



# **LAWS OF MALAYSIA**

**Act A1516**

**NATIONAL LAND CODE (AMENDMENT) ACT 2016**

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## Act A1516

### NATIONAL LAND CODE (AMENDMENT) ACT 2016

An Act to amend the National Land Code.

[ ]

**WHEREAS** it is expedient for the purpose only of ensuring uniformity of law and policy that the National Land Code be amended:

NOW, THEREFORE, pursuant to Clause (4) of Article 76 of the Federal Constitution, **IT IS ENACTED** by the Parliament of Malaysia as follows:

#### **Short title and commencement**

**1.** (1) This Act may be cited as the National Land Code (Amendment) Act 2016.

(2) This Act comes into operation in each State on a date to be appointed by the Minister, with the approval of the National Land Council, by notification in the *Gazette* of the Federation, and the Minister may, with the approval of the National Land Council, appoint different dates for the coming into operation of different provisions of this Act.

(3) This Act comes into operation in the Federal Territory of Kuala Lumpur, the Federal Territory of Putrajaya and the Federal Territory of Labuan on such date to be appointed by the Minister, by notification in the *Gazette* of the Federation, and the Minister may appoint different dates in respect of different provisions of this Act.

### **Amendment of section 5**

2. The National Land Code [*Act No. 56 of 1965*], which is referred to as the “Code” in this Act, is amended in section 5—

(a) by inserting after the definition of “subdistrict” the following definition:

‘ “subdivided building”, in relation to subdivision of any building under the Strata Titles Act 1985 [*Act 318*], includes subdivision of building or land;’;

(b) in the definition of “territorial waters”, by substituting for the words “subsection 4(2) of the Emergency (Essential Powers) Ordinance, No. 7/1969 [*P.U. (A) 307A/69*]” the words “subsection 3(3) of the Territorial Sea Act 2012 [*Act 750*]”; and

(c) in the definition of “trust”, by substituting for the word “Muslim” the word “Islamic”.

### **Amendment of section 5D**

3. Subsection 5D(3) of the Code is amended—

(a) in paragraph (b), by substituting for the word “Code” the word “Act”; and

(b) in subparagraph (b)(ii), by inserting after the words “licence or permit” wherever appearing the words “or lease of reserved land”.

**Amendment of section 14**

4. Subsection 14(1) of the Code is amended—

- (a) in paragraph (f), by inserting after the words “other incidents of,” the words “including matters relating to refund or forfeiture of any sum paid as deposit,”; and
- (b) in paragraph (i), by deleting the words “or any collecting agent as approved by the State Authority”.

**Amendment of section 15**

5. Subparagraph 15(1)(e)(i) of the Code is amended by inserting after the words “to produce for inspection” the words “or any other purpose provided under this Act,”.

**Amendment of section 16**

6. Subsection 16(2) of the Code is amended by inserting after the words “in the name of his office” the words “and shall not in any circumstances be in the name of any officer”.

**Amendment of section 42**

7. Paragraph 42(2)(a) of the Code is amended by substituting for the words “the Mining Enactment” the words “any written law for the time being in operation relating to mining”.

**Amendment of section 43**

8. Paragraph 43(c) of the Code is amended by substituting for the words “Diplomatic and Consular Privileges Ordinance 1957 [*Ord. No. 53 of 1957*]” the words “Diplomatic Privileges (Vienna Convention) Act 1966 [*Act 636*], the International Organizations (Privileges and Immunities) Act 1992 [*Act 485*] and the Consular Relations (Vienna Convention) Act 1999 [*Act 595*]”.