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DANGEROUS DRUGS (AMENDMENT) ACT, 2011

AN ACT TO AMEND THE DANGEROUS DRUGS ACT

(Date of Assent – 3rd November, 2011)

Enacted by the Parliament of The Bahamas

1. Short title.

This Act, which amends the Dangerous Drugs Act (*Ch. 228*), may be cited as the Dangerous Drugs (Amendment) Act, 2011.

2. Amendment of section 22 of the principal Act.

Section 22 of the principal Act is amended —

- (a) in subsection (2)(b), by the deletion of the words “to a fine of two hundred and fifty thousand dollars or to imprisonment for five years or to both.” and the substitution therefore of the words “to a term of imprisonment within the range of four to seven years or to both imprisonment and a fine of two hundred and fifty thousand dollars:

Provided that where the offence occurs within one mile of a school, such person shall be liable to a term of imprisonment within the range of six to seven years or to both imprisonment and a fine of two hundred and fifty thousand dollars.”; and

- (b) in subsection (4)(b), by the deletion of the words “to a fine of five hundred thousand dollars or to imprisonment for five years or to both” and the substitution therefore of the words “to a term of imprisonment within the range of four to seven years or to both imprisonment and a fine of five hundred thousand dollars”.

3. Amendment of section 28 of the principal Act.

Section 28 of the principal Act is amended in subsection (1)(b), by the deletion of the words "to a fine of five hundred thousand dollars or to imprisonment for five years or to both" and the substitution therefore of the words "to a term of imprisonment within the range of five to seven years or to both imprisonment and a fine of five hundred thousand dollars".

4. Amendment of section 29 of the principal Act.

Section 29 of the principal Act is amended in subsection (2)(b), by the deletion of the words "imprisonment for five years or to both" and the substitution of the words "a term of imprisonment within the range of five to seven years or to both".

5. Insertion of new section 33A into the principal Act.

The principal Act is amended by the insertion immediately following section 33 of the following new section —

"33A. Remission of sentence.

Notwithstanding any written law providing for the remission of a term of imprisonment by reason of good conduct and industry, the term of incarceration that a person undergoes for an offence under the provisions under this Act, shall not be less than the specific period of imprisonment imposed by the respective sentence of the court."