



THE
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PART II

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THE LAND CODE

THE LAND CODE (DEVELOPMENT AND SUB-DIVISION OF LAND)
(FEES) RULES, 1998

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THE LAND CODE

THE LAND CODE (DEVELOPMENT AND SUB-DIVISION OF LAND)
(FEES) RULES, 1998

(Made under section 248(1))

In exercise of the powers conferred by section 248(1) of the Land Code [*Cap. 81 (1958 Ed.)*], the State Planning Authority, with the approval of Majlis Mesyuarat Kerajaan Negeri has made the following Rules:

Citation and commencement.

1. These Rules may be cited as the **Land Code (Development and Sub-Division of Land) (Fees) Rules, 1998**, and shall come into force on the 1st day of January, 1999.

Interpretation.

2. In these Rules—

“approved plan” means the plan referred to as the approved plan in section 234(1) (a) of the Code;

“Authority” means the State Planning Authority established under section 228(1) of the Code;

“Code” means the Land Code of Sarawak [*Cap. 81 (1958 Ed.)*];

“Forms Q, R and S” means the Forms Q, R and S prescribed in the First Schedule to the Code;

“Schedule” refers to the Schedule to these Rules;

“Superintendent” means the Superintendent of Lands and Surveys for the Division where the land, relating to an application for development or sub-division, is situated.

Payment of Fees.

3. All fees payable under these Rules shall be paid to the Superintendent and may be collected on his behalf by a public officer duly authorized by him.

Fees chargeable for supply of Forms

4. The fees prescribed in column (2) of Part 1 of the Schedule shall be charged in respect of Forms Q, R and S, supplied by the land and Survey Department.

Fees for application for sub-division of land, etc.

5. The fees prescribed in column (2) of Part II of the Schedule shall be charged for application for development or sub-division of land as provided in column (1) thereof.

Fees payable upon approval by State Planning Authority.

6. Where the Authority approves an application for development or sub-division of land, the fees prescribed in column (2) of Part III of the Schedule for the category of land described in column (1) thereof, shall be paid by the applicant upon being notified by the Superintendent pursuant to section 234(1)(a) of the Code, that his application for development or sub-division has been approved.

Fees for amendment of plans.

7. Where the Authority approves as application for development or sub-division of land subject to modifications or amendments pursuant to section 232(1)(a) of the Code, or the Authority requires a new plan to be prepared and submitted for its approval under section 232(1)(c) of the Code, the fees prescribed in column (2) of Part IV of the Schedule shall be charged for the category of land described in column (1) thereof.

Fees for sub-division plan.

8. The fees prescribed in column (2) of Part V of the Schedule shall be charged on the submission of a sub-division plan in Form R pursuant to section 234(2)(a) of the Code, for the category of land described in column (1) thereof.

Fees for engineering plan.

9. The fees prescribed in column (2) of Part VI of the Schedule shall be charged on the submission of an engineering plan in Form S pursuant to section 234(2)(b) of the Code, for the category of land described in column (1) thereof.

Fees for variation or modification of approved plans, etc.

10. The fees prescribed in column (2) of Part VII of the Schedule shall be charged for any application made under section 234(1)(b) of the Code to vary or modify any approved plan or any condition or requirement imposed by the Authority.

Fees for extension of validity period.

11. The fees prescribed in Part VIII of the Schedule shall be paid for any applications made under the proviso to section 233 of the Code for extension of the period of validity of the approved plan under section 233(a) of the Code or the period for completing the whole development as shown in the approved plan.

Fees for sale of manuals.

11A. The fees prescribed in column (2) of Part IX of the Schedule shall be charged for the sale of items described in column (1).

[Ins. Swk. L.N. 5/99]

Exemption

12. No fee shall be payable for the supply of any Form, or for the submission or approval of any application or the submission of a Form, by either a State or Federal Government or a statutory body incorporated under any State or federal law.

Waiver

13. The Authority may in any particular case waive the payment of any fees prescribed by these Rules.

SCHEDULE

PART I

(Rule 4)

FEES CHARGEABLE FOR SUPPLY OF FORMS

(1)	(2)
Forms Q, R, S	RM5.00 per copy

PART II

(Rule 5)

FEES FOR SUBMISSION OF APPLICATION FOR DEVELOPMENT
OR SUB-DIVISION OF LAND

(1)	(2)
<i>Category of Land</i>	<i>Fee</i>
Agriculture	RM20.00
Residential not exceeding 4047 square metres in area	RM20.00
Any other uses and residential exceeding 4047 square metres in area	RM100.00

PART III

(Rule 6)

FEES PAYABLE UPON APPROVAL GRANTED BY
THE STATE PLANNING AUTHORITY

(1)	(2)
<i>Category of Land</i>	<i>Fee</i>
Agriculture	RM10.00 per lot
Residential	RM20.00 per unit

Commercial i.e. shops and complexes	RM40.00 per unit or 50 square metres of gross floor area which ever is the higher
Other commercial	RM30.00 per unit or 50 square metres of gross floor area which ever is the higher
Office	RM30.00 per unit or 50 square metres of gross floor area which ever is the higher
Industrial	RM30.00 per unit or 50 square metres of gross floor area which ever is the higher
Mixed usage	RM30.00 per unit or 50 square metres of gross floor area which ever is the higher
Any other uses	RM30.00 per unit or 50 square metres of gross floor area which ever is the higher

PART IV
(Rule 7)

FEES PAYABLE FOR AMENDMENT OR MODIFICATION OF
PLAN UNDER SECTION 232(1)(a) OR SUBMISSION
OF NEW PLAN UNDER SECTION 232(1)(c) OF THE CODE

(1)	(2)
<i>Category of Land</i>	<i>Fee</i>
Agriculture	RM20.00
Residential not exceeding 4047 square metres in area	RM20.00
Residential exceeding 4047 square metres in area	RM100.00
Commercial, i.e. shops and complexes	RM200.00
Other commercial	RM150.00
Office	RM150.00
Industrial	RM150.00
Mixed usage	RM150.00
Any other uses	RM150.00

PART V

(Rule 8)

FEES FOR SUBMISSION OF SUB-DIVISION PLAN IN FORM R

(1)	(2)
<i>Category of Land</i>	<i>Fee</i>
Agriculture	RM1.00 per lot
Residential	RM2.00 per unit
Commercial i.e. shops and complexes	RM4.00 per unit or 50 square metres of gross floor area which ever is the higher
Other commercial	RM3.00 per unit or 50 square metres of gross floor area which ever is the higher
Office	RM3.00 per unit or 50 square metres of gross floor area which ever is the higher
Industrial	RM3.00 per unit or 50 square metres of gross floor area which ever is the higher
Mixed usage	RM3.00 per unit or 50 square metres of gross floor area which ever is the higher
Any other uses	RM3.00 per unit or 50 square metres of gross floor area which ever is the higher

PART VI

(Rule 9)

FEES FOR SUBMISSION OF ENGINEERING PLAN IN FORM S

(1)	(2)
<i>Category of Land</i>	<i>Fee</i>
Residential	RM2.00 per unit
Commercial i.e. shops and complexes	RM4.00 per unit or 50 square metres of gross floor area which ever is the higher
Other commercial	RM3.00 per unit or 50 square metres of gross floor area which ever is the higher
Office	RM3.00 per unit or 50 square metres of gross floor area which ever is the higher

Industrial	RM3.00 per unit or 50 square metres of gross floor area which ever is the higher
Mixed usage	RM3.00 per unit or 50 square metres of gross floor area which ever is the higher
Any other uses	RM3.00 per unit or 50 square metres of gross floor area which ever is the higher

PART VII

(Rule 10)

FEES FOR VARIATION OR MODIFICATION OF APPROVED
PLAN OR CONDITIONS OF APPROVAL

(1)	(2)
<i>Category of Land</i>	<i>Fee</i>
Agriculture	RM10.00 per lot
Residential	RM20.00 per unit or 50 square metres of gross floor area which-ever is the higher
Commercial i.e. shops and complexes	RM40.00 per unit or 50 square metres of gross floor area which-ever is the higher
Other commercial	RM30.00 per unit or 50 square metres of gross floor area which-ever is the higher
Office	RM30.00 per unit or 50 square metres of gross floor area which-ever is the higher
Industrial	RM30.00 per unit or 50 square metres of gross floor area which-ever is the higher
Mixed usage	RM30.00 per unit or 50 square metres of gross floor area which-ever is the higher
Any other uses	RM30.00 per unit or 50 square metres of gross floor area which-ever is the higher

PART VIII

(Rule 11)

FEES PAYABLE UPON GRANTING OF EXTENSION
OF VALIDITY PERIOD OF APPROVAL

The fee payable in respect of the extension of validity of approved plan under rule 11 shall be one-half (1/2) of the fees stipulated in Part III of this Schedule in respect of each of categories of land shown in that Part.

PART IX

(Rule 11A)

FEES FOR SALE OF MANUALS

(1)	(2)
<i>Item</i>	<i>Fee</i>
State Planning Authority Manual	RM150.00 per copy
Development Control Standards Manual	RM100.00 per copy

[Ins. Swk. L.N. 5/99]

Dated this 23rd day of July, 1998

HAJI ZAIDI K. ZAINIE,
Secretary,
State Planning Authority

Approved by the Majlis Mesyuarat Kerajaan Negeri this 23rd day of July, 1998

KIT SU LEN,
Clerk of the Majlis Mesyuarat Kerajaan Negeri