

JAMAICA

No. 16—2000

I assent,

[L.S.]

H. F. COOKE,
Governor-General.

22nd day of December, 2000.

AN ACT to Amend the Customs Act.

[23rd December, 2000]

BE IT ENACTED by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and House of Representatives of Jamaica, and by the authority of the same, as follows:—

1. This Act may be cited as the Customs (Amendment) Act, 2000 and shall be read and construed as one with the Customs Act (hereinafter referred to as the principal Act) and all amendments thereto.

Short title
and con-
struction.

2. Section 54 of the principal Act is amended—

Amendment
of section
54 of prin-
cipal Act.

- (a) by inserting immediately after the words “any place” the words “or container”;
- (b) by inserting immediately after the words “such place” wherever they appear the word “container,”.

Amendment
of section
55 of prin-
cipal Act.

3. Section 55 of the principal Act is amended—

- (a) by inserting immediately after the words “any place” the word “, container”;
- (b) by inserting immediately after the words “goods, place” the word “, container”;
- (c) by deleting the words “five thousand dollars” and substituting therefor the words “two hundred thousand dollars”.

Insertion of
new section
55A in prin-
cipal Act.

4. The principal Act is amended by inserting next after section 55, the following as section 55A—

“Penalty for
interfering
with goods,
while in
any port,
etc.

55A.—(1) A person commits an offence if, without lawful excuse or the permission of the proper officer, he interferes with any goods while those goods are in, or being conveyed between, any port, customs area, container station, inspection sight, wharf or other place within the Island or the waters thereof.

(2) For the purposes of subsection (1) a person interferes with goods if he—

- (a) breaks into or opens any container, package, place or vehicle in which goods are kept or conveyed or to be conveyed;
- (b) removes any goods from such container, package, place or vehicle or inserts therein any other goods;
- (c) tampers with any lock, mark or seal on or affixed to any such container, package, place or vehicle.

(3) A person who commits an offence under subsection (1) is liable on

summary conviction in a Resident Magistrate's Court to a fine not exceeding two hundred thousand dollars, and the Resident Magistrate may order that such goods be forfeited.”.

5. Section 67 of the principal Act is amended by inserting immediately after the word “any” the word “containers,”. Amendment of section 67 of principal Act.
6. Section 69 of the principal Act is amended— Amendment of section 69 of principal Act.
- (a) by inserting immediately before the word “package” wherever it appears the word “, container,”; and
 - (b) by deleting the words “five hundred dollars” and substituting therefor the words “fifty thousand dollars”.
7. Section 72 of the principal Act is amended— Amendment of section 72 of principal Act.
- (a) by inserting immediately after the words “part of such cargo” the words “or any container opened so as to facilitate the unloading of any of the contents thereof”;
 - (b) by deleting the words “ten thousand dollars” and substituting therefor the words “one hundred thousand dollars”.
8. Section 121 of the principal Act is amended by deleting the words “two years” and substituting therefor the words “one year”. Amendment of section 121 of principal Act.
9. Section 122 of the principal Act is amended by deleting the words “two years” where they first appear and substituting therefor the words “one year”. Amendment of section 122 of principal Act.
10. Section 150 of the principal Act is amended by deleting the words “two hundred dollars” and substituting therefor the words “fifty thousand dollars”. Amendment of section 150 of principal Act.

**Amendment
of Customs
Regulations,
1955.**

11. Regulation 26 of the Customs Regulations, 1955, is deleted and the following substituted therefor—

“Production
of Tax
Compliance
Certificate,
documents
or books.

26. Any person concerned with the importation or exportation of any goods, who is required by the proper officer to produce—

- (a) a Tax Compliance Certificate; or
- (b) any documents or books of account in relation to such goods,

shall produce the Certificate and such documents or books of account at the place specified by the proper officer.”.