

**MONTSERRAT**

**PHYSICAL PLANNING (AMENDMENT) BILL 2012**

**NO.      OF 2012**

**ARRANGEMENT OF SECTIONS**

1. Short title
  2. Interpretation
  3. Section 2 amended
  4. Section 3 amended
  5. Section 34 amended
  6. Section 63A inserted
  7. Section 64 amended
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Montserrat

Physical Planning (Amendment) Bill, 2012

No.     of 2012

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**I ASSENT**

**GOVERNOR**

**DATE:**

**M O N T S E R R A T**

**NO.     OF 2012**

**A BILL FOR**

AN ACT TO AMEND THE PHYSICAL PLANNING ACT (CAP. 8.03).

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Montserrat, and by the Authority of the same as follows:—

**Short title**

**1.** This Act may be cited as the Physical Planning (Amendment) Bill 2012.

**Interpretation**

2. In this Act “**principal Act**” means the Physical Planning Act (Cap. 8.03).

**Section 2 amended**

3. Section 2 of the principal Act is amended by deleting the definition “environmental officer” and inserting the following in its proper alphabetical order—

“**Director of Environment**” means the person appointed as such under the Forestry, Wildlife, National Parks and Protected Areas Act (Cap. 12.03);”.

**Section 3 amended**

4. Section 3(1) of the principal Act is amended by inserting the following immediately after paragraph (g)—

“(gg) the Director of Environment;”.

**Section 34 amended**

5. Section 34(2) of the principal Act is amended by deleting the words “Environmental Officer” and substituting the words “Director of Environment”.

**Section 63A inserted**

6. The principal Act is amended by inserting the following new section immediately after section 63:

**“Sale of products and services**

**63A. (1)** The Chief Physical Planner is authorised to sell products and services at the prescribed fee.

**(2)** All fees collected from the sale of products and service shall be paid into the Consolidated Fund.”

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**Section 64 amended**

7. Section 64 of the principal Act is amended by inserting the following immediately after paragraph (d)—

“(e) prescribing the fees for the sale of products and services.”.

**SPEAKER**

Passed the Legislative Assembly this     day of                     ,  
2012.

**CLERK OF THE LEGISLATIVE ASSEMBLY**

## **OBJECTS AND REASONS**

The object of the Bill is to amend the Physical Planning Act (Cap. 8.03).

Clause 1 sets out the title of the Bill.

Clause 3 of the Bill replaces the definition of “environmental officer” with that of “Director of Environment”.

Clause 4 of the Bill amends the principal Act to allow the Director of Environment to be a member of the Planning and Development Authority.

Clause 5 amends section 34(2) of the principal Act by deleting the words “Environmental Officer” and substituting the words “Director of Environment”.

Clause 6 of the Bill inserts a new section in the principal Act giving the Chief Physical Planner the authority to sell products and services.

Clause 7 gives the Governor acting on the advice of Cabinet the authority to prescribe fees for the sale of products and services.

Minister of Agriculture et al