

No. 9 of 1996

VIRGIN ISLANDS

**DRUGS (PREVENTION OF MISUSE) (AMENDMENT)
ACT, 1996**

ARRANGEMENT OF SECTIONS

Section

1. Short title.
2. Amendment of section 29 of Cap. 178.
3. Insertion of section 29A.

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**Drugs
(Prevention of Misuse)
(Amendment) Act, 1996**

**Virgin
Islands**

I Assent

E. Georges

Ag. Governor

27th November, 1996

VIRGIN ISLANDS

No. 9 of 1996

An Act to amend the Drugs (Prevention of Misuse) Act.

[Gazetted 16th January, 1997]

ENACTED by the Legislature of the Virgin Islands as follows:

1. This Act may be cited as the Drugs (Prevention of Misuse) (Amendment) Act, 1996.

Short title.

2. The Drugs (Prevention of Misuse) Act (hereinafter referred to as "the principal Act") is amended in paragraph (b) of section 29 (4) by inserting immediately after the word "knowledge" the words "and could not upon reasonable inquiry have had the knowledge".

Amendment of section 29 of Cap. 178.

3. The principal Act is amended by inserting immediately after section 29 the following:

Insertion of section 29A.

29A. (1) Notwithstanding section 29(1), where a person is convicted of a drug trafficking offence under this Act or of any offence under the Criminal Justice (International Co-operation) Act, and the court convicting him is satisfied that a conveyance which was in his possession or under his control at the time of the commission of the offence

(a) has been used in connection with or for the purpose of committing or facilitating the commission of such offence, or

(b) was intended by him to be used for the purpose mentioned in paragraph (a),

"Forfeiture of conveyance.

No. 8 of 1993

the court shall, in passing sentence, order forfeiture to the Government of the Territory

of the conveyance.

(2) The provisions of section 29 (2), (3) and (4) shall, with such modification as may be necessary, apply to this section.

Cap. 165

(3) Section 78 of the Police Act shall not apply to a conveyance which is the subject of an order under this section."

Passed by the Legislative Council this 7th day of November, 1996.

REUBEN VANTERPOOL,
Speaker.

HUGH A. HODGE,
Clerk of the Legislative Council.