

grant.

Conditions of grant may be amended by regulation.

Land Commissioner may authorize insertion of special conditions in grants.

Condition imposing obligation of residence not infringed by temporary absence of owner.

Conditions in a grant to run with the land.

Principle governing the determination of amount of annual payment.

34. Any one or more of the conditions specified in the First or Second Schedules may be amended and further conditions may be added to either Schedule by regulations made under this Ordinance :

Provided that the conditions contained in any grant shall not be varied or affected by any amendment of or addition to the conditions specified in the First and Second Schedules made on a date subsequent to that of the grant.

35. The Land Commissioner may authorize the Government Agent to include in a grant special conditions applicable to individual cases or to classes of cases in particular areas.

36. Any condition included in a grant which imposes an obligation of residence on the owner shall not be deemed to have been infringed by reason only of the temporary absence from his holding of an owner who has established permanent residence therein.

37. The conditions included in any grant shall, as from the date of such grant, run with the land and shall bind the original and all owners thereof and all persons whomsoever who acquire any title thereto.

38. The amount to be paid annually to the Crown in respect of any land alienated under a grant or a permit shall be fixed in such grant or permit with reference to the value of the land on the date of such alienation.

CHAPTER V

PROTECTION OF LAND HELD ON PERMITS OR GRANTS

Immunity of land alienated on permits and of protected holdings.

Seizure or sale in execution of land alienated on permit or as protected holding invalid.

Scope of protection.

39. No land alienated on a permit or as a protected holding shall be seized or sold in execution of the decree of any court.

40. The seizure or sale of any land alienated on a permit or as a protected holding shall be invalid.

41. The provisions of sections 39 and 40 shall apply to land alienated by grant as a protected holding notwithstanding the devolution or disposition under this Ordinance of the title of the original grantee to any other person.

CHAPTER VI

DISPOSITIONS

Disposition of protected holding requires consent of Government Agent.

Protected holdings not to be leased or mortgaged.

What dispositions are invalid.

Appeal to Minister where Government Agent refuses consent to disposition.

42. No disposition of a protected holding shall be effected except with the prior written consent of the Government Agent.

43. No protected holding shall be leased or mortgaged.

44. Any disposition of a protected holding executed without the prior written consent of the Government Agent and any disposition purporting to operate as a lease or mortgage of such a holding shall be invalid.

45. The decision of a Government Agent refusing consent to the execution of any disposition of a protected holding shall be subject to an appeal to the Minister^[1] in such manner as may be prescribed.