

CAYMAN ISLANDS



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**DEVELOPMENT AND PLANNING
(APPEALS) RULES**

CAYMAN ISLANDS

DEVELOPMENT AND PLANNING LAW, 1971
(No. 28 of 1971)

APPEALS RULES
(Pursuant to subsection (4) of section 40)

1. These Rules may be cited as the Development and Planning (Appeals) Rules.
2. In these Rules —
 "Law" means the Development and Planning Law, 1971;
 "section" means a section of the Law; and
 section 2 applies.
3. An appeal to the Grand Court under subsection (4) of section 40 shall be made by notice in writing, hereinafter referred to as a "notice of appeal", signed by the appellant or his attorney-at-law. The notice of appeal shall be filed in the office of the Clerk of the Court and a copy thereof served upon the Chairman of the Tribunal and on all parties to the proceedings before the Tribunal within fourteen days from communication of the decision of the Tribunal being made in writing to the appellant.
4. Every notice of appeal shall specify the address within the Islands for service upon the appellant.
5. The Chairman of the Tribunal shall, within twenty-one days from the date of service upon him of a notice of appeal —
 - (a) file in the office of the Clerk of the Court and serve on the appellant a statement of the reasons for the decision; and
 - (b) cause to be filed in the office of the Clerk of the Court the notes of evidence and exhibits and documents relevant to the appeal.
6. The appellant shall, within fourteen days of receipt by him of the statement by the Chairman of the reasons for the decision, serve upon the Chairman and upon the Clerk of the Court a memorandum of appeal showing in precise terms —
 - (a) the grounds of appeal upon which he intends to rely averring how the Tribunal has erred; and
 - (b) the form of order he seeks.
7. Upon receipt of the matters filed in compliance with Rules 5 and 6 the Clerk of the Court shall prepare the record of appeal and set down the appeal for hearing by the Grand Court and thereupon give notice thereof to the Chairman of the Tribunal and the parties to the proceedings before the Tribunal.
8. All parties to the appeal are upon payment of the prescribed fees entitled to copies of the record of the appeal.
9. Service may be effected as follows —
 - (a) upon the Chairman of the Tribunal at the office of the Director;
 - (b) upon the appellant at his address for service; and

(c) upon other parties at their places of abode or their business addresses.

10. The fees chargeable under these Rules are specified in the Schedule.
11. Time may be extended for good cause shown.

THE SCHEDULE

1. Filing notice of appeal	\$20
2. Obtaining copy of record of appeal	\$2 per page
3. Office copy of any plan, map, drawing etc.	\$2 per sheet
4. Office copy of a document	\$2 per page
5. Certification of a document as an office copy	\$1 per page

"page" means a folio of 72 words or part thereof;

"sheet" means an area of paper or parchment of foolscap size or part thereof.

Made the 13th day of August, 1976.

L.T. MOODY
Judge of the Grand Court.

