



## FAOLEX Database

	Background	Country Profiles	Thematic Databases	Associated Databases	Highlights	Glossary	COVID-19	Open Data
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## China

Land Administration Law of the People's Republic of China.

This Law is enacted in compliance with the Constitution, aiming at strengthening the administration of land, safeguarding the socialist public ownership of land, protecting and developing land resources, ensuring a rational use of and giving a real protection to cultivated land to promote sustainable development of the socialist economy. The Law is divided into 8 Chapters: General Provisions (I); Ownership and Right to the Use Land (II); General Plans for the Utilization of Land (III); Protection of Cultivated Land (IV); Land for Construction Purposes (V); Supervision and Examination (VI); Legal Responsibilities (VII); Supplementary Provisions (VIII).

The Law grants the ownership of land in rural and suburban areas to the collectives. Such land must be registered and recorded by the Governments at the county level. State-owned land may be used by units or by individuals and is recorded by local People's Governments. A land survey and statistics system is introduced. The People's Governments at all levels are responsible for the preparation of plans for land utilization and urban planning must agree with the overall plan for land utilization. Overall plans for land utilization shall be complied under the principles prescribed in Article 17, including: (1) Implementing the requirements for the development and protection of the national land space, and strictly controlling the purpose control; (2) Strictly protecting permanent basic farmland and controlling occupation of agricultural land for non-agricultural purposes; (3) Improving the level of conservation and intensive utilization of land.; (4) Making overall arrangements for urban and rural production, living and ecological land, meeting the reasonable needs of rural industrial and infrastructure land, and promoting the integrated urban and rural development; (5) Protecting and improving the ecological environment and ensuring the sustainable utilization of land; (6) Keeping a balance between cultivated land occupied and cultivated land developed and reclaimed, and ensuring equal quality. The State protects the cultivated land and strictly controls the conversion of cultivated land into non-cultivated land. The cultivated land listed in Article 34 shall be demarcated as basic farmland protection areas and subject to stringent control according to the overall plans for the utilization of land.

The Law further makes provisions, inter alia, the protection of tenure right holders, the procedures for the transaction of land tenure rights to non-local entities and individuals, etc. The acquisition of land is limited to clearly defined purposes and procedures.

Original title	中华人民共和国土地管理法.
Type of text	Legislation
Available web site	<a href="http://mnr.gov.cn">mnr.gov.cn</a>
FAOLEX No	LEX-FAOC003560
Language of document	English; Chinese
Last amended date	26 August 2019
Date of original text	29 August 1998
Amended by	<ul style="list-style-type: none"> <li><a href="#">Decision of the Standing Committee of the National People's Congress to Amend the Land Administration Law of the People's Republic of China and the Urban Real Estate Administration Law of the People's Republic of China.</a> 2020-08-26</li> </ul>
Implemented by	<ul style="list-style-type: none"> <li><a href="#">Law of the People's Republic of China on Farmland Occupation Tax.</a> 2018-12-29</li> <li><a href="#">Provisions on Natural Resources Law Enforcement and Supervision.</a> 2017-12-27</li> <li><a href="#">Measures for the management of special funds for land improvement.</a> 2017-06-20</li> <li><a href="#">Measures for the Administration of Overall Land Use Planing.</a> 2017-05-08</li> <li><a href="#">Interim Measures of Jiangxi Province for Identification of Cultivated Land Destruction.</a> 2017</li> <li><a href="#">Regulation of Heilongjiang Province on the Protection of Cultivated Land.</a> 2016-04-21</li> <li><a href="#">Regulations of Guangdong Province on Mediation and Handling of Disputes over Forest and Forest Land Ownership.</a> 2016-01-12</li> <li><a href="#">National Land Consolidation Plan (2016~2020).</a> 2016</li> <li><a href="#">Rules for the Investigation and Punishment of Illegal Acts on Land and Resources.</a> 2014-09-10</li> <li><a href="#">Provisions on the Economical and Intensive Use of Land.</a> 2014-05-22</li> <li><a href="#">Measures for Natural resources Administrative Penalties.</a> 2014-05-07</li> <li><a href="#">Interim Measures of Inner Mongolia Autonomous Region for the Administration of Mortgage of the Rights to Use Collective Construction Land.</a> 2013-06-25</li> <li><a href="#">Regulations of the Yili Kazakh Autonomous Prefecture on the implementation of urban and rural planning.</a> 2013-03-30</li> <li><a href="#">Regulations of Hubei province on the contracting and managing of rural Land.</a> 2012-07-27</li> <li><a href="#">Regulations of Dali Bai Autonomous Prefecture on the management of village planning and construction.</a> 2011-04-27</li> <li><a href="#">Regulation on Land Reclamation.</a> 2011-03-05</li> <li><a href="#">Measures of Chuxiong Yi Autonomous Prefecture for administration of land transactions.</a> 2010-06-05</li> <li><a href="#">Measures for on-site inspection and verification of major land issues.</a> 2009-06-12</li> <li><a href="#">Administrative Regulations on land development of the Yili River Basin.</a> 2006-09-29</li> <li><a href="#">Regulation on Land Requisition Compensation and Resettlement of Migrants for Large and Medium Water Conservation and Hydropower Construction Projects.</a> 2006-07-07</li> <li><a href="#">Regulations of Hainan Special Economic Zone on forest land administration.</a> 2003-06-06</li> <li><a href="#">Measures of Ningxia Hui Autonomous Region for Land Reserve.</a> 2003-05-12</li> <li><a href="#">Measures of Ningxia Hui Autonomous Region for Tendering, Auction, and Listing of State-owned Land Use Rights.</a> 2003-05-12</li> </ul>

- [Guidelines for gradation on agriculture land quality](#), 2003-04-08
- [Implementation measures of the Sichuan Province on the "Land Administration Law of the People's Republic of China"](#), 1999-12-10
- [Official Reply concerning the approval of the Measures of Examination and Approval of Construction Land](#), 1999-10-22
- [Land Administration Law implementing Regulations](#), 1999-10-22
- [Implementation Measures of the Shanxi Province on the "Land Administration Law of the People's Republic of China"](#), 1999-09-26
- [Implementation Measures of Gansu Province on the Land Administration Law of the People's Republic of China](#), 1999-09-02
- [Measures for the Administration of Examination and Approval of the Use of Land for Construction](#), 1999-03-02
- [Measures for the Administration of Annual Plans on the Utilization of Land \(1999\)](#), 1999-03-02
- [Measures for the administration of annual plans on the utilization of land \(2006\)](#), 1999-02-24
- [Regulations for the implementation of the Land Administration Law of the People's Republic of China \(98\)](#), 1998-12-27
- [Regulation on the Implementation of the Land Administration Law of the Peoples Republic of China \(2014 Revision\)](#), 1998-12-27
- [Inner Mongolia Autonomous Region Cultivated Land Protection and Maintenance Regulation](#), 1998-09-28
- [Regulations of Guangdong Province on the Protection and Management of Forest Land](#), 1998-09-18
- [Regulation of Xinjiang Autonomous Zone of PRC on Land Supervision](#), 1997-12-11
- [Regulation of Xinjiang on land supervision and inspection](#), 1997-12-11
- [Land Administrative Measures of Nature Reserve Zone of the People's Republic of China](#), 1995-07-24
- [Regulations on the Protection of Basic Farmland](#), 1994-08-18
- [Administrative measures of Henan province for th use of rural residential land](#), 1992-12-25
- [Implementation Measures of Tibet Autonomous Zone on the Land Administration Law of the People's Republic of China](#), 1992-06-25
- [Regulations for the implementation of the Land Administration Law of the People's Republic of China](#), 1991-01-04
- [National Land Registration Rules](#), 1989-11-18
- [Measures of the Xinjiang Uyghur Autonomous Region for implementing the Land Administration Law of the People's Republic of China](#), 1989-06-24
- [Regulations of the Shenzhen Special Economic Zone on land management](#), 1988-03-01
- [Measures of Shanghai Municipality on the compensatory transfer of land use rights](#), 1987-11-29
- [Rules for Cadastral Survey of Towns and Villages](#), 1987-09-09
- [Regulations on land-use management for foreign investment enterprises in Jiangsu province](#), 1987-03-07

Related Resources



Keywords land reform; public land; expropriation; urban land; agricultural land; survey/mapping; ownership; policy/planning; land tenure; court/tribunal; transfer rights ; framework law; sustainable development; sustainable use; land-use planning; registration; offences/penalties; property rights

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Primary subjects Land and soil

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