

ANNEXURE "B"

B.0 SECTION 47 bis (Information Summary)

B.1 The procedure for adopting, altering, rescinding or amending provisions of a town planning scheme in course of preparation, is as follows:-

B.1.1 The Local Authority formally resolves its intention to adopt, rescind, alter or amend provisions of its town planning scheme.

B.1.2 Within two (2) weeks of the date of the resolution of intention, the Local Authority must submit to the Town and Regional Planning Commission a copy of the resolution showing the date thereof, together with copies of all relevant documents, notices and plans, including an explanation why the proposal is necessary and desirable.

B.1.3 The Local Authority shall advertise the proposal as required in terms of Section 47 bis (1) of the Ordinance and, within one (1) week of the expiry date for receipt of objections, submit to the Commission copies of objections received, or if no objections are received, notify the Commission accordingly.

B.1.4 The Commission shall, within six (6) weeks of receipt of the objections or representations or of notification that none have been received, or within an extended period not exceeding six (6) further weeks (unless such extended period is further extended with the consent of the Administrator), notify the Local Authority of its opinion in regard to the submitted proposal.

B.1.5 The Local Authority is then required to consider the Commission's opinion and any objections or representations and either to adopt with or without modifications or to abandon the proposal and within one (1) week of such resolution, to forward to the Commission a copy of that resolution showing the date thereof.

B.1.6 If the proposal is modified as a result of objections or representations received and the Local Authority considers these modifications not to be trivial, then the proposal shall be considered anew and the full procedure, outlined above, shall again be followed.

B.1.7 If the Local Authority adopts a course which is not in accordance with the opinion of the Commission, then such resolution shall not be effective for a period of two (2) months from the date of such resolution, or such other period from such date not exceeding four (4) months as determined by the Commission. With the consent of the Administrator, such period may be further extended. Any such other period shall be notified to the Local Authority within seven (7) days after its determination.

B.2 The foregoing should be read in conjunction with the relevant provisions of the Ordinance and is intended as a guide only.