

THE PRIVATE SECURITY AGENCIES BILL, 2001

List of Amendments made in the House of Representatives on Friday March 16, 2001

First Column
Clause

Second Column
Extent of Amendments

1

Delete and replace as follows:

“Short title
and
commencement

1.(1) This Act may be cited as the Private
Security Agencies Act, 2001.

(2) This Act shall come into operation on a
date to be fixed by the President by Proclamation.”.

4

A. In subclause 1(d) delete the word “and” occurring after the semi-
colon.

B. Delete subclause 1(e) and substitute as follows:

“(e) a VAT Clearance Certificate, where the applicant is
VAT registered and where the applicant is not VAT
registered, a VAT exemption certificate”;

“(f) a description of the uniforms worn by officers of the
agency, supported by photographs or actual samples, as the
Minister may require.”.

C. Insert after the word “Minister” the words “, pursuant to
subsection (3) within seven days of such cancellation,”.

D. Add the following subclause:

“ (5) The requirement under subsection (2)(a) shall be
waived in respect of an agency that employs less than six
security officers, where those officers are not precepted.”.

- 7
- A. Delete the word “fifty” and substitute the word “forty”;
 - B. Delete the word “twenty-five” and substitute the word “eighteen”.
 - C. Renumber subclause (2) as subclause (3) and insert a new subclause (2) as follows:
 - “ (2) An agency that employs less than six security officer shall be exempt from the requirement to pay a licence fee.”.

9 Delete subclause (4).

- 10
- A. In subclause (1) delete the words “written law” and substitute the words “Act listed in the Schedule”.
 - B. Add a new subclause as follows:
 - “ (3) The Schedule referred to in subsection (1) may be amended by the Minister, by Order, subject to negative resolution of Parliament.”.
 - C. In subclause (2):
 - i. Delete the words “of being” between the words “opportunity” and “heard” appearing in line two and insert the words “to be”;
 - ii. Insert after the word “Agency” appearing in line four, the words “shall be so informed in writing and”.

11 Delete and substitute as follows:
“ 11.(1) A person who operates an Agency without a licence or after a licence has been suspended, where such agency employs precepted officers, is liable on summary conviction to a fine of two hundred and fifty thousand dollars and to imprisonment for three years.

(2) A person who operates an Agency without a licence or after a licence has been suspended, where such agency employs no precepted officers, is liable on summary conviction to a fine of fifty thousand dollars and to imprisonment for two years.”.

12 Renumber subclause (2) as subclause (4) and insert the following subclauses:

“ (2) A security officer who, at the commencement of this Act, is employed by an agency, shall have ninety days, from the commencement of the Act, to comply with the requirements of subsection (1).

(3) An agency that employs a security officer who fails to fulfill the requirements of subsection (1) shall be liable on summary conviction to a fine of ten thousand dollars in respect of that security officer.”

13 In subclause (2)(b) insert the words “unless the officer was previously employed by another agency for a period of at least six months” immediately before the semi-colon.

17 A. In subclause (1) delete the words “, baton”.

B. In subclause (2) delete the words “position held by a security officer” and substitute the words “security officer’s employment with an agency and his rank”.

New Schedule Add a Schedule to the Bill as follows:

“ Schedule

Section 9(1)

Acts to which section 9(1) refers

The Proceeds of Crime Act, 2000

The Dangerous Drugs Act, 1991

The Customs Act, Chap. 78:01

The Companies Act, 1995

The Income Tax Act, Chap 75:01

The Value Added Tax Act, 1989

The Firearms Act, Chap. 16:01”.