

CAYMAN ISLANDS



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**A BILL FOR A LAW TO AMEND THE ADVANCE PASSENGER
INFORMATION LAW, 2018 AS A CONSEQUENCE OF THE REPEAL
OF THE CUSTOMS LAW (2017 REVISION); AND FOR INCIDENTAL
AND CONNECTED PURPOSES**

**THE ADVANCE PASSENGER INFORMATION (AMENDMENT) BILL,
2018**

MEMORANDUM OF OBJECTS AND REASONS

This Bill seeks to amend the Advance Passenger Information Law, 2018 (“the principal Law”) to make consequential amendments to that Law due to the repeal and replacement of parts of the Immigration Law (2015 Revision) by the Customs and Border Control Law, 2018.

Clause 1 provides the short title of the legislation.

Clause 2 amends the interpretation section of the principal Law -

- (a) to provide that the competent authority under the Law will not be the former Chief Immigration officer but will be the Director of the Customs and Border Control Service appointed under the Customs and Border Control Law, 2018 or an officer designated of the Director who shall not be below the rank of Assistant Director under that Law; and
- (b) to delete the reference in the definition of “recreational sports fishing vessel” to the Immigration Law (2015 Revision).

Clause 3, as a consequence of the repeal and substitution mentioned above, amends section 3(7) of the principal Law by deleting the words “Assistant Chief Immigration Officer or an immigration officer in a position senior to an Assistant Chief Immigration Officer” and substituting the words “The Director of the Customs and Border Control Service or an officer designated by the Director who shall be the rank of Assistant Director or above.”.

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ENACTED by the Legislature of the Cayman Islands.

1. (1) This Law may be cited as the Advance Passenger Information (Amendment) Bill, 2018.

Short title and commencement

(2) This Law shall come into force on such date as may be appointed by Order made by the Cabinet.

2. The Advance Passenger Information Law, 2018 is amended in section 2 as follows -

Amendment of section 2 of the Advance Passenger Information Law, 2018) - interpretation

(a) by repealing the definition of “competent authority” and substituting the following -

“competent authority” means the Director of the Customs and Border Control Service appointed under the Customs and Border Control Law, 2018 or an officer designated by the Director who shall not be below the rank of Assistant Director under that Law.”; and

The Advance Passenger Information (Amendment) Bill, 2018

- (b) in the definition of “recreational sports fishing vessel”, by deleting the words “referred to in the Immigration Law (2015 Revision)” and substituting the words “referred to in the Customs and Border Control Law, 2018”.

Amendment of section 3 of the Advance Passenger Information Law, 2018) -duty to provide advance passenger information

3. The Advance Passenger Information Law, 2018 is amended in section 3(7) by deleting the words “An Assistant Chief Immigration Officer or an immigration officer in a position senior to an Assistant Chief Immigration Officer” and substituting the words “The Director of the Customs and Border Control Service or an officer designated by the Director who shall be the rank of Assistant Director or above”.

Passed by the Legislative Assembly the day of , 2018.

Speaker.

Clerk of the Legislative Assembly