

**SCHEDULE**  
**(Regulation 3)**

**FORM A**  
**CAYMAN ISLANDS**

**THE ROADS LAW (REVISED)**  
**NOTICE OF INTENTION TO MAKE A CLAIM**  
**FOR COMPENSATION UNDER SECTION 9(1)**

TO: His Excellency the Governor

I hereby give you notice of my intention to make claim for compensation in respect of the taking of land from me under the Roads Law (Revised).

1. Full name of claimant \_\_\_\_\_  
Mailing Address \_\_\_\_\_

Telephone no.: \_\_\_\_\_ (home) \_\_\_\_\_ (business)

2. Description of land:  
Block no. \_\_\_\_\_  
Parcel no. \_\_\_\_\_  
Property address or location \_\_\_\_\_

3. My interest in the land is as -	YES	NO
(a) Owner	_____	_____
(b) Tenant	_____	_____
weekly/monthly/annually/other	_____	_____
(c) Chargee	_____	_____
(d) Executor	_____	_____
(e) Administrator	_____	_____
(f) Other interest (please specify) _____		

4. I occupy the land Yes \_\_\_\_\_ No \_\_\_\_\_

5. Please set out below the name, mailing address and telephone number of any other person who occupies or has an interest in the land and specify the nature of his or her interest -

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

6. (a) Please give details of items which may be affected by the proposed road and for which you consider you should be compensated (for example – land only, buildings, crops, trees, fences, TV dish.)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(b) Any other factors which you feel should be taken into account:

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7. The agent, if any, I have authorized to act on my behalf is:

NAME (please print) \_\_\_\_\_

Mailing Address \_\_\_\_\_

Telephone no. \_\_\_\_\_ (home) \_\_\_\_\_ (business)

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20

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**Signature of the claimant**

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**NOTES**

THIS IS NOT A CLAIM FORM.

If you intend to make a claim for compensation you must complete this form (Form A), and it must be received at the address below WITHIN 90 DAYS OF PUBLICATION IN THE GAZETTE of the relevant notice under section 3 of the Roads Law (Revised) relating to your land. The date of publication in the Gazette is the declared day. If you do not return the form in time you will lose the right to make a claim for compensation, unless you can show good cause for the delay.

To make a claim for compensation you must complete a claim form (Form B) which may be filed with the Lands Officer at any time after you file this form BUT NO LATER THAN ONE YEAR AFTER THE PROPOSED ROAD IS SCHEDULED AS A PUBLIC ROAD pursuant to section 5 (1) (b) of the Roads Law (Revised).

Para. 1 - This Notice of Intention to Make a Claim applies to the claimant named in paragraph 1 only. Any other persons who have an interest in the land must submit separate Notices.

Para 5. - Please give details of all other persons who occupy or have an interest in the land, including joint owners, tenants and contracting purchasers.

Para 6. - Please provide the fullest possible details of buildings or other items upon the land which will be affected by the proposed road, including numbers and species of trees and approximate acreages of any standing crops. At a later date, you will be contacted to arrange a site visit. At that time you will have the opportunity to review the items which you have listed in paragraph 6(a). You will also be provided with further information to assist in formulating your claim. Any outlay or improvement on or disposal of the land which are commenced, made or effected without the approval of the Governor after the declared day will not be taken into consideration for compensation.

Para. 7 - You are not obliged to appoint an agent to act on your behalf. If you decide to do so, please provide details as indicated. You may also be required to provide a letter of authorization. Once you have appointed an agent, all future correspondence will be with him and he will be deemed to have full authority to act on your behalf unless the Lands Officer receives written notice from you revoking that authority.

This form should be submitted to the Chief Valuation Officer, P.O. Box 1089 GT, BritCay House, George Town, Grand Cayman.

**FORM B**  
**CAYMAN ISLANDS**

**THE ROADS LAW (REVISED)**  
**CLAIM FOR COMPENSATION**  
**UNDER SECTION 9(2)**

TO: His Excellency the Governor

I submit the following claim for compensation under the Roads Law (Revised) in respect of the land specified below -

(Please print clearly)

1. Claimant's Name \_\_\_\_\_  
Mailing Address \_\_\_\_\_

Telephone no.: \_\_\_\_\_ (home) \_\_\_\_\_ (business)

2. Description of land:  
Block no. \_\_\_\_\_  
Parcel no. \_\_\_\_\_  
Area being taken \_\_\_\_\_  
Property address or location \_\_\_\_\_

3. Claimant's interest in the land is as -	YES	NO
(a) Owner	_____	_____
(b) Tenant	_____	_____
weekly/monthly/annually/other	_____	_____
(c) Chargee	_____	_____
(d) Executor	_____	_____
(e) Administrator	_____	_____
(f) Other interest (please specify)	_____	_____

4. Does claimant occupy the land?      Yes \_\_\_\_\_      No \_\_\_\_\_

5. The date and manner in which claimant acquired his/her interest in the land is -  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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6. Please set out below the name, mailing address and telephone number of any other persons who occupy or have an interest in the land and specify the nature of their interest -

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

7. Please specify details of any public or private rights-of-ways, easements or other incumbrances affecting the land: \_\_\_\_\_  
\_\_\_\_\_

8. Please set out below details (including block and parcel number, size and location) of any other land contiguous or adjacent to the land in respect of which this claim is being made in which you have a similar legal interest: \_\_\_\_\_

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9. Please specify the date of the Gazette in which the section 3 declaration relating to the land was published: \_\_\_\_\_

10. (a) Please specify the date of entry (if any) by Government onto the land for the purpose of the Roads Law: \_\_\_\_\_

(b) Please specify the nature of the work (if any) done on the land by Government: \_\_\_\_\_

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11. Please consider the list below and put a dollar value on those items for which it is considered claimant should be compensated:

(a) Market value of claimant's interest  
in the land on the declared date:

\$ \_\_\_\_\_

(b) Any damage sustained by reason of  
the taking of any standing crops or  
trees at the time of taking  
possession of the land:

\$ \_\_\_\_\_

(c) Any damage sustained at the time  
of taking possession of the land,  
by reason of severing of such land  
from claimant's other land:

\$ \_\_\_\_\_

(d) Any damage sustained by reason of  
the dispossession injuriously affecting  
claimant's other property or earnings:

\$ \_\_\_\_\_

(e) Reasonable expense incidental to change  
of residence and/or business  
necessitated by the dispossession

\$ \_\_\_\_\_

(f) Any damage resulting from diminution of profits of the land between the declared day and the time of taking possession of the land: \$ \_\_\_\_\_

(g) Any increase in the value of claimant's interest in any remaining, contiguous or adjacent land which is likely to accrue from the use to which the land subject to the claim will be put: \$ \_\_\_\_\_

(h) Other costs or losses which should be considered in assessing compensation: \$ \_\_\_\_\_

Please give details: \_\_\_\_\_

12. The total amount of compensation claimed is: \_\_\_\_\_ dollars (\$ \_\_\_\_\_)

(fill in amount in words)

13. The claimant hereby elects to have his/her claim for compensation assessed as:

(a) one-stage assessment, or

(b) two-stage assessment

Claimant's choice has been underline and claimant acknowledges that this choice is irrevocable.

14. The agent (if any) authorized to act on Claimant's behalf is:

NAME (please print)

Mailing Address

Telephone No. \_\_\_\_\_ (home) \_\_\_\_\_ (business)

I certify that the information given in this claim form is true to the best of knowledge and belief.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Signature of Claimant or Authorised Agent.

## NOTES

- Land - includes any crops, trees, buildings and structures.
- Para. 1 - This claim form applies to the claimant named in paragraph 1 only. Any other person who has an interest in the land must submit a separate claim form.
- Para.5 - This could be the date of purchase, inheritance, commencement of lease etc.
- Para. 6 - Please give details of all other persons who occupy or have an interest in the land, including joint owners, tenants and anyone who has agreed to purchase the land.
- Para. 7 - Indicate whether anyone other than yourself has the right to cross over your land e.g. MRCU road or canal, CUC poles, a neighbour's right-of-ways.
- Para. 9 - If you do not know the date, please inform the lands officer's staff at the Tower Building and they will provide it.
- Para. 11 - These heads of compensation (except (h)) are specified in para. 6 of the Second Schedule to the Roads Law (Revised). Where appropriate, you may be asked to provide documentary or other evidence in support of your claim.
- (b) - Compensation for trees will only be paid if they have a commercial or horticultural value.
  - (d) - "other property" may be land or personal belongings.
  - (e) - all re-location expenses should be claimed (including professional fees) but only if the move was an unavoidable result of the taking of the land.
  - (g) - if your remaining land is likely to increase in value as a result of the new road, you must here give your estimate of the amount of that increase.

Para. 13 - Section 11 of the Roads Law (Revised) allows you to have your claim for compensation assessed in one of two ways i.e.

- (i) one-stage assessment; or
- (ii) two-stage assessment.

The difference between the two is explained below. It is important that you understand the difference before you make your choice, your decision is irrevocable. If you fail to indicate your choice, you will be deemed to have opted for the two-stage assessment.

If you choose the **one-stage assessment**, compensation will be based on the assumption that the road will be built as proposed. Payment of the amount of compensation agreed, or awarded by the Assessment Committee in default of agreement, will be in full and final settlement of your claim.

If you choose the **two-stage assessment**, compensation will be paid as follows –

- (i) compensation will initially be assessed on the assumption that the road will be built as proposed and you will receive an interim payment of such proportion (not exceeding 75%) of the total amount of the assessed compensation as may be approved by the Assessment Committee;
- (ii) when the road has been completed, the Assessment Committee will then review the amount of compensation awarded taking into account the road as built, and make a final award, which may be more or less than the initial award.

Para. 14 - You are not obliged to appoint an agent to act on your behalf but if you do so, please provide details as indicated. You may also be required to provide a letter of authorisation. Once you have appointed an agent, all future correspondence will be with the agent who will be deemed to have full authority to act on your behalf unless the Lands Officer receives written notice from you revoking that authority.

**IMPORTANT:** This form may be submitted at anytime after you have submitted your Notice of intention to Make a Claim (Form A) BUT NO LATER THAN ONE YEAR after the proposed road is scheduled as a public road pursuant to section 5(1) (b) of the Roads Law (Revised).

This form should be submitted to the Chief Valuation Officer, P.O. Box 1089 GT, BritCay House, George Town, Grand Cayman.