



FOURTH SUPPLEMENT  
TO THE  
FEDERATED MALAY STATES  
GOVERNMENT GAZETTE

OF FRIDAY, THE 13TH OF NOVEMBER, 1925.  
(No. 23, Vol. XVII.)

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PUBLISHED BY AUTHORITY.

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MONDAY, 23RD NOVEMBER, 1925.

The following Notifications are, by direction of the Chief Secretary to Government, published for general information.

C. W. H. COCHRANE,  
*Under Secretary, F.M.S.*

No. 7499.—The following Bill about to be introduced in the Federal Council is published for general information:

A BILL  
*intituled*

An Enactment to amend the Land Acquisition Enactment, 1922.

It is hereby enacted by the Rulers of the Federated Malay States in Council as follows:

1. This Enactment may be cited as "The Land Acquisition (Amendment) Enactment, 1925," and shall come into force upon the publication thereof in the *Gazette*. Short title and commencement.

2. Section 9 of the Land Acquisition Enactment, 1922, hereinafter called the principal Enactment, is amended by adding at the end thereof a new sub-section as follows: Amendment of section 9.

"(v) In the case of an acquisition under section 3 (ii) (d) the Collector shall serve notice of the date of hearing upon the person paying the cost of such acquisition and such person shall be a party to the proceedings before the Collector."

3. Section 20 of the principal Enactment is amended by inserting after the word "award" in line 3 the words "or any person paying the cost of acquisition". Amendment of section 20.

OBJECTS AND REASONS.

The object of this Bill is to give a person or Company paying the cost of acquisition of land in order to undertake a work of public utility the right to appear before the Collector at the enquiry before that officer and to appeal to the Court if necessary against the award of the Collector. It is fair that such right should be given and its omission in the law as it stands is accidental.

KUALA LUMPUR,  
13th November, 1925.

W. S. GIBSON,  
*Legal Adviser, F.M.S.*

No. 7500.—The following Bill about to be introduced in the Federal Council is published for general information :

A BILL  
*intituled*

An Enactment to further amend the Pensions Enactments, 1906.

IT is hereby enacted by the Rulers of the Federated Malay States in Council as follows :

Short title and commencement.

1. This Enactment may be cited as "The Pensions (Amendment) Enactment, 1925" and shall come into force upon the first day of January 1926.

2. The Enactments specified in the schedule are amended by the addition at the end of each of the said Enactments of two new sections as follows :

Gratuity and reduced pension.

15. (i) An officer to whom a pension is after the 31st day of December 1925, granted under this Enactment or under any rules made thereunder may at his option exercisable as hereinafter provided be paid in lieu of such pension a pension at the rate of three-fourths of such pension together with a gratuity equal to ten times the annual value of the reduction made in such pension.

(ii) The option hereinbefore referred to shall be exercisable :

- (a) In the case of an officer who has attained pensionable status on the first day of January 1926, not later than the thirtieth day of June 1926.
- (b) In the case of any other officer within one month after he first attains pensionable status, or not later than the thirtieth day of June, 1926, whichever shall be the later date for exercising the option.

Provided

(a) that an officer who has previously had the opportunity of exercising the option but has not done so, and who is still in the service of the State or in any other service which the Secretary of State may determine to be public service, may apply within one month of his subsequent marriage for permission to exercise the option, which permission may be granted at the discretion of the High Commissioner in the case of European Officers and in other cases of the Chief Secretary after examination of the officer by a Government Medical Board;

(b) that the date of the exercise of the option shall be deemed to be the date of the receipt of his written notification addressed either to the Under Secretary to Government, Federated Malay States, or to the Crown Agents for the Colonies: or, in any case falling under the preceding proviso, the date on which the High Commissioner or Chief Secretary, as the case may be, grants permission to exercise the option; and

(c) that if an officer has exercised the option, his decision shall be irrevocable so far as concerns any pension ultimately to be granted to him under this Enactment or any rules made thereunder.

(iii) An officer shall be deemed to attain pensionable status at the time when under the provisions of this Enactment or any rules made thereunder he might if retired on the ground of ill-health be granted a pension.

(iv) If any officer to whom a pension has been granted under this Enactment or any rules made thereunder is appointed to another office in the service of the State and subsequently retires in circumstances in which he may be granted a pension, he may be granted, in lieu of his previous pension, a pension computed as if the periods of his service had been continuous, and such pension may be based on his pensionable emoluments on his previous or final retirement from the service of the State, whichever are the greater: provided that if on his previous retirement he was paid a gratuity and reduced pension, the gratuity to be paid to him on final retirement, shall be reduced by the amount of the gratuity already paid.

16. When an officer holding a pensionable office, who is not serving on probation or agreement, dies while in the service of the State, it shall be lawful for the Chief Secretary to grant to his legal personal representative a gratuity of an amount not exceeding one year's pensionable emoluments.

Gratuity to estate where officer dies in service of State.

SCHEDULE.  
PRINCIPAL ENACTMENTS.

State.	No. and year.	Short title.
Perak ... ..	1 of 1906	The Pensions Enactment, 1906
Selangor ... ..	2 of 1906	" " "
Negri Sembilan ... ..	2 of 1906	" " "
Pahang ... ..	2 of 1906	" " "

OBJECTS AND REASONS.

In 1922 the Secretary of State for the Colonies appointed a Committee to consider the laws and regulation applicable to pensions of Colonial Officials. The Committee submitted a very comprehensive report, part of which dealt with the grant, in lieu of the normal pension, of a pension of reduced amount together with a gratuity, and of a death gratuity to the estate of an officer dying while in the service.

This Bill has been drafted to give effect to the recommendations of the Committee on the points in question, pending a general revision and re-enactment of the pension laws.

KUALA LUMPUR,  
1st October, 1925.

W. S. GIBSON,  
Legal Adviser, F.M.S.