



**PEKELILING KETUA PENGARAH TANAH DAN GALIAN PERSEKUTUAN
BILANGAN 2/1975**

Surat Perjanjian Bagi Menimbus Dan Meratakan Tanah Lombong

Surat Pekeliling ini dikeluarkan untuk menasihatkan Pemungut-pemungut Hasil Tanah berkenaan dengan penggunaan satu borang yang serupa bagi Surat Perjanjian dan Perakuan (yang akan ditandatangani oleh Kerajaan dan Pelombong) dengan tujuan menentukan tindakan akan diambil oleh pelombong bagi menimbus dan meratakan tanah lombong itu sehingga puas hati Pemungut Hasil Tanah setelah sahaja pajakan lombong itu tamat.

2. Dengan ini juga adalah dinyatakan iaitu Borang Perjanjian dan Perakuan yang digunakan di Negari Perak yang dicetak dimuka 28 hingga 29 Arahan kepada pegawai- pegawai Tanah 'Instructions to Lands Officers' telahpun dibatalkan. Borang Perjanjian yang baru setelah dibuat semakan adalah disalinkan di bawah ini :

AN AGREEMENT made this.....day of20..... BETWEEN THE Government of the state of(hereinafter called 'the Government') of the one part and (hereinafter called 'the company') of the other part.

WHEREAS THE Rules of the state of in Council has granted to the Company a Mining Lease in respect of the land.

(Description)

subject to the execution by the Company of an Agreement in the terms herein appearing.

NOW THEREFOR, IT IS HEREBY AGREE, as follows :

In considerration of the premises, the Company doth hereby undertake that, before the lapse of six months after the expiration or sooner determination of the term of the aforesaid Mining Lease, or of any extension thereof the Company will—

- (a) to the satisfaction of the Collector of Land Revenue..... For the time being (hereinafter referred to as 'the Collector') fill ini the level, with no rise of ground greater than one foot vertical in eighteen feet horizontal, the whole of the area mined under the said Mining Lease, *with the exception of acres**, in such manner and with such effect that the said area shall be renderer free of standing water and of all mounds, heaps, holes, depressions or excavations caused directly by mining aperation :

Provided that the Menteri Besar May grant to the Company exemption from all or any of its obligations under this paragraph in respect of such part or parts of the said area as he may deem fit.

- (b) make on the land comprised in the said Mining Lease such drains and ditches asmay, in the opinion of the collectors, be reasonably necessary for the proper and adequate drainage of the said land.

The Gorvernment will, at all times during the aforesaid period of six months, afford to the Company, its agents and employees full and free access to the said land for the purpose of fulfilling its obligations hereunder.

On or before the expiration of the aforesaid of six months, the Company shall notify the Collector in writing that it has fulfilled its obligations under this Agreement. Within two months after the receipt of such notification, the Collector shall inform the Company in writing either that he is satisfied that the Company has duly complied with the terms of this Agreement or, as the case may be, that he is not so satisfied; and in the latter event, he shall specify in what respects the Company has failed to fulfil its obligations and may extend the aforesaid period of six months for such further period, the collector shall still not be satisfied that the Company has duly complied with the terms of this Agreement, then, without prejudice to any rights of the Government to damage for breach of the terms or conditions of this Agreement, the Government may itself carry out the outstanding works, the cost whereof shall be paid by the Company to the Government forthwith on demand.

IN WITNESS whereof the Parties have hereunto set their hands the day and year first abovewritten

SIGNED by the Menteri Besar,.....on
Behalf of the Government of the State
Of in the presence of :

SIGNED by.....
By its duly-constituted Attorney
.....in the presence of :

3. Pemungut-pemungut Hasil Tanah adalah dinasihatkan iaitu Borang Perjanjian dan Perakuan yang di atas ini bolehlah digunakan kecuali Kerajaan

Negeri telah membuat keputusan supaya Borang Perjanjian yang berlainan digunakan untuk tujuan yang sama.

4. Surat Pekeliling No. 3/51 adalah dengan ini dibatalkan.

DATO' ABDUL MANAF BIN MOHD NOR,
Ketua Pengarah Tanah dan Galian
Persekutuan

P.T.TM 252/6-20
Kuala Lumpur,
Januari, 1975