

LD - B 11/2007.

**AGRARIAN DEVELOPMENT ACT, No. 46 OF 2000**

REGULATIONS made by the Minister of Economic Development under Section 95 of the Agrarian Development Act, No. 46 of 2000 as amended by Act, No. 46 of 2011, read with Sections 1E of the said Act.

BASIL ROHANA RAJAPAKSA,  
Minister of Economic Development.

Colombo,  
15th March, 2013.

**Regulations**

1. These regulations may be cited as the Agrarian Development (Nomination of Successors) Regulations No. 1 of 2013.

2. (1) The document for nomination of a successor to the rights of a tenant cultivator effected in terms of Subsection (1) of section 1E of the Act, shall be substantially in Form "A" set out in the Schedule hereto.

(2) The document for cancelling a nomination of a successor to the rights of a tenant cultivator effected in terms of subsection (2) of Section 1E of the Act, shall be substantially in Form "B" set out in the Schedule hereto.

(3) The joint document for cancelling a nomination and the nomination of a new successor to the rights of a tenant cultivator effected in terms of Subsection (2) of Section 1E of the Act, shall be substantially in Form "C" set out in the Schedule hereto.

3. Where any document referred to in regulation 5, effected for the purpose of nominating a successor, cancelling any such nomination or cancelling the nomination and making a fresh nomination, is submitted to the Commissioner General for registration in terms of Subsection (5) of Section 1E of the Act, he shall cause every such document to be -

- (a) numbered serially ;
- (b) affixed with the official seal of the Commissioner General ; and
- (c) registered in accordance with the provisions of these regulations.

4. The Commissioner General or an Officer authorized by the Commissioner General shall keep and maintain -

- (a) a journal book (hereinafter referred to as "the journal book") which shall contain the details of any document referred to in regulation 5 and submitted to the Commissioner General for registration in terms of Subsection (5) of Section 1E of the Act ; and

(b) a register which shall contain the names of the successors of tenant cultivators (hereinafter referred to as "the register of successors") nominated by the tenant cultivators in terms of Section 1E of the Act.

5. (1) The journal book shall -

(a) be substantially in Form "D" set out in the Schedule hereto ;

(b) contain the date and time of submission of every document submitted to the Commissioner General for registration in terms of Subsection (5) of Section 1E of the Act.

(2) The date and time of opening the envelop which contains a document submitted for registration under subsection (5) of Section 1E of the Act, as set out in the journal book shall be deemed to be the date and time of submission of such document.

6. (1) The register of successors -

(a) be substantially in Form "E" set out in the Schedule hereto ;

(b) may be in several books in respect of different divisions of paddy lands and in several volumes as may be required.

(2) Any document submitted to the Commissioner General for registration in terms of subsection (5) of Section 1E of the Act, shall be registered in the relevant book and volume of the register of successors allocated for the division in which the paddy land relating to the document to be registered entirely or mainly situated :

Provided however, where the document to be registered has been effected for the purpose of cancelling a nomination of a successor or for the purpose of cancelling a nomination along with a fresh nomination, such document shall be registered in the relevant page brought from the page in which the original document of nomination was registered :

Provided further, any such document may be registered in a new page if the Commissioner General deems it expedient to do so and a cross reference shall be made in respect of the prior registration of any original document of nomination relevant to the said paddy land.

(3) Where no previous document has been registered in respect of the paddy land relating to the document to be registered, such documents shall be registered in a new page allocated for such paddy land.

(4) Where any document is submitted for registration to the Commissioner General in terms if subsection (5) of Section 1E of the Act, the Commissioner General or an Officer authorized by him shall register such document by making relevant entries in the register of successors and signing such entries made in the register of successors. The book, volume and the page in which the relevant document was registered and the date and place of registration shall be endorsed on the two copies of the said document as mentioned below :

Registered in (*book No. and Volume No.*) on ..... 2013 at Colombo.

.....  
(Signature of the Commissioner General/  
Officer authorized by the Commissioner General)

7. Where the details of a paddy land referred to in a document submitted to the Commissioner General under subsection (5) of Section 1E of the Act for registration in the register of successors, defers from the details already entered in a prior registration made in the said register of successors in respect of the same paddy land, the Commissioner General may, upon being satisfied that such document relates to the same paddy land in respect of which the said prior registration was made, register such document in the same page in which said prior registration in respect of the said paddy land was made.

8. The date and time of submission of any documents under Subsection (5) of Section 1E of the Act, as mentioned in the Journal Book, shall be deemed to be the date and time of registration of such document in the register of successors.

9. (1) Any person who intends to inspect the records of the documents registered by the Commissioner General in terms of the Provisions of this Part of these regulations shall,-

(a) make an application in writing to the Commissioner General including the following details :

(i) name and address of the applicant ;

(ii) name of the paddy land and it's extent ;

(iii) the Divisional Secretary's Division and village or town and Grama Niladhari Division which the paddy land is situated ;

(iv) the boundaries of the paddy land ; and

(b) pay a fee by means of affixing adhesive stamps to the value of rupees Five to the application which shall be cancelled by the Commissioner General or by an Officer authorized by the Commissioner General at the time of inspection.

(2) The inspection of the register of successors by the applicant shall not be conducted except in the presence of the Commissioner General or of any Officer authorized by the Commissioner General in that behalf.

10. In these regulations -

"Act" means, the Agrarian Development Act, No. 46 of 2000 as amended by Act No. 46 of 2011 ;

"Commissioner General" means, the Commissioner General of Agrarian Development appointed under Section 38 of the Act.

#### SCHEDULE

Regulation 2(1).

#### FORM "A"

#### Document for the Nomination of a Successor

I ..... of ..... who is the tenant cultivator of the extent of paddy land called ..... which presently belongs to ..... of and morefully described in the Schedule hereto hereby nominate ..... of ..... as the successor of my rights as the tenant cultivator of the above mentioned paddy land under the Agrarian Development Act, No.46 of 2000 as amended by the Agrarian Development (Amendment) Act, No. 46 of 2011 in the event of my death or premanent disability.

.....  
Signature of the tenant cultivator

\Names and addresses of the two witnesses:

1 ..... Signature .....  
2 ..... Signature .....

Signed before me on .....2013.

.....  
GA of the Administrative District / Divisional Secretary /  
Registrar of Lands /Notary Public / Justice of Peace

#### SCHEDULE

1. Name of the paddy land: .....
2. Location of the paddy land: .....
3. (a) Village or town and Grama Niladhari Division: .....  
(b) Divisional Secretary's Division: .....  
(c) Administrative District: .....
4. Boundaries of the paddy land:  
North: .....  
South : .....  
East : .....  
West : .....
5. Extent : .....
6. Relevant part .....
7. The Agricultural Research and Production Assistant's area where the paddy land is entirely or mainly situated:
8. Name of the Agrarian Development Council :

**Form "B"**

**Documents for the Cancellation of Nomination of a Successor**

I ..... of ..... who is the tenant cultivator of the extent of paddy- land called ..... which presently belongs to ..... of ..... and morefully described in the Schedule hereto, hereby cancel the nomination made by the document effected by me on ..... before ..... at ..... nominating ..... of ..... as my successor who will be entitled to my rights as the tenant cultivator of the above mentioned paddy land under the Agrarian Development Act, No. 46 of 2000 as amended by the Agrarian Development (Amendment) Act, No. 46 of 2011 in the event of my death or permanent disability.

.....  
Signature of the tenant cultivator

Names and addresses of the two witnesses:

1 ..... Signature .....  
2 ..... Signature .....

Signed before me on .....2013.

.....  
GA of the Administrative District / Divisional Secretary /  
Registrar of Lands /Notary Public / Justice of Peace

*SCHEDULE*

1. Name of the paddy land: .....
2. Location of the paddy land: .....  
(a) Village or town and Grama Niladhari Division: .....  
(b) Divisional Secretary's Division : .....  
(c) Administrative District.....
3. Boundaries of the paddy land: -  
North: .....  
South : .....  
East : .....  
West : .....
4. Extent : .....
5. Relevant part .....
6. The Agricultural Research and Production Assistant's area where the paddy land is entirely or mainly situated:
7. Name of the Agrarian Development Council : .....

## FORM "C"

## JOINT DOCUMENT FOR THE CANCELLATION OF NOMINATION OF A SUCCESSOR AND NOMINATION OF A NEW SUCCESSOR

I ..... of ..... who is the tenant cultivator of the extent of paddy land called ..... which presently belongs to ..... of ..... and morefully described in the Schedule hereto, hereby-

- (a) cancel the nomination made by me by the document effected by me on ..... before ..... at ..... nominating ..... of ..... as my successor who will be entitled to my rights as the tenant cultivator of the below mentioned paddy land under the Agrarian Development Act, No. 46 of 2000 amended by Act, No. 46 of 2011, in the event of my death or permanent disability; and
- (b) nominate ..... of ..... as my successor who will be entitled to my rights as the tenant cultivator of the above mentioned paddy land under the said Act, in the event of my death or permanent disability.

.....  
Signature of the tenant cultivator

Date : .....

Names and addresses of the two witnesses:

- 1 ..... Signature .....
- 2 ..... Signature .....

Signed before me on .....2013.

.....  
GA of the Administrative District / Divisional Secretary /  
Registrar of Lands /Notary Public / Justice of Peace

## SCHEDULE

1. Name of the paddy land: .....
2. Location of the paddy land: .....
- (a) Village or town and Grama Niladhari Division: .....
- (b) Divisional Secretary's Division : .....
- (c) Administrative District: .....
3. Boundaries of the paddy land-
- North: .....
- South : .....
- East : .....
- West : .....

4. Extent : .....
5. Relevant part .....
6. The Agricultural Research and Production Assistant's area where the paddy - land is entirely or mainly situated:
7. Name of the Agrarian Development Council : .....

REGULATION 5(1).

FORM "D"  
JOURNAL BOOK

Serial number	Date and time of submission for registration	Date of signing the document and before whom it was signed	Nature of the document whether it is a nomination, cancellation or both cancellation and nomination	Registration and Fee	Relevant number of lands	Relevant part	The date of returning the document after registration	Other facts if any
1	2	3	4	5	6	7	8	9

Regulations 6 (1)

FORM "E"  
REGISTER OF SUCCESSORS

1. Agrarian services center: .....
2. The Agricultural Research and Production Assistant's area where the paddy land is entirely or mainly situated:
3. Village or town and Grama Niladhari Division: .....
4. Divisional Secretary's Division : .....
5. Administrative District: .....
6. Name of the paddy land:
7. Boundaries:
  - North : .....
  - South : .....
  - East : .....
  - West : .....
8. Extent : .....

8A

I කොටස : (I) ඡේදය - ශ්‍රී ලංකා ප්‍රජාතාන්ත්‍රික සමාජවාදී ජනරජයේ අති විශේෂ ගැසට් පත්‍රය - 2013.03.15

PART I : SEC. (I) - GAZETTE EXTRAORDINARY OF THE DEMOCRATIC SOCIALIST REPUBLIC OF SRI LANKA - 15.03.2013

Serial number	Date of registration	Name and Address of the owner	Name and Address of the tenant cultivator	Name and the address of the Successor nominated under sec. IE of the Acts	Name and the address of the Successor whose nomination was cancelled under sec. IE of the Act	Relevant part	Date of signing the document and before whom it was signed	Signature of the Commissioner General or Authorized officer	Other facts if any
1	2	3	4	5	6	7	8	9	10

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