

## A BILL

ENTITLED

AN ACT to Amend the Bauxite and Alumina Industries  
(Encouragement) Act.

[ ]

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 Bauxite and Alumina Industries (Encouragement) (Amendment) Act, 2019, and shall be read and construed as one with the Bauxite and Alumina Industries (Encouragement) Act (hereinafter referred to as the "principal Act") and all amendments thereto.

Short title  
and  
construction.

2. Section 4 of the principal Act and the marginal note in relation thereto, are amended by inserting immediately before the word "Schedule" wherever it appears, the word "First".

Amendment  
of section 4  
of principal  
Act.

Amendment  
of section 5  
of principal  
Act.

3. Section 5 of the principal Act and the marginal note in relation thereto, are amended by inserting immediately before the word "Schedule" wherever it appears, the word "First".

Amendment  
of section 7  
of principal  
Act.

4. The principal Act is amended by deleting section 7 and substituting therefor the following—

"Restriction  
of  
imposition  
of import  
duty on  
certain  
articles.

7.—(1) Notwithstanding anything in any Act which shall hereafter be enacted or in any resolution of the House of Representatives or in any order of the Minister, whereby any customs duty or other similar impost may be imposed upon the importation into Jamaica of petroleum fuel (except petrol), fuel oil or diesel oil, no such customs duty or other similar impost shall be payable in respect of the importation into Jamaica of any petroleum fuel (except petrol), fuel oil or diesel oil, during the relevant concession period if such petroleum fuel or such oil is imported—

- (a) by any recognized bauxite producer for the purpose of being used in the winning, treating, transporting in Jamaica and shipping of bauxite; or
- (b) by any recognized alumina producer for the purpose of manufacturing, transporting in Jamaica and shipping of alumina manufactured from bauxite won in Jamaica.

(2) For the purposes of subsection (1), "the relevant concession period" means, the period prescribed as such by the Minister by order subject to affirmative resolution of the House of Representatives.

(3) An order made under subsection (2) may have retrospective effect.

(4) The Order contained in the Second Schedule shall have effect as if it were made under subsection (2) and may from time to time be amended, added to, or revoked, by order made by the Minister and all orders so made, shall be laid before the House of Representatives and published in the *Gazette*.”.

5. Section 8 of the principal Act and the marginal note in relation thereto, are amended by inserting immediately before the word “Schedule” wherever it appears, the word “First”.

Amendment of section 8 of principal Act.

6. The Schedule to the principal Act is amended by—

Amendment of Schedule to principal Act.

(a) renumbering the Schedule as the First Schedule; and

- (b) inserting next after the First Schedule as renumbered, the following as the Second Schedule—

“ SECOND SCHEDULE (Section 7)

THE BAUXITE AND ALUMINA INDUSTRIES  
(ENCOURAGEMENT) ACT

THE BAUXITE AND ALUMINA INDUSTRIES  
(ENCOURAGEMENT) (RELEVANT CONCESSION  
PERIOD) ORDER, 2019

In exercise of the power conferred upon the Minister by section 7(2) of the Bauxite and Alumina Industries (Encouragement) Act, and of every other power hereunto enabling, the following Order is hereby made:—

1. This Order may be cited as the Bauxite and Alumina Industries (Encouragement) (Relevant Concession Period) Order, 2019.

2. For the purposes of section 7(2) of the Bauxite and Alumina Industries (Encouragement) Act, the relevant concession period means the 1st day of July, 2018, to the 30th day of June, 2023.”.

MEMORANDUM OF OBJECTS AND REASONS

A decision has been taken to amend the Bauxite and Alumina Industries (Encouragement) Act to—

- (a) grant the bauxite sector duty concession on fuel oil from the 1st day of July, 2018, to the 30th day of June, 2023;
- (b) authorize the Minister to grant by order, a new relevant concession period, subject to affirmative resolution of the House of Representatives, where the period for doing so has expired;
- (c) give retrospective effect to an order made under section 7(2) of the Act.

This Bill seeks to give effect to that Decision.

NIGEL CLARKE  
Minister of Finance and the Public Service.

**ABILL**  
**ENTITLED**

**AN ACT to Amend the Bauxite and Alumina  
Industries (Encouragement) Act.**

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As introduced by the Honourable Minister of Finance  
and the Public Service.

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