

# ***LAND DISPOSAL IN MALAYSIAN LAND ADMINISTRATION SYSTEM***

**NATIONAL LAND CODE  
[ACT 56 of 1965]**



**Malaysian Technical Cooperation Programme (MTCP):  
Roles & Contributions of Land Administration  
In Malaysian Development.**

**28<sup>th</sup> August 2018  
INSTUN**

# Interpretation of DISPOSAL

## Section 5, National Land Code (NLC)

- means any disposal of land made by the State Authority in the exercise of any of the powers conferred by section 42 or of any of the corresponding powers conferred by any previous land law



***\*Disposal is a method used by State Authority to enable people to acquire a variety degree of rights with respect to State Land***

# What type of 'land' that can be dispose?

Section 42 (1) NLC :

**'State Land'** defined under section 5 – as all land in a State including river bed, foreshore and sea bed in a state BUT not alienated land, reserve land, mining land and forest reserve.

# Rights & powers of the State Authority

- Disposal
- Planning land use
- Land development
- Reversion
- Forfeiture
- Imposition of quick rent, premium, levy
- Land Acquisition

# Section 42 explains the forms of DISPOSAL

- a) *Alienation* s42(1)a
- b) *Reservation and lease of reserved land* s42(1)b
- c) *Temporary Occupation Licence* s42(1)c
- d) *Permit to remove rock material* s42(1)d
- e) *Permit use of air space* s42(1)e

# Limitation of powers of the State Authority

## Section 42(2)

### a) Mining



d) Alienate agricultural land of less than 1 acre to 2 or more persons

b) Extraction or removal of rock material for metal or mineral

c) Removal of forest produce

***ALIENATION***



# THE CONTEXT OF STATE AUTHORITY

*Lebbey Sdn Bhd v Chong Wooi Leong [1998] 5 MLJ 368*

- This case gives the differences between the meaning of STATE AUTHORITY in National Land Code and the practical definition :

## **SECTION 5 NLC :**

*State Authority refers to the ruler or governor of the state as the case may be.*

However, in practice, the State Authority is defined, from the case above, as the Ruler acting upon the recommendation of the Executive Council of the State and for the Federal Territory, the Government of the Federation was held to be equivalent to the State Authority.

# PERSONS AND BODIES TO WHOM LAND MAY BE DISPOSED TO **s43 NLC**

## 1. NATURAL PERSONS OTHER THAN MINORS

-a **person** (in legal meaning, i.e., one who has its own legal personality) that is an individual human being, as opposed to a legal **person**, which may be a private (i.e. business entity or non-governmental organization) or public (i.e. government) organization

## 2. CORPORATIONS

## 3. SOVEREIGNS, GOVERNMENTS, ORGANISATIONS

## 4. BODIES EXPRESSLY EMPOWERED TO HOLD LAND UNDER ANY OTHER WRITTEN LAW

# TO WHOM LAND CANNOT BE DISPOSED TO

## Insane person

- Mental Health Act 2001

## Bankrupt

- Insolvency Act 1967

## EXTENT OF DISPOSAL : GENERAL **s44 NLC**

a) Airspace above land, land below surface

c) Right of access to foreshore  
or river or public place



b) Right of support of the  
land

\* **Exclusive rights but not absolute !**

## *Lacroix v The Queen [1954] 4 DLR 470 (Canada)*

- Canadian government build a air passageway above a parcel of land
- Owner of land demands compensation for loss of use
- Courts decision:
  - ....air and space are not susceptible of ownership and fall in the category of *res omnium communis* (a thing of entire community...common heritage of all humankind)
    - compensation denied
    - owner failed to prove loss of usage rights on land due to the airway
    - owner has limited rights of air and space above his land; limited by what he can possess or occupy for the use and enjoyment of his land

*Madam Chah Siam vs Chop Choy Kong Kongs* [1939] MLJ Rep 187

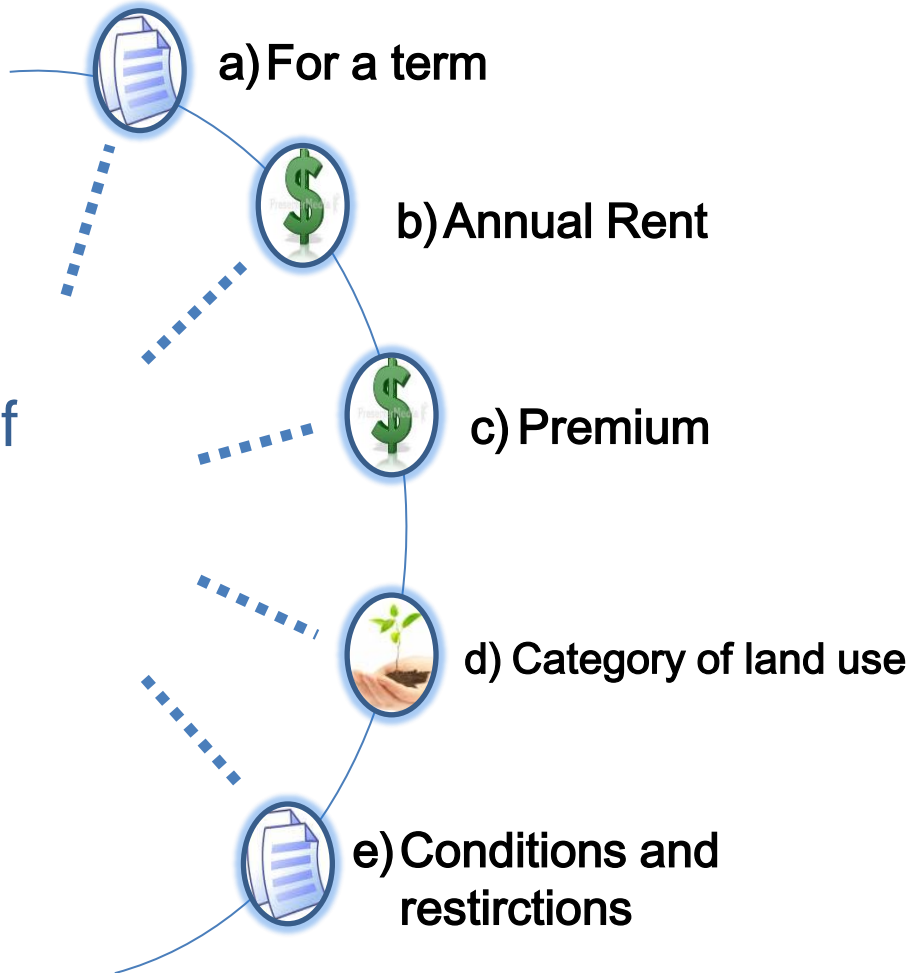
- Plaintiff occupied land under licence to operate fish pond
- Defendant occupied adjoining land and did mining operations until almost reach the boundary of the bank of the adjoining fish pond
- Bank collapsed and water from the pond poured into the mine
- Plaintiff demands compensation for loss of revenue and loss of natural support of land due to mining activities
- Court denies the plaintiff's demand because land that has been dug out is no longer in natural state and therefore has lost the right to the support of the land

Furthermore, the pond is filled with water which increases the pressure on the land and further weakens the structure of the land.

***ALIENATION***

## Meaning of Alienation:

### **SECTION 76**





Alienation is a form of disposal that gives rights on land ownership through the document title.

The document title which is registered confer ownership that is protected by the law - *indefeasibility of title*.

**Federal Constitution guarantees ownership of property through Article 13.**

# Permohonan



## Land

- Only state land
- **Tan Chiew Thoo Iwn Tee Kim Kuay, [1997] 1 CLJ 541**
- Two titles given to two separate individuals.



## Applicant

- Fulfill the requirement in section 43



## Form

- Subject to *State Land Rule*
- Form I (2 copies)



## Plan

- Attach together 2 set of plan



## Application Fee

- Subject to State Land Rule
- Selangor  
Residential less than 1 hectare  
RM50.00
- Federal Territories of Kuala Lumpur  
Individu  
RM100.00



## Other requirements

- Extra requirements as provided in other laws:-
- Malay Reserve Enactment
- Aborigines People Act

# Penerimaan dan Pemrosesan



## File

- Application file
- Application is recorded in the book of Registered Application



## Tracer Report

- Location
- Land status
- Other applications



## Report by Settlement Officer

- Site visit
- Compressive report regarding land



## Technical Report/Review

- Report/review from related technical department



## Summary Paper

- Prepared by Land Administrator to be presented to State Authority Syor PT disediakan with LA's proposal

\* Summary rejection – Rejection by Land Administrator on any application that dose not meet requirements and regulations

## State Authority Approval



### Reject

- Inform the applicant
- Result will be recorded in the Registered Application book (RA)



### Accepted

- Inform the applicant
- Result recorded in RA
- Prepare Form 5A
- Applicant need to pay fees as stated in notice sent within time period



### Registration of Title

- After Form 5A being paid

**NOTIS BAHAWA HASIL TANAH HARUS DIBAYAR**

(No. Permohonan Tanah.....)

Kepada .....

yang beralamat di .....

Kamu adalah dengan ini dikehendaki, dalam tempoh .....  
dari tarikh penyampaian notis ini supaya \*membayar/mendeposit di Pejabat  
Tanah daerah ini jumlahwang-jumlahwang yang berikut—

Hasil bagi tahun yang pertama	...	...	...	RM
Premium	...	...	...	RM
Fee Ukur (tidak termasuk Tanda Sempadan)	...	...	...	RM
Tanda Sempadan	...	...	...	RM

Persediaan dan pendaftaran—

*(i) dokumen-dokumen hakmilik sementara dan dokumen hakmilik muktamad	...	...	...	RM
*(ii) dokumen hakmilik muktamad	...	...	...	RM

Jumlah ... RM

Amil perhatian bahawa jika jumlah wang yang disebut di atas tidak  
\*dibayar/dimasukkan dalam deposit dengan sepenuhnya dalam tempoh  
yang dinyatakan, maka menurut kuasa peruntukan-peruntukan seksyen  
\*81/82 Kanun Tanah Negara—

\*kelulusan atas permohonan kamu akan luput,

\*permohonan kamu akan disifatkan sebagai telah ditarik balik.

Bertarikh pada..... haribulan....., 20.....

T.M. Pentadbir Tanah.....

Daerah .....

Section 81(1) : list of payment need to be paid when alienation is being granted

Section 81(2) : State Authority need to serve notice through Form 5A that demands applicant to pay within stipulated

If fail to pay within period given, s 81(2) states that the approval for the alienation shall lapse

*Teh Bee vs K. Maruthamuthu [1977] 2 MLJ 7*

***Teh Bee paid 5A after stipulated time***

***K Maruthamuthu, a TOL holder on said land claims that the alienation is not legal***

***High Court Decision: State Authority has acted in ultra vires when registered the alienation and s81(2) is mandatory***

***Court of Appeal : non compliance to the regulations related to land alienation of state land does not affect the title once registered is being done.***

***Indefeasibility of title***

***Payment in time only directory, not mandatory***

# RIGHTS OF OWNERS

Where the land abuts on the foreshore  
Or any river or public place a right to  
access thereto

6

1

Use and enjoyment of land that is within  
reasonably necessary above the land,  
land below the surface

To maintain the natural condition of  
the land and other lands that share its  
boundaries

5

2

Transfer, lease, charge, lien , ismen and  
other dealings

To surrender all or part of land

4

3

Subdivide, partition, amalgamation



# Reversion to State Authority

(Section 46)



## **Term expiry**

End of lease.

s46(1) NLC



## **Forfeiture**

Gazetted under s130 NLC due to non payment of rent(s100 NLC) or breach of condition (s129 NLC)



## **Death without successors**

Owner passed away leaving behind no heir.

s351 NLC



## **Abandonment of title**

Land office title (country land < 4ha) not in effective occupation of the land & has for the past 7 years done no act on the land.

s352 NLC



## **Surrender**

Owner of land surrenders land back to State Authority

s197 NLC



## **Advance or retreat of sea**

Shoreline or bed of river advanced to encroach alienated land, the area encroached become state land

s49 NLC

# How Alienation is being effected (enforced)

(Section 78)

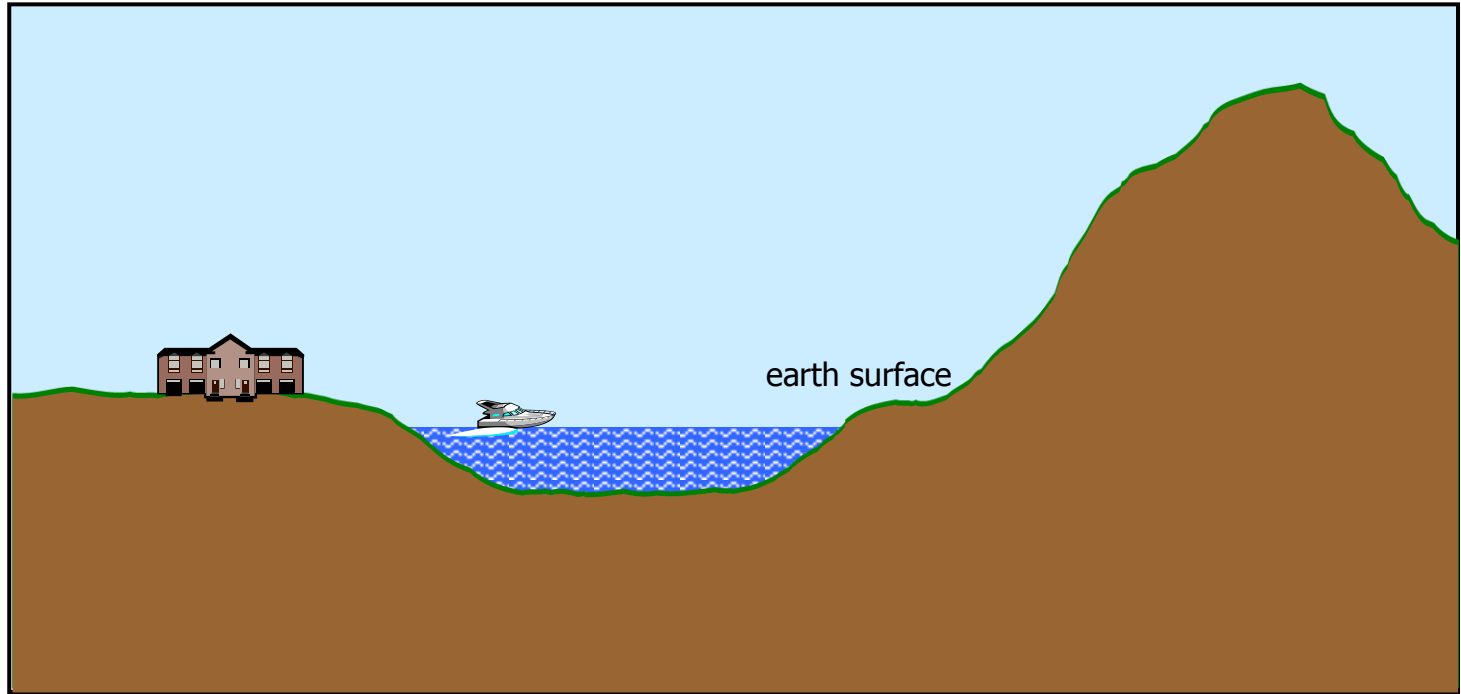
s78(3) Take effect upon the registration of a register document of title

*NORTH EAST PLANTATIONS SDN BHD vs LAND ADMINISTRATOR OF DUNGUN & ANOTHER [2011] 4 CLJ 729*

- SA grants 11 lots of state land with acreage of 10,000 acre to North East for the purpose of agricultural activities.
- 3 lots was registered and titles were produced to North East
- North East later on came up with enough funds to pay the remaining 8 lots which amount to RM2,052,465.30. However, SA decided to reject the payment and to cancel out the previous approval
- **Federal Court decided that the appeal made by North East against LA of Dungun does not have basis and therefore rejected due to the land is still under the status of State Land**



# DISPOSAL OF UNDERGROUND LAND s92A



## **Defination of Stratum**

Stratum - cubic layer of underground land

Underground Land - land which lies below the surface

## **Minimum Depth**

Minimum depth in respect of underground land specified under sections 92B and 92E are as described in the Schedule below

Agricultural  
6metres

Building  
10metres

Industry  
15metres

***DISPOSAL OTHERWISE  
THAN ALIENATION***

# **1. *RESERVATION AND LEASE OF RESERVED LAND***

# Reservation and Lease on Reservation **s62 & s63**

Section 62 SA may by the notification in Gazette reserve any State land for any public purpose

Notification of gazette shall:

- Describe the reserved land;
- Describe the purpose for which land is reserved;
- Designate the [public] officer for the time being having the control of the reserved land
- Be conclusive evidence that the land so described is reserved for a public purpose

S. 63 may grant leases for the whole or any part of the reserved land for any period not exceeding 21 years.

#### Lease on reserved land

- Approval from officer in control
- Lease part or whole
- Period: Not exceeding 21 years
- Use Form 4E

S. 64 SA may revoke the reservation of land either in respect of whole land or any part thereof.

#### Revocation of reserved land

- Revoke whole or part.
- Notice published in Gazette.
- Enquiry is held.
- Any lease of reserved land shall continue in force.

**2.**

***TEMPORARY OCCUPATION OF LICENCE***



# Temporary Occupation of Land **s65 NLC**

*Temporary Occupation Licence (TOL) :*

- Rights to occupy land on temporary basis.
- Not a title nor a lease.
- Limited in duration : expiring within calendar year ends on 31st December each year
- It is limited in terms of enjoyment and usage
- Not capable of transfer or transmission on death

*- PERSONAL TO HOLDER, DIES WITH HOLDER*

- SA may limit the usage of the land under TOL by imposing conditions upon the licence

### **PURPOSE:**

1. Cash Crops eg corn, bananas
2. Temporary building
3. Public Exhibition
4. Public entertainment

### **Power to licence on these land:**

1. State Land.
2. Mining land not in use for mining
3. Reserved land not in use for the purpose it was reserved

### **OBJECTIVE:**

1. Increase in state land revenue
2. Improve economy of licence holder

**FORM 4A**

Profesor Salleh Buang :

*TOL is basically a legal mechanism to solve non legal problems*

- TOL given to legalize squatters

**3.**

***REMOVAL OF ROCK MATERIAL***

S70 SA may permit the extraction, removal and transportation of any rock material from:

- State Land
- Alienated Land
- Mining Land
- Reserved Land

**Form 4C**

# Form 4C

## PERMIT TO EXTRACT, REMOVE AND TRANSPORT ROCK MATERIAL

**SALINAN PEJABAT**

Kanan Tanah Negara  
BORANG 4 C  
(Seksyen 72)

(S.L.C. 5/2/Pin. 1985)  
58/204  
Permit No. C.  
IPOH  
Daerah

**PERMIT MENGAMBIL BAHAN-BAHAN BATU**

Bayaran \$ 11,250.00 (Ringgit)

Nama Pemegang permit ABDUL LATIF DAN LATIF LINA PUTRI

Alamat NO. 19/126 JALAN TANJAT MERTAJAYA TAMAN PERANNI MERTAJAYA 35010 IPOH

No. K.P.D.N. 35010/1902

adalah dengan ini dibenarkan masuk dan mengeluarkan serta mengambil bahan-bahan batu daripada tanah, yang tersebut di bawah ini, tertakluk kepada peruntukan-peruntukan sebagaimana yang diijazahkan dan kepada mana-mana peruntukan lain yang ditetapkan oleh Awtoran

Dikeluarkan pada 3 haribulan 3 tahun 2014

Pemangku Pegawai yang Berkuasa

**BUTIR-BUTIR MENGENAL TANAH**

\*Bandar/Pekan/Mukim Alor Gajah

\*Tanah Kerajaan/Tanah Simpan/Lombong (No. Lease atau Peraturan Melombong) Tanah Milik (No. Hak-milik) Lot 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

Tempat (atau No. \*Lot/P.T. jika ada) Lot 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

Luas tanah 3 Jajir 2014 (\*) Pelan lakar disebelah

(1) Permit ini adalah bermula pada 3 Januari 2014 dan  
habis tempohnya pada 31hb Disember 2014

(2) Tiadalah apa-apa jua bahan batu boleh dikeluarkan atau diambil melainkan Tanah

(3) Sebanyak-banyaknya jumlah bahan itu yang boleh dikeluarkan ialah 7,500 m<sup>3</sup>/tan

(4) Bayaran hendaklah dibayar sebanyak \$ 1.00 bagi tiap-tiap satu m<sup>3</sup>/tan (jumlah yunit bahan-bahan batu itu) 1000 Pa/B

(5) Permit ini \*tidak boleh dipindahhah/boleh dipindahhah menurut Kaedah 1000 Pa/B

(6) Permit ini adalah tamat sekiranya mati orang atau dibubarkan badan yang pada masa itu berhak mendapat faedah daripadanya.

(7) Tanah itu tidak boleh digunakan bagi apa-apa maksud yang lain daripada mengeluarkan dan mengambil bahan-bahan batu dari jenis yang dinyatakan di atas.

(8) Permit ini boleh dibatalkan—  
(a) dengan serta merta, dan dengan tidak dibayar pampasan, apabila dilanggar mana-mana peruntukan yang ianya tertakluk;  
(b) apabila dibayar pampasan (yang akan dipersetujui atau ditentukan mengikut peruntukan-peruntukan seksyen 434, Kanan Tanah Negara) pada bila-bila masa sebelum daripada tarikh habis tempohnya.

Syarat-syarat tambahan seperti ditunjukkan oleh Panchina Pejabat Tanah dan Galian tertera peruntukan-peruntukan tambahan yang ditetapkan dari masa ke masa

(Di sini masukkan apa-apa peruntukan tambahan)  
\* Potong sebagaimana yang sesuai

\* Potong, Malaysia, menurut Pemberitaja Undang-undang No.12 tahun 1961-A.G. 3309

[ Borang ini diterjemahkan oleh Peguam Negara, Malaysia, menurut Pemberitaja Undang-undang No.12 tahun 1961-A.G. 3309  
SE.1. P.T.T.M. 5/65 (4). ]

PNMB, KL

Ax 528951. 528700 (S)  
DEPART. TAN. P. NEG.

# DEFINITION OF ROCK MATERIAL

Any rock, stone, gravel, common sand, common earth, common laterite, loam, common clay, soil, mud, turf, peat, coral, shell and any other rock materials within or upon any land, and includes processed materials therefrom, other than minerals defined under any written law

## Permit conditions:

- Duration:- untill the end of calendar year
- Only for the purpose stated on the permit
- Quantity: not exceeding as stated
- No dealings can be done on permit nor transmitted on death
- Assignment only if permitted by State Land Rule
- Death of permit holder : permit ends
- Breach = Cancelled and no compensation
- Cancelled with compensation: according to provision in s434 of NLC



# Issue of Permits

## State Land

– Land Administrator

## Alienated Land

– Land Administrator

:to proprietor of land

: with consent of proprietor, any other person or body

## Mining Land

- by the Land Administrator acting with approval of Senior Inspector of Mines

## Reserved Land

– by the Land Administrator acting with approval of officer in control

- by that officer, as authorised by State Authority

**4.**

***COMBINED TOL AND PERMIT***

# COMBINED TEMPORARY OCCUPATION LICENCE AND PERMIT(BORANG 4B)

## PURPOSE:

1. TO OCCUPY, EXTRACT, REMOVE AND TRANSPORT ROCK MATERIAL
2. TO ERECT TEMPORARY BUILDING FOR THE PURPOSE OF WORK ABOVE

Shall be in FORM 4B

**s69(1)**

Issue for maximum term not exceeding five years or such greater number of years as may be prescribed

**s69(1)(b)**

# ISSUANCE OF COMBINED TOL AND PERMIT

- **STATE LAND**
- **MINING LAND**
- **RESERVED LAND**

**4.**

***PERMIT TO USE AIR SPACE ABOVE  
STATE LAND AND RESERVED LAND***

# Permit to use Air Space:

Purpose:

- Erecting, maintaining and occupying a structure
- As an adjunct to any structure on the adjoining lot and

**Form 4D**

***THANK YOU***