

**L.N. 264 of 2001**

**DEVELOPMENT PLANNING ACT  
(CAP. 356)**

**Development Planning (Development Order)  
(Designation of New Development) Regulations, 2001**

IN virtue of the powers conferred by articles 31(9), 37(4) and 60 of the Development Planning Act, the Minister of Home Affairs has made the following regulations:—

Title and  
commencement.

**1.** (1) The title of these regulations is the Development Planning (Development Order) (Designation of New Development) Regulations, 2001.

(2) These regulations shall come into force on the 1st November, 2001.

Definitions.

**2.** (1) In these regulations, unless the context otherwise requires:—

Act I of 1992.

“the Act” means the Development Planning Act;

“development order” shall have the same meaning as is assigned to it in article 31 of the Act;

“new development” means new development which may take place in terms of a development order on a site where illegal development exists and which new development is so designated in regulation 3 of these regulations.

(2) In these regulations any expression defined by the Act has the same meaning as it has in the Act.

New development  
allowed in terms of  
a development order  
where there exists  
illegal development  
on the same site.  
L.N. 126 of 2001.

**3.** For the purposes of subarticle (9) of article 31 of the Act, the development referred to in sub-paragraph (ix) of paragraph 2 of Class 1 of the Development Notification Order, 2001 shall be deemed for all intents and purposes of law to be a new development which shall be allowed to take place in terms of a development order notwithstanding that there might exist illegal development on the same site.