

THE STATE LANDS (AMENDMENT NO. 2) BILL
(No. XIV of 2024)

Explanatory Memorandum

The object of this Bill is to amend the State Lands Act to allow the lease of a barachois, situate wholly or partly upon State land and which has been vested in the Ministry responsible for the subject of fisheries, on such terms and conditions as may be approved.

L. S. OBEEGADOO

*Deputy Prime Minister, Minister of Housing and
Land Use Planning, Minister of Tourism*

02 August 2024

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ARRANGEMENT OF CLAUSES

Clause

1. Short title
 2. Interpretation
 3. Section 6A inserted in principal Act
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A BILL

To amend the State Lands Act

ENACTED by the Parliament of Mauritius, as follows –

1. Short title

This Act may be cited as the State Lands (Amendment No. 2) Act 2024.

2. Interpretation

In this Act –

“principal Act” means the State Lands Act.

3. Section 6A inserted in principal Act

The principal Act is amended by inserting, after section 6, the following new section –

6A. Lease of barachois situate wholly or partly upon State land

(1) Notwithstanding this Act and any other enactment, the Minister may, by private contract, lease vested barachois on such terms as to the payment of rent and other conditions as may be approved by the Minister.

(2) The rent shall be payable in advance and, in default of payment of any instalment within one month after service of a notice claiming payment, the Minister may, by Order in writing, cancel the lease, and thereupon Government shall be entitled without any further formality to resume possession of the barachois.

(3) In this section –

“Minister” means the Minister to whom responsibility for the subject of fisheries is assigned;

“vested barachois” means barachois, situate wholly or partly upon State land, which has been vested in the Ministry responsible for the subject of fisheries.