

No. 3] *Physical Planning and Development (Amendment) Act* [2005.

I ASSENT

[L.S.]

PEARLETTE LOUISY,  
*Governor-General.*

*17th December, 2004.*

## SAINT LUCIA

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**No. 3 of 2005**

AN ACT to amend the Physical Planning and Development Act No. 29 of 2001.

[10TH JANUARY, 2005 ]

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the House of Assembly and the Senate of Saint Lucia, and by the authority of the same, as follows :

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**Short title**

1. This Act may be cited as the Physical Planning and Development (Amendment) Act, 2005.

**Interpretation**

2. In this Act "principal Act" means the Physical Planning and Development Act No. 29 of 2001.

**Addition to section 36**

3. Section 36 of the principal Act is amended by adding immediately after subsection (4) the following subsection (5) —

"(5) A person is deemed to display an advertisement if —

- (a) he or she is the owner or occupier of the land on which the advertisement is displayed; or
- (b) the advertisement gives publicity to his or her goods, trade, business or other concerns."

**Amendment of section 42**

4. Section 42 of the principal Act is amended by inserting the words "by way of fixed date claims" between the words "injunction" and "to".

**Amendment of section 49**

5. Section 49 of the principal Act is amended by —

- (a) replacing the full stop at the end of paragraph (d) with a semi colon; and
- (b) inserting immediately after paragraph (d) the following paragraph (e) —
  - "(e) by placing it in a conspicuous area on the building or other development."

**Replacement of section 62**

6. Section 62 of the principal Act is replaced with the following —

**"Development Control Authority**

62. (1) Notwithstanding section 5, the body corporate established under section 3 of the Land Development (Interim Control) Act 1971 as the Development Control

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Authority is preserved and shall continue in existence as a body corporate and shall be responsible for the carrying out of the statutory duties and exercising the statutory powers under section 5 and created by this Act.

- (2) When the Development Control Authority is dissolved, the Head of the Physical Planning and Development Division shall undertake his or her functions under section 5 and as created by this Act."

**Amendment of Third Schedule**

7. The Third Schedule of the principal Act is amended in paragraph (g) by inserting the word "single" between the words "existing" and "dwelling" wherever they occur.

Passed in the House of Assembly this 28th day of September, 2004.

J. BADEN ALLAIN,  
*Speaker of the House of Assembly.*

Passed in the Senate this 18th day of November, 2004.

HILFORD DETERVILLE,  
*President of the Senate.*