

IMMIGRATION (AMENDMENT) BILL, 2021

EXPLANATORY NOTES

The Bills seeks to amend the Immigration Act CAP. 145 (“the principal Act”) to increase the maximum penalty for illegal immigration to a fine of \$12,000 and to expand the ambit of the offences.

Clause 1 provides for the short title.

Clause 2 seeks to amend various provisions of Part III to increase the penalty from \$10,000 to \$12,000. The affected provisions are section 9B (3) and section 9E (4), and to correct a typographical error in section 9B (6).

Clause 3 seeks to amend section 36 (1) to increase the penalty from \$3,000 to \$12,000 and to create an additional offence for assisting any person to enter or remain in Grenada in contravention of the Immigration Act or any other law, including knowingly hiding or accommodating such a person.

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Dia Forrester
ATTORNEY-GENERAL

IMMIGRATION (AMENDMENT) BILL, 2021

ARRANGEMENT OF CLAUSES

1. Short title
2. Amendment of Part III of principal Act
3. Amendment of section 36 of principal Act

IMMIGRATION (AMENDMENT) BILL, 2021

GRENADA

ACT NO. OF 2021

AN ACT to amend the Immigration Act CAP. 145.

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

Short title

1. This Act may be cited as the

IMMIGRATION (AMENDMENT) ACT, 2021,

and shall be read as one with the Immigration Act, Chapter 145 hereinafter referred to as the “principal Act”.

Amendment of Part III of principal Act

2. Part III of the principal Act is amended as follows—

- (a) by deleting the words “ten thousand dollars” wherever they appear and substituting therefor the words “twelve thousand dollars”;
- (b) by repealing subsection (6) of section 9B and substituting therefor the following new subsection—

“**(6)** Any captain, master, agent, or member of crew or passenger who—

- (a) refuses to answer or knowingly gives a false answer to any question put to him by the Competent Authority; or
- (b) fails to comply with any requests under subsection (5) (b),

commits an offence and is liable on summary conviction to a fine of five thousand dollars or to imprisonment for six months or to both such fine and imprisonment.”.

Amendment of section 36 of principal Act

3. Section 36 of the principal Act is amended in subsection (1) as follows—

- (a) in paragraph (c) by deleting the word “or” after the “semi-colon”;
- (b) in paragraph (d) by deleting the “comma” after the word “provided” and substituting therefor a “semi-colon” and the word “or”;
- (c) by inserting after paragraph (d) the following new paragraph—
 - “(e) in a manner other than as specified as under paragraph (a), assists any other person to enter or remain in Grenada in contravention of this Act or any other law, including knowingly hiding or accommodating such a person,”;
- (d) in the end section by deleting the word “three” after the words “a fine of” and substituting therefor the word “twelve” and by deleting the words “of this subsection” after the words “paragraph (a)” and substituting therefor the words “or (e) of this subsection, in addition to such fine”.

Passed by the House of Representatives this 21st day of May, 2021.



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Clerk to the House of Representatives.

Passed by the Senate this day of , 2021.

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Clerk to the Senate.