

# A BILL

Act No 4

## TO AMEND THE TOWN PLANNING ACT (CHAPTER 139)

ENACTED by the Parliament of Fiji.

### *Short title and commencement*

1. This Act may be cited as the Town Planning (Amendment) Act, 1995 and shall enter into force on the date of its publication in the *Fiji Republic Gazette*.

### *Section 45 (Regulations) of the Town Planning Act amended*

2. Section "45" of the Town Planning Act is amended by—

- (a) numbering the existing provision as subsection "(1)";
- (b) adding the following provisions as subsections "(2)" and "(3)" respectively:

"(2) Without prejudice to subsection (1), the Minister may make regulations prescribing fees to be paid to the Director in respect of applications for approval of all development and planning applications made under this Act.

(3) All fees received by the Director shall be paid by him into the Consolidated Fund."

February, 1995

TOWN PLANNING (AMENDMENT) BILL, 1995

OBJECTS AND REASONS

*(These do not form part of the Bill and are intended only to indicate its effect).*

- 1.00 This Bill empowers the Minister responsible for Town Planning to prescribe by regulations fees to be paid to the Director for the processing of development and planning applications under the Town Planning Act (Cap. 139) (the Act). Presently the Director does not collect any fees for such applications as it is not empowered by law to collect such fees. (This is in contrast to the powers given under the subdivision of Lands Act for the Minister to prescribe and levy fees to be paid to the Director for the processing of applications for the subdivision of land under that Act).
- 2.00 Clause 1 — This contains the short title and the commencement provision.  
Clause 2 — Amends Section "45" of the Act by the numbering of the existing provision as subsection "(1)" and adding two new subsections. Firstly, to empower the Minister to prescribe the fees to be paid to the Director (subsection "(2)") and secondly requiring that the fees received by the Director be paid to the Consolidated Fund (subsection "(3)").
- 3.00 This Bill is under the responsibility of the Minister for Housing, Urban Development and Environment.

K. R. BULEWA  
Attorney-General and Minister for Justice