



**Isle of Man**

*Ellan Vannin*

**AT 16 of 2016**

**LOCAL GOVERNMENT AND BUILDING  
CONTROL (AMENDMENT) ACT 2016**





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## LOCAL GOVERNMENT AND BUILDING CONTROL (AMENDMENT) ACT 2016

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## LOCAL GOVERNMENT AND BUILDING CONTROL (AMENDMENT) ACT 2016

*Signed in Tynwald:* 19 July 2016

*Received Royal Assent:* 17 October 2016

*Announced to Tynwald:* 18 October 2016

**AN ACT** to amend certain enactments in relation to local government, rating and building control and to provide for the introduction of fixed penalties in connection with certain statutory notices and byelaws.

**BE IT ENACTED** by the Queen's Most Excellent Majesty, by and with the advice and consent of the Council and Keys in Tynwald assembled, and by the authority of the same, as follows:—

### PART 1 – INTRODUCTORY

#### **1 Short title**

The short title of this Act is the Local Government and Building Control (Amendment) Act 2016.

#### **2 Commencement**

- (1) This Act, other than section 1, section 3 and this section, comes into operation on such day or days as the Department of Infrastructure may by order appoint.<sup>1</sup>
- (2) An order under subsection (1) may include such incidental and transitional provision as appears to the Department of Infrastructure to be appropriate.

#### **3 Expiry**

- (1) This Act expires —
  - (a) on the day after its promulgation if all of its provisions are in operation on its promulgation; or

- (b) otherwise, on the day after the last provision of this Act is brought into operation.
- (2) The expiry does not —
  - (a) revive any Act it amended as the Act operated before the amendment commenced;
  - (b) revive anything not in operation or existing when the amendment took effect; or
  - (c) affect the continuing operation of the amendment.

## **PART 2 – AMENDMENTS TO THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1984**

### **4 Amendments to the Local Government (Miscellaneous Provisions) Act 1984**

The *Local Government (Miscellaneous Provisions) Act 1984* is amended in accordance with sections 5 and 6.

#### **5 Amendment of section 14**

- (1) Section 14 (maintenance of open land) is amended as follows.
- (2) [Substituted subsection (1)]
- (3) [Inserted subsection (4)]

#### **6 Insertion of section 14A**

[Inserted new section 14A]

## **PART 3 – AMENDMENTS TO THE LOCAL GOVERNMENT ACT 1985**

### **7 Amendments to the Local Government Act 1985**

The *Local Government Act 1985* is amended in accordance with sections 8 and 9.

#### **8 Insertion of section 30A**

[Inserted new section 30A]

#### **9 Amendment of section 58**

- (1) Section 58 (appeals against, and enforcement of, notices requiring the execution of works) is amended as follows.

- (2) [Amended subsection (7)(a)]

## **PART 4 – AMENDMENTS TO THE BUILDING CONTROL ACT 1991**

### **10 Amendments to the Building Control Act 1991**

The *Building Control Act 1991* is amended in accordance with sections 11 and 12.

### **11 Amendment of section 24**

- (1) Section 24 (ruinous buildings etc.) is amended as follows.
- (2) [Amended subsection (1)]
- (3) [Amended subsection (2)(b)]
- (4) [Inserted subsections (4A) to (4C)]

### **12 Insertion of section 24ZA**

[Inserted new section 24ZA]

## **PART 5 – AMENDMENT TO THE RATING AND VALUATION ACT 1953**

### **13 Rating of dangerous or ruinous buildings**

[Inserted new section 75A in the *Rating and Valuation Act 1953*]

## ENDNOTES

### Table of Endnote References

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<sup>1</sup> ADO – Parts 2 to 5 in operation 1/12/2016 [SD2016/0329].