



[L.S.]

I Assent,

James B. Carlisle,
Governor-General.

17th September, 2004.

ANTIGUA AND BARBUDA

No. 8 of 2004

AN ACT to amend the Litter Act, Cap. 250.

*[Published in the Official Gazette Vol. XXIV
No. 72 dated 14th October, 2004.]*

ENACTED by the Parliament of Antigua and Barbuda as follows —

1. This Act may be cited as the Litter (Amendment) Act, 2004. Short title.

2. The Litter Act, in this Act referred to as the principal Act, is amended in section 2 — Amendment of section 2.

(a) by the repeal of the definition of "premises" and the substitution of the following —

“ "premises" means any land with or without a building thereon, natural water courses and drains, whether boundary or **interlot** drains in any private layout or otherwise, any ports, bays and shores;”

(b) by the repeal of paragraph (ii) of the definition of "waste" and the substitution of the following —

“(ii) any abandoned vehicle or substance or article which requires to be disposed of as being broken down, worn out, unfit

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for its required purpose, contaminated
or otherwise spoiled;"

Amendment of
section 9 (5).

3. Section 9 of the principal Act is amended as follows —

(a) by the repeal of subsection (5) and the substitution
of the following —

"(5). The Permanent Secretary shall provide to
every litter prevention warden appointed under sub-
section (1) a uniform, a badge of office and a written
warrant signed by the Permanent Secretary, or any
person acting on his behalf.

(6) The production of the badge of office and the
~~warrant~~ by every litter prevention warden appointed
under subsection (1) shall be sufficient proof of au-
thority."

(b) by the renumbering of subsection (6) as subsection
(7).

Amendment of
section 10.

4. Section 10 of the principal Act is amended by the repeal of
paragraphs (a) and (b) and the substitution of the following —

NO. 13 of 1995.

"(a) every police officer, special constable, or traffic war-
den appointed ~~under~~ section 7A of the Transport
Board Act;

(b) every public health inspector."

Amendment of
section 11.

5. Section 11 of the principal Act is amended by the repeal of
subsection (1) and the substitution of the following —

"(1) Every litter prevention warden is authorised to en-
force the provisions of this Act and in the course of such
enforcement summarily act to prevent the deposit or at-
tempted deposit of litter in any public place."

Amendment of
section 12.

6. Section 12 of the principal Act is amended as follows —

(a) by the repeal of subsection (1) and the substitution
of the following —

"(1) The owner, occupier or person in control of any premises shall be responsible for keeping such premises, the side walk and any gutter or drain adjoining the premises clean and tidy at all times.

(2) Where a litter prevention warden considers any premises, the sidewalk and any land adjoining such premises to be unsightly, or a public health hazard or seriously detrimental to the amenities of the neighbourhood by reason of litter, the litter prevention warden may issue a clean up order to the owner, occupier or the person in control of the premises that is the subject of such order as set out in Form B of the Schedule."

(b) by the repeal of paragraph (b) of subsection (2) and the substitution of the following —

"(b) to demolish or remove any litter causing or contributing to the unsightly premises, public health hazard, or detrimental condition of the premises.

(c) in subsection (5), by the deletion of the words "one thousand" and the substitution therefor of the words "three thousand".

(d) by renumbering subsections (2), (3), (4), (5), (6), and (7) as subsections (3), (4), (5), (6), (7) and (8)."

7. Section 13 of the principal Act is amended by the deletion of the words "one thousand" and the substitution therefor of the words "two thousand." Amendment of section 13.

8. Section 18 of the principal Act is amended as follows — Amendment of section 18.

(a) in subsection (9) by the deletion of the words "fifty dollars" and the substitution therefor of the words "two hundred dollars;" and

(b) by the repeal of subsection (12).

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Passed the House of Representatives this 26th Passed the Senate this 3rd day
day of August, 2004. of September, 2004.

D. Giselle Isaac-Arrindell,
Speaker.

Edmond A. Mansoor,
President.

Y. Henry,
Acting Clerk to the House of Representatives.

Y. Henry,
Acting Clerk to the Senate.

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