

**M O N T S E R R A T**  
**PHYSICAL PLANNING (AMENDMENT) ACT**

No. 1 of 2013

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Physical Planning (Amendment) Act, 2013

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**I ASSENT**

**(Sgd.)Adrian Davis**  
**Governor**

**DATE: 1.2.13**

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

No. 1 of 2013

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:—

**1. Short title**

This Act may be cited as the Physical Planning (Amendment) Act 2013.

**2. Section 2 amended**

Section 2 of the Physical Planning Act is amended by inserting the following definitions in alphabetical order:

“**beach sand**” means sand which is found on a beach, seashore or floor of the sea in Montserrat;

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**“floor of the sea”** means the soil and subsoil of the sea off the coast of Montserrat between low water mark and so far out to sea as is deemed by international law to be within the territorial sovereignty of the Crown;”.

**3. Section 15 amended**

Section 15 of the Physical Planning Act is amended—

(a) by deleting subsection (1) and inserting the following:

**“(1)** Subject to subsection (2), **“development”** means the carrying out of building, engineering, mining or other operations in, on, over or under land, the making of a material change in the use of any building or land, the sub-division of land and the display of advertisements.”; and

(b) in subsection (2), by inserting the following as paragraph (ba):

**“(ba)** the mining of beach sand; or”.

**(Sgd.) Teresina Bodkin**

**SPEAKER**

Passed the Legislative Assembly this 22nd day of January, 2013.

**(Sgd.) Judith Baker**

**CLERK OF THE LEGISLATIVE ASSEMBLY**