

No. 11]

*Mutual Assistance in Criminal Matters  
(Amendment) Act*

[2023

**SAINT LUCIA**

**No. 11 of 2023**

**ARRANGEMENT OF SECTIONS**

*Section*

1. Short title
2. Interpretation
3. Substitution of long title
4. Amendment of section 1
5. Amendment of section 2
6. Amendment of Part 7
7. Substitution of section 28
8. Repeal of section 29
9. Amendment of principal Act



I Assent

[L.S.]

ERROL CHARLES,  
*Acting Governor-General.*

*March 29, 2023.*

## SAINT LUCIA

---

### No. 11 of 2023

**AN ACT** to amend the Mutual Assistance in Criminal Matters Act, Cap. 3.03.

[ 30th March, 2023 ]

**BE IT ENACTED** by the King's Most Excellent Majesty, by and with the advice and consent of the House of Assembly and the Senate of Saint Lucia, and by the authority of the same, as follows:



(b) includes —

(i) an investigation, prosecution, or criminal proceedings relating to —

(A) the restraint, seizure or freezing of property that may be confiscated, forfeited or recovered by a court, or that may be needed to satisfy a pecuniary penalty, imposed in respect of an offence;

(B) the confiscation, forfeiture or recovery of property by a court in respect of an offence; and

(C) the imposition or recovery of a pecuniary penalty in respect of an offence,

(ii) any civil recovery investigation or civil proceedings relating to —

(A) the restraint, seizure or freezing of property that may be recovered by a civil court in respect of recoverable property with regard to criminal conduct or an activity; or

(B) the forfeiture or recovery of property by a court in respect of a civil recovery investigation with regard to criminal conduct or an activity;”;

(c) in the definition of the word “Scheme” by deleting the words “within the Commonwealth”;

(d) by inserting the following new definition in the correct alphabetical sequence —

“civil recovery investigation” has the meaning assigned under the Proceeds of Crime Act, Cap. 3.04;”.

#### **Amendment of Part 7**

6. Part 7 of the principal Act is amended, in the heading, by deleting the words “Application of Act to Countries other than Commonwealth Countries” and by substituting the words “Other forms of international co-operation”.

No. 11] *Mutual Assistance in Criminal Matters* [2023  
*(Amendment) Act*

**Substitution of section 28**

7. The principal Act is amended by deleting section 28 and by substituting the following —

**“Other forms of international co-operation**

**28.** Nothing in this Act precludes Saint Lucia from —

- (a) concluding bilateral or multilateral agreements or arrangements on co-operation in criminal matters with any state, international organization or entity; or
- (b) providing to any state, international organization or entity assistance of any other form than is provided for under this Act.”.

**Repeal of section 29**

8. Section 29 of the principal Act is repealed.

**Amendment of principal Act**

9. The principal Act is amended by —

- (a) deleting the words “Commonwealth country” wherever they occur and by substituting the words “country outside Saint Lucia”;
- (b) deleting the words “Commonwealth countries” wherever they occur and by substituting the words “countries outside Saint Lucia”.

Passed in the House of Assembly this 22<sup>nd</sup> day of March, 2023.

JEREMIAH NORBERT,  
*Deputy Speaker of the House of Assembly.*

Passed in the Senate this 23<sup>rd</sup> day of March, 2023.

ALVINA REYNOLDS,  
*President of the Senate.*