

## COMMONWEALTH OF DOMINICA

ACT NO. 2 OF 1999

I assent

VERNON L. SHAW  
President

7th April, 1999.

AN ACT TO AMEND THE SMALL CHARGES ACT,  
CHAP. 10:39.

(Gazetted 15th April, 1999.)

BE IT ENACTED by the Parliament of the Commonwealth of  
Dominica as follows:

1. This Act may be cited as the - Short title.  
**SMALL CHARGES (AMENDMENT) ACT, 1999.**
2. In this Act the Small Charges Act is referred as "the Act". Interpretation.  
Chap. 10:39
3. Section 11 subsection (1) of the Act is amended by replacing the words "two hundred and fifty dollars or to imprisonment for one month" with the following - Amendment of  
section II of the  
Act.

"two thousand five hundred dollars and one year  
imprisonment".

Amendment of  
Section 12 of the  
Act.

**4. Section 12 of the Act is amended by –**

- (a) replacing the words "two hundred and fifty dollars or to imprisonment for two months" with the words "two thousand five hundred dollars and one year imprisonment" in subsection (1); and
- (b) replacing the words "one thousand dollars or to imprisonment for six months" with the words "five thousand dollars and two years imprisonment" in subsection (2).

Amendment of  
Section 14 of the  
Act.

**5. Section 14 of the Act is amended by replacing the words "two hundred and fifty dollars" with the following –**

"two thousand five hundred dollars and one year imprisonment."

Amendment of  
section 16 of the  
Act.

**6. Section 16 subsection (2) of the Act is amended by replacing the words "fifty" and "one hundred" with the words "five hundred" and "one thousand" respectively.**

Amendment of  
section 23 of the Act.

**7. Section 23 of the Act is amended by –**

- (a) replacing the word "six" in subsection section (1) with the word "twelve", and
- (b) replacing the word "three" in subsection (2) with the word "six".

Amendment of  
section 30 of the Act.

**8. Section 30 subsection (2) of the Act is amended by replacing the word "one" with the word "five".**

Amendment of  
section 31 of the Act.

**9. Section 31 of the Act is amended by –**

- (a) replacing the words "not exceeding, in the opinion of the Magistrate, the amount or value of two hundred and fifty dollars, is liable to imprisonment for six months" with the words "not exceeding, in the opinion of the Magistrate the amount of value of ten thousand dollars, is liable to imprisonment for seven years", and
- (b) replacing the words "one hundred" with the words "seven thousand".

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**10. Section 32 of the Act is amended by –**Amendment of  
section 32 of the Act.

- (a) replacing the words "does not exceed two hundred and fifty dollars, is liable to a fine of one thousand dollars or to imprisonment for six months" with the words "does not exceed ten thousand dollars, is liable to a fine of two thousand five hundred dollars and one year imprisonment"; and
- (b) replacing the words "one hundred" with the words "seven thousand".

**11. Section 34 of the Act is amended by replacing the words "two hundred and fifty dollars" with the words "one thousand dollars and six months imprisonment".**Amendment of  
section 34 of the Act.**12. Section 36 of the Act is amended by –**Amendment of  
section 36 of the Act.

- (a) replacing the words "two hundred and fifty dollars" with the words "one thousand dollars and six months imprisonment" in subsection (1); and
- (b) replacing the words "three thousand dollars or to imprisonment for twelve months" with the words "five thousand dollars and three years imprisonment" in subsection (2).

**13. Section 41 of the Act is amended by replacing the words "one hundred dollars" with the words "five hundred dollars and fourteen days imprisonment".**Amendment of  
section 41 of the Act.**14. Section 42 of the Act is amended by replacing the words "two hundred and fifty dollars or to imprisonment for one month" with the words "three thousand dollars and two years imprisonment".**Amendment of  
section 42 of the Act.**15. Section 46 of the Act is amended by replacing the words "five hundred dollars or to imprisonment for three months" with the words "five thousand dollars and three years imprisonment".**Amendment of  
section 46 of the Act.

Amendment of  
section 52 of the Act.

**16.** Section 52 of the Act is amended by replacing the words "five hundred dollars or to imprisonment for three months" with the words "five thousand dollars and three years imprisonment".

Repeal of section 53  
of the Act.

**17.** Section 53 of the act is repealed and replaced as follows—

"53. Any person who wounds any other person is liable to five years imprisonment but the Magistrate may in his discretion abstain from trying the case summarily and may commit the offender for trial on indictment."

Repeal and  
replacement of the  
Long Title of the Act.

**18.** The Long Title of the Act is repealed and replaced as follows —

"An Act to profice for offences and penalties in respect of small charges and to prohibit the commission of certain acts and offences publicly or against members of the public".

Passed in the House of Assembly this 9th day of March, 1999.

ALEX F. PHILLIP (MRS.)  
CLERK OF THE HOUSE OF ASSEMBLY

DOMINICA

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