

[L.S.]



I Assent,

Rodney Williams,
Governor-General.

26th September, 2014

ANTIGUA AND BARBUDA

PRISON (EXTRAMURAL SENTENCES) (AMENDMENT) ACT, 2014

No. 10 of 2014

AN ACT to amend the Prison (Extramural Sentences) Act, Cap. 342

ENACTED by the Parliament of Antigua and Barbuda as follows:

1. Short title

This Act may be cited as the Prison (Extramural Sentences) (Amendment) Act, 2014.

2. Interpretation

In this Act, the “principal Act” means the Prison (Extramural Sentences) Act, Cap. 342.

3. Amendment of section 2

Section 2 of the principal Act is amended by inserting after the definition of “Extramural Prison Officer” the following—

“serious offence” means an indictable offence under any Act of Parliament for which the maximum punishment is imprisonment for five years or more or another offence that is prescribed by regulation.



PRISON (EXTRAMURAL SENTENCES) (AMENDMENT) ACT, 2014

No. 10 of 2014

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Prison (Extramural Sentences) (Amendment) Act, 2014.

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Prison (Extramural Sentences) (Amendment) Act, 2014.

PRISON (EXTRAMURAL SENTENCES) (AMENDMENT) ACT, 2014

ARRANGEMENT

Sections

1. Short title
2. Interpretation
3. Amendment of section 2
4. Amendment of section 3 – Persons sentenced to short term imprisonment may opt for non-remedial labour in lieu of imprisonment.
5. Insertion of Section 4 – Regulations

4. Amendment of section 3 – Persons sentenced to short term imprisonment may opt for non-remedial labour in lieu of imprisonment.

Section 3 of the principal Act is amended as follows —

(a) by the repeal of subsection (1) and the substitution of the following —

“(1) Notwithstanding any law to the contrary, a person —

(a) sentenced by a court of competent jurisdiction to imprisonment for a term not exceeding twelve months;

(b) below the age of 25 years, who is convicted of an offence which, in the opinion of the court, is not a serious offence;

(c) liable to be committed to prison for non-payment of a fine of a sum of money ordered to be paid in respect of maintenance, affiliation or civil proceedings,

may on the recommendation of the Court and subject to the consent of the person opt to be employed on public work outside the prison under the supervision and control of a public authority instead of serving the sentence of imprisonment.

In this subsection, “public authority” includes the Public Works Department or any statutory body or a municipal or local government authority vested with municipal or administrative jurisdiction in Antigua and Barbuda.

5. Insertion of Section 4 – Regulations

The principal Act is amended by inserting after section 3, the following—

“4 Regulations

The Minister may make regulations for the better carrying out of the provisions of this Act.”

Passed by the House of Representatives on
the 18th day of August, 2014.

Gerald Watt, Q.C.,
Speaker.

Ramona Small,
Clerk to the House of Representatives.

Passed by the Senate on the 26th day
of August, 2014.

Alicia Williams-Grant,
President.

Ramona Small,
Clerk to the Senate.