

ANTIGUA AND BARBUDA

STATUTORY INSTRUMENTS

1999, No. 40

Customs (Currency and Goods Declaration) Regulations, made by the Minister under section 140 of the Customs (Control and Management) Act 1993, No. 7 of 1993.

1. These Regulations may be cited as Customs (Currency and Goods Declaration) Regulations 1999. Short title.

2. (1) A person who leaves or enters Antigua and Barbuda with more than Ten Thousand United States dollars (US\$10,000) or its equivalent in Eastern Caribbean dollars or in any other currency in cash or negotiable bearer instruments shall make a declaration in the form prescribed in the Schedule and submit such form to the proper officer on duty at the port of embarkation or disembarkation as the case may be. Currency and goods Declaration

(2) A person who arrives in Antigua and Barbuda with accompanying baggage containing any dutiable goods or personal effects shall —

- (a) make a declaration on the form prescribed in the Schedule and submit it to the proper officer on duty at the port of disembarkation;
- (b) answer such questions as the proper officer may put to him with respect to his baggage and anything contained therein or carried with him;
- (c) produce that baggage and anything for examination at such place as the Comptroller may direct.

(3) Any person who fails to comply with the provisions of subparagraph (1) or (2) commits an offence and is liable on conviction to a fine not exceeding Five Thousand Eastern Caribbean dollars (EC\$5,000) and in addition the Court may order that —

- (a) the currency be forfeited to the Crown; and
- (b) the appropriate duty is charged on the excess of the goods.

Personal relief

3. (1) Any citizen or resident of Antigua and Barbuda who arrives at any port of entry with accompanying baggage is entitled to an exemption from all duties and other taxes on personal effects of the value of Seven Hundred Eastern Caribbean dollars (EC\$700) imported in non-commercial quantities per quarter.

(2) For the purposes of these regulations personal effects mean clothing, shoes, toiletries, jewelry or small portable items which a person may reasonably be expected to have for private use; and the exemption is limited to not more than seven articles of each item of personal effects.

Restriction on importation and exportation of firearms, ammunition or offensive weapons.

4. (1) Every person who disembarks from any ship, vessel or aircraft which comes into Antigua and Barbuda from any port or place outside Antigua and Barbuda shall declare in the form prescribed in the Schedule any firearms, ammunition or offensive weapon in his possession or under his control and shall deliver such firearm, ammunition or offensive weapon to the authorised officer or customs officer to be dealt with in accordance with the law.

(2) Any person who fails to comply with the provisions of subparagraph (1) commits an offence and is liable on summary conviction —

- (a) to a fine of Five Thousand Eastern Caribbean dollars (EC\$5,000) and to imprisonment of two years; and
- (b) in the case of a person who is not a citizen of Antigua and Barbuda to be deported immediately after payment of the fine or completion of the term of imprisonment.

Examination and search of departing and arriving passengers.

5. (1) Where a person —

- (a) is about to leave Antigua and Barbuda or has arrived in Antigua and Barbuda;
- (b) is about to board or leave or has boarded or left any ship or aircraft;

an authorised officer or customs officer may with such assistance as is reasonably necessary —

- (i) examine any article which a person has with him or her;

- (ii) search the person if the officer has reasonable grounds to suspect that an offence under paragraph 2 or 4 may have been or is being committed;

for the purpose of finding out whether the person has with him or on him or in his baggage or clothing any cash or negotiable bearer instruments or dutiable article or goods in excess of the required minimum or any firearm, ammunition or offensive weapon in respect of which a declaration under paragraphs 2 and 4 is required.

(2) A person shall not be searched except by a person of the same sex.

6. (1) A customs officer or an authorised officer, and any person assisting such officer, may board any ship or aircraft for the purpose of examination or search, where such officer has reasonable grounds to believe that cash or negotiable bearer instruments are kept on board that ship or aircraft.

Searching on board a ship or aircraft.

(2) The customs officer or an authorised officer shall in the course of an examination or search conducted under subparagraph (1) take possession of anything that may afford evidence as to the commission of an offence against the Customs (Control and Management) Act or the Money Laundering (Prevention) Act.

7. No person shall remove any baggage out of the charge of the customs or authorised officer until such officer has initialed or otherwise marked such package or until in the case of articles liable to duty such person has paid the duty and signed the copy of the receipt for the duty required to be retained by the customs officer.

Removal of baggage without clearance.

Made this 5th day of October 1999.

John St. Luce,
Minister responsible for Finance.

IMMIGRATION USE
ONLY**WELCOME TO
ANTIGUA AND BARBUDA**

CUSTOMS USE ONLY

**MINISTRY OF FINANCE
CUSTOMS DIVISION
CUSTOMS DECLARATION**

Each arriving traveller or responsible family member must provide the following information (only ONE written declaration per family is required):

1. Family Name

2. First (Given) Name

3. Middle Initials

4. Birth Date (*day/month/yr*)

5. Airline/Flight No. or Vessel Name or Vehicle license No.

6. Number of Family Members travelling with you

7. (a) Country of Citizenship

7. (c) Country of Residence

7. (b) Passport number

8. (a) Antigua and Barbuda Address (Street Number/Hotel/Mailing Address in Antigua and Barbuda)

8. (b) Residential Address

9. (a) Countries visited on this trip prior to Antigua and Barbuda arrival

9. (b) Number of times travelled within the last three months

9. (d) Arrival dates in Antigua and Barbuda within the last three months

9. (c) Value of personal effects imported during the last three months

10. The purpose of my (our) trip is or was:
(Check one or both boxes, if applicable)

Business

Personal

11. I am (We are bringing fruits, plants, meats, food, soil, birds, snails, other live animals, wildlife products, farm products; or, have been on a farm or ranch outside Antigua and Barbuda; Yes No

12. I am (We are carrying currency or monetary instruments over US\$10,000 or equivalent in Eastern Caribbean or other currency: Yes No

13. I have (We have) commercial merchandise, EC or Foreign: (Check one box only) Yes No

14. The total value of all goods, including commercial merchandise, I/We purchased or acquired abroad and am/ are bringing to Antigua and Barbuda is: \$ _____ (EC Dollars)

(See the instructions on the back of this form under "MERCHANDISE" and use the space provided there to list all the items you must declare. If you have nothing to declare, write "— 0 —" in the space provided above.

15. The total value of personal effects \$ _____ (EC Dollars)

SIGN BELOW AFTER READING NOTICE ON REVERSE

I have read the notice on the reverse and have made a truthful declaration.

.....
Signature Date (day/month/year)

Antigua and Barbuda Customs use only — Do not write below this line — Antigua and Barbuda Customs use only

BADGE NUMBER	STAMP AREA
CUSTOM OFFICERS FULL NAME AND SIGNATURE	
TIME COMPLETED	

SCHEDULE

NOTICE

ALL PERSONS ARE SUBJECT TO FURTHER QUESTIONING AND THEIR PERSONS, BELONGINGS AND CONVEYANCE ARE SUBJECT TO SEARCH. (Regulation 5 of S.I. No. 40 of 1999).

The unlawful importation of controlled substances (narcotics, chemicals, prescription medicines if not accompanied by a prescription, etc.) regardless of amount is a violation of Antigua and Barbuda law.

AGRICULTURAL AND WILDLIFE PRODUCTS

To prevent the entry of dangerous agricultural pests and prohibited wildlife, the following are restricted: plants, plant products, soil, birds, snails and other live animals or animal products, wildlife and wildlife products. Failure to declare all such items to a Customs/Agricultural/Wildlife officer can result in penalties and the items may be subject to seizure.

CURRENCY AND MONETARY INSTRUMENTS

The transportation of currency or monetary instruments, **REGARDLESS OF AMOUNT IS LEGAL**; however, if you take out of or bring into Antigua and Barbuda more than US\$10,000 (or equivalent in EC or other currency, or a combination of the two) in coin, currency, traveler's checks or bearer instruments such as money orders, personal or cashier's checks, stocks or bonds, you are required **BY LAW** to **FILE** a report with the Minister of Finance. If you have someone else carry the currency or instruments for you, you must also file the report. **FAILURE TO FILE THE REQUIRED REPORT OR FAILURE TO REPORT THE TOTAL AMOUNT YOU ARE CARRYING MAY LEAD TO THE SEIZURE OF ALL THE CURRENCY OR INSTRUMENTS, AND MAY SUBJECT YOU TO CIVIL PENALTIES AND/OR CRIMINAL PROSECUTION.**

MERCHANDISE

VISITORS (NON-RESIDENTS) must declare in item 14 the total value of all articles intended for others and all items intended to be sold or left in Antigua and Barbuda. This includes all gifts and commercial items or samples. (**EXCEPTION:** Your own personal effects, such as clothing, personal jewelry and camera equipment, baggage, etc., need not be declared.) Antigua and Barbuda residents must declare in item 14 the total value of all articles, including commercial goods and samples, they acquired abroad (whether new or used; dutiable or not; and whether obtained by

purchase, received as a gift, or otherwise), including those article purchased in DUTY FREE STORES IN ANTIGUA AND BARBUDA OR ABROAD, which are in their possession at the time of arrival. Articles which you acquired on this trip mailed from abroad, are dutiable upon their arrival in Antigua and Barbuda.

THE AMOUNT OF DUTY TO BE PAID will be determined by a Customs officer. Antigua and Barbuda residents are entitled to a duty free exemption of EC\$700 worth of personal effects in non commercial quantities accompanying them; These include your clothing, toiletries, jewelry or small portable items which a person may reasonably be expected to have for private use. For the purposes of this paragraph not more than seven articles of each item of personal effects are allowed for exemption. Duty is normally a flat rate of 30% on the first \$270 above the exemption. If the total value of personal effects declared in item 15 EXCEEDS EC\$270 PER PERSON, then list ALL articles below and show price paid in U.S. dollars or, for gifts, fair retail value. Please describe all articles by their common names and material. For Example: MAN'S WOOL KNIT SWEATER; DIAMOND AND GOLD RING; etc. Also, please have all your receipts ready to present to the Customs officer, if requested. This will help to facilitate the inspection process.

All passengers over the age of 18 years may bring with them the following items:

- (a) Wine and spirits not exceeding one (1) litter;
- (b) Tobacco not exceeding two hundred and fifty (250) grams or cigars not exceeding fifty (50) in number or cigarettes not exceeding two hundred (200) in number.

PENALTY NOTICE

Any false declaration is an offence against section 113 of the Customs Control and Management Act 1993, No. 7 of 1993 and on conviction may incur a fine up to a maximum of \$10,000 and the goods in relation to which the false declaration is made may be forfeited.

COMMERCIAL MERCHANDISES can be defined as articles for sale, for soliciting orders, or other goods not considered personal effects of the traveler.

IF YOU HAVE ANY QUESTIONS ABOUT WHAT MUST BE REPORTED OR DECLARED ASK A CUSTOMS OFFICER.

DESCRIPTION OF ARTICLES (List may be continued on another Form)	VALUE	CUSTOMS USE
TOTAL		

The information collected on this Form is needed to carry out the Customs, Agriculture, and Currency Laws of Antigua and Barbuda. We need it to ensure that travellers are complying with these laws and to allow us to figure and collect the right amount of duty and taxes. Your response is mandatory.

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