

**ANTIGUA AND BARBUDA**



**MUTUAL ASSISTANCE IN CRIMINAL MATTERS (AMENDMENT) ACT 2019**

**No. 8 of 2019**

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**MUTUAL ASSISTANCE IN CRIMINAL MATTERS (AMENDMENT) ACT 2019**

**ARRANGEMENT OF SECTIONS**

**Sections**

1. Short title
2. Interpretation
3. Amendment of Section 3 – Interpretation
4. Amendment to Section 19 – Acceptance or refusal of requests, etc.
5. Amendment to Section 30 – Implementation of treaty

[L.S.]



I Assent,

**Clare Roberts,**  
*Deputy-Governor-General.*

7th June, 2019.

**ANTIGUA AND BARBUDA**  
**MUTUAL ASSISTANCE IN CRIMINAL MATTERS (AMENDMENT) ACT, 2019**  
**No. 8 of 2019**

**AN ACT** to amend The Mutual Assistance in Criminal Matters Act, 1993, No. 2 of 1993

**ENACTED** by the Parliament of Antigua and Barbuda as follows:

**1. Short title**

This Act may be cited as the Mutual Assistance in Criminal Matters (Amendment) Act 2019.

**2. Interpretation**

In this Act –

“the principal Act” means the Mutual Assistance in Criminal Matters Act, 1993, No. 2 of 1993.

**3. Amendment to Section 3 - Interpretation**

The principal Act is amended in Section 3 (1) by repealing the definition of “confiscation order” and replacing it as follows –

“confiscation order” refers to any order made in any criminal or civil proceedings for the forfeiture or recovery of property derived from criminal conduct;”

#### **4. Amendment to Section 19 – Acceptance or refusal of requests**

Section 19 of the principal Act is amended by inserting immediately after the provisions of subsection (2) a new subsection (2A) to be worded as follows –

“(2A) The central authority for Antigua and Barbuda may consider a request that would otherwise be refused under the provisions of subsection (2) where the request does not require Antigua and Barbuda to bring any criminal proceedings against or take any coercive action against the person that is the subject of the request.”

#### **5. Amendment to Section 30 – Implementation of treaty**

Section 30 of the principal Act is amended in subsection (1) by –

- (a) deleting the word “bilateral” which appears before the words “mutual assistance”; and
- (b) by inserting after the word “country” but before the word “specified” the words, “or any number of countries that are Parties to the treaty”

Passed the House of Representatives  
this the 28th day of March, 2019.

**Gerald Watt, Q.C.,**  
*Speaker*

**A. Peters,**  
*Clerk to the House of Representatives (Acting)*

Passed the Senate this 16th day  
of April, 2019.

**Alicia Williams-Grant,**  
*President*

**A. Peters,**  
*Clerk to the Senate (Acting)*