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No. 3 of 2010

Third Session Ninth Parliament Republic of
Trinidad and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 3 of 2010

[L.S.]

AN ACT to amend the Prisons Act, Chap. 13:01

[Assented to 29th March, 2010]

WHEREAS it is enacted *inter alia* by subsection (1) of Preamble section 13 of the Constitution that an Act to which that section applies may expressly declare that it shall have effect even though inconsistent with sections 4 and 5 of the Constitution and, if any such Act does so declare, it shall have effect accordingly:

And whereas it is provided by subsection (2) of the said section 13 of the Constitution that an Act to which this section applies is one the Bill for which has been passed by both Houses of Parliament and at the final vote thereon in each House has been supported by the votes of not less than three-fifths of all the members of that House:

And whereas it is necessary and expedient that the provisions of this Act shall have effect though inconsistent with sections 4 and 5 of the Constitution:

- Enactment ENACTED by the Parliament of Trinidad and Tobago as follows:
- Short title **1.** This Act may be cited as the Prisons (Amendment) Act, 2010.
- Act inconsistent with the Constitution Chap. 1:01 **2.** This Act shall have effect even though inconsistent with sections 4 and 5 of the Constitution.
- Interpretation Chap. 13:01 **3.** In this Act, “the Act” means the Prisons Act.
- Section 8 amended **4.** Section 8 of the Act is amended by deleting the words “one thousand dollars” and substituting the words “twenty-five thousand dollars and imprisonment for three years”.
- Section 17 amended **5.** Section 17 of the Act is amended—
- (a) in subsection (1)(q), by deleting after the words “be submitted;” the word “and”;
 - (b) in subsection (1), by deleting paragraph (r);
 - (c) by inserting after subsection (1)(q), the following paragraphs:
 - “(r) the conducting of searches of officers, servants of the prison and visitors;
 - (s) the compulsory drug testing of prisoners; and

(t) generally for the effective administration of this Act, for the good management and government of prisons and the discipline and safe custody of prisoners”; and

(d) in subsection (2), by deleting the words “one hundred dollars” and substituting the words “twenty-five hundred dollars”.

Passed in the House of Representatives this 5th day of February, 2010.

N. JAGGASSAR

Acting Clerk of the House

IT IS HEREBY CERTIFIED that this Act is one the Bill for which has been passed by the House of Representatives and at the final vote thereon in the House has been supported by the votes of not less than three-fifths of all the members of the House, that is to say by the votes of 35 members of the House.

N. JAGGASSAR

Acting Clerk of the House

Passed in the Senate this 16th day of March, 2010.

N. ATIBA-DILCHAN

Acting Clerk of the Senate

IT IS HEREBY CERTIFIED that this Act is one the Bill for which has been passed by the Senate and at the final vote thereon in the Senate has been supported by the votes of not less than three-fifths of all the members of the Senate, that is to say by the votes of 28 Senators.

N. ATIBA-DILCHAN

Acting Clerk of the Senate

