

CHAPTER 425

THE TEXTILES QUOTA ACT

Arrangement of Sections

Section

1. Short title.
2. Interpretation.
3. Power to fix quotas.
4. Returns and declarations of origin.
5. Records of imports to be published.
6. Prohibition of imports in excess of quota.
7. Forfeiture.
8. Penalties.
9. Power to make regulations and prescribe fees and charges.

TEXTILES QUOTA

(25th June, 1934.)

13/1934.
9/1937.
18/1989.
S.I. 39/1989.

1. This Act may be cited as the Textiles Quota Act. **Short title.**
2. (1) In this Act— **Interpretation.**

"foreign country" means any country or territory not being a part of the Commonwealth;

"quota" means the quantity of textiles which may be imported during any period in accordance with an order made by the Cabinet under section 3;

"quota period" means any period in respect of which any quota has been fixed by the Cabinet;

"regulated textiles" means any textiles in respect of which any quota has been fixed by the Cabinet:

Provided that for the purposes of this Act any textile goods of a class in respect of which a quota has been fixed shall be deemed to be manufactured in a foreign country unless accompanied by a certificate of Commonwealth origin in the manner and form prescribed;

"textiles" means any textile goods, and any class of textile goods manufactured in a foreign country.

(2) This Act shall be construed as one with the Trade and Revenue Act, and the Customs Duties Act or any similar Customs Duty Act for the time being in force, and all rights, duties, powers and privileges conferred thereunder upon any Government or Customs Officer in relation to the importation, examination, powers or privileges whatsoever contained therein shall apply – the necessary changes being made – to the importation, examination, entry and forfeiture of regulated textiles.

Power to fix quotas.

3. (1) The Cabinet may fix by order the total quantity of textiles manufactured in any foreign country which may be imported during any quota period.

(2) The period specified in any order made hereunder may commence prior to the commencement of this Act; and any imports of regulated textiles between the commencement of the period specified in any such order and the Act respectively may be taken into account for the purposes of section 5:

Provided that no importation made prior to the commencement of this Act shall constitute an offence under section 8.

Returns and declarations of origin.

4. No person shall import any regulated textiles unless he shall at the time of importation submit to the Comptroller of Customs in the prescribed form a return of the quantity, class and origin of the goods imported and a declaration of origin:

Provided that the Cabinet may direct that in addition such person shall also provide a visa from the principal representative of Antigua and Barbuda, the British Consular Officer or Chamber of Commerce in such country of origin.

5. (1) The imports of any regulated textiles shall be separately recorded by the Comptroller of Customs. **Records of imports to be published.**

(2) Any person may at any time, on payment of the prescribed fee, require the Comptroller of Customs to furnish a statement of the total quantity already imported of any regulated textiles manufactured in any individual foreign country during any quota period.

(3) The Minister shall issue a notice in the *Gazette* when the quota of regulated textiles for any quota period has been completed in respect of any foreign country.

6. Upon the issue of a notice under subsection (3) of section 5 further imports of the regulated textiles concerned manufactured in the country specified therein shall be prohibited until the end of the quota period: **Prohibition of imports in excess of quota.**

Provided that notwithstanding anything in this Act contained the Cabinet may, if they think fit, in any order issued under this Act, direct that textiles in excess of the several quotas therein fixed, may be imported upon payment of such additional surcharge upon the duties prescribed by the Customs Duties Act, or any other Act as may be specified in such order.

7. Any regulated textiles imported contrary to the provisions of this Act shall be forfeited to Her Majesty: **Forfeiture.**

Provided it shall be lawful for the Comptroller of Customs in his absolute discretion to permit the importer to export the same from Antigua and Barbuda within a period prescribed by the Comptroller of Customs.

8. Any person who acts in contravention of or fails to comply with any of the provisions of this Act or any regulations made thereunder shall be liable to a fine not exceeding five thousand dollars for each and every such act done and committed. **Penalties.**

Power to make
regulations and
prescribe fees and
charges.

9. The Cabinet may make regulations and prescribe fees and charges to be made for giving effect to the provisions of this Act.
