

CHAPTER 321 TOURIST BOARD ACT

• Act • Subsidiary Legislation •

ACT

Act No. 29 of 1988

Amended by

Act No. 20 of 1990

Act No. 12 of 1992

Act No. 20 of 1992

Act No. 39 of 1993

Act No. 10 of 2008

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CHAPTER 321 TOURIST BOARD ACT

An Act to establish a board of tourism for the purpose of developing the tourist industry and promoting its efficiency, and to provide for connected matters.

[Act No. 29 of 1988 amended by Act No. 20 of 1990, Act No. 12 of 1992, Act No. 20 of 1992, Act No. 39 of 1993, Act No. 10 of 2008.]

[16th September, 1988.]

1. Short title

This Act may be cited as the Tourist Board Act.

2. Interpretation

In this Act—

“Board” means the Grenada Board of Tourism established by section 3;

“business plan”, for a financial year, means—

(a) the business plan approved under section 22; and

(b) all amendments to the business plan approved under that section,

for the financial year;

“financial year” means the financial year referred to in section 21;

“hotel” means a building or group of buildings within the same precinct, containing an aggregate number of not less than ten bedrooms for the accommodation of guests for reward.

3. Establishment and composition of Grenada Board of Tourism

(1) There is hereby established a body to be called the Grenada Board of Tourism.

(2) The Board shall consist of no fewer than ten nor more than fifteen members, appointed by the Minister, of whom five shall be appointed from amongst persons who have special qualifications in, and have experience of matters relating to, hotel management, air travel, public relations, cruise ship activities, travel agency or taxi services.

4. Appointment, etc., of chairperson and deputy chairperson

(1) The Minister shall appoint one of the members of the Board to be chairperson of the Board.

(2) The chairperson shall hold office as such until the appointment of his or her successor; but he or she shall cease to be chairperson if he or she ceases to be a member of the Board.

(3) The Minister shall appoint a member of the Board to be deputy chairperson who shall exercise the powers and perform the duties of the chairperson whenever the chairperson is absent or unable to act, or if the office of chairperson is vacant.

(4) The chairperson and deputy chairperson shall hold office for such period, not exceeding three years, as the Minister shall fix, and each shall be eligible for re-appointment.

5. Tenure of office of members

(1) A member of the Board shall, subject to this Act, hold office for such period not exceeding three years as may be fixed by the Minister, but the member shall be eligible for re-appointment.

(2) If any member of the Board shall fail to attend three consecutive meetings of the Board without the prior approval of the chairperson, such member shall cease to be a member of the Board from the date of the third such meeting.

(3) Whenever a vacancy on the Board occurs, the Minister may appoint a person as a member of the Board to fill the vacancy for the remainder of the period of office of the member that such person is being appointed to replace.

6. Resignation of member or chairperson

(1) A member of the Board, other than the chairperson, may at any time resign his or her office by instrument in writing addressed to the Minister and transmitted through the chairperson, and the resignation shall take effect one month after the date of receipt of the instrument by the Minister, if no response is given earlier by the Minister.

(2) The chairperson may at any time resign as a member of the Board by instrument in writing addressed to the Minister and the resignation shall take effect one month after the date of receipt of the instrument by the Minister, if no response is given earlier by the Minister.

7. Publication of membership of the Board

Notification of every change in the membership of the Board shall be published in the *Gazette*.

8. Incorporation of the Board

(1) The Board shall be a body corporate called the Grenada Board of Tourism with power to purchase, lease or otherwise acquire and hold and dispose of land and other property of whatever kind and shall have a Common Seal, and may sue and be sued in its corporate name.

(2) The Common Seal shall be authenticated by the signatures of the chairperson and one member of the Board authorised by the Board to act in that behalf, or, in the absence of the chairperson, by two Board members authorised by the Board to act in that behalf, and when so authenticated the Seal shall be officially and judicially noticed.

(3) All documents other than those required by law to be under seal made by, and all decisions of, the Board may be signified under the hand of the chairperson, or any member authorised by the Board to act in that behalf, or the Director of Tourism.

9. Vesting of Government property in the Board

(1) The Governor-General may, by Order, at any time vest Government land or movable property of the Government in the Board if it appears desirable to do so to enable the Board to carry out its duties and functions.

(2) Property vested in the Board under this section may be so vested absolutely or subject to such terms and conditions as the Governor-General may think fit to impose.

(3) Where land is vested in the Board under this section a delivery of the Order concerned to the Registrar of the Supreme Court shall without proof thereof be sufficient authority for him or her to register the Order in accordance with the provisions of the Deeds and Land Registry Act, Chapter 79.

10. Meetings of the Board

(1) (a) The Board shall meet at least once in every period of three months.

(b) Meetings shall be held at such places and times and on such days as the Board shall itself determine.

(2) The chairperson may at any time call a special meeting of the Board and shall, on receipt by him or her of a written request for the purpose addressed to him or her by at

least one-third of the members of the Board, call a special meeting of the Board to be held not later than seven days after the receipt by him or her of the request.

(3) A quorum of the Board shall be six members.

(4) The Director of Tourism or his or her nominee shall attend every meeting of the Board unless leave of absence has been obtained from the chairperson, but neither the Director nor his or her nominee shall have the right to vote at any meeting.

(5) The Board may co-opt any one or more persons to attend a meeting of the Board, for the purpose of assisting or advising the Board, but no such co-opted person shall have the right to vote at any meeting.

(6) Where a person is co-opted by the Board under subsection (5) the Board may, by resolution, declare such sums by way of remuneration and allowances of such person as it thinks fit, and such sums shall properly be payable out of the funds and resources of the Board.

11. Duties and functions of the Board

The duties and functions of the Board shall, within the limits of its funds and resources, be—

- (a) to develop all aspects of the tourist industry of Grenada, Carriacou and Petit Martinique and to promote the efficiency of the industry;
- (b) to adopt such measures as it thinks fit to advertise, promote and market Grenada, Carriacou and Petit Martinique as tourist destinations throughout the year;
- (c) to promote and encourage such shipping and air travel facilities as will tend to increase tourist traffic to Grenada, Carriacou and Petit Martinique;
- (d) to secure the most favourable arrangements available for the entry of tourists into Grenada, Carriacou and Petit Martinique;
- (e) to encourage, by such measures as it thinks fit, the development of amenities calculated to enhance the attractiveness of Grenada, Carriacou and Petit Martinique to tourists, with the emphasis on entertainment, conservation of local flora and fauna, deep sea fishing and handicrafts;
- (f) to undertake such research, experiments and operations as appear to it to be necessary for improving the tourist industry and controlling or eliminating any undesirable factors that may affect it;
- (g) to foster within Grenada, Carriacou and Petit Martinique an understanding of the importance and economic benefit of the tourist industry;
- (h) to make all such enquiries and to collect all such information as the Board thinks necessary for the purpose of carrying out its duties and functions under this section;
- (i) generally to take all such other lawful measures as the Board considers likely to assist it in carrying out most effectually the purposes of this Act.

12. General powers of the Board

Subject to this Act, the Board shall have power, for the purpose of carrying out its duties and discharging its functions—

- (a) to engage in activities which appear to it to be requisite, advantageous or convenient for, or in connection with, the carrying out of its duties and functions;