitled to act” whose meanings are as assigned to them under section 2 of the Act;

“Registrar” means the Registrar of the Board appointed under section 21 of the Act.

Notice of appeal

3. A notice of appeal lodged under section 23(1)(a) of the Act shall be substantially in such form as the Board may prescribe but shall include the following particulars:

- (a) the name and address of the appellant;
- (b) a description of the land which is the subject-matter of the appeal;
- (c) the nature of the interest which the appellant has in the land;
- (d) the date, reference number and short particulars of the Collector’s award;
- (e) the names and addresses of advocates and solicitors, if any; and
- (f) the address for service within Singapore.

Entry of appeal

4. Upon receipt of a notice of appeal, the Registrar shall enter the appeal in the Register of Appeals and shall inform the appellant and the Collector of the serial number of the appeal entered in the Register, which shall thereafter constitute the title of the appeal.

Petition of appeal

5. A petition of appeal lodged under section 23(1)(c) of the Act shall be substantially in the form as the Board may prescribe but shall include the following particulars:

- (a) the name and address of the appellant;
- (b) the date of service of the notice of appeal;
- (c) the serial number of the appeal;
- (d) the claim, if any, made pursuant to any notice under section 8 of the Act;
- (e) the grounds of appeal; and
- (f) the amount of deposit made under section 23(1)(b) of the Act and the date and number of the receipt therefor issued by the Accountant-General.

Power to require further particulars

6.—(1) The Board may, at any time after receiving a petition of appeal, require an appellant to furnish a statement setting out further and better particulars of the grounds of appeal on which he intends to rely and any facts or contentions relevant thereto.

(2) The appellant shall within such time as may be prescribed by the Board, not being less than 14 days after the date of the requirement, send the statement to the Registrar in quintuplicate.

(3) Upon receipt of the statement, the Registrar shall forthwith forward one copy to the Collector.

Dismissal or variation of petition of appeal on application by Collector

7.—(1) Upon receipt of a petition of appeal under section 25(1) of the Act, the Collector shall, if it appears to him that the grounds of appeal have been made contrary to the provisions of the Act, make within 14 days an application to the Board under regulation 8 for the petition of appeal to be dismissed or varied.

(2) Thereupon, the Board shall, subject to the provisions of the Act, make such order as may be just:

Provided that such order shall not, subject to the provisions of the Act, give the appellant a right to raise the grounds of appeal other than those already stated in his petition of appeal.

Interlocutory applications

8.—(1) Any application of an interlocutory nature in connection with any proceedings shall be made to the Board.

(2) The application shall be made in writing and shall state the title of the proceedings and the grounds upon which the application is made.

(3) If the application is made with the consent of any other party, it shall be accompanied by a notice of consent signed by or on behalf of such other party.

(4) If the application is not made with the consent of any other party, then, before it is made, a copy thereof shall be served upon such other party and the application shall state that this has been done.

(5) Any party who objects to the application may, within 14 days after receiving a copy thereof, send a written notice of objection to the Registrar and to the applicant, and before making any order on the application the Board shall consider any objection which it may have received and, if so required by any party, shall give all parties an opportunity of appearing before the Board.

(6) In dealing with any application under this regulation, the Board shall have regard