

Legal Supplement (Part I) to the Official Gazette of the Zanzibar Government,  
Vol. LXIX, No. 4004, of 11th June, 1960.

ZANZIBAR PROTECTORATE.

WE ASSENT



KHALIFA BIN HARUB  
Sultan of Zanzibar.

3rd June, 1960

IN THE NAME OF THE MOST MERCIFUL GOD.

DECREE TO AMEND THE TOWN AND COUNTRY PLANNING  
DECREE, 1955.

No. 4 of 1960.

[1st September, 1960] L.N. 55/60

Be it enacted by His Highness by and with the advice and consent  
of the Legislative Council as follows:—

1. This Decree may be cited as the Town and Country Planning  
Amendment) Decree, 1960 and shall be read as one with the Town  
and Country Planning Decree, 1955 and shall come into operation on  
such date as the British Resident may by order appoint.

Short title.  
Decree No.  
24 of 1955.

L.N. 55/60

- Section 13 of the principal Decree amended.
2. Section 13 of the principal Decree is amended as follows:—
- (a) by deleting sub-section (2) thereof and by substituting therefor the following new sub-sections to be numbered (2) and (3) respectively:—
- “(2) An application for permission to carry out development of land shall be published by the applicant in the *Gazette* in two successive issues and the planning authority shall take such action as is set out in sub-section (1) hereof within a period of seven days after the date of publication of the second issue of the *Gazette* has elapsed.
- (3) Any owner or tenant of any property the boundary of which is within a prescribed distance of any part of the boundary of the land for which application for permission to develop has been made may within a period of seven days from the date of publication of the second issue of the *Gazette* referred to in sub-section (2) hereof object in writing to the planning authority and such objection shall be considered by the planning authority when considering the application for permission to develop land and the planning authority may sustain or overrule the objection as they see fit.”;
- (b) by re-numbering sub-sections (3), (4), (5), (6) and (7) as (5), (6), (7) and (8) respectively; and
- (c) in sub-section (5) thereof as so re-numbered by deleting the phrase at the beginning thereof “Subject to the provisions of section (2), the British Resident” and by substituting therefor the words “The British Resident”.
- Section 14 of the principal Decree amended.
3. Section 14 of the principal Decree is amended in sub-section thereof by deleting the words, figures and brackets “Sub-sections (1) and (2)” occurring in the third line thereof, and substituting therefor the words, figure and brackets “Sub-section (1)”.
- Section 15 of the principal Decree repealed and replaced.
4. Section 15 of the principal Decree is repealed and replaced by the following new section to be numbered 15:—
- “Appeals. 15. (1) For the purposes of this section “an aggrieved person” means either an applicant for permission to carry out development of land who is aggrieved by the decision of a planning authority with respect to his application or a person who has lodged an objection under the provisions of sub-section (2) of section 13 and is aggrieved by the decision of the planning authority thereon.
- (2) Whenever a planning authority—
- (a) overrules an objection made under sub-section (2) of section 13 whether or not it allows the application to which the objection is made unconditionally or subject to any conditions; or

(b) refuses an application made under sub-section (1) of section 13; or

(c) allows an application made under sub-section (1) of section 13 subject to any conditions,

it shall record its reasons for so doing in writing (hereinafter called the record) signed by the Chairman of the meeting at which the decision was made.

(3) An aggrieved person shall on application therefor made within four days of the meeting at which the decision was made and on paying the prescribed fee be entitled to a certified copy of the record.

(4) An aggrieved person may within thirty days from the receipt by him of a certified copy of the record appeal to the British Resident whose decision shall be final. Such appeal shall only be entertained if made on prescribed grounds.

(5) Reference in this section to a planning authority shall be deemed to include a person to whom a planning authority has delegated its powers."

Passed in the Legislative Council on the 31st day of May, 1960.

K. S. MADON,

*Clerk to the Legislative Council.*

Countersigned under the provisions  
of Article 42 of the Zanzibar Order in  
Council, 1924.



A. G. R. MOORING,

*British Resident.*

4th June, 1960.