

# **Planning (Child Care Centre — Authorisation) Notification 2005**

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**No. S 136**

#### **PLANNING ACT (CHAPTER 232)**

#### **PLANNING (CHILD CARE CENTRE — AUTHORISATION) NOTIFICATION 2005**

In exercise of the powers conferred by section 21(6) of the Planning Act, the Minister for National Development hereby makes the following Notification:

#### **Citation and commencement**

**1.** This Notification may be cited as the Planning (Child Care Centre — Authorisation) Notification 2005 and shall come into operation on 18th March 2005.

## Definitions

2.—(1) In this Notification, unless the context otherwise requires —

“business park building” means any building approved to be used for the purpose of a business park;

“child care centre” has the same meaning as in the Planning (Use Classes) Rules (R 2);

“commercial and residential building” means any building approved to be used for commercial and residential purposes;

“community building” has the same meaning as in the Planning (Use Classes) Rules (R 2);

“educational institution building” means any building approved to be used for educational purpose;

“HDB” means the Housing and Development Board established under the Housing and Development Act (Cap. 129);

“HDB commercial premises” means any building or any part of a building sold or leased by the HDB for any commercial use or purpose;

“HDB void deck” means any space within a HDB residential flats building which does not form part of any residential flat;

“HDB residential flats building” means a building comprising of residential flats with or without any floor area for commercial use which is built, leased, sold or managed by the HDB under the Housing and Development Act;

“industrial building” and “industrial retail building” have the same meanings as in the Planning (Use Classes) Rules;

“health and medical care building” means any building approved to be used for medical services and includes a hospital, polyclinic, medical centre and nursing home;

“non-residential State building” means any building owned by the State which is used for any non-residential purpose but does not include any building which was originally erected as a residential building;

“science park building” means any building approved to be used for the purpose of a science park;

“Singapore Land Authority” means the Singapore Land Authority established under the Singapore Land Authority Act (Cap. 301);

“sports and recreation building” has the same meaning as in the Planning (Use Classes) Rules;

“warehouse” and “warehouse retail building” have the same meanings as in the Planning (Use Classes) Rules.

(2) For the purpose of this Notification, where a hotel is approved or authorised within a commercial building or a commercial and residential building, any reference to a commercial building or a commercial and residential building in this Notification shall exclude the hotel.

### **Authorisation of change in use to child care centre**

3. Subject to paragraph 4 and any other written law, any change in use of any premises specified in the First Schedule (referred to in this Notification as the relevant premises) to a use as a child care centre is hereby authorised.

### **Conditions of authorisation**

4. The authorisation under paragraph 3 shall apply only if —

- (a) the change in use of the relevant premises does not result in an increase in the floor area of the building in which the relevant premises is located;
- (b) any approval required from any other relevant authority for the change in use of the relevant premises or the use of the relevant premises as a child care centre has been obtained prior to making the change in use of the relevant premises;
- (c) in the case where the relevant premises is specified in item 1 (a) to (f) and (h) in the First Schedule, the aggregate total floor area of the relevant premises and any other floor area used for the purpose of a child care centre within the building in which the relevant premises is located shall be less than 50% of the total floor area of the building;
- (d) in the case where the relevant premises is specified in item 1(g) in the First Schedule, the prior written approval of the Singapore Land Authority has been obtained for the change in use of the relevant premises prior to making the change in use of the relevant premises; and
- (e) in the case where the relevant premises is specified in item 3 in the First Schedule and the floor area of the relevant premises is approved or authorised for an ancillary use, the use of the relevant premises as a child care centre is for an ancillary use only and complies with all relevant planning guidelines issued by the competent authority in relation to ancillary uses in buildings specified in item 3 of the First Schedule.

## **Authorisation not to apply in certain cases**

**5.** The authorisation under paragraph 3 shall not apply to —

- (a) any building or premises in the conservation areas as shown in the maps set out in the Second Schedule; and
- (b) any part of a building or any premises which is specified to be used only for activity generating uses in the development control plans published by the competent authority from time to time pursuant to the provisions of the Written Statement to the Master Plan.

## **FIRST SCHEDULE**

Paragraphs 3 and 4

1. Any part of the following buildings or premises:
  - (a) commercial building;
  - (b) community building;
  - (c) educational institution building;
  - (d) HDB void deck;
  - (e) HDB commercial premises;
  - (f) health and medical care building;
  - (g) non-residential State building; and
  - (h) sports and recreation building.
2. Any part of the following buildings which is approved or authorised for commercial use:
  - (a) commercial and residential building; and
  - (b) hotel.
3. Any part of the following buildings which is approved or authorised for commercial use or any ancillary use:
  - (a) business park building;
  - (b) industrial building;
  - (c) industrial retail building;
  - (d) science park building;
  - (e) warehouse; and
  - (f) warehouse retail building.