

C.L.M. CIRCULAR NO. 4/1959Provision of State Land for Federal Departments

Article 83 of the Federal Constitution permits the Federal Government to require the State Government to make to the Federal Government or such public authority as it may direct such grant of State Land for a proper public purposes as it may direct. The Federal Government can require the grant to be in perpetuity and without restrictions as to the use of the land. It is understood that unless the Federal Government specifies some public authority, any title issue to it would be in the name of the Federal Lands Commissioner provided for under the Federal Land Commissioner Ordinance 1957 (No. 44 of 1957). At same time the article state that nothing shall prevent reservation of state land of a Federal purpose (i.e. instead of allienation) on such terms and conditions as may be agreed between the state and Federal Governments. Article 87 provides for a land Tribunal to settle any disputes which may arises between state and Federal Governments over payment to be made for land.

2. At 1st meeting on 12.10.1958 the state Executive Council laid down the following policy:-
- a) Requests for reservations of state land by Federal Government Departments for public purposes will continue to be granted if suitable; survey and other fees arising from the request will be payable by the Department Concerned.
 - b) The following departments are excepted from the ruling in (a) above:-

Customs & Excise
Inland Revenue
Road Transport

Land required by these department may be alienated on request from the Ministry concerned, standard rates of premia and fees being charged.

- c) Any Federal Department may, if it so requests, be given a title to the land it required, instead of a reservation. Standard Premia and fees will normally be charged. If the application is for a grant in perpetuity, free of all restriction, the premium should be the maximum appropriate to prevailing market rates for grant in the area applied for.

Sdg. ()
COMMISSIONER OF LANDS & MINES,
TERENGGANU.
(M.J.T. McCann)

To: All Collectors of Land Revenue, Tr.
c.c Hon'ble State Secretary, Terengganu
Senior Customs Officer, Terengganu
Asst. Comptroller of Inland Revenue, Kota Bharu, Kelantan.
Register & Inspector of Motor Vehicles,
Kota Bharu, Kelantan.

K.Terengganu: 10th. March, 1959.