

**ANTIGUA AND BARBUDA**



**OFFICE OF NATIONAL DRUG AND MONEY LAUNDERING CONTROL POLICY  
(AMENDMENT) BILL, 2020**

**No. of 2020**



**ANTIGUA AND BARBUDA**

**OFFICE OF NATIONAL DRUG AND MONEY LAUNDERING CONTROL POLICY  
(AMENDMENT) ACT, 2020**

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(AMENDMENT) ACT, 2020**

**NO. OF 2020**

**BILL FOR**

**AN ACT** to amend the Office of National Drug and Money Laundering Control Policy Act, 2003 No. 11 of 2003.

**ENACTED** by the Parliament of Antigua and Barbuda as follows:

**1. Short Title**

This Act may be cited as Office of National Drug and Money Laundering Control Policy (Amendment) Act, 2020.

**2. Interpretation**

In this Act-

“principal Act” means the Office of National Drug and Money Laundering Control Policy Act, 2003 No. 11 of 2003.

**3. Amendment of section 3-Establishment of the Office of National Drug and Money Laundering Control Policy**

Subsection (3) of section 3 of the principal Act is repealed and replaced by the following-

“(3) The House of Representatives shall appoint a Standing Committee, consisting of three members, one of whom shall be a member of the minority parties in the House of Representatives.

(4) Where there is no minority party in the House, the Speaker shall request the President of the Senate to consult with the Leader of the minority party in the Senate to appoint one person from the minority party to serve on the Standing Committee.

(5) The Standing Committee shall meet, at least, once, every quarter, unless the chairperson of the Standing Committee or the Director considers that there is a matter of urgency of which the Standing Committee needs to be informed.

**4. Amendment of Section 7-Removal of the Director or Deputy Director from Office**

Section 7 of the principal Act is repealed and replaced by the following-

“(1) A person holding the Office of Director or Deputy Director may be removed from office for inability to perform the functions of his office, whether arising from infirmity of body or mind or for stated misbehaviour.

(2) If the Minister represents to the House of Representatives that the question of removing the Director or the Deputy Director from Office should be investigated, the Speaker shall, after consultation with the Prime Minister and the Leader of the minority parties in the House, appoint the chairperson and two other members, one of whom shall be a member of the minority parties in the House, to serve on a Select Committee.

(3) Where there is no minority party in the House, the Speaker shall request the President of the Senate to consult with the Leader of the minority party in the Senate to appoint one person from the minority party to serve on a Select Committee.

(4) The Select Committee shall, without delay, enquire into the question of removing the Director or Deputy Director from office, and submit its findings and recommendations to the Speaker, who shall present the findings and recommendations to the House to determine whether or not, the Director or Deputy Director, ought to be removed from office.

(5) If the House determines that the Director or the Deputy Director, as the case may be, ought to be removed from office, the Minister shall remove that person from office and provide him with reason for his removal in writing.

## **5. Amendment of section 10-Functions of the ONDCP**

Section 10 of the Principal Act is amended as follows-

- (a) by the repeal of paragraph (e) of subsection (1) and the substitution therefor of the following-

“(e) to share financial intelligence or information with local, regional and international law enforcement agencies, regulatory or statutory bodies, as the Director may determine.”

- (b) by the repeal of subsection (2) and the substitution therefor of the following-

“(2) The Director shall, in the exercise of his powers or the performance of his functions under subsection (1), not be subject to the direction or control of any other person or authority.”

## **6. Amendment of section 11-Performances of ONDCP functions**

Section 11 of the principal Act is amended by inserting after subsection (7) thereof of the following subsection-

- “(8)(a) The Director or any officer acting on his behalf may, by notice in writing, require any person to provide him within the time specified in the notice, such information, including, documents, estimates or returns, concerning any of the matters set out in