

CAYMAN ISLANDS



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**THE DEVELOPMENT AND PLANNING LAW
(2003 REVISION)**

**THE DEVELOPMENT AND PLANNING (AMENDMENT)
REGULATIONS, 2005**

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ARRANGEMENT OF REGULATIONS

1. Citation.
2. Amendment of regulation 2 of the Development and Planning Regulations (2003 Revision) - definitions.
3. Amendment of regulation 9 - residential zone.
4. Amendment of First Schedule - application fees for planning permission.
5. Amendment of Second Schedule - building permit fees.

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**THE DEVELOPMENT AND PLANNING LAW
(2003 REVISION)**

**THE DEVELOPMENT AND PLANNING (AMENDMENT)
REGULATIONS, 2005**

The Governor in Cabinet, in exercise of the powers conferred by section 42 of the Development and Planning Law (2003 Revision), makes the following regulations -

1. These regulations may be cited as the Development and Planning (Amendment) Regulations, 2005. Citation

2. The Development and Planning Regulations (2003 Revision), in these regulations referred to as “the principal Regulations”, are amended in regulation 2 by inserting the following definitions in their appropriate alphabetical order -

 “national disaster” includes hurricane, fire, flood, earthquake, outbreak of pestilence, outbreak of infectious disease or any other calamity whether similar to the foregoing or not;

 “recovery period” has the meaning assigned by section 2(1);

 “temporary development” means –
 - (a) the carrying out of building, engineering or other operations in, on, over or under any land, including the clearing of land; or
 - (b) the making of any material change in the use of any building or other land,at any time during a recovery period, for the purpose of the restoration of the Islands following a national disaster;”

Amendment of regulation 2 of the Development and Planning Regulations (2003 Revision) - definitions

3. The principal Regulations are amended in regulation 9(3) and (4), respectively, by inserting after the words “his application” the words “(other than an application having relation to any temporary development)”. Amendment of regulation 9 - residential zone

Amendment of First
Schedule – application
fees for planning
permission

4. The First Schedule to the principal Regulations is amended by inserting after Part III the following Part -

**“Part IV – Application for Planning Permission for Development
following a National Disaster**

1. The application fee for planning permission for temporary development is fifty per cent of the fee that would be payable under Part I in respect of an application for planning permission for the development.
2. No application fee is payable for planning permission for the restoration or the re-building of a building following a national disaster.”.

Amendment of Second
Schedule – building
permit fees

5. The Second Schedule to the principal Regulations is amended by inserting after paragraph 3 the following paragraph -

“4. The building permit fee payable for temporary development is fifty per cent of the fee that would be payable under paragraph 2 or 3, as the case may be.”.

Made in Cabinet the 22nd day of March, 2005.

CARMENA WATLER

Clerk of the Cabinet.

A draft of these Regulations was approved by the Legislative Assembly on the 21st day of February, 2005, by Government Motion No. 7/2004-05 in compliance with section 42(3) of the Development and Planning Law (2003 Revision).

WENDY LAUER EBANKS

Clerk of the Legislative Assembly.