

CHAPTER 210

THE IMPORTATION PROHIBITION (EPIDEMIC DISEASES) ACT

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IMPORTATION PROHIBITION (EPIDEMIC DISEASES)

(9th March, 1888.)

~~1/1888.~~
~~15/1901.~~
~~18/1989.~~
SL39/1989.

1. This Act may be cited as the Importation Prohibition (Epidemic Diseases) Act. **Short title.**

2. (1) The Cabinet may by order prohibit during a period to be therein stated the importation into or landing in Antigua and Barbuda or any part or parts thereof of any animal, article or thing brought from any place out of Antigua **Cabinet may prohibit importations from infected places.**

and Barbuda where epidemic disease of a contagious or infectious character prevails or any place in communication with such a place.

(2) The Cabinet may by the same or any like order direct that any part or parts of this Act shall not apply to any part or parts of Antigua and Barbuda, and may by the said order direct that any rules or regulations to be therein stated shall in place of any of the provisions of this Act have effect in such part or parts of Antigua and Barbuda, and the Cabinet may by such rules and regulations confer any powers and authorities which shall not be in excess of the powers and authorities by the part or parts of this Act for which such rules or regulations are substituted are given and all such rules and regulations shall have the force and effect of law as if they had been enacted in this Act.

Penalty for importing or landing goods, &c., in contravention of proclamation.

3. Every person who imports or attempts to import into Antigua and Barbuda or lands or attempts to land in Antigua and Barbuda or is in any way concerned in or about the importing into or landing in Antigua and Barbuda any animal, article or thing in contravention of any such order, and every person who receives any animal, article or thing brought into Antigua and Barbuda in contravention of any such order shall be guilty of an offence and shall be liable on conviction before a Magistrate to a penalty not exceeding three thousand dollars or to imprisonment with or without hard labour for any term not exceeding three months:

Provided always that no person shall be convicted of receiving any animal, article or thing brought into Antigua and Barbuda in contravention of such order, who shall prove that at the time when he received such animal, article or thing he did not know that the same had been brought into Antigua and Barbuda in contravention of such order and that he gave information to the police immediately after he first became aware of the fact.

Goods seized to be forfeited.

4. Every animal, article or thing brought to Antigua and Barbuda or the territorial sea thereof after the publication of the order under this Act, the landing of which in any part of Antigua and Barbuda would be an offence under this Act, may be seized by any officer of Customs or any

revenue officer or any officer of police or police constable or special constable and shall be forfeited to Her Majesty:

Provided that nothing in this section shall apply to any animal, article or thing found in the territorial sea of Antigua and Barbuda which is being conveyed in any vessel and which may be proved by the person in possession thereof, or who may claim the same, to be intended to be conveyed elsewhere and not landed in Antigua and Barbuda, or in any part of Antigua and Barbuda in which the landing thereof is prohibited.

5. Any animal, article or thing forfeited under the provisions of this Act may be destroyed or otherwise dealt with as the Minister may direct. **Goods forfeited how to be dealt with.**

6. Any order under this Act shall be published in such manner as the Minister shall direct. **Order to be published.**

7. The production of a newspaper or *Gazette* containing a copy of such order shall be sufficient proof of the terms of such order and the publication thereof. **Production of newspaper or Gazette to be sufficient proof.**

8. An order issued under the provisions of this Act shall be conclusive evidence in all Courts of Justice and elsewhere of the existence of the disease and other matters on which the order proceeds. **Order to be conclusive evidence in Courts.**

9. Every Magistrate shall have jurisdiction to hear and determine any information or complaint for any offence under this Act, and the procedure for the conviction and punishment of any offender and for the recovery of any penalty shall be the procedure contained in the Magistrate's Code of Procedure Act. **Jurisdiction and procedure.**
Cap. 255.

10. The Accountant-General is hereby authorized to pay on the warrant of the Minister all expenses incurred under this Act. **payment of expenses.**