

CAYMAN ISLANDS



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**A BILL FOR A LAW TO AMEND THE ROADS (NAMING AND
NUMBERING) LAW, 1997 TO CHANGE THE MINISTER
RESPONSIBLE FOR THE NAMING OF ROADS; TO IMPLEMENT A
DIFFERENT PROCEDURE FOR THE NAMING OF ROADS; AND FOR
INCIDENTAL AND CONNECTED PURPOSES**

**THE ROADS (NAMING AND NUMBERING) (AMENDMENT) BILL,
2018**

MEMORANDUM OF OBJECTS AND REASONS

The Bill seeks to amend the Roads (Naming and Numbering) Law 1997 (“the principal Law”) to provide for the three urgent and immediate issues which are -

- (a) to change the definition of Minister to reflect that it is the Minister responsible for lands who has responsibility for the administration of this legislation and not the Minister responsible for roads;
- (b) to provide that Cabinet may make regulations under the legislation; and
- (c) to remove the Minister as being responsible for approving numbers for buildings and to transfer such responsibility to the Director of the Lands and Survey Department.

Clause 1 provides the short title of the legislation.

Clause 2 amends section 2 of the principal Law to change the definition of “Minister”.

Clause 3 amends section 3 of the principal Law to provide a more detailed procedure for the naming of roads.

Clause 4 amends section 7 of the principal Law to permit the Director of the Lands and Survey Department to number buildings instead of the Minister.

Clause 5 amends the principal Law to empower the Cabinet to make regulations for the better carrying out of the legislation and for giving effect to the legislation.

Clause 6 provides transitional and validation provisions. Clause 6 inserts a new section 14A to provide that any application made under the principal Law which has not been determined before the commencement of this amending legislation shall be considered and determined in accordance with the principal Law as amended by this amending legislation.

The clause also provides that the assignment under the Roads Law (Revised) and under the principal Law of a name to any street is validated and declared to have been lawfully done.

**THE ROADS (NAMING AND NUMBERING) (AMENDMENT) BILL,
2018**

ARRANGEMENT OF CLAUSES

1. Short title
2. Amendment of section 2 of the Roads (Naming and Numbering) Law, 1997
- interpretation
3. Amendment of section 3 - power to name streets
4. Amendment of section 7 - power to number buildings
5. Insertion of section 13A - regulations
6. Insertion of transitional and validation provisions

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ENACTED by the Legislature of the Cayman Islands.

1. This Law may be cited as the Roads (Naming and Numbering) (Amendment) Bill, 2018. Short title
2. The Roads (Naming and Numbering) Law, 1997, in this Law referred to as the “principal Law”, is amended in section 2 in the definition of the word “Minister” by deleting the word “roads” and substituting the word “lands”. Amendment of section 2
of the Roads (Naming
and Numbering) Law,
1997 - interpretation
3. The principal Law is amended in section 3 as follows - Amendment of section
3- power to name streets
 - (a) by repealing subsection (1) and by substituting the following subsection -

“(1) Subject to the provisions of this section, the Minister or the Minister’s delegate may, at the Minister’s discretion or upon the application of any person, by Order made by the

Minister, assign a name to a street, whether or not in substitution for a name already given, assigned or used.”;

(b) by inserting after subsection (1) the following subsections -

“(1A) An application under subsection (1) shall be in writing and shall contain such particulars as are prescribed.

(1B) An applicant shall provide the Minister with any further information that the Minister requires in order to consider the application.

(1C) Where the Minister refuses to approve an application the Minister shall provide the applicant with reasons in writing for doing so within a period of one month or less after refusing the application.

(1D) An applicant under this section may appeal the decision of the Minister in accordance with regulations made under this Law for the purposes of this section.”; and

(c) in subsection (2), by deleting the word “Before” and substituting the words “Where the Minister has approved an application before”.

Amendment of section 7
- power to number
buildings

4. The principal Law is amended in section 7 by deleting the word “Minister” wherever it appears in subsections (1), (3), (4) and (5) and substituting the words “Director of the Lands and Surveys Department of the Ministry responsible for lands.”.

Insertion of section 13A
- regulations

5. The principal Law is amended by inserting after section 13 the following section -

“Regulations 13A. The Cabinet may make regulations for the better carrying out of this Law and for giving effect to this Law.”.

Insertion of transitional
and validation
provisions

6. The principal Law is amended by inserting after section 14 the following section -

“Transitional and validation provisions 14A. (1) An application made under the principal Law which has not been determined before the commencement of this amending Law shall be considered and determined in accordance with the principal Law as amended by this amending Law.

(2) All assignments of a name to any road or street-

- (a) under the Roads Law Revised; and
- (b) under the principal Law,

are validated and declared to have been lawfully done.”.

Passed by the Legislative Assembly the day of , 2018.

Speaker.

Clerk of the Legislative Assembly.