

JAMAICA

No. 8 – 2011

I assent,

[L.S.]

(Agd.) P. D. Allen
Governor-General
April 1, 2011

AN ACT to Amend the Terrorism Prevention Act.

[April 1, 2011]

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 Terrorism Prevention (Amendment) Act, 2011, and shall be read and construed as one with the Terrorism Prevention Act (hereinafter referred to as the principal Act) and all amendments thereto.

Short title
and construction.

2. Section 14 of the principal Act is amended—

- (a) in paragraph (a) of subsection (1), by deleting the word “and” appearing at the end of the paragraph and substituting therefor the word “or”;

Amendment
of section 14
of principal
Act.

- (b) in paragraph (b) of subsection (3), by deleting the word “and” appearing at the end of sub-paragraph (i) and substituting therefor the word “or”;
- (c) in paragraph (a) of subsection (4), by deleting the word “and” appearing at the end of the paragraph and substituting therefor the word “or”.

Amendment
of section 16
of principal
Act.

3. Section 16 of the principal Act is amended—

- (a) in the marginal note, by deleting the word “suspicious” and substituting therefor the word “certain”;
- (b) in subsection (2), by deleting the words “complex, unusual or large transactions, or unusual patterns of transactions” and substituting therefor the words “complex transactions, unusual large transactions, or unusual patterns of transactions.”;
- (c) by deleting subsection (3) and inserting the following as subsections (3) and (3A)—
 - “ (3) Each entity shall—
 - (a) promptly report to the designated authority all complex transactions, unusual large transactions, or unusual patterns of transactions, which have no apparent economic or visible lawful purpose; and
 - (b) ensure that the background and purpose of all transactions referred to in paragraph (a) are examined and the entity’s findings thereon set out in writing—
 - (i) in accordance with procedures set out in regulations applicable to reporting entities under this Act; and

- (ii) made available, upon request, to its auditors and to the designated authority.

(3A) Each entity shall report to the designated authority all transactions, whether completed or not, which the entity suspects, or has reasonable cause to suspect—

- (a) involve property connected with, or intended to be used in, the commission of a terrorism offence; or
- (b) involve, or are for the benefit of, any listed entity or terrorist group,

as soon as is reasonably practicable, and in any event within fifteen days after the suspicion or reasonable cause for suspicion arises.”;

- (d) in subsections (4) and (5), by deleting the words “subsection (3)” and substituting therefor in each case the words “subsection (3) or (3A)”;
- (e) in subsection (7), by deleting the words “subsection (3), the Financial Institution” and substituting therefor the words “subsection (3) or (3A), as the case may require, the entity”.

Passed in the House of Representatives this 22nd day of March, 2011.

DELROY H. CHUCK,
Speaker.

4 [No.] *The Terrorism Prevention (Amendment) Act, 2011*

Passed in the Honourable Senate this 25th day of March, 2011.

OSWALD G. HARDING, OJ, CD, QC
President.

This printed impression has been carefully compared by me with the authenticated impression of the foregoing Act, and has been found by me to be a true and correct printed copy of the said Act.

Clerk to the Houses of Parliament.