

Parking Places (Deficiency Charge — Exemption) Order 2018

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No. S 282

PARKING PLACES ACT (CHAPTER 214)

PARKING PLACES (DEFICIENCY CHARGE — EXEMPTION) ORDER 2018

In exercise of the powers conferred by section 21 of the Parking Places Act, the Minister for Transport makes the following Order:

Citation and commencement

1. This Order is the Parking Places (Deficiency Charge — Exemption) Order 2018 and comes into operation on 8 May 2018.

Exempt persons

2. The following owner or occupier of any land or premises is exempt from the payment of any deficiency charge under section 6B(1)(b) of the Act in respect of any development (within the meaning of the Planning Act (Cap. 232)) carried out or to be carried out on the land or premises:

- (a) an organisation or association, whether corporate or unincorporated, that is not operated or conducted for profit;
- (b) a body of persons, whether or not registered as a society under the Societies Act (Cap. 311) and whether or not incorporated by or under any written law, that is established for charitable, benevolent or philanthropic purposes only, and is —
 - (i) registered under Part III of the Charities Act (Cap. 37); or
 - (ii) not required to be registered under section 5(4) of that Act.

Exempt private parking places

3.—(1) An owner or occupier of any land or premises is exempt from the payment of any deficiency charge under section 6B(1)(b) of the Act in respect of a development involving the provision of parking lots in a private parking place to the extent that the number of parking lots for cars, motor cycles, coaches or lorries provided is less than the applicable number of parking lots for that development directly because of —

- (a) the use of parking lots for car waxing or polishing; or
- (b) a requirement by or under any written law other than the Act.

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(2) An owner or occupier of any land or premises is exempt from the payment of any deficiency charge under section 6B(1)(b) of the Act in respect of a development involving the provision of parking lots in a private parking place where the number of parking lots for cars, motor cycles, coaches or lorries provided is less than the applicable number of parking lots for that development if —

- (a) the land or premises is situated entirely within a public park within the meaning of the Parks and Trees Act (Cap. 216) and on which no development is being carried out; or
- (b) the Authority has determined that in the interests of safety no parking lots are to be provided on that land or premises.

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(3) In making the determination mentioned in sub-paragraph (2)(b), the Authority must have regard to, and give such weight as the Authority considers appropriate to, all of the following matters:

- (a) whether there is, or there is proposed to be, direct access to the land or premises from expressways, slip roads, acceleration or deceleration lanes, bus or taxi bays or major arterial roads;
- (b) whether the land or premises is situated close to traffic junctions, road