



LAWS OF MALAYSIA

Act A1522

**TOWN AND COUNTRY PLANNING (AMENDMENT)
ACT 2017**

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LAWS OF MALAYSIA

Act A1522

TOWN AND COUNTRY PLANNING (AMENDMENT) ACT 2017

An Act to amend the Town and Country Planning Act 1976.

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ENACTED by the Parliament of Malaysia as follows:

Short title, application and commencement

1. (1) This Act may be cited as the Town and Country Planning (Amendment) Act 2017.

(2) This Act applies to Peninsular Malaysia and the Federal Territory of Labuan.

(3) This Act comes into operation in a State on a date to be appointed by the State Authority, with the concurrence of the Minister, by notification in the State *Gazette*.

(4) This Act comes into operation in the Federal Territory of Kuala Lumpur, the Federal Territory of Putrajaya and the Federal Territory of Labuan on a date to be appointed by the Minister responsible for the Federal Territory of Kuala Lumpur, the Federal Territory of Putrajaya and the Federal Territory of Labuan by notification in the *Gazette*.

New section 20B

2. The Town and Country Planning Act 1976 [Act 172], which is referred to as the “principal Act” in this Act, is amended by inserting after section 20A the following section:

“Duty to seek advice

20B. (1) Without prejudice to section 20A, it shall be the duty of every Federal Government and State Government department or agency to seek advice from the Council on a development proposal relating to—

- (a) any coastal reclamation excluding reclamation for the construction of a jetty or beach rehabilitation; and
- (b) any construction of a major national infrastructure including—
 - (i) airports, seaports, inland ports, railway transportation networks, highways, power stations, dams and toxic waste disposal sites; and
 - (ii) other infrastructure of national interest as determined by the Council.

(2) For the purpose of seeking the advice from the Council under subsection (1), the Federal Government and State Government department or agency shall submit to the Council the development proposal together with a social impact assessment report and other reports as determined by the Council.”.

Amendment of section 21A

3. Section 21A of the principal Act is amended—

- (a) in subsection (1), by inserting after paragraph (e) the following paragraph:
 - “(ea) an analysis of and mitigation measures for the social impact and other impacts as determined by the local planning authority;”;
- (b) by deleting subsection (1A).