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Ministry of Law, Justice and Parliamentary Affairs  
Nepal Rajapatra, Vol. 42, No. 36E, Ashwin 28, 2049  
(October 14, 1992).

Land (Survey and Measurement) (Seventh Amendment) Act, 1992

Preamble : Whereas it is desirable to amend the 1963 Land (Survey and Measurement) Act, now therefore, the Parliament has enacted this law in the 21st year of the reign of His Majesty King Birendra Bir Bikram Shah Dev.

1. Short Title and Commencement

- (1) This law may be called the Land (Survey and Measurement) (Seventh Amendment) Act, 1992.
- (2) It shall come into force at once.

2. Amendment in Section 2 of the 1963 Land (Survey and Measurement) Act.

The following Clauses (a3) and (a4) have been added after Clause (a2) of Section 2 of the 1963 Land (Survey and Measurement) Act (hereinafter called the principal act) :

- (a3) Boundary means the boundary line demarcating the boundary between two different parcels of land.
- (a4) Plot means a parcel of land surrounded by boundaries on all the four sides, with uniformity of title, possession and category at each place.

3. Amendment in Section 3 of the Principal Act

In Section 3 of the principal act :

- (1) Sub-Section (1) has been replaced by the following Sub-Section (1) :

- (1) For the purpose of undertaking survey operations throughout the country or any area, HMG may issue an order for the measurement and survey of lands by installing different categories of control points and signs, undertaking aerial surveys, measuring the surface area on different scales and publishing maps, preparing maps in connection with cadastral surveys, determining the area of lands, classifying lands into different grades, and registering lands.

- (2) The following Sub-Section (5) and Sub-Section (6) have been added after Sub-Section (4) :

(5) In case any defect or mistake is detected or reported in the work of surveying land and determining the area and registering the lands in the field-book, the Survey Officer shall conduct necessary investigations and make necessary corrections before issuing land-ownership registration certificates according to Sub-Section (1) of Section 8. Departmental action shall be taken according to the law against the employee who deliberately makes such defects or mistakes.

(6) The prescribed authority shall maintain on an updated basis the records and maps prepared in the course of land survey and measurement according to Sub-Section (1).

4. Amendment in Section 3 A of the Principal Act

The words "survey or map or trigonometrical stations in any Panchayat", occurring in Sub-Section (2) of Section 3A of the principal act, shall be replaced by the words "surveys or maps or control points in the fields."

5. Amendment in Section 4 of the Principal Act

Section 4 of the principal act has been amended as follows:

4. Method of Calculating the Area of Land

(1) The area of land which is surveyed and measured shall be calculated at the rate of 10,000 square meters for each hectare, while preparing the registration records, the area shall be mentioned in both hectares and square meters. The figure in square meters shall be mentioned up to two decimal points.

(2) The area of lands surveyed and measured before the commencement of this act, which has been registered in bighas or ropanis, shall be converted into hectares and square meters by the Land Tax Office.

6. The following Section 5A has been added after Section 5 of the Principal Act:

5A. Government and Public Lands to be Surveyed and Mapped First

While surveying and measuring lands according to this act, the appropriate agency shall first determine the boundaries of government and public lands. In the event of any dispute while demarcating such boundaries, the committee formed under Section 11B shall conduct necessary investigations and arrive at a decision, and the boundaries shall be demarcated accordingly. Lands shall be surveyed and measured in this manner in the presence of at least one person from among the owners of adjoining holdings, or a representative of the appropriate Village Development Committee or Municipality.

7. Amendment in Section 6 of the Principal Act

In Section 6 of the principal act :

- (1) The following Sub-sections (5c) and (5d) have been added after sub-Section (5b) :

(5c) In case the concerned person submits a written claim along with evidence on private forest or scrub lands which have been registered in his name and on which he has been paying taxes and maintaining possession, the committee formed under Section 11B shall conduct investigations and arrive at a decision. The lands shall be registered in the names of the concerned land owners accordingly.

(5d) In the case of lands where fresh surveys and measurements are conducted, while measuring the lands and registering them in the field book, or making arrangements to do so, the existing maps and registration records prepared in the course of previous surveys and measurements shall be checked, and the matters shall be mentioned accordingly as evidence in the field-book.

- (2) The words "one person from among the Chairman, the Vice-Chairman and the Chairman of the appropriate ward of the appropriate Panchayat, and two persons from among ward members", occurring in Sub-Section (6a) have been changed to "members elected from the appropriate ward to the Village Development Committee or Municipality."

8. Amendment in Section 7 of the Principal Act

In Section 7 of the principal act,

- (1) The words "one person from among the Chairman, the Vice-Chairman and the Chairman of the appropriate ward of the appropriate Panchayat, and two persons from among ward members", occurring in Sub-Section (2), have been changed to "members elected from the appropriate ward in the Village Development Committee or Municipality."
- (2) In Sub-Section (3), the word, "area" has been changed to "boundaries".

9. Amendment in Section 8 of the Principal Act

The words "Sub-Section (5c) and Sub-Section (5d)" have been added after the words "Sub-Section (5b)" occurring in Sub-Section (3) of Section 8 of the principal act.

# 10. Amendment in Section 10 of the Principal Act

The following figures, occurring at different places in clauses (c) and (d) of Section 10 of the principal act, have been changed as follows :

- (a) 2,000 ft. to 600 meters
- (b) 3,000 ft. to 900 meters
- (c) 4,000 ft. to 1,200 meters
- (d) 5,000 ft. to 1,500 meters
- (e) 6,000 ft. to 1,800 meters
- (f) 8,000 ft. to 2,400 meters

# 11. Amendment in Section 11 of the Principal Act

The restrictive clause contained in Sub-Section (2) of Section 11 of the principal act has been deleted.

# 12. Amendment in Section 11B of the Principal Act

The words "In case any mistake or defect is noticed in the surveys or measurements of lands conducted by the prescribed authority according to this act, or in case such authority", occurring in Section 11B of the principal act, have been changed to "The survey officer or the designated authority."

# 13. Conversion

The following words, used at different places in the principal act and the rules framed hereunder, have been changed as follows :

- (1) "Panchayat" to Village Development Committee or Municipality.
- (2) "Panchayat or Panchayat Ward" to Village Development Committee or Municipality area or ward.
- (3) "Town Panchayat" to Municipality.
- (4) "Village or Town Panchayat" to Village Development Committee or Municipality.
- (5) "Trigonometrical Station" to Control Points.

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(Nepal Rajpatra, Vol. 42, No. 36 (E), Aswin 28, 2049  
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The 1992 National Loan Act empowers HMG to borrow an amount of Rs 1620 million, in addition to outstanding loans, for implementing the financial proposals of HMG during the fiscal years 1992-93.