

CAYMAN ISLANDS



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THE DEVELOPMENT AND PLANNING (AMENDMENT) LAW, 2016

(LAW 44 OF 2016)

THE DEVELOPMENT AND PLANNING (AMENDMENT) LAW, 2016

ARRANGEMENT OF SECTIONS

1. Short title
2. Amendment of section 13 of the Development and Planning Law (2015 Revision) - provisions for development
3. Amendment of section 18 - enforcement of planning control
4. Amendment of section 19 - appeal against enforcement notice
5. Amendment of section 29A - power to require proper maintenance of land
6. Repeal of Part IV - compensation for the refusal, or conditional grant, of planning permission
7. Amendment of section 40 - service of notices

CAYMAN ISLANDS

Law 44 of 2016.

I Assent

Helen Kilpatrick

Governor.

16th November, 2016

A LAW TO AMEND THE DEVELOPMENT AND PLANNING LAW (2015 REVISION) TO MAKE FURTHER PROVISION IN RESPECT OF THE ENFORCEMENT OF PLANNING CONTROL; AND TO MAKE PROVISION FOR INCIDENTAL AND CONNECTED MATTERS

ENACTED by the Legislature of the Cayman Islands.

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| 1. This Law may be cited as the Development and Planning (Amendment) Law, 2016. | Short title |
| 2. The Development and Planning Law (2015 Revision), in this Law referred to as the “principal Law”, is amended in section 13(3), in paragraph (e) of the definition of the word “development”, by inserting after the words “the sea” the words “or road”. | Amendment of section 13 of the Development and Planning Law (2015 Revision) - provisions for development |
| 3. The principal Law is amended in section 18(1) by deleting the words “three years” wherever they appear and substituting the words “five years”. | Amendment of section 18 - enforcement of planning control |
| 4. The principal Law is amended in section 19(2)(d) by deleting the words “three years” and substituting the words “five years”. | Amendment of section 19 - appeal against enforcement notice |
| 5. The principal Law is amended in section 29A by repealing subsection (1) and substituting the following subsection - | Amendment of section 29A - power to require proper maintenance of land |

“ (1) If it appears to the Authority that the amenity of an area is adversely affected or seriously injured by reason of the ruinous, dilapidated or other condition of any building, structure, fence or wall, or by the condition of land due to the deposit of refuse, spoil, derelict vehicles or equipment, or the occupation of land or a road for purposes of the repair of vehicles or equipment, it may serve a notice under this section on -

- (a) the owner or occupier of the land or building; or
- (b) the person responsible for causing the condition of the land or building.”.

Repeal of Part IV -
compensation for the
refusal, or conditional
grant, of planning
permission

6. The principal Law is amended by repealing Part IV.

Amendment of section
40 - service of notices

7. The principal Law is amended in section 40(1) as follows -

- (a) by deleting the full stop appearing at the end of paragraph (e) and substituting a semi colon; and
- (b) by inserting below paragraph (e) the following words “but a notice required to be served on any person pursuant to section 15(4) shall be served by sending it in a prepaid registered letter addressed to that person at that person’s address as stated in the Land Register.”.

Passed by the Legislative Assembly the 24th day of October, 2016.

Juliana O’Connor-Connolly

Speaker.

Zena Merren-Chin

Clerk of the Legislative Assembly.