

Procedure where permit-holder appears and shows cause. **110.**

(1) If on the date and at the time and place specified in a notice issued under section 106 or appointed by the Government Agent under section 109 (2) the permit-holder appears and offers to show cause why his permit should not be cancelled, the Government Agent may, if he is satisfied after inquiry that there has been a breach of any of the conditions of the permit, make order cancelling the permit.

(2) The Government Agent may adjourn any inquiry under this section from time to time and shall hear evidence before making his order.

Date of order of cancellation. **111.** Every order made by the Government Agent for the cancellation of a permit shall be dated as of the date on which such order was made.

Order of Government Agent to be served on permit-holder and to be posted on land. **112.**

(1) A copy of an order made by a Government Agent under section 110 shall be served forthwith on the permit-holder and a copy of such order shall also be affixed forthwith in a conspicuous position on the land affected by such order. Every copy so served or affixed shall contain a statement to the effect that an appeal from such order will lie to the Land Commissioner if preferred within a period of thirty days reckoned from the date of the order and such date shall be specified in such statement.

(2) If a permit-holder who has to be served under subsection (1) with a copy of an order made by the Government Agent under section 110 cannot by the exercise of due diligence be found, the copy shall be deemed to be duly served if it is left with some adult member of the permit-holder's family or with his servant residing with him ; and, if there is no member of the family or servant of that permit-holder on whom the copy can be so served by way of substitution for personal service, it shall be deemed to be duly served on that permit-holder if it is affixed to some conspicuous part of the house or homestead in which he ordinarily resides.

Appeal to Land Commissioner. **113.** A permit-holder aggrieved by an order made by the Government Agent under section 110 may appeal therefrom to the Land Commissioner.

Time-limit for appeal. **114.**

(1) An appeal under section 113 shall be preferred by written petition within a period of thirty days reckoned from the date on which the order appealed from was made.

(2) In computing the time within which an appeal must be preferred, the date on which the order appealed from was made shall be excluded, but all public-holidays and Sundays shall be included.

Powers of Land Commissioner. **115.** The Land Commissioner may in appeal-

- (a) direct further inquiry to be made or information to be furnished or evidence to be given ; or
- (b) allow the appeal and set aside the order of the Government Agent; or
- (c) modify the order of the Government Agent; or
- (d) affirm the order of the Government Agent; or
- (e) make such other order as he may consider just.

Copy of Land Commissioner's decision to be served on permit-holder and to be final. **116.**

(1) The decision of the Land Commissioner under section 115 shall be communicated to the Government Agent who shall forthwith cause a copy thereof to be served on the permit-holder who preferred the appeal,

(2) Any decision made by the Land Commissioner under section 115 shall be final and conclusive for all purposes.

Government Agent's order under section 109 is final. **117.** No appeal shall lie against an order of cancellation made by the Government Agent under section 109 but such order shall be final and conclusive for all purposes.

Right of party to be represented by agent. **118.** The agent or representative of any owner or permit-holder may appear before the Government Agent in any proceedings taken or inquiry held under this Chapter :

Provided that the Government Agent may at any time require any owner or permit-holder to appear in person before him if in his opinion the attendance of that owner or permit-holder is necessary for the purpose of any proceedings taken or inquiry held under this Chapter.

CHAPTER IX

PROCEDURE IN EJECTMENT

Notice to issue on **119.** When the grant of a holding has been cancelled, the Government Agent may issue a