

PART III

CUSTOMS CONTROLLED AREAS

Customs ports, wharves, customs areas, etc.

14. (1) The Minister may, by Order published in the *Gazette*, appoint any place as a “customs port” subject to such conditions or restrictions as the Minister thinks fit.

(2) The Comptroller may, in such manner as the Comptroller thinks fit, designate any place as an “approved wharf” for—

- (a) the loading or unloading of any goods or any class or description of goods; or
- (b) the embarkation and disembarkation of passengers.

(3) The Comptroller may, for the purpose of the boarding of or disembarkation from vessels by customs officers, designate as a boarding station any place within a customs port.

(4) A person in control of a customs port shall—

- (a) permit a proper officer at any time to enter upon and inspect the customs port and all buildings and goods in it; and
- (b) if required by the Comptroller—
 - (i) keep, in the form and manner and containing such particulars as the Comptroller may direct, a record of any vessel arriving at or departing from the customs port;
 - (ii) keep such record available and produce it on demand to any proper officer, together with all other documents kept at the customs port relating to the movement of that vessel; and
 - (iii) permit a proper officer to make copies of, take extracts from or remove, for a reasonable period, any record or document.

(5) A person who contravenes subsections (4) commits an offence and is liable on summary conviction to a fine of twenty-five thousand dollars.

(6) The Comptroller may approve, for such periods and subject to such conditions and restrictions as he or she may see fit to impose, any place in Saint Christopher and Nevis not being a customs port, approved wharf or customs airport, as a “customs area”.

(7) The Comptroller may at any time for reasonable cause revoke or vary the terms of any approval given under subsection (6).

(8) Any person who contravenes or fails to comply with any condition or restriction imposed by the Comptroller under subsection (6) commits an offence and is liable to a fine of five thousand dollars.

Customs airport.

15. (1) The Minister may, by Order published in the *Gazette*—

- (a) designate any area in Saint Christopher and Nevis as a customs airport;
- (b) alter the name or limits of any customs airport;
- (c) revoke the designation of any customs airport; or
- (d) impose any condition or restriction, or vary or revoke any condition or restriction imposed on the use of any area in Saint Christopher and Nevis as a customs airport.

(2) A person in control of a customs airport shall—

- (a) permit a proper officer at any time to enter upon and inspect the customs airport and all buildings and goods in it; and
- (b) if required by the Comptroller—
 - (i) keep a record, in the form and manner and containing such particulars as the Comptroller may direct, of any aircraft arriving at or departing from that customs airport;
 - (ii) keep such record available and produce it on demand to any proper officer, together with all other documents kept at the customs airport relating to the movement of that aircraft; and
 - (iii) permit a proper officer to make copies of, take extracts from or remove, for a reasonable period, any record or document.

(3) A person who contravenes subsection (2) commits an offence and is liable on summary conviction to a fine of twenty-five thousand dollars.

Examination stations.

16. (1) The Comptroller may, in such manner as the Comptroller thinks fit, approve as an “examination station”, a part of or a place at a customs port, approved wharf or a customs airport for the loading and unloading of goods and for the embarkation and disembarkation of passengers.

(2) An approval under subsection (1) may be for such period and subject to such conditions or restrictions as the Comptroller thinks fit.

(3) The Comptroller may at any time—

- (a) in such manner as the Comptroller thinks fit; and
- (b) for reasonable cause, revoke or vary the terms of any approval given under this section.

(4) A person who contravenes any condition or restriction imposed under this section commits an offence and is liable on summary conviction to a fine of ten thousand dollars and may be arrested.

Transit sheds.

17. (1) The Comptroller may, in such manner as the Comptroller thinks fit, approve as a “transit shed” any place in any customs controlled area, for the deposit of goods imported or to be exported.

(2) An approval under subsection (1) may be for such period and subject to such conditions and restrictions as the Comptroller thinks fit.

(3) The Comptroller may at any time—

- (a) in such manner as the Comptroller thinks fit; and
- (b) for reasonable cause,

revoke or vary the terms of any approval given under this section.

(4) A person who contravenes a condition or restriction imposed under this section commits an offence and is liable on summary conviction to a fine of ten thousand dollars.