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**CHAPTER 298****IMPORT CONTROL REGULATIONS****ARRANGEMENT OF SECTIONS**

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## CHAPTER 298

## IMPORT CONTROL REGULATIONS

**An Act to provide for the control of imports into The Bahamas.**

*1 cf 1955*  
*43 cf 1964*  
*E L A O , 1974*  
*5 cf 1987*

*[Commencement 20th June, 1955]*

**1.** This Act may be cited as the Import Control Regulations Act.

Short title.

**2.** In this Act and in the regulations made under this Act —

Interpretation.

“goods” means anything capable of being imported into The Bahamas;

“Minister” means the Minister of Finance.

*E L A O 1974*

**3.** From and after the coming into operation of this Act the Minister may by Order make such regulations (hereinafter described as the Import Regulations) as he may deem expedient for the purpose of controlling the importation into The Bahamas of goods.

Minister may make Import Regulations.  
*E L A O , 1974*

**4.** From and after the coming into operation of this Act the Minister may by notice in the *Gazette* appoint a person or body of persons to be the competent authority to enforce the Import Regulations.

Appointment of competent authority.  
*E L A O , 1974*

**5.** (1) The competent authority may appoint such agents as may be necessary for the efficient carrying out of the duties of the competent authority under the Import Regulations.

Agents of competent authority.

(2) Without prejudice to the generality of the powers conferred upon the competent authority by the Import Regulations, the competent authority may delegate to his agent any powers conferred upon the competent authority by the Import Regulations in respect of the grant of or refusal to grant any licence, certificate, permit or other authorisation required by the Import Regulations.

Advisers to  
competent  
authority  
*E L A O, 1974*

6. The Minister may, if he sees fit, by notice in the *Gazette* appoint any person or body of persons to advise the competent authority in the exercise of the powers conferred upon such competent authority by the Import Regulations.

Offences by  
company, etc

7. Where any offence under the Import Regulations is committed by a company, firm, or other association of individuals, every director and officer of the company, every partner and officer of the firm or every member and every person concerned in the management of the affairs of the association, as the case may be, shall severally be liable to be prosecuted and punished for the offence in like manner as if he had himself committed the offence, unless the act or omission constituting the offence took place without his knowledge, consent or connivance.

Offences and  
penalties  
*E L A O, 1974*

8. Any person who fails to comply with or contravenes any of the provisions of the Import Regulations shall be guilty of an offence and shall be liable to such penalties (including the forfeiture of any goods the subject-matter of the offence) as the Minister may by the Import Regulations prescribe:

Provided that no such penalty if consisting of imprisonment or a fine, or of both such imprisonment and fine, shall exceed —

*5 cf 1987, s 2*

- (a) on a summary conviction, imprisonment for six months or a fine of four hundred dollars, or both such imprisonment and fine; or
- (b) on conviction by the Supreme Court, imprisonment for two years or a fine of two thousand dollars, or both such imprisonment and fine.