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Objects and Reasons  
Notice of Presentation  
Letter from Prime Minister to Clerk to Parliament

FROM: Attorney General's Chambers 8 JUL 1982

TO: Prime Minister  
(for signing Objects and Reasons, Notice of Presentation and covering letter to Clerk)

TO: Clerk to National Parliament  
(for certificate by Speaker)

TO: Attorney General's Chambers  
(for printing)

TO: Clerk to National Parliament  
(for reference during 1st, 2nd and 3rd Readings)  
(Date passed 3/8/82 Act No. 12)

TO: Attorney General's Chambers  
(for checking before Assent)

TO: Governor General  
(for Assent)

TO: Clerk to National Parliament  
(for distribution: 2 Copies Attorney General's Chambers  
1 Copy Prime Minister's Office  
1 Copy National Parliament Office)

SOLOMON ISLANDS



**THE TOWN AND COUNTRY  
PLANNING  
(AMENDMENT) ACT 1982**

NO 12 OF 1982

ARRANGEMENT OF SECTIONS

SECTION

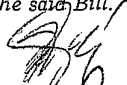
1. Short title.
2. Interpretation.
3. Town and Country Planning Boards.
4. Minor corrections.
5. Payment of compensation.
6. Replacement of Schedule.



**THE TOWN AND COUNTRY  
PLANNING  
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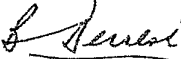
*Passed by the National Parliament this third day of August 1982.*

*This printed impression has been carefully compared by me with the Bill passed by Parliament and found by me to be a true and correct copy of the said Bill.*

  
Festus F. Amama

*Clerk to the National Parliament*

*Assented to in Her Majesty's name and on Her Majesty's behalf this 9th day of August 1982.*

  
B. Devesi  
Governor-General

*Date of commencement:      date of publication in the Gazette*

AN ACT to amend the Town and Country Planning Act 1979.

ENACTED by the National Parliament of Solomon Islands.

*The Town and Country Planning (Amendment) Act 1982*

Short title.

1. This Act is called the Town and Country Planning (Amendment) Act 1982.

Inter-pretation.  
(No 22 of  
1979)

2. Section 2 of the Town and Country Planning Act 1979 (the principal Act) is amended -

(a) by replacing the definition of "Board" by -

" "Board" in respect of a Province or Honiara means the Town and Country Planning Board for that Province or for Honiara established under section 5;"

(b) by deleting the definition of "Chief Lands Officer";

(c) by replacing the definition of "highway Board" by -

" "highway authority" has the same meaning as in section 2 of the Traffic Act;"

(Cap 19)

(d) by inserting the following after the definition of "highway authority" -

" "Honiara" means the area the boundaries of which are delineated on plan 1981 deposited in the office of the Surveyor General;"

(e) by replacing the definition of "Minister" by -

" "Minister" means the member of the Cabinet from time to time charged with responsibility for town and country planning;"

(f) by inserting the following after the definition of "outline permission" -

" "Province" has the same meaning as in section 3 of the Provincial Government Act;"

(g) in the definition of "road" by replacing "1698" by "169B".

Town and  
Country  
Planning  
Boards.

3. The principal Act is amended by replacing section 5 by -

"Town and  
Country  
Planning  
Boards.

5. (1) There shall be a Town and Country Planning Board in each Province and in Honiara.

(2) Each Board shall in its respective Province or, as the case may be, in Honiara carry out the duties imposed and the functions conferred on it by this Act.

(3) The Minister may from time to time give to a Board general or special

duties under this Act and the Board shall comply with such directions.

(4) Each Board shall be constituted in accordance with and be subject to the Schedule to this Act."

- |   |                          |
|---|--------------------------|
| 4. The principal Act is amended   |                          |
| (a) in section 11(4) by inserting "of" between "Notice" and "the";                                      |                          |
| (b) in section 20(4) by replacing "ensure" by "continue".   |                          |
|   |                          |
| 5. Section 21(4) of the principal Act is amended by replacing "Minister" wherever it occurs by "Board". | Minor corrections.       |
|   |                          |
| 6. The Schedule to the principal Act is replaced by -   | Payment of compensation. |
|   |                          |
|   | Replacement of Schedule. |

## "SCHEDULE

Appointment  
of Chairman  
and members.

(Cap 14)

Appointment  
of Secretary.

Revocation  
of  
appointments.

Meetings.

1. (1) Each Board shall consist of a Chairman and not less than 5 nor more than 8 other members.

(2) The Chairman and the members of the Board shall be appointed by the Minister acting in accordance with the advice of the Provincial Executive or, as the case may be, the council for Honiara established under section 3 of the Local Government Act (hereafter called "the appointing authority").

(3) The names of the Chairman and the members of the Board as first constituted and every change in the membership of the Board shall be published in the Gazette.

2. The appointing authority shall appoint the Secretary of the Board who shall not be a member of the Board.

3. (1) The Minister acting in accordance with the advice of the appointing authority may at any time revoke the appointment of the Chairman and of any member of the Board.

(2) The Minister shall revoke the appointment of the Chairman and of any other member if the member -

- (a) becomes insolvent;
- (b) is declared by a Court of competent jurisdiction to be of unsound mind;
- (c) is convicted of a criminal offence involving dishonesty or is sentenced to imprisonment without the option of a fine;
- (d) is absent from 3 consecutive meetings of the Board without the permission of the Board;
- (e) resigns by letter addressed to the Minister.

4. (1) The Board shall meet at such times and at such places as the Chairman shall consider to be necessary for the transaction of business.

(2) The quorum for any meeting of the Board shall be 5 members.

(3) The Chairman shall preside at meetings but if he is absent or unable to act the other members present at the meeting shall elect one of their number to act as Chairman.

(4) The decisions of the Board shall be by a majority of votes of members present and in addition to an original vote the Chairman shall have a second or casting vote in any case in which the voting is equal.

(5) Minutes of each meeting shall be kept by the Secretary and shall be confirmed by the Board at a later meeting.

(6) The Secretary shall before a meeting of the Board send to the Minister the agenda for that meeting, copies of supporting papers and the minutes of the previous meeting.

(7) The Board may invite any technical adviser to the Government, any public officer, any employee of the Provincial Assembly and any planning consultant to attend its meetings as an adviser and such adviser may take part in the discussions of the Board but shall not be entitled to vote.

(8) The Board shall, subject to this Schedule, have power to regulate its own proceedings.

*The Town and Country Planning (Amendment) Act 1982*

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5. The acts and decisions of the Board shall be authenticated by the signature of the Chairman or the Secretary.

Authentication of acts and decisions.

6. The validity of any proceedings of the Board shall not be affected by any vacancy among the members or by any defect in the appointment of a member.

Validity of proceedings.

7. The Chairman or any other member of the Board who has an interest in any application to the Board shall as soon as the Board considers the application disclose the nature of his interest and then such member may take part in the consideration of the application but shall not vote in the decision of the Board on the application.

Interest of members in applications.

8. No personal liability shall attach to the Chairman or any other member of the Board for anything done in good faith under this Act as a member of the Board and any damages or costs which may be recovered against such member for anything done as aforesaid shall be paid out of the funds of the appointing authority.

Personal liability of members.

9. The Chairman and members of a Board may be re-imbursed reasonable travelling and accommodation expenses necessarily incurred in attending meetings of the Board and may be paid such sitting allowance as the Minister, after consultation with all appointing authorities, may by notice in the Gazette prescribe.

Allowances.

10. The expenses of, and any compensation awarded, by the Board shall be paid out of the funds of the appointing authority."

Expenses.



