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**THE PORT AUTHORITY ACT**

THE PORT AUTHORITY (PORT MANAGEMENT AND SECURITY)  
(AMENDMENT) REGULATIONS, 2015

In exercise of the powers conferred upon the Port Authority by section 7(3) of the Port Authority Act, the following Regulations are hereby made:—

- Short title and construction.
1. These Regulations shall be cited as the Port Authority (Port Management and Security) (Amendment) Regulations, 2015, and shall be read and construed as one with the Port Authority (Port Management and Security) Regulations, 2010 (hereinafter referred to as “the principal Regulations”).

Amendment  
of regulation  
3 of principal  
Regulations.

2. Regulations 3 of the principal Regulations is amended by—

(a) inserting in the appropriate alphabetical sequence the following definitions—

“approved importer” means an importer who is designated as an approved importer under regulation 5”;

“Customs System” means the electronic communication system established under section 206A of the *Customs Act*;

“importer” means any person who—

(a) imports goods or equipment into Jamaica using port facilities; and

(b) notifies the Authority that he intends to import goods into Jamaica using any other facilities;

“Port Community System” means a facility for the electronic transfer of information in connection with port facilities;

“user fee” includes fees for security services, Port Community System services, registration fees, authorization fees and facilitation fees;”;

(b) in the definition of “freight forwarder” by inserting—

(i) immediately before the word “export” the words “import or”; and

(ii) immediately before the word “from” the words “into or”.

Amendment  
of regulation  
4 of  
principal  
Regulations.

3. Regulations 4 of the principal Regulations is amended—

(a) in paragraph (1) by inserting—

(i) immediately before the words “approved exporter” the words “approved importer or an”;

(ii) immediately before the word “export” the words “import or”; and

(iii) immediately before the word “from” the words “into or”;

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- (b) by inserting next after paragraph (3) the following paragraph—
- “ (4) The use of port facilities by approved importers and approved exporters shall be subject to the Port Community System and the user fees applicable thereto.”.
- Amendment of regulation 5 of principal Regulations. 4. Regulations 5 of the principal Regulations is amended—
- (a) by inserting next after paragraph (1) the following as paragraph (1A)—
- “ (1A) Every importer who imports or proposes to import goods or equipment into Jamaica shall apply to the Authority to be designated as an approved importer for the purposes of the Port Community System.”; and
- (b) in paragraph (3) by—
- (i) inserting immediately after the words “paragraph (1)” the words, (1 A);
- (ii) inserting immediately before the words “approved exporter” the words “approved importer or an”.
- Amendment of regulation 6 of principal Regulations. 5. Regulation 6 of the principal Regulations is amended in subsection (1) by inserting immediately before the word “exporter” the word “importer,”.
- Amendment of regulation 9 of principal Regulations. 6. Regulation 9 of the principal Regulations is amended in paragraph (a) by inserting immediately before the words “approved exporters” the words “approved importer,”.
- Amendment of regulation 13 of principal Regulations. 7. Regulation 13 of the principal Regulations is amended—
- (a) in the marginal note and in subsection (1) by deleting the words “Approved exporters” and substituting therefor in each case the words “Approved importers, approved exporters”;
- (b) in paragraph (3) by inserting immediately before the words “approved exporter” the words “approved importer,”.
- Amendment of regulation 15 of principal Regulations. 8. Regulation 15 of the principal Regulations is amended—
- (a) in paragraph (1) by—
- (i) inserting immediately before the words “approved exporter”, wherever they appear, in each case, the words “approved importer or an”;

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- (ii) inserting immediately before the word “export” the words “import or”;
  - (iii) deleting the words “the exporter” and substituting therefor the words “the importer or exporter (as the case may be)”;
- (b) in paragraph (2) by deleting the words “approved exporter” and substituting therefor the words “approved importer or exporter (as the case may be)”.

Dated this 2nd day of December, 2015.

M. BROWN  
Minister of Finance and Planning.