

**PHYSICAL PLANNING (ENFORCEMENT NOTICES) REGULATIONS, 1998**

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## PHYSICAL PLANNING (ENFORCEMENT NOTICES) REGULATIONS, 1998

[L. N. 141/1998.]

### 1. Citation

These Regulations may be cited as the Physical Planning (Enforcement Notices) Regulations, 1998.

### 2. Application

These Regulations shall apply to any enforcement notice served under section 38 of the Act.

### 3. Interpretation

In these Regulations, unless the context otherwise requires—

“**Act**” means the Physical Planning Act;

“**enforcement notice**” means an enforcement notice served under the provisions of section 38 of the Act;

“**liaison committee**” means a committee established under the provisions of section 7 of the Act;

“**local authority**” has the meaning assigned to it in the Local Government Act (Cap. 265);

“**Minister**” means the Minister for the time being responsible for Physical Planning.

### 4. Form of enforcement notice

An enforcement notice shall be in the form set out in the Schedule hereto.

### 5. Register

(1) The local authority shall keep a register containing the information in respect of every enforcement notice served by it.

(2) The register shall contain the following information—

- (a) the name and address of the person on whom the enforcement notice is served, the land reference number of the property affected and the road, district and town in which it is situated, the number of the enforcement notice, and the date of the enforcement notice by the liaison committee;
- (b) the date the enforcement notice is to take effect;
- (c) the date and effect of any determination of the local liaison committee in respect of an appeal against the enforcement notice;
- (d) the date and effect of any decision of the National Liaison Committee in respect of an appeal against the determination of the local liaison committee;
- (e) the date and effect of any decision of the High Court in respect of an appeal against the determination of the National Liaison Committee;
- (f) the date and brief particulars of any action taken by the person on whom the enforcement notice is served to satisfy the conditions therein and whether or not the person has complied with the enforcement notice.

(2) Every enforcement notice in respect of which an entry is made in the register shall be numbered and such numbers shall run consecutively.

## 6. Index to register

- (1) A register may contain an index in the form of cards, and each card shall contain—
- (a) the land reference number of the property affected and the road on which it is situated;
  - (b) the district and town in which it is situated;
  - (c) the name and address of the person on whom the enforcement notice is served.

(2) The enforcement notice shall be filed by the local authority in numerical sequence according to the land reference number.

## 7. Entry in register

Every entry in the register shall be made within seven (7) days of the happening of the event in respect of which an entry is required to be made.

## 8. Inspection of register

The register shall be kept at the office of the local authority and made available for inspection by the public during normal hours of official business.

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### SCHEDULE ENFORCEMENT NOTICE

Form P.P.A. 7

(Rule 3)

To: .....

.....

.....

1. The development/subdivision of land described hereunder has been carried out without the grant of permission and/or the following conditions required on that behalf under Part V of the Physical Planning Act.

.....

.....

Subject to which permission for the development/subdivision of land as described hereunder was granted in respect thereof under Part V of the Physical Planning Act has/have not been complied with.

2. (Description of development or subdivision of land)

.....

.....

3. You are hereby required to (describe the steps to be taken)

.....

.....

within a period of .....  
from the date of this notice failing which the ..... (local authority) may enter  
on the said land and execute the requirements as outlined hereinabove and may recover as a  
civil debt in any court of competent jurisdiction from any related expenses incurred.

SCHEDULE—*continued*

4. This notice shall take effect on the ..... day of ....., 20 .....
5. If you are aggrieved by this notice you may appeal to the liaison committee or High Court as the case may be under provisions of part III of the Act before the aforesaid ..... day of ..... 20 ..... in which case the operation of this notice shall be suspended pending the final determination or withdrawal of the appeal.
6. Any person who uses or causes or permits to be used the land to which this notice relates or carries out or causes or permits to be carried out operations on the said land in contravention of this notice shall be guilty of an offence as provided for by section 30 of the Act.

Signed .....

Dated this ..... day of ....., 20 .....

\*Delete whichever is inapplicable.

\*\*Insert name of the local authority.

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