

Town and Country Planning

Cap. 240.

**TOWN AND COUNTRY PLANNING
REGULATIONS, 1972**

1972/76.

Authority: These regulations were made on 14th April, 1972 by the Minister under section 79 of the *Town and Country Planning Act*.

Commencement: 27th April, 1972.

1. These Regulations may be cited as the *Town and Country Planning Regulations, 1972*.

2. For the purposes of these regulations

“application” means an application for planning permission or for any approval required by the Act or a development order;

“outline application” means an application made in accordance with paragraph 6 of the *Town and Country Planning Development Order, 1972*.

3. (1) An application to the Chief Town Planner for planning permission shall be made on a form issued by that officer.

(2) Every application for planning permission shall include such particulars and be accompanied by

(a) a plan sufficient to identify the land to which the application relates; and

(b) such other plans and drawings as are necessary to describe the development which is the subject of the application together with such additional number of copies, not exceeding 3 of the form, plans and drawings,

as may be required by the directions of the Chief Town Planner and printed on the form.

4. (1) Notwithstanding regulation 3(2), in the case of an outline application, particulars, plans or drawings shall not be required in respect of the matters reserved for the subsequent approval of the Chief Town Planner.

(2) An application for any subsequent approval of the Chief Town Planner required by a permission granted on an outline application shall be in writing and shall include such particulars and be accompanied by such plans and drawings as are necessary to deal with the matters reserved for such approval together with such additional number of copies of the application, plans and drawings as were required in relation to the outline application on which permission was granted and those matters reserved.

5. An application to the Chief Town Planner for any other approval of that officer required under a development order shall be in writing and shall include such particulars and be accompanied by such plans and drawings as are necessary to deal with the matters so required to be submitted to that officer for his approval together with such additional number of copies of the application, plans and drawings as would have been required in relation to an application for planning permission under regulation 3(2).

6. An application to the Chief Town Planner for a determination under section 21 of the Act shall be in writing and shall contain a description of the operations or change of use proposed and of the land to which such proposals relate.

7. The period within which the Chief Town Planner shall give notice to an applicant of his decision on an application under paragraph 10 of the *Town and Country Planning Development Order, 1972* shall be 2 months from the date of the receipt of the application or the extended period allowed by section 20 of the Act.

8. On referring an application to the Minister pursuant to a direction given under section 18 of the Act the Chief Town Planner shall serve on the applicant notice in writing of the terms of the direction and of any reasons given by the Minister for issuing the

direction and such notice shall inform the applicant that the application has been referred to the Minister.

9. (1) Any applicant who desires to request the Chief Town Planner to refer to the Minister for review under section 19 of the Act

- (a) the decision of the Chief Town Planner
 - (i) refusing his application for planning permission or any approval of that officer required under a development order; or
 - (ii) granting, subject to conditions any such permission or approval; or
- (b) the failure of the Chief Town Planner to give
 - (i) within the time required by regulation 7 or within the extended period mentioned therein notice of his decision on the application, or
 - (ii) the notice required by regulation 8 on referring the application to the Minister in accordance with directions given under section 18 of the Act,

as the case may be, may make his request to the Chief Town Planner within 28 days of the receipt of the notice of the decision of that officer or the expiry of the period or extended period mentioned as aforesaid, as the case may be, or such longer period as the Minister may allow and shall send a copy of the request to the Minister.

(2) Every request under paragraph (1) shall be in writing and shall state the precise grounds on which the request is based.

(3) As soon as practicable after the receipt of the request, the Chief Town Planner shall furnish to the Minister a copy of each of the following documents

- (a) the original application form submitted to him by the applicant;

- (b) all relevant particulars, plans and drawings submitted to him by the applicant;
- (c) the notice of his decision, if any;
- (d) all other relevant correspondence with the applicant;
- (e) a statement containing the observations of the Chief Town Planner on the request.

10. (1) The register of applications to be kept by the Chief Town Planner pursuant to section 17(3) of the Act shall contain the following information in respect of all land to which a development order applies

- (a) particulars of every application made to the Chief Town Planner in respect of such land, including the name and address of the applicant, the date of receipt of the application and brief particulars of the development forming the subject of the application;
- (b) particulars of any directions given under the Act or a development order which relate to the application;
- (c) the decision (if any) of the Chief Town Planner on the application and the date of the decision;
- (d) the date and effect of any decision of the Minister on the application on any reference under section 18 or 19 of the Act.
- (e) the date and effect of any subsequent approval whether given by the Chief Town Planner or by the Minister in relation to the application.

(2) The register of applications shall include an index for the purpose of enabling entries in the register to be traced.