

ACTS SUPPLEMENT

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Act 3

Land (Amendment) Act

2001

THE LAND (AMENDMENT) ACT, 2001.

ARRANGEMENT OF SECTIONS.

Section.

PART I—PRELIMINARY.

1. Short title and commencement.
2. Amendment of section 98 of Land Act, 1998.

THE LAND (AMENDMENT) ACT, 2001.

An Act to amend subsection (6) of section 98 of the Land Act, 1998 to extend the time limit in which Magistrates' Courts and Local Council Courts are authorised to continue dealing with land disputes pending before them prior to the commencement of the Land Act, 1998, so as to enable them to continue to deal with them until completion.

DATE OF ASSENT: 1st February, 2001.

Date of commencement: See section 1(2).

BE IT ENACTED by Parliament as follows:

1. (1) This Act may be cited as the Land (Amendment) Act, 2001.

Short title and commencement.

(2) This Act shall be deemed to have come into force on the 2nd day of July, 2000.

2. Section 98 of the Land Act, 1998 is amended by—

Amendment of section 98 of Land Act, 1998.

(a) substituting for subsection (6) the following—

“(6) Where any case relating to a land dispute was pending before a Magistrates’ Court or a Local Council Court prior to the coming into force of this Act, the case shall continue to be heard by the Magistrates’ Court or the Local Council Court until completion”.

(b) substituting for subsection (7) the following—

“(7) Until the Land Tribunals are established and commence to operate under this Act, Magistrates’ Court and Local Council Courts shall continue to have Jurisdiction they had immediately before the commencement of this Act”.

(c) by adding a new subsection (8) to read as follows—

“(8) Any person who immediately before the commencement of this Act had a right to appeal to a Magistrate’s Court or a Local Council Court in respect of a Land dispute but could not exercise that right owing to the provisions of subsection (7) of this section as they stood at the commencement of this Act, shall, notwithstanding anything to the contrary, have the right to appeal to that Court”.