

CHAPTER 344

CRUISE SHIPS (OVERNIGHTING INCENTIVES)

**CRUISE SHIPS (OVERNIGHTING INCENTIVES)
REGULATIONS, 1995**

S.I. 100/1995

(SECTION 19)

[Commencement 18th December, 1995]

1. These regulations may be cited as the Cruise Ships (Overnighting Incentives) Regulations, 1995.

Citation.

2. A licence issued by the licensing authority under section 4(4)(a) of the Act shall be in Form 1 in the Schedule.

Form of licence issued by licensing authority. Form 1 Schedule.

3. A licence issued, by the Minister responsible for Lotteries and Gaming, under section 4(4)(b) of the Act shall be in Form 2 in the Schedule.

Form of licence issued by Minister responsible for Lotteries and Gaming. Form 2 Schedule.

SCHEDULE (Regulation 2)

FORM 1

SHOP LICENCE

THE COMMONWEALTH OF THE BAHAMAS

SHOP LICENCE ISSUED PURSUANT TO THE CRUISE SHIPS (OVERNIGHTING INCENTIVES) ACT, 1995

WHEREAS
..... a company (hereinafter referred to as “the company”) incorporated under the laws of and a scheduled shipowner under the provisions of the Cruise Ships (Overnighting Incentives) Act, 1995 (hereinafter referred to as “the Act”) has submitted an application to the Minister of Tourism (hereinafter referred to as “the Minister”) for the approval of its ships namely [NAMES OF SHIPS] for the purposes of the Act;

AND WHEREAS the Minister has approved the grant of the said Application subject to the provisions of the Act and such other conditions as are contained herein;

AND WHEREAS the Minister pursuant to section 4 of the Act has, on the day of 199 entered into an agreement with the company (hereinafter referred to as “the agreement”);

AND WHEREAS by section 4 of the Act it is further provided that upon the execution of an agreement between the Minister and the scheduled ship owner the licensing authority shall issue in respect of each ship a licence authorising the operation of shops and the sale, exposure or offer for sale of intoxicating liquor;

AND WHEREAS the company has paid the prescribed fee in respect of the issue of this licence;

NOW THEREFORE the company is hereby granted a Licence to operate shops and to sell, expose or offer for sale intoxicating liquor on its ship [NAME OF SHIP] while the said ship remains at the Prince George Dock in the port of Nassau [OR OTHERWISE] and subject to the provisions of the Act, the Agreement and as follows —

- (a) that the licensed ship shall make not less than twenty voyages each year from a port in a country other than The Bahamas to a port in The Bahamas;
- (b) that while the licensed ship remains at the Dock, no casino or shop shall be operated on board the ship at any time earlier than 7 p.m. on one day and later than 3 a.m. on the following day;
- (c) that the licensed ship operates under an itinerary that either originates or terminates outside The Bahamas;
- (d) that the concessions specified in the Third Schedule to the Act will be granted only in respect of a licensed ship which, in the course of a voyage, remains at the Dock for a period of not less than eighteen hours;
- (e) that the licensee will endeavour to provide opportunities for the employment of citizens of The Bahamas on board the licensed ship; and
- (f) that the licensee will endeavour to adopt all such measures as may be necessary for promoting and advertising The Bahamas as a tourist resort (such measures to include the promotion of land and sea tours and attractions in The Bahamas, and the exhibition of promotional films of The Bahamas).

Dated the day of, 1995.

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LICENSING AUTHORITY

FORM 2 (Regulation 3)**CASINO LICENCE****THE COMMONWEALTH OF THE BAHAMAS****CASINO LICENCE ISSUED PURSUANT TO THE CRUISE SHIPS (OVERNIGHTING INCENTIVES) ACT, 1995****WHEREAS**

..... a company (hereinafter referred to as “the company”) incorporated under the laws of and a scheduled shipowner under the provisions of the Cruise Ships (Overnighting Incentives) Act, 1995 (hereinafter referred to as “the Act”) has submitted an application to the Minister of Tourism (hereinafter referred to as “the Minister”) for the approval of its ships, namely [NAMES OF SHIPS] for the purposes of the Act;

AND WHEREAS the Minister has approved the grant of the said Application subject to the provisions of the Act and such other conditions as are contained herein;

AND WHEREAS the Minister pursuant to section 4 of the Act has, on the day of 199 entered into an agreement (hereinafter referred to as “the agreement”) with the company;

AND WHEREAS by section 4 of the Act it is further provided that upon the execution of an agreement between the Minister and the scheduled ship owner the Minister responsible for Lotteries and Gaming shall issue in respect of each ship referred to in the agreement a licence authorising casinos to be operated on board the ship while the ship remains at the Prince George Dock in the port of Nassau [OR OTHERWISE], subject to the provisions of the Act or to any terms and conditions of the agreement and the licence;

AND WHEREAS the company has paid the prescribed fee in respect of the issue of this Licence;

NOW THEREFORE the company is hereby granted a Licence to operate casinos on board its ship [NAME OF SHIP] while the said ship remains at the Prince George Dock in the port of Nassau [OR OTHERWISE], subject to the provisions of the Act, the agreement and as follows —

- (a) that the licensed ship shall make not less than twenty voyages each year from a port in a country other than The Bahamas to a port in The Bahamas;
- (b) that while the licensed ship remains at the Dock, no casino or shop shall be operated on board the ship at any time earlier than 7 p.m. on one day and later than 3 a.m. on the following day;

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- (c) that a person who —
 - (i) is the holder of a permanent residence certificate granted under any statute regulating immigration in The Bahamas;
 - (ii) is ordinarily resident in The Bahamas;
 - (iii) is engaged in any business or profession, or employed for gain, in The Bahamas;
 - (iv) is in the employment of the Government of The Bahamas;
 - (v) possesses or requires a permit to engage in gainful occupation under the provisions of any statute regulating immigration in The Bahamas;
 - (vi) is the spouse of any such person as is mentioned in subparagraphs (i) to (v); or
 - (vii) is not the holder of a ticket entitling him to travel on board the licensed ship, shall not take part in gaming on such ship while the ship is in the waters or at a port, of The Bahamas, unless such person is employed, by the licensee or the operator of the casino situated on board the ship, to take part in the conducting of the gaming in the casino and such person takes part in the gaming within the course of his employment;
 - (d) that the licensee shall notify the Minister of any change in —
 - (i) the name of any game played in a casino situated on the licensed ship;
 - (ii) the rules in accordance with which such game is to be played; or
 - (iii) the equipment used in the playing of such game;
 - (e) that any gaming conducted on the licensed ship is ancillary to the voyage and the voyage has as its main purpose scenic cruising and port visits in The Bahamas or elsewhere;
 - (f) that the licensed ship operates under an itinerary that either originates or terminates outside The Bahamas;
 - (g) that the concessions specified in the Third Schedule to the Act will be granted only in respect of a licensed ship which, in the course of a voyage, remains at the Dock for a period of not less than eighteen hours;
 - (h) that an inspector of the Gaming Board shall, on the direction of the Secretary to the said Board, board any licensed cruise ship while the ship is at a port in The Bahamas and inspect any casino situated on the ship and any machine or equipment relating to gaming on the ship;
 - (i) that the licensee will endeavour to provide opportunities for the employment of citizens of The Bahamas on board the licensed ship; and

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- (j) that the licensee will endeavour to adopt all such measures as may be necessary for promoting and advertising The Bahamas as a tourist resort (such measures to include the promotion of land and sea tours and attractions in The Bahamas, and the exhibition of promotional films of The Bahamas).

Dated the day of, 1995.

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MINISTER RESPONSIBLE FOR
LOTTERIES AND GAMING