

COMMONWEALTH OF DOMINICA

ACT No. 4 OF 2007

I assent



Nicholas J. O. Liverpool
President

27th January, 2007.

**AN ACT TO AMEND THE IMMIGRATION AND
PASSPORT ACT, CHAPTER 18:01.**

(Gazetted 1st February, 2007.)

BE IT ENACTED by the Parliament of the Commonwealth of
Dominica as follows:

1. This Act may be cited as the -

Short title.

**IMMIGRATION AND PASSPORT
(AMENDMENT) ACT, 2007**

2. In this Act, the Immigration and Passport Act is referred
to as "the Act".

Interpretation.

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Amendment of section 2.

3. Section of the Act is amended by inserting, in the appropriate alphabetical order, the following definitions-

““advance passenger information” means the information in respect of a passenger, crew member or other occupant in the vessel;”

““passenger” means any person not being a bona fide member of the crew, travelling or seeking to travel on a vessel;”

Insertion of new section 12A.

4. The Act is amended by inserting immediately after section 8 the following new section:

“Duty to provide advance passenger information.

12A. (1) Prior to departure of a vessel from the last port of call for Dominica, the master shall provide to the immigration authority at the intended port of arrival in Dominica, in such form and manner as may be approved by the Minister, the data set out in the Schedule in respect of the vessel and each person on board.

(2) Subsection (1) does not apply to a ship not exceeding 100 net tons.

(3) Where a master, intentionally or recklessly –

(a) fails to transmit the data in accordance with subsection (1); or

(b) transmits incomplete or false data, the master commits an offence and is liable to a fine of US\$100,000.00.

(4) The Minister may waive the requirements of subsection (1) in such circumstances and on such conditions as the Minister may prescribe.

5. The Act is amended by inserting the following schedule: Insertion of schedule.

“SCHEDULE

ADVANCE PASSENGER INFORMATION

Data relating to the flight or voyage

- **Flight Identification**
(IATA Airline code and flight number)
- **Vessel Identification**
(vessel name and voyage number)
- **Scheduled Departure Date**
(Date of Scheduled departure of vessel (based on local time of departure location))
- **Scheduled Departure Time**
(Time of scheduled departure of vessel (based on local time of arrival location))
- **Scheduled Arrival Date**
(Date of scheduled arrival of vessel (based on local time of arrival location))
- **Schedule Arrival Time**
(Time of scheduled arrival of vessel (based on local time of arrival location))
- **Last Place/Port of Call of Vessel**
(Vessel departed from this last foreign place/ port of call to go to “place/port of vessel initial arrival”)

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- **Place/Port of Vessel Initial Arrival**
(Place/port in the country of destination where the vessel arrives from the “last place/port of call of vessel or aircraft”)
- **Subsequent Place/Port of Call within the country**
(Subsequent place/port of call within the country)
- **Number of Passengers**
(Total number of passengers on board)

Data relating to each individual passenger:

Information for persons on board aircraft:

- (a) Core Data Elements of the Official Travel Document
- **Official Travel Document Number**
(Passport or other official travel document number)
 - **Issuing State or Organisation of the Official Travel Document**
(Name of the State or Organisation responsible for the issuance of the official travel document)
 - **Official Travel Document Type**
(Indicator to identify type of official travel document)
 - **Expiration Date of Official Travel document**
(Expiration date of the official travel document)

- **Surname/Given Name(s)**
(Family name and given name(s) of the holder as it appears on the official travel document)
 - **Nationality**
(Nationality of the holder)
 - **Date of Birth**
(Date of birth of the holder)
 - **Gender**
(Gender of the holder)
- (b) Additional Data elements (if applicable)
- **Visa Number**
(Number of the Visa issued)
 - **Issue Date of the Visa**
(Date of the Visa issuance)
 - **Place of Issuance of the Visa**
(Name of the place where the Visa was issued)
 - **Other Document Number Used for Travel**
(The other document number used for travel when the official travel document is not required)
 - **Type of Other Document used for Travel**
(Indicator to identify type of document used for travel)

- **Primary Residence**
 - **Country of Primary Residence**
(Country where the traveller resides for the most of the year)
 - **Address**
(Location identification such as street name and number)
 - **City**
(City)
 - **State/Province/County**
(Name of the State, Province, County, as appropriate)
 - **Postal Code**
(Postal code)

- **Destination Address**
 - **Address**
(Location identification such as street name and number)
 - **City**
(City)
 - **State/Province/county**
(Name of the State, Province, County, as appropriate)
 - **Postal Code**
(Postal code)

- **Place of Birth**
(Place of birth such as city and country)
- **Traveller's Status**
(Passenger, Crew, In-transit)
- **Place/Port or Original Embarkation**
(Place/port where traveller originates foreign travel)
- **Place/Port of Clearance**
(Place/port where the traveller is cleared by the border control agencies)
- **Place/Port of Onward Foreign Destination**
(Foreign place/port where the traveller is transiting)
- **Passenger Name Record Locator Number (or unique identifier)**
(As available in the traveller's Passenger Name Record in the carrier's reservation system)"

Passed in the House of Assembly this 8th day of January, 2007.

ALEX F. PHILLIP (MRS.)
Clerk of the House of Assembly

DOMINICA

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