

L.N. 199 of 2000

**LAND ACQUISITION (PUBLIC PURPOSES) ORDINANCE
(CAP. 88)**

**Land Arbitration Board Proceedings (Amendment) (No.2) Rules,
2000**

IN exercise of the powers conferred by article 35 of the Land Acquisition (Public Purposes) Ordinance, the Minister of Justice and Local Government, with the concurrence of the Minister of Finance, has made the following rules:-

1. (1) The title of these rules is Land Arbitration Board Proceedings (Amendment) (No. 2) Rules, 2000, and they shall be read and construed as one with the Land Arbitration Board Proceedings Rules, 1935, hereinafter referred to as "the principal rules".

Title and
commencement.
G.N. 495
of 1935.

(2) These rules shall come into force on the 1st October, 2000.

2. The Tariff to the principal rules shall be amended as follows:

Amends the
Tariff to the
principal rules.

(a) for paragraph 7 there shall be substituted the following:

"7 (1) For every notification of an act of procedure, including expenses incurred in the execution of such notification, the following fees shall be due:

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|--|---------|
| (i) registry fee | Lm 2.50 |
| (ii) fee due to the executive officer effecting the service | Lm 0.50 |

Provided that if service is to be effected outside normal working hours, the fees contained in this paragraph shall be increased by 100%.

(2) Notwithstanding anything contained in this Tariff if the service of any act is to be executed personally by an executive officer of the Board, in cases where the law permits that service be effected otherwise, the following additional fees shall be due, for each notification:

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|--|-------|
| (i) registry fee | Lm 20 |
| (ii) fee due to the executive officer effecting the service | Lm 3 |

(3) The fees established in sub-paragraph (2) shall not apply when service is to be effected personally by an executive officer of the Board in terms of any law, and in such cases the fees established in sub-paragraph (1) of this paragraph shall apply.";

(b) for paragraph 8 there shall be substituted the following:

"8 For any other act of procedure indicated in the Land Acquisition (Public Purposes) Ordinance but for which no fee is established in this Tariff

Lm 5

Provided that fees for services not specifically provided for in this Tariff but provided for in other Tariffs contained in the Code of Organization and Civil Procedure shall be taxed according to those Tariffs.";

(c) for paragraph 10(2) there shall be substituted the following:

"(2) The Board may, when delivering judgement, also refer to the Commission for the Administration of Justice the advocate of the plaintiff or of the defendant if the Board deems that the advocate is responsible, wholly or partly, for the frivolous or vexatious act of procedure or for prolonging the proceedings.

No appeal shall lie from the decision of the Board."
