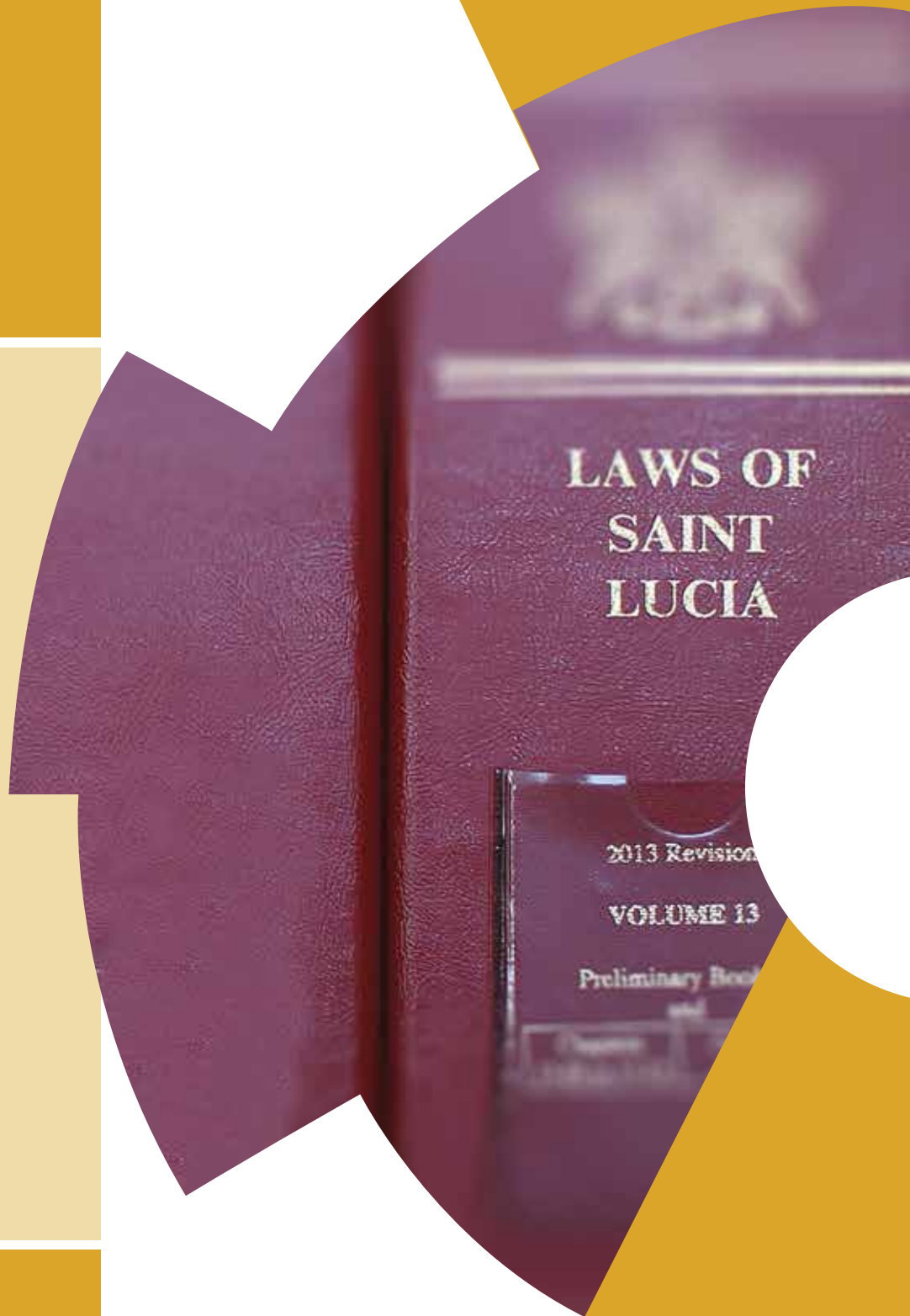




ATTORNEY GENERAL'S  
DEPARTMENT



# 2021 **ANNUAL REPORT**



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**Annual Report 2021**

Attorney General's Chambers

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# ACKNOWLEDGEMENTS

My gratitude is extended to the management team and staff for this annual production. PS Juliana Alfred and Mr. Viannie Aimable are specially commended.

Leslie Mondesir  
31.3.22

# MISSION STATEMENT

## ATTORNEY GENERAL'S CHAMBERS

Our mission is to deliver to the Government quality legal service with integrity and professionalism in a timely manner. Focusing primarily in facilitating an enabling environment, creating value and effective advice through the Registry of Companies and Intellectual Property, the Legislative Drafting Unit and the Advice and Litigation Department.

## STRATEGIC PRIORITIES OF CHAMBERS

1. Adhering to professional best practices in the public service.
2. Enhancing staff capacity by sourcing training opportunities nationally, regionally and internationally and offering internship.
3. Creating operational tools for all work undertaken and all types of services rendered.
4. Allowing for greater synergy with other Government Departments and Ministries.
5. Analyzing data qualitatively and quantitatively thereby providing valued information to Government with a view to effective allocation of resources.
6. Increasing the level of legal services provided to the general public.
7. Continuing to examine and develop legal services to address new and emerging areas of law.
8. Improving legal services through the use of technology.

## MESSAGE FROM THE ATTORNEY GENERAL



It is with great pleasure that I present the Annual Report of the Attorney General's Chambers for the period April 2021 – March 2022 which details the accomplishments for the period under review.

I joined the team as Attorney General from July 2021 and I am thankful to the dedicated management and staff of the Attorney General's Chambers for having welcomed me to the Department and ensuring that my transition was seamless.

As the world adjusts to life with the now not so novel COVID – 19 pandemic, the increased economic activity and travel has resulted in the simultaneous growth of revenue collected by Chambers. This has resulted in a positive reversal of the adverse variance of the previous year for the Marriage Licence Department and the Registry of Companies and Intellectual Property.

The Marriage Licence Department recorded a notable increase in applications for marriage licenses, as compared to the period April 2020 – March 2021. The Registry of Companies and Intellectual Property also recorded an increase in the number of registrations in all areas.

The Legislative Drafting Department has continued to be instrumental in the Government's ongoing management of the pandemic, by drafting legislation to adapt to the ever fluid nature of the pandemic. Despite this, the drafting unit has delivered several Acts and Statutory Instruments for the period, including very notable pieces of legislation such as the much-anticipated amendment to the Drugs (Prevention of Misuse) Act, Cap. 3.02 and the Domestic Violence Act, No.11 of 2022. The unfortunate surge in crime means that the drafting unit will soon be called upon to draft legislation to complement the Government's policies to combat criminal activity.

In 2021, the Advice and Litigation Department defended forty new claims filed, in addition to the continued management of previously filed active claims before the Court. Crown Counsel has continued to issue legal opinions to Government departments when requested, draft and vet notarial documents, contracts and agreements and represent the office of the Attorney General on statutory boards, meetings, and committees.

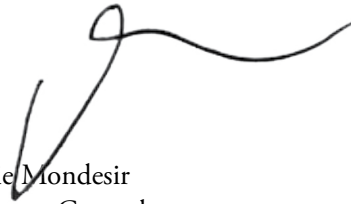
The Permanent Secretary Ms. Juliana Alfred, in conjunction with the National Anti-Money Laundering Organizing Committee (NAMLOC), ensures that Saint Lucia remains compliant with Financial Action Task Force 40 recommendations. In so doing, NAMLOC has undertaken various activities to address the deficiencies highlighted in Saint Lucia's mutual evaluation report of 2021 including legislative amendments.

The administrative team has worked assiduously to ensure that all members of staff are equipped with the necessary tools to perform their duties and remains vigilant in identifying areas where training may be necessary to improve the capacity of staff members.

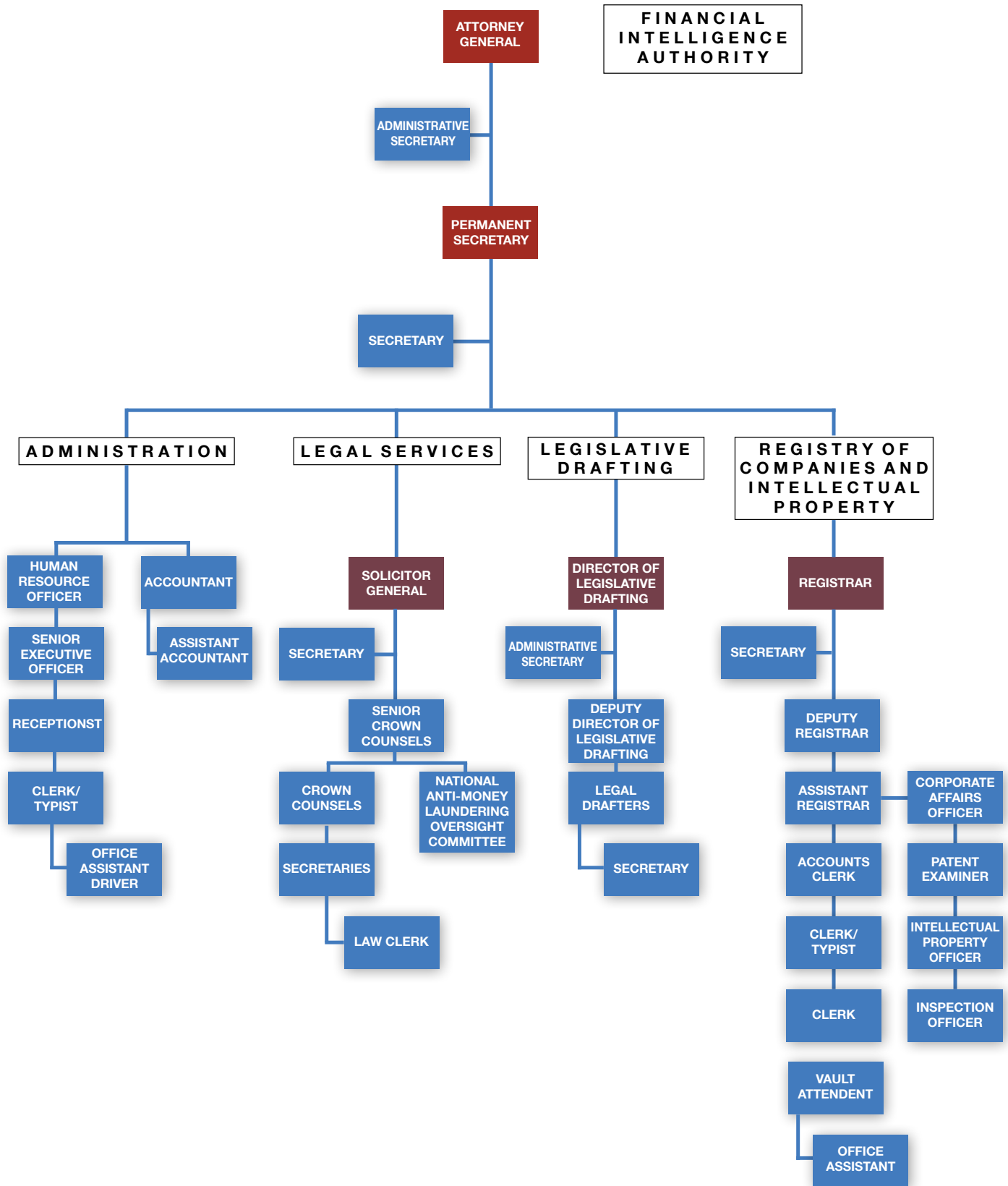
The Accounts Department has remained committed to presenting an accurate record of the revenue and expenditure of Chambers. This information is invaluable when deliberating on decisions which have financial implications.

It is expected that as the economy continues to rebound, the staff of the Attorney General's Chambers will continue to serve the Government and people of Saint Lucia, through exemplary service and diligence.

As Saint Lucia, like the rest of the world strives to adapt to changing global dynamics, we remain resolute in contributing to the development of our nation, by providing the necessary support to the various Government Ministries and Departments. We welcome your feedback and invite you to share your comments on our website.



Leslie Mondesir  
Attorney General





## STAFF RECOGNITION CORNER

Chambers wishes to take this opportunity to applaud the following staff members who have been recognized by their Department Heads for varied achievements.

### Advice and Litigation

**Gisele Joseph:** Testimonial



Nothing seems impossible as positivity is my theme. In September 2020, I enrolled at the Monroe College to pursue my Bachelor's Degree in Public Health. Thereafter, I was sponsored by "Improved Access to Justice in the Caribbean" (IMPACT Justice) through the Attorney General's Chambers to also pursue a Certificate in Paralegal

Studies with the University of The West Indies. Both programmes involved meeting course work deadlines. Often, I would have course work to submit for both programmes on the same day.

I often felt overwhelmed but I took comfort in knowing that I had invaluable support from the team at the Attorney General's Chambers. Pursuing two programmes/courses has not been easy. Imagine having to keep abreast with my studies, managing a heavy work load and raising a teenage son. It was only made possible with God and the tremendous support I received.

Being at work was not an easy task because I sometimes had to juggle many desks in the absence of my colleagues during the COVID-19 pandemic. Despite the challenges faced, I tried my best to remain in high spirits at work and find the energy required for my classes which started from 5 p.m. and usually ended at 10 p.m. Nevertheless, I was able to report for work on a daily basis to perform my utmost best.

After graduating school eighteen years ago, this time around school felt different but I had to devise a system in order to be successful in my studies. I completed the Paralegal studies in December 2021 attaining passes in all subjects. I am currently in my final year at Monroe College and this is my fifth semester attaining passes in all courses pursued thus far.

Despite the various challenges I face on a daily basis I will continue to persevere and to strive for excellence in completing my studies at the Monroe College.

I take this opportunity to extend a heartfelt thank you to the Attorney General's Chambers and the Government of Saint Lucia for providing me with this great opportunity. I look forward to continuing my professional development and using the knowledge gained to assist in furthering the mandate of Chambers and the Government of Saint Lucia.

**Rochelle John Charles:** Testimonial



The Legislative Drafting postgraduate Programme at the University of the West Indies, Cave Hill is a comprehensive programme geared towards learning the skill of drafting legislation to cover areas of human affairs which are subject to regulation. The Programme encompasses technical skills and techniques of drafting legislation,

the composition of legislation and imparts the knowledge of the fundamentals of constitutional law and principles relative to drafting legislation and Constitutions. This is why when faced with the opportunity to gain this depth of knowledge, which serves only to enhance my role as a Crown Counsel within the Attorney General's Chambers, I was excited and beyond grateful.

The Programme was facilitated by Improved Access to Justice in the Caribbean (IMPACT Justice) with the Government of Saint Lucia funding the economic cost. The Programme assists in understanding the 'why' behind the law. Understanding the rationale or mischief in the legislation enhances the quality of your submissions and arguments before the Court, which to my mind correlates directly to the development of the jurisprudence or, at the very least, a stronger Chambers aka more winnable cases.

My studies commenced in September 2021, when the COVID-19 pandemic was raging on. As has been said though, every problem is an opportunity in disguise. Having lived with the pandemic for nearly two years and having gotten used to the new-normal rotational style of the

office, which measure was adopted due to the increase in the number of positive COVID-19 cases, I decided to make full use of the opportunity which was presented. That is, using the blended approach to be able to meander through being a full-time student who contracted the COVID-19 during the start of the semester and who felt the effects of brain fog for weeks after exposure to the virus, and being a full-time employee who still had to prepare for court and other related matters.

The course content was fulsome and delivered by some of the region's legal luminaries. The wealth of knowledge gain is unrivaled and, in my opinion, critical to a legal officer practicing in the realm of public law. All in all, I am eternally grateful for the opportunity and wish to express my sincere appreciation to the Government of Saint Lucia and IMPACT Justice for the opportunity to enhance my knowledge. I encourage others to take advantage of this excellent opportunity.

## Accounts

### Aurelia Evans



Aurelia Evans is serving as the Assistant Accountant (Ag). She holds a Bachelor of Business Administration Degree in Accounting from Monroe College.

Ms. Evans started her journey at the Attorney General's Chambers in October 2010, where she held an acting appointment as a secretary and was assigned to work with

the Deputy Permanent Secretary. Ms. Evans became a permanent officer of Chambers as a secretary within the Advice and Litigation Unit in August 2013.

Despite Ms. Evans career commencing as a legal secretary she always had an affinity for Accounting and she had very little reservations in making that transition when the opportunity presented itself in October 2018 as the Assistant Accountant.

Ms. Evans remains a very dedicated and hardworking member of the Accounts Unit. There is no doubt that her ambition to excel and reach the highest pinnacle in the Accounting stream will become a reality.

## Registry of Companies

The following staff of ROCIP successfully completed various courses in 2021:



### Cindie Dorius

WIPO Academy Distance Learning Course – Certificate in Specialized Course on the Madrid System for International Registration of Marks



### Andrea Hippolyte

WIPO Academy Distance Learning Course – Certificate in General Course on intellectual Property



### Liz Joseph

WIPO Academy Distance Learning Course – Certificate in Trademarks, Industrial Designs and Geographical Indications (Version 2)

WIPO Academy Distance Learning Course on the Madrid System for the International Registration of Marks



### Leah Richard

University of the West Indies (UWI) Open Campus (Saint Lucia) – Certificate of Achievement in Project Management

## Drafting

The following staff of Drafting are highlighted:



**Anselm Caines**

In recognition of his personal commitment to gaining legislative drafting qualifications and using it for the benefit of the Legislative Drafting Unit



**Tito Holder**

In recognition of his maintenance of a professional attitude and positive perspective towards his work



**Kurt Thomas**

In recognition of his high level of commitment to the Legislative Drafting Unit, working closely with team members and in line with policies and procedures

## Administration

The following staff of Administration are highlighted:



**Dave Bradley**

Dave Bradley serves as a Law Clerk at Chambers. During the past year this officer continued to excel with his daily duties as he ably undertook multiple tasks during the absence of the Office Assistant/Driver. Mr. Bradley is an efficient worker and displays a positive attitude towards work



**Zhane Melissa Florent**

Throughout the year 2021 Ms. Florent has excelled tremendously in the way she performs her daily duties. The officer has demonstrated the ability to learn and adapt to the changing environment.



**Rollins K. Paul**

Over the past year, Mr. Paul has shown improvement in the execution of his duties as compared to the previous cycle. He currently serves as the Office Assistant/Driver for Chambers.

## ADMINISTRATION UNIT

During the year under review, the established Contingency Plans and Internal COVID-19 Procedures were continued in managing the workplace. The Administrative unit served as the guiding support to all at Chambers. These Contingency plans were formulated for staff to continue their work assignments with limited disruption.

Strategies were put in place for managing the “work from home” in conjunction with minimized office operations, these included:

- i. Heads of the various units continued to assist staff, by preparing them mentally and physically for virtual work.
- ii. Performance appraisals and targets were adjusted accordingly.
- iii. Several virtual meetings were held with staff at the Department by the Permanent Secretary and other Heads.
- iv. The increased staff absences due to the impact of COVID 19 meant that our Chambers team had to regularly serve dual roles to maintain efficient and effective customer service.

### Training/Workshops

The virtual training modality was continued in 2021 due to the continuation of the COVID 19 protocols. Some of the activities undertaken included:

- Secretaries at Chambers successfully completed a Paralegal Programme during September 2020 – December 2021, with the University of the West Indies, sponsored by Improved Access to Justice in the Caribbean (Impact Justice) project.

- Staff participated in two (2) sessions in Digital software storage in March and April 2021, this was facilitated by the Department of the Public Service.
- “Customer Service training” for administrative staff, this was led by Registrar, Ms. Desma Charles on October 26, 2021.
- Masterclass series to harness leadership skills, emotional intelligence for managers and supervisors. January to March 2022

### Social events

As COVID-19 challenges persisted, so did our inability to socialize in the customary manner. Chambers provided pre-packaged creole breakfast to staff on October 28th and 29th, 2021 as part of Creole Heritage month celebrations. As the mental toll of the COVID 19 pandemic continued to affect our team, Chambers proceeded to organize a Christmas lunch and karaoke on December 17th, 2021. Staff were awarded certificates of appreciation at this event under the theme “Sustained commitment and hard work during 2020/2021 period”. Although our staff had to maintain the existing protocols, teams appreciated the social outing.

In April 2021 staff welcomed Mr. Kearn Walker as the NAMLOC Coordinator. Mrs. Tina Louison joined as Solicitor General in June 2021 and Hon. Leslie Mondesir as the new Attorney General in July 2021.

Chambers bid farewell to two (2) colleagues namely Mrs. Brender Portland-Reynolds, former Solicitor General in May 2021 and Mr. Stephen C. J. Julien, former Attorney General in July 2021.







# ACCOUNTS UNIT

## April 2021 to March 2022

The revenue collection performance of the Attorney General's Chambers for the financial year 2021/2022 shows gradual improvement over 2020/2021 when restrictions to control the COVID-19 pandemic were instituted. Most notably were the closing of the borders to cruise and air traffic passengers and curfews which affected economic activity. Subsequent to this, with the adherence to COVID-19 protocols and the introduction of vaccines Saint Lucia is experiencing a return of air traffic and cruise passengers which positively impacts Chambers revenue. There has also been steady increases in company registrations and trademarks, one can speculate that the pandemic has caused more persons to concentrate on opening their own businesses. This report will concentrate on a comparison of revenue performance for April 2020 to March 2021 vs April 2021 to March 2022.

### Actual revenue vs. Budgeted revenue (April 2020 to March 2021)

Table 1.1

	Actual Revenue	Budgeted Revenue	Variance
April 2020	35,663	141,372	(105,709)
May 2020	65,818	181,547	(115,729)
June 2020	100,510	127,989	(27,479))
July 2020	123,480	119,527	3,953
August 2020	137,031	119,445	17,586
September 2020	120,800	109,946	10,854
October 2020	103,960	108,770	(4,810)
November 2020	134,224	98,984	35,240
December 2020	145,941	109,700	36,241
January 2021	108,946	103,009	5,937
February 2021	99,815	134,325	(34,510)
March 2021	153,278	95,297	57,981
<b>Total</b>	<b>1,329,46</b>	<b>1,449,911</b>	<b>120,445)</b>

Table 1.1 above highlights the overall month to month performance of actual revenue collections versus budgeted revenue for April 2020 to March 2021 for the Attorney General's Chambers. Noteworthy is the adverse variances recorded for April 2020 to June 2020 illustrating the effects of the COVID 19 pandemic on revenue collections. The figures for the rest of the year improved generally with company registrations and trademarks performing above budget estimate. The cumulative adverse variance stood at \$120,445.

### Line graph Actual revenue vs. Budgeted revenue (April 2020 to March 2021)

Chart 1.1

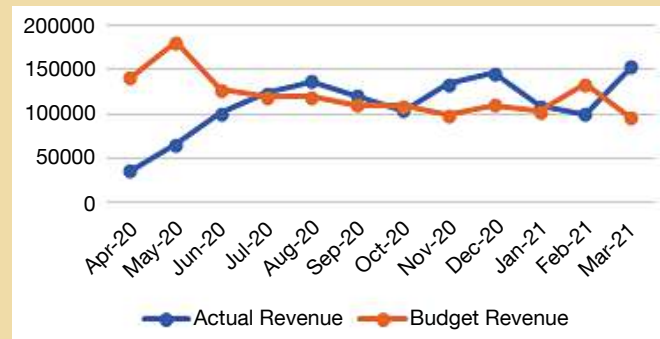


Chart 1.1 illustrates in graphic actual revenue versus budgeted revenue for April 2020 to March 2021.

**Actual revenue vs. Budgeted revenue (April 2021 to March 2022)**

Table 1.2

	Actual Revenue	Budgeted Revenue	Variance
April 2021	141,055	53,099	87,956
May 2021	163,073	72,025	91,048
June 2021	161,778	98,378	63,400
July 2021	137,049	104,982	32,067
August 2021	137,405	116,361	21,044
September 2021	147,592	105,282	42,310
October 2021	109,907	91,744	18,163
November 2021	148,619	115,216	33,403
December 2021	134,715	126,992	7,723
January 2022	111,467	90,619	20,848
February 2022	126,605*	86,593	40,012
March 2022	124,055*	121,924	2,131
<b>Total</b>	<b>1,643,320</b>	<b>1,183,215</b>	<b>460,105</b>

\*Revenue collection figures for February and March 2022 are estimates

In comparison to revenue collections for the period April 2020 to March 2021 (Table 1.1), the revenue collection performance for April 2021 to March 2022 (Table 1.2) shows a significant improvement. The cumulative outlook of a favorable variance of \$460,105 indicates a positive reversal of the adverse variance of \$120,445 in the previous year.

**Line graph Actual revenue vs. Budgeted revenue (April 2021 to March 2022)**

Chart 1.2

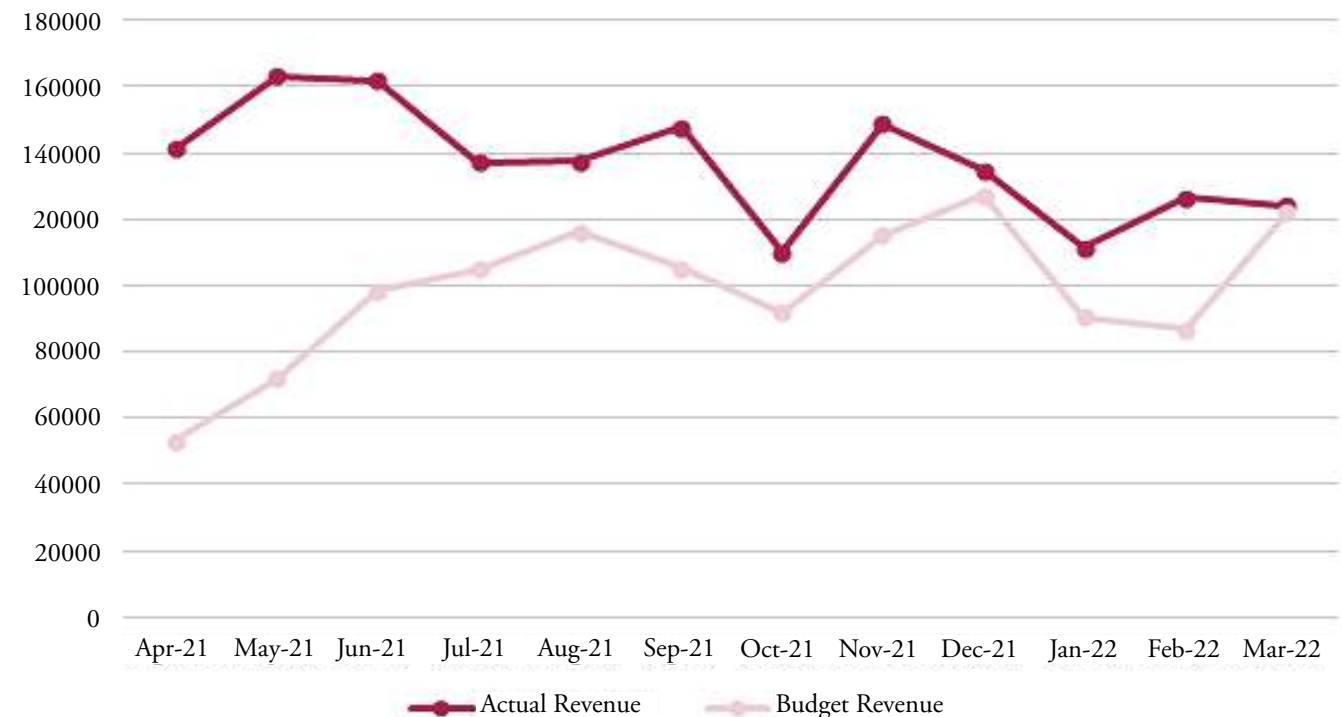


Chart 1.2 illustrates in graphic actual revenue versus budgeted revenue for April 2021 to March 2022.

# ADVICE AND LITIGATION UNIT

## Overview

The work of the Advice and Litigation Department of the Attorney General's Chambers is multifaceted and generally prescribed by statute and regulations. This report is intended to highlight the achievements of the department and provide information on the significant developments in the Department over the past year.

The areas of work of the department include:

1. Providing legal opinions to various Government Departments;
2. Representing the Government of Saint Lucia in court proceedings;
3. Processing of Marriage Licences;
4. Appearing as Tutor Ad Hoc in adoption proceedings;
5. Vetting of contracts, loan agreements and memoranda of understanding to be entered into by the Government of Saint Lucia;
6. Reviewing applications for calls to the bar by non-citizens;
7. Preparation and processing of Mutual Legal Assistance requests;
8. Preparation and processing of Extradition and Surrender requests in respect of fugitive offenders wanted by foreign states;
9. Representing the Government of Saint Lucia on various boards and committees

In June 2020 Chambers welcomed Mrs. Tina Louison in the position of Solicitor General, having previously held the post of Senior Crown Counsel.

The current staffing composition of professional legal staff appointed pursuant to section 91 of the Constitution is as follows: Solicitor General, two (2) Senior Crown Counsels, one (1) acting Senior Crown Counsel, one (1) Crown Counsel IV, one (1) acting Crown Counsel IV, one (1) acting Crown Counsel III, one (1) acting Crown Counsel II and one (1) Crown Counsel I. The legal staff are ably assisted by nine (9) administrative staff.

The Unit remains committed to encouraging and facilitating continuous professional development. To this end, four

(4) support staff from the Department were awarded the certificate in Paralegal Studies upon successful completion of the Paralegal program facilitated by the University of the West Indies and sponsored by Improved Access to Justice in the Caribbean ("IMPACT JUSTICE"). The Department expresses its gratitude to IMPACT Justice for their continued support to capacity building at the Attorney General's Chambers and the Department congratulates these officers and wishes them continued success. The capacity of the department is also being enhanced by two (2) officers undertaking an LLM in Legislative Drafting which is also sponsored by IMPACT Justice.

The Unit continued to navigate the COVID-19 pandemic in 2021 which required a rotational modality of work to comply with the established protocols and safeguard the wellbeing of staff and the public in general. Notwithstanding the challenges the Unit was able to continue to fulfill its mandate of delivery of legal services in a timely and professional manner, commendation is extended to all who demonstrated resilience and adaptability.

In 2021, the courts continued to function by means of remote hearings with limited in person hearings. The available technology has been utilized by the courts to facilitate partial in person hearings whereby the judge and parties were accommodated in separate court rooms and the various court rooms were connected using video link facilities. The COVID-19 pandemic has presented the judicial system with the unique opportunity of leveraging modern technology to keep the wheels of justice turning and ensure the justice system functions efficiently and effectively.

As it pertains to the filing of documents, the initiative and foresight of the court as it relates to the implementation of the E-Litigation portal has certainly bore fruit. The E-Litigation portal was launched in 2019 and pursuant to Rule 3(3) of the Eastern Caribbean Supreme Court (Electronic Litigation Filing and Service Procedure) Rules, Statutory Instrument No. 87 of 2018, Her Ladyship The Honourable Dame Janice M. Pereira, DBE, Chief Justice, directed that the Eastern Caribbean Supreme Court (Electronic Litigation Filing and Service Procedure) Rules will apply to proceedings filed in the Civil Division of the High Court in the State of Saint Lucia from 1st July, 2019.



The E-Litigation portal facilitates the electronic filing of all court documents which are required to be filed with the court.

### Marriage License

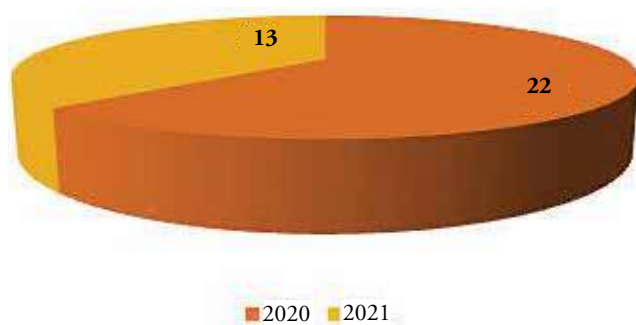
The 2020 Annual Report noted that the number of marriage licences issued for the period under review had reduced significantly (628) as compared to the prior year (1377). The situation was brought about by the closure of Saint Lucia's borders from March to June 2020 and also due to travel restrictions to and from our main tourist markets. There was a marked improvement in 2021 with the total number of marriage licences issued standing at 1175.

### Adoptions

It was previously reported in Chambers' 2020 annual report that the adoption committee was yet to be established and as such it was necessary for the provisions of the Adoption Act to be introduced into the Child (Care Protection and Adoption) Act to cater for the various challenges in implementation.

Chambers recorded receipt of thirteen(13) adoption applications in 2021, which resulted in approximately forty-one (41) percent decrease in adoption applications over the preceding year, 2020. The Pie Chart 1 below illustrates the relevant data.

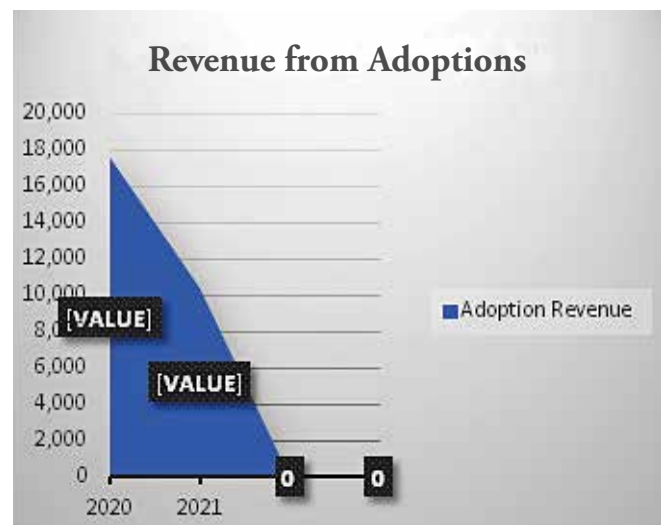
**Pie Chart 1 – Adoption applications received by the Attorney General's Chambers for the 2021 financial year compared to the preceding year, 2020**



Consequently, Chambers received ten thousand, four hundred dollars (\$10, 400.00) in revenue from tutor ad hoc

fees arising from the thirteen (13) adoption applications. This resulted in approximately forty-one (41) percent decrease in the adoptions revenue for the 2021 financial year. The Chart below illustrates the relevant data.

**Chart showing the decrease in revenue from adoptions received by the Attorney General's Chambers for the 2021 financial year compared to the preceding year, 2020**



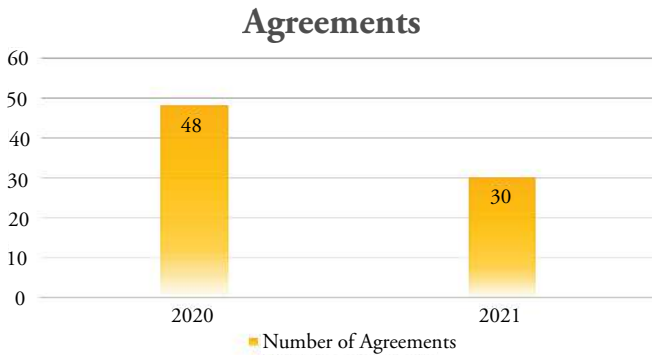
It is expected that the number of adoption applications will stabilize in future reporting periods until the full implementation of the new adoption regime contemplated under the Child (Care, Protection and Adoption) Act.

### Agreements/Contracts

Generally, contracts involving the Government are vetted and approved by the Office of the Attorney General, prior to execution. This ensures that, prior to the signing and consequential binding of the Government to the terms of the agreement, the relevant Departments are provided with the necessary legal advice to guide the legal relations between the parties.

Consequent on that premise, Chambers received a total of thirty (30) such documents for vetting in the year 2021 compared to forty-eight (48) in the year 2020. Reference is made to Bar Chart 1.

Bar Chart 1



## Apostilles

There was an overall decrease in the number of apostilles signed by the Solicitor General in 2021. The number decreased from ninety-three (93) in 2020 to sixty-four (64) apostilles being executed in the period January to December 2021, pursuant to section 4 of the Apostille (Hague Convention) Act, Cap. 2:18.

A significant number of the apostilles executed was with respect to Birth Certificates with the request for Power of Attorney apostilles being the next most requested.

It is also observed that requests for apostilles are also in relation to death certificates, statutory declarations, certificates of character, unmarried certificates and seller wire proceeds among others.

It is important to be reminded that apostilles are in relation to the authentication of the original signature affixed to a document and not the verification of the contents of the documents. Consequently, apostilles can be issued for certified copies of documents as it pertains to the individual certifying same. These are in relation to State issued documents and or notarized documents. See Tables 1 and 2.

Table 1- Apostilles 2020

Birth Certificates/Baptism Certificates	42
Marriage Certificate	6
Unmarried certificate	7
Death Certificate	1
Certificate of Good Standing	4
Certificate of Character	4
Statutory Declaration	2
Certificate of Incorporation	1
Memorandum of Association	2

Articles of Association	2
Certificate of Incumbency	3
Last will and testament	1
Citizenship	3
Police Record	3
Change of name	1
Letter	2
Register of Directors	2
Share Certificate	4
Notice of Tax Account	1
Certificate of Compliance	1
Order	3
Copy of Passport	1
Copy of National ID	1
Deed of Acknowledgment	2
<b>Total</b>	<b>93</b>

Table 2- Apostilles 2021

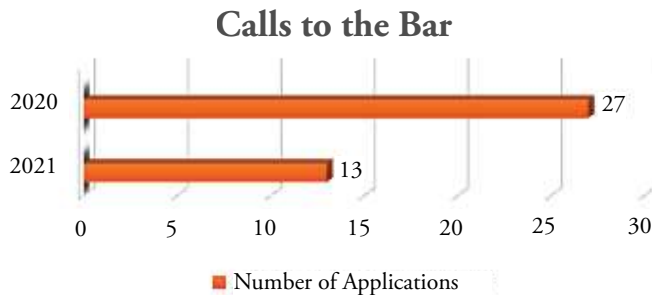
Birth Certificates	34
Marriage Certificate	4
Unmarried certificate	3
Power of Attorney	5
Deed	2
Certificate of Character	2
Affidavit	2
Seller Wire Proceeds	2
Statutory Declaration	3
Death Certificate	1
Certificate of Trustees	1
Warrant	1
Consent Certificate	1
Companies Certificates	1
Notarial Certificate	1
Death Certificate	1
<b>Total</b>	<b>64</b>

## Calls to the Bar

It is a requirement pursuant to section 16 (3) of the Legal Professions Act, Cap. 2:04 that a non-citizen who is desirous of being called to the Bar and to appear before the Courts in Saint Lucia should obtain the requisite authority so to do.

The number of applications received for calls to the Bar in 2021 decreased by approximately fifty-two percent (52%). Bar chart 2 below provides an illustration of the number of applications received.

Bar Chart 2



### Eligibility – What is Required to be Called to the Bar

The Legal Profession Act (the LPA), Cap 2.04 (hereinafter referred to as “the Act”) governs the procedure and lists the prerequisites for making an application for non-citizens to be admitted to practise law in Saint Lucia. This is governed by Section 16 of the Act.

An applicant who is not a citizen of Saint Lucia but is a citizen or a national of a country the laws of which gives reciprocal treatment to a citizen of Saint Lucia in relation to admission to practice law in that country and is desirous of practising law in Saint Lucia may apply to be called to the bar in Saint Lucia provided that the applicant falls within the following categories as provided for under section 15 of the Act:

1. any English or Irish barrister-at-law, or any Scottish advocate;
2. any barrister or advocate of any of the Superior Courts of any British Possession where similar privileges are accorded to barristers of the Supreme Court;
3. any solicitor of the United Kingdom or Law Agent admitted to practise in Scotland;
4. any person who has passed the intermediate and final examinations of the Law Society of England. However, this person must –
  - (a) have served for 5 years continuously in the Chambers of a practising barrister and has throughout that time been of a good character; and
  - (b) passed one of the following examinations:
    - (i) the Matriculation Examination of the University of London,

- (ii) the School Certificate Examination of the University of Cambridge, or
- (iii) any examination prescribed as qualifying for admission to the Inns of Court.

### Requirements and Procedure for Non- Citizens to be Called to the Bar

1. An applicant who falls into any of the above categories can present, through an attorney-at-law, or on their own accord, an application to the Attorney General’s Chambers for the publication of an Order in the Gazette.
2. Copies of all supporting qualification documents must be presented with the request.
3. The application to the Attorney General’s Chambers must be accompanied by the applicant’s consent to obtain verification of all certificates/qualifications.
4. The Attorney General’s Chambers will perform all necessary due diligence to ascertain that the applicant is indeed eligible to practise at the bar as well as determine the authenticity of the supporting qualifications documents provided.
5. After the Due Diligence requirements, the Attorney General shall consult with the Chief Justice to determine whether the applicant is from a country which facilitates reciprocal treatment to a citizen of Saint Lucia in relation to admission to practise law in that country.
6. Once satisfied the Attorney General shall thereafter by Order published in the Gazette provide that, subject to such conditions as the Attorney General may specify, the applicant shall be eligible to be admitted by the High Court to practise law in Saint Lucia.
7. Upon the publication of the Order in the Gazette, an application can be filed at the High Court on behalf of the applicant.
8. The application ought to be supported by affidavit evidence proving that the applicant:
  - (a) is at least 18 years of age;
  - (b) is of good character;
  - (c) does not have a criminal record except if it is for a minor traffic offence;
  - (d) is not declared to be bankrupt by a court; and
  - (e) has paid the prescribed fee.

9. The Application ought to be filed with due haste (within a reasonable time).
10. The High Court shall, if it is satisfied that the requirements in paragraph 8 above are met, admit that applicant to the practise of law in Saint Lucia.

It is important to note that the due diligence requirements in steps 3 and 4 above were severely impacted during the ongoing pandemic as most schools/universities were closed. As a result, obtaining verification of certificates/qualifications proved increasingly difficult.

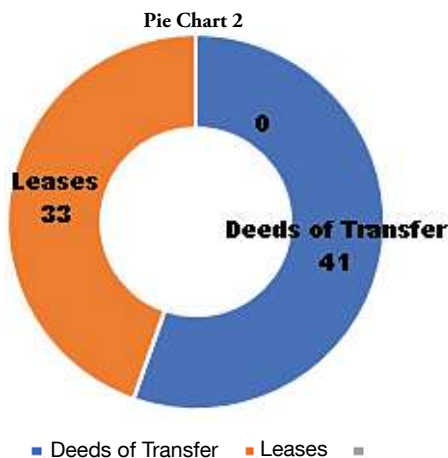
Consequent upon this challenge, Chambers implemented the temporary measure whereby an applicant, in addition to presenting his or her certified certificates/qualifications, is required to submit a statutory declaration together with a notarial certificate confirming the authenticity of the documents. Following this, the usual subsequent steps were undertaken.

### Notarial Instruments

These comprise of legally binding documents involving the State as it pertains to immovable property. These legally binding documents relate to leases, transfers and exchanges. In the year 2021, there was a slight decrease in the number of such requests made as compared to the year 2020. In 2020, Chambers received a total of eighty (80) requests for vetting and or processing whereas in the year 2021, the total number of requests submitted to Chambers decreased to seventy-four (74). Of the seventy-four (74), forty-one (41) were for deeds of transfer and thirty-three (33) were related to leases. (Refer to Pie Chart 2.)

#### Notarial Instruments

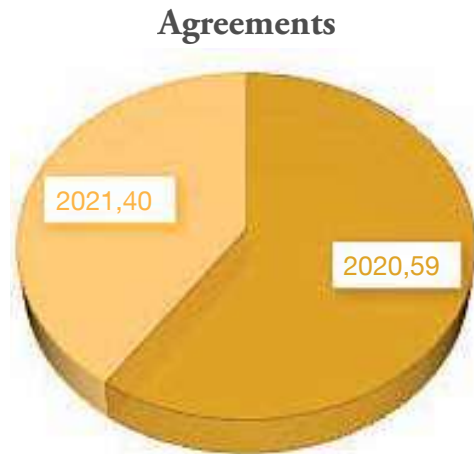
Deeds of Transfers : 41  
Leases: 33



### Litigation

Chambers continues to represent the State in several matters. There were forty (40) matters served on Chambers in the year 2021 leading to a thirty-two percent (32%) decrease compared to the year 2020 in which fifty-nine (59) matters were served. (Refer to Pie Chart 3)

The matters increased in their complexity and also involved novel litigation relating to issues arising due to the pandemic. Other matters related to judicial review applications, constitutional motions, police and medical negligence matters in addition to breaches of contract matters.



### Non Profit Organizations

In the year under review, Saint Lucia received eleven (11) applications for approval for registration pursuant to section 328 of the Companies Act, Cap. 13.01. Refer to Table 3. Section 328 of the Companies Act, Cap 13.01 states as follows:-

#### 328. Incorporation

- (1) Without the prior approval of the Attorney General, articles shall not be accepted for filing in respect of any non-profit company.
- (2) In order to qualify for approval, a non-profit company shall restrict its business to one that is of a patriotic, religious, philanthropic, charitable, educational, scientific, literary, historical, artistic, social, professional, fraternal, sporting or athletic nature, or the like, or to the promotion of some other useful object.

The following table provides a breakdown of the applications received.

Type of Business	No of Applications Received	No of Applications Approved	No of Applications Not Approved	No of Applications Closed/ Discontinued	No of Applications Pending
Charitable	4	1		2	
Charitable, Philanthropic	2				
Charitable, Philanthropic, Educational		1			
Charitable, Educational, Artistic, Social		1			
Educational	1	1			
Educational, Historical	1				
Patriotic				1	
Philanthropic		1		2	
Philanthropic, Educational, Patriotic	1				
Professional				1	
Religious	2		1	4	
Religious, Charitable				1	
Religious, Charitable, Philanthropic, Educational				1	
Religious, Educational, Charitable, Philanthropic, Social				1	
Sporting, Charitable				1	
Scientific, Educational				1	
<b>Total</b>	<b>11</b>	<b>5</b>	<b>1</b>	<b>15</b>	<b>35</b>

### Notices of Suit

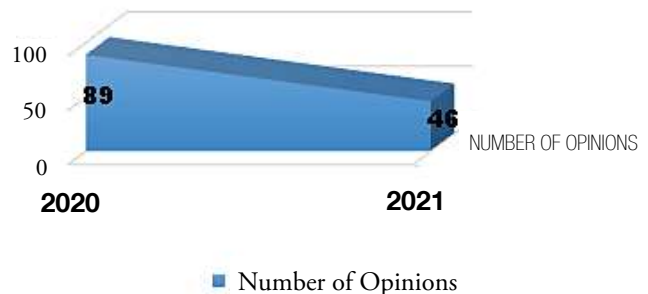
Notices of Suit are pre-action protocol which pursuant to Article 28 of the Code of Civil Procedure notifies the public officer of an impending action against him or her. There was a slight decrease in the number of Notices of Suit served on the Office of the Attorney General in the year 2021 which equates to twelve (12) compared to sixteen (16) in the year 2020.

### Legal Opinions

As it relates to legal opinions, the year 2021 saw a decrease from eighty-nine (89) in 2020 to forty-six (46) in the said period. (Refer to Chart 2.)

Opinions provide legal advice to the various departments of government upon request. These opinions ranged from providing advice on pandemic related issues, stamp duty, trademarks, employment, compensation matters, acquisition of property, citizenship, access to information, rectification matters, among others.

Chart 2

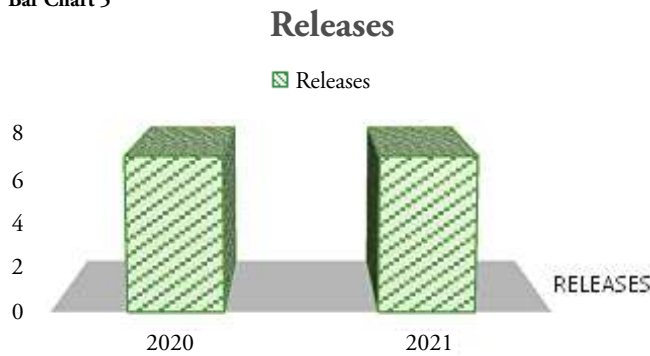


### Releases

Seven (7) releases were executed during the year in review, six (6) of which required payment. This reflects the same number of releases which were previously executed in 2020. This represented a total sum of \$669,379.65 being paid by the Government of Saint Lucia in respect of court judgments, ex-gratia payments or out of court settlements. See Bar Chart 5.



Bar Chart 5



### Mutual Legal Assistance

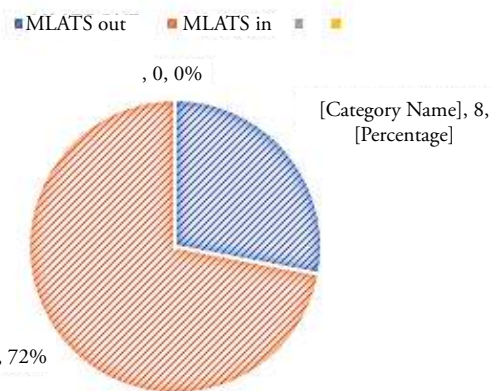
In the year 2021, Saint Lucia saw an increase in the number of mutual legal assistance requests. As shown in the table below there was a total of twenty-six (26) requests processed, compared with twenty-three (23) processed in the year 2020. It is however noticeable that in both years there was a larger number of requests received as opposed to requests sent out. In 2020, the number of requests sent out amounted to five (5) compared to the year 2021 where the number of requests sent out amounted to eight (8). The number of requests received during the period of review decreased to eighteen (18). (Refer to Pie Chart 4.) The majority of the requests (both made and or received) related to Martinique. This is understood or expected, due to Saint Lucia's geographical location as illustrated in Line Graph.

The offences for which the requests were related are as highlighted in the Table below.

In relation to requests received, it should be noted that there may be more than one executing agency depending on the nature of the information requested by the requesting state.

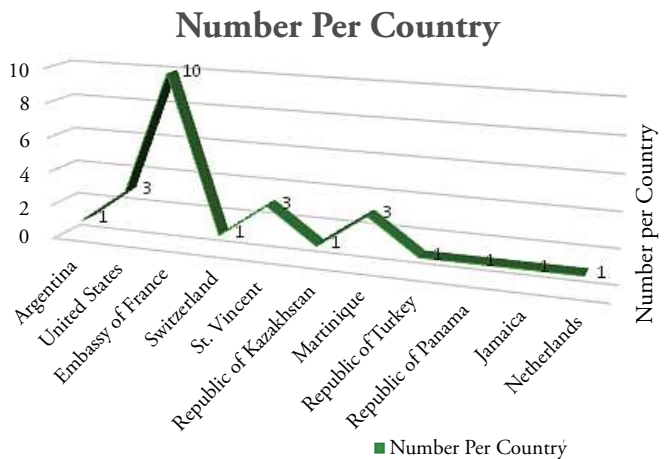
Pie Chart 4

### MLATS January 2021 - December 2021



### Countries Featured to MLATS in year 2021

- Argentina
- United States
- Embassy of France
- Switzerland
- St. Vincent
- Republic of Kazakhstan
- Martinique
- Republic of Turkey
- Republic of Panama
- Jamaica
- Netherlands



### Offences

Types of Cases	Quantity
Cash Forfeiture	1
Money Laundering	4
Trafficking of funds	1
Extradition	3
Drug Trafficking	2
Trafficking of weapons	1
Kidnapping	1
Video Link	1
Murder	1
Service of Documents	4
Fraud	2
Cash detention	2
<b>Total</b>	<b>23</b>

Thirteen (13) applications were made for assistance during the year under review on behalf of the Ministry of External Affairs, five (5) from the Financial Intelligence Authority, one (1) application from the Royal Saint Lucia Police Force and one (1) application from the Office of the Director of Public Prosecution. There were requests for assistance made directly from the countries including three (3) applications from the United States of America and three (3) applications from St. Vincent and the Grenadines.

## Marriage Licences

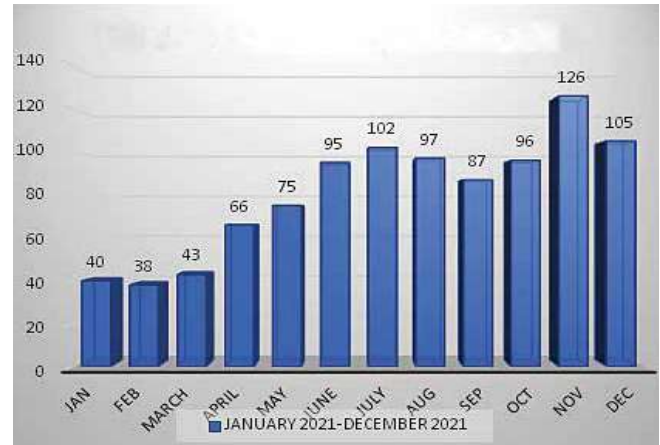
### Monthly Special & Normal Licence

#### Overview

Marriages in Saint Lucia are governed by Sections 81-155 of the Civil Code, Cap 4.01. Marriages in Saint Lucia can proceed by publishing of banns or obtaining a licence. A licence is obtained from the Attorney General's Chambers and is valid for one (1) month.

The graph below illustrates the number of marriage licences processed on a monthly basis for the months January 2021 – December 2021, which can be issued either as a normal or special licence.

### Year in Review (January 2021-December 2021)



Applications for marriage licences are received from applicants across the globe. Most of the applicants originate from the United States of America with nationals from the United Kingdom and Saint Lucian nationals frequently applying for marriage licences. Refer to the table below.

Country	Jan	Feb	March	April	May	June	July	Aug	Sep	Oct	Nov	Dec
United States of America	49	56	63	112	122	136	102	128	105	125	122	106
United Kingdom	11	4	2	1	12	36	28	30	36	31	71	68
Saint Lucia	18	13	18	18	13	11	48	33	16	33	21	15
Bahamas	2										2	
Canada		2		1	1		4		5		17	10
Spain		1							2		1	
South Africa			1									
Barbados			2			1		2		2	3	2
Guyana					2				1			1
Jamaica						3			2			
Saint Marteen						1						
Spain						1						

Country	Jan	Feb	March	April	May	June	July	Aug	Sep	Oct	Nov	Dec
St. Kitts And Nevis						1						
India							1					
France							1					
Dominica							1				2	
St. Vincent And The Grenadines							1					
Trinidad And Tobago								1		1	2	2
Nicaragua									1			
Belarus									1			
Martinique									1			
France											3	
Germany											2	2
Ireland											2	2
Lithuania											2	
Antigua And Barbuda											1	
Brazil											1	
Cuba												2

### Case Overview

#### SLUHCVAP2020/0004 The Attorney General V Anthony Henry and Francis Noel

#### Court of Appeal Judgment on detention of unfit persons found unfit to plead

Separate constitutional claims were brought against the Honourable Attorney General by Anthony Henry and Francis

Noel, persons who were charged with double murder and grievous harm, respectively and who, at their arraignment were found unfit to plead. As a result of that finding, they were ordered to be detained in prison until the Governor-General's pleasure shall be known.

Anthony Henry was detained in prison for twenty-four (24) years and was released in 2019. Francis Noel is still currently being held pursuant to the court's order.



The claims addressed similar issues and were tried together. The claimants sought declaratory relief and compensation for breaches of their constitutional rights to personal liberty, protection from inhuman treatment and breach of the right to a fair trial within a reasonable time on the premise of having been detained in a prison as opposed to a mental hospital after the finding of unfitness to plead.

The learned trial judge granted declaratory relief to the claimants holding that their detention in a prison as opposed to a mental hospital after being found unfit to plead constituted a breach of their constitutional rights to personal liberty and protection from inhuman treatment. The learned judge awarded damages to the claimants.

The Honourable Attorney General appealed against the learned judge's decision contending that the learned judge erred in finding that the detention of the claimants in a prison instead of a mental hospital was a breach of their rights to liberty and their rights not to be subjected to inhuman treatment. The appeal also challenged the award of damages made by the learned judge.

The Court of Appeal allowed the appeal in part, holding that the law as it stands does not confer a requirement that persons who are found unfit to plead shall be detained in a mental hospital pending being fit to plead. The Court stated that a trial judge retains a discretion to determine the place and manner of detention of persons found unfit to plead. As such, the respondents/claimants' were not deprived of their personal liberty by virtue of their detention in a prison as opposed to a mental hospital. Neither were their constitutional rights not to be subjected to inhuman treatment breached as a result of same.

The Court of Appeal however held that the respondents/claimants' rights to personal liberty were breached as they were entitled to the protection of the law and their lengthy detention undermined their constitutional right to the protection of the law.

As it relates to the appeal against the award of damages, the Court allowed the appeal holding that there was no proper basis and assessment conducted by the learned trial judge regarding the award of damages. The Court revised the order for damages downward in favor of the appellant.

It is important to state that the Honourable Attorney General places fidelity to the Constitution and hold in high regard its pivotal role as the bastion for the championing of the enforcement of constitutional rights afforded under the Constitution of Saint Lucia. The Attorney General's Chambers intends to continue to serve in this manner.

### **The National Anti-Money Laundering Oversight Committee**

The National Anti-Money Laundering Oversight Committee (NAMLOC) is primarily responsible for coordinating the national anti-money laundering/combating financing of terrorism and proliferation financing (AML/CFT/CPF) activities in Saint Lucia. The members of NAMLOC by virtue of a Cabinet appointment are:

- (1) Representatives from the Attorney General's Chambers
- (2) Representatives from the Financial Intelligence Authority
- (3) Representatives from the Financial Services Regulatory Authority
- (4) Representatives from the Royal Saint Lucia Police Force
- (5) Representative from the Office of the Director of Public Prosecutions
- (6) Representative from the Inland Revenue Department
- (7) Representative from the Eastern Caribbean Central Bank

### **Mutual Evaluation Of Saint Lucia: First Follow-Up Report**

NAMLOC was at the forefront of the Mutual Evaluation Process which assessed Saint Lucia's AML/CFT/CPF measures against the Financial Action Task Force (FATF) 40 recommendations. This culminated with a virtual Plenary in December 2020 and Saint Lucia's report being published in January 2021.

Based on the results of the Mutual Evaluation Report (MER), Saint Lucia was placed under the enhanced follow-up process since it has eight or more Non-compliant/Partially compliant ratings for technical compliance and it has a low or moderate level of effectiveness for 7 or more of the effectiveness outcomes. As part of the enhanced follow-up process, Saint Lucia was required to submit its 1st follow-up report (FUR) and indicate whether it would be seeking re-rating on any of the recommendations which were partially compliant (PC) or Non-Compliant (NC).

The Enhanced follow-up is based on the CFATF traditional policy that deals with members with significant deficiencies (for technical compliance or effectiveness) in their AML/CFT systems and involves a more intensive process of follow-up. Countries subject to enhanced follow-up would first report back three (3) Plenary meetings after the adoption of the country's MER, and subsequently report twice more at intervals of two (2) Plenary meetings.

The purpose of this 1st Follow-up Report (FUR) is to provide an initial update on Saint Lucia's strategy and steps taken to

address the deficiencies identified in the country's MER and for exiting enhanced follow-up. Saint Lucia did not seek any re-ratings at this time. NAMLOC has been assiduously working to cure the deficiencies that are highlighted in the Report to ensure that Saint Lucia can apply for re-ratings in respect to those Recommendations that were rated PC and NC in subsequent Plenary.

Saint Lucia's 1st FUR was presented for information purposes only at the November 2021 virtual Plenary. It is anticipated that re-ratings will be applied for in May 2022. Saint Lucia is also in the process of assessing its risks with particular focus on the assessment of Saint Lucia's response to new technology, legal persons and arrangements, and a review of our ML risks. A separate assessment has been commissioned to evaluate Saint Lucia's national terrorist financing risks which will also result in a review of the vulnerabilities of the non-profit sector.

#### NAMLOC activities since publication of the mer

Sensitization of stakeholders in relation to deficiencies highlighted in Mutual Evaluation Report.

NAMLOC embarked on sensitizing various stakeholders in relation to deficiencies that were highlighted in the MER, this comprehensive review allowed NAMLOC to match the deficiencies with the relevant ministries. (Refer to the table below).

Agency	Recommendations (Rec.) Immediate Outcomes (IO)
The Attorney General's Chambers	
Rec. 36,37,38,39,40	
The Royal Saint Lucia Police Force	
Rec. 2,4,7,8,25,30,33,40	
The Office of the Director of Public Prosecutions	
Rec. 2, IO 8,9	
The Inland Revenue Department	Rec. 4,9,25,31,40
The Ministry of Finance	IO 8
Financial Intelligence Agency	Rec. 1,2,7,8,9,12,19,26,27,28,29,30,31,33,34,35,38,40
The Ministry of Home Affairs and National Security	
Rec.6, IO 10	
The Department of External Affairs	Rec.6, IO 10

Agency	Recommendations (Rec.) Immediate Outcomes (IO)
High Court	IO 5,8
The Financial Services Regulatory Authority	Rec. 9,14,26,27
The Saint Lucia Gaming Authority	Rec.28
The Customs and Excise Department	Rec. 2,4,7,25,30
The Saint Lucia Citizenship by Investment Programme	
Rec.5	
The Registry of Companies and Intellectual Property	
Rec.8,24	
The Department of Equity	Rec. 8,24
Department of Justice	Rec 6, IO 10

To date, most stakeholders have provided feedback, illustrating how they have started the process of addressing their deficiencies and what measures have been instituted.

#### Legislative Amendments

NAMLOC has obtained the approval of the Cabinet of Ministers of the following legislative amendments:

- Money Laundering (Prevention) Bill
- International Banks (Amendment) Bill
- Financial Services Regulatory (Amendment) Bill
- Virtual Assets Bill
- Companies (Amendment) Bill

The amendments to the MLPA include :

- Formalization of ECCB as the AML/CFT/CPF Supervisor for Domestic Bank
- Providing the FIA and ECCB with administrative powers to impose fines and sanctions on reporting entities
- The requirement for reporting entities to adopt a risk-based approach and to conduct annual AML/CFT/CPF risk assessments
- Providing FIA with the powers to share information with foreign supervisory bodies and FIUs
- The Money Laundering (Prevention) Act was passed in December 2021

a. International Banks (Amendment) Bill:

- To prohibit shell banks and allow for mind and management presence in Saint Lucia.

b. Financial Services Regulatory (Amendment) Bill:

- Additional provisions that allow for exchange of information with competent authorities.
- The FSRA (Amendment) Act was passed with regards to the exchange of information in parliament in 2022

A Proceeds of Crime (POCA) Subcommittee has also been established to undertake a comparative review of POCA model legislation in comparison to our domestic legislation. National Risk Assessment (NRA): The NRA process commenced during the third quarter of 2018 with the objective of identifying, assessing and understanding Saint Lucia's susceptibility to money laundering and terrorist financing. The National Anti-Money Laundering Oversight Committee (NAMLOC) has led this process in collaboration with private and public stakeholders. It should be noted that Saint Lucia has commenced a desk-based review of its 2018 NRA and solicited the assistance of the World Bank in conducting assessments of its Non-Profit Organisations (NPOs), Legal Persons and Arrangements, Terrorist Financing and Virtual Assets and Service Providers.

The NRA was disseminated to all competent authorities and private sectors. To this end NAMLOC sought the assistance of the World Bank for training to undertake AML/CFT assessments for Non-Profit Organizations (NPOs), Legal Persons and Arrangements, Terrorist Financing (TF) and Virtual Assets Service Providers (VASPs). Working groups for NPO's, TF and Legal Persons, Legal Arrangements, and Beneficial Ownership have been formulated thus far for the revision of the NRA.

Saint Lucia has been assisted by the World Bank with the conducting of the NPO TF risk assessment to identify NPOs which are susceptible to TF risks. Training is currently ongoing for both Public and Private sector stakeholders including NPOs on this risk assessment.

The World Bank provided training to Saint Lucia on Legal Persons and Arrangements to assist Saint Lucia in undertaking a risk assessment in relation to this sector.

The World Bank has also provided training to Saint Lucia on Virtual Assets Service Providers (VASPs) in the last quarter of 2021 to assist Saint Lucia in undertaking a risk assessment in relation to this sector.

NAMLOC has overseen the appointment of the following subcommittees:

- a. Terrorist Financing Subcommittee
- b. Legal Persons, Legal Arrangements and Beneficial Ownership Subcommittee.
- c. Non-Profit Organisation Subcommittee
- d. Virtual Assets/ Virtual Service Providers Subcommittee

The various representatives who form part of these subcommittees continue to work arduously, engaging and sensitizing stakeholders from the Public and the Private Sector. The aim is to assist stakeholders in building their expertise in the assessment of risks posed domestically and internationally.

### **The National Coordinating Committee on Counter-Proliferation Financing**

Further to the United Nations Sanctions (Counter Proliferation Financing) Act Cap 12.30 NAMLOC encouraged the Department of Home Affairs and National Security to establish the National Coordinating Committee. By Cabinet Conclusion No. 589 of 2021, Cabinet approved same during the midway period of 2021. The Committee consists of members from the following:

Cabinet approved same consisting of members from the following:

- Ministry responsible for External Affairs;
- Ministry responsible for Justice;
- Attorney General's Chambers;
- Customs and Excise Department;
- Financial Intelligence Authority;
- Financial Services Regulatory Authority; and
- Royal Saint Lucia Police Force.

The functions of the Committee are to facilitate: -

- (a) necessary information sharing between competent authorities involved in counter-proliferation financing initiatives;
- (b) the production and dissemination of information on the risks of proliferation financing in order to give advice and make decisions on counter-proliferation financing requirements;
- (c) co-operation amongst competent authorities in the development of counter-proliferation financing policies and proposed legislation;
- (d) consistent and coordinated approaches to the development and dissemination of counter-proliferation financing guidance materials and training initiatives by competent authorities;
- (e) good practice and consistent approaches to supervision of this United Nations Sanctions (Counter Proliferation Financing) Act; and
- (f) Provide a forum for examining any operational or policy issues that have implications for the effectiveness or efficiency of counter-proliferation financing initiatives.











# REGISTRY OF COMPANIES UNIT

## Services

The Registry of Companies and Intellectual Property provides the following key services:

## Companies

- Registration of domestic companies (profit and non-profit)
- Registration of external companies
- Registration of member state companies
- Registration of business names
- Registration of partnerships
- Post-incorporation/registration company filings
- Post-registration business name filings
- Registration of charges
- Issuance of Certificates of good standing and certificates of status

## Intellectual Property

### Trademarks

- Registration of trademarks
- Post-registration trademark filings (renewals, assignments, changes of name, changes of address)
- Registration of industrial designs
- Registration of geographical indications
- Administration of copyright legislation

### General services

- Search and inquiry
- Photocopying of documents
- Certification of documents

### Statistics

The table below provides a comparative of statistics for registration of companies, business names and trademarks.

#### Total Number of Registrations 2021

Business Names	Companies	Partnerships	Trade Marks
1,745	290	1	286

	2019	2020	2021
Business Names	1,279	1,322	1,745
Companies	311	243	290
Partnerships	Nil	Nil	1
Trade Marks	221	256	286

## Meetings, Workshops, Webinars, Training attended by ROCIP staff in 2021

The work of ROCIP is specialized in nature. Throughout the course of 2021, both Heads and Staff participated in a number of virtual activities organized by the World Intellectual Property Organization (WIPO) and the European Union Intellectual Property Office (EUIPO) under the CarIPI project. These activities helped build staff capacity to perform their duties more efficiently and effectively.

- CarIPI Webinar on Geographical Indications (GI) and Regional Control Bodies – January 26 – 27, 2021
- CarIPI Webinar on Coordination of Risk Management Systems – February 4, 2021
- CarIPI Webinar: Specialized Training for Intellectual Property Offices (IPOs) Staff: Design Examination – February 26, 2021
- WIPO Copyright Workshop on the Next Steps of the Caribbean Regional CMO Projects – February 26, 2021
- CarIPI Webinar on the Benefits of Convergence of IP Systems for Cross-border Trade – March 10, 2021
- CarIPI Specialized Training for IPO Staff: Design Invalidity and Cancellation Proceedings – March 24, 2021
- CarIPI Second Regional Consultation Meeting on the Draft GI Model Law – March 31, 2021
- CarIPI Webinar on Plant Variety Protection – April 6, 2021
- CarIPI Specialized Training for IPO Staff: Design Invalidity – April 9, 2021
- CarIPI Webinar on New Plant Varieties Protection and UPOV Membership in the Caribbean: Experience Sharing – April 23, 2021

- CarIPI Regional Workshop on the Classification Tool: TM Class – June 22, 2021
- CarIPI/TTIPO Webinar: The Madrid System in Trinidad and Tobago – June 30, 2021
- CarIPI Webinar on the Benefits of International IP Registration System – July 12, 2021
- CarIPI Webinars on the Benefits of Intellectual Property for SMEs: September 7, 23 and 30, 2021
- CarIPI Workshop: Graphic Representation of Designs – September 15, 2021
- CarIPI III Sub-PSC Meeting – September 23, 2021
- CarIPI Webinar on the Benefits of a Regional Plant Variety Rights System in the CARIFORUM Region – September 28, 2021
- CarIPI/CCJ Academy for Law: Webinar on Trademarks and Geographical Indications: Synergies, Conflicts and Case Law Analysis – October 20 - 21, 2021
- WIPO Meeting of Heads and Registrar of IPOs for Caribbean Countries – November 11, 2021

## Outreach

### World Intellectual Property Day 2021

The Registry of Companies and Intellectual Property celebrated World Intellectual Property Day on April 26, 2021 under the theme, “IP and SMEs: Taking Your Ideas to Market”. World IP Day aims to increase the general understanding of intellectual property. The celebrations for 2021 centered around small and medium-sized enterprises that are often considered the unsung heroes of the economy. World IP Day sought to explore ways to support SMEs by providing them with the IP knowledge and tools to help them translate their ideas into products and boost their capacity to compete and grow.

Due to the ongoing COVID-19 pandemic and the restrictions imposed by it, many activities had to be curtailed. The Registry collaborated with other government agencies and Intellectual Property Offices in the region to bring together the local SME community to participate in virtual workshops on various IP topics related to the

sector. ROCIP also made its presence felt on social media by providing information to SMEs and the wider public on the value of intellectual property in today's economy.

The Registry looks forward to World Intellectual Property Day 2022 which will highlight the youth under the theme “IP and Youth: Innovating for a Better Future”.

### Digigov Stakeholder Engagement

As the Registry of Companies prepares to be a part of digiGov, the Government of Saint Lucia's eServices Integrated Platform, the office held a virtual stakeholder engagement meeting in co-ordination with the Division of Public Sector Modernization (DPSM) in November 2021. The exercise was geared towards sensitizing ROCIP's users as to the upcoming online services which will be provided by ROCIP. The presentation offered insight into ROCIP's digital transformation efforts and developmental goals aimed at improving the delivery of ROCIP's services.

The project has reached a critical milestone and will soon be launching eight (8) critical ROCIP services online, namely:

- Business/Company Name Search and Reservation
- General search
- Comprehensive search
- Business registration
- Company incorporation/registration
- Statement of change of particulars of business name
- Notice of cessation

The stakeholder engagement was well attended by Attorneys, Law clerks, Accountants and others who expressed positive anticipation of using the service.

ROCIP eagerly awaits the implementation of digiGov which we are confident will enhance our service and productivity.

### Saint Lucia Joins Tmclass/Tmclass Presentation

TMClass is a free online tool hosted by the European Union Intellectual Property Office (EUIPO) which helps users search, verify, translate and correctly classify goods and services before filing a trademark application. The tool includes different databases of goods and services from intellectual property offices worldwide.

On October 25, 2021, the Registry of Companies and Intellectual Property (ROCIP) joined TMClass. This means that trademark agents and applicants can use the online tool to help them find acceptable terms and correctly classify their goods and services in their trademark applications using the ROCIP database in TMClass.

TMClass helps to speed up the Registry's trademark examination and registration process, involves less manual work and more automated processes and is available for use by both the office and users all year round.

The Registry, with the assistance of the IT team of the EUIPO, delivered a presentation to Trade Mark Agents/Attorneys on November 17, 2021 to introduce TMClass as an option in preparing trademark applications and to provide a demonstration of the online tool.

#### **Copyright Presentation: Legalities And Intellectual Property, Delivered By Deputy Registrar**

The Registry was pleased to accept an invitation to deliver a presentation on the topic "Types of Intellectual Property"

at the Association of Musicians, performers and Producers of Saint Lucia's (AMMP SLU) Legalities and Intellectual Property (Development and Education) Webinar on April 29, 2021. Ms. Liz Joseph, Deputy Registrar, presented on the various types of Copyrightable works and the legalities of Copyright to the membership of the AMMP SLU.

#### **Customer Service Presentation: Providing Excellent Customer Service, Delivered By Registrar**

The Registrar, Ms. Desma Charles, was grateful for the opportunity to deliver a presentation to staff of the Attorney General's Chambers, including ROCIP, on the topic "Providing Excellent Customer Service" on October 25, 2021. The training aimed at equipping staff with the skills needed to effectively deal with customers, particularly in difficult situations, dispelling the notion that customer service is not important in the public service and motivating staff to strive for customer service excellence. Staff expressed appreciation for the information they received and saw the benefit of the session which would aid in their overall professional growth.



# LEGISLATIVE DRAFTING UNIT

In keeping with its mission and vision, the Legislative Drafting Unit provided the Government of Saint Lucia with legislation and advice as it relates to the laws of Saint Lucia for the financial year 2021 to 2022. The Legal Drafters attended Parliamentary Sessions and assisted with the interpretation of the Bills being presented. The 2019 Supplement to the Revised Edition of the Laws was also completed during the financial year.

The structure of the Legislative Drafting Unit remains the same. The Unit has a staff complement of a Director of Legislative Drafting, Deputy Director of Legislative Drafting and four Legal Drafters. One Legal Drafter commenced the LLM in Legislative Drafting Programme facilitated by the University of the West Indies, Cave Hill, Barbados.

During 2021-2022, the Legislative Drafting Unit passed laws required by the Throne Speech, Budget Speech and as required by Ministries, Departments and other Government Agencies.

This Report contains a summary of the work undertaken by the Legislative Drafting Unit from April 2021 to March 2022. It also highlights the meetings attended, COVID-19 laws and an update on the Revised Edition of the Laws 2019. As a result of the General Elections held on 26 July, 2021 a section of this Report is allocated to the laws that were required for the holding of the general elections.

## Legislation Passed From April to December 2021

In the months April to December 2021, the Legislative Drafting Unit completed 14 Acts and 134 Statutory Instruments. The legislation published in each month is summarized in the respective tables below:

### April 2021

Statutory Instruments	
Act	Statutory Instrument Passed
National Savings And Development Bonds Act, Cap. 15.25	Resolution of Parliament To Raise Funds by the Issue of Savings Bonds
Alien Landholding (Licensing) Act, No. 1 Of 2020	Exemption (Royal Crescentia (St. Lucia) Limited) Order
Covid-19 (Prevention And Control) Act, No. 9 Of 2020	Prohibition of Assembly (No. 4) Order Physical Distancing (No. 4) Order
Distribution And Price Of Goods Act, Cap. 13.09	Amendment (No. 6) Order
Excise Tax Act, Cap. 15.09	Amendment of Schedule 1 (No. 6) Order

In April 2021, six Statutory Instruments were passed consisting of a Resolution under the National Savings and Development Bonds Act, an Order under the Alien Landholding (Licensing) Act and two Orders under the COVID-19 (Prevention and Control) Act. Two Orders were enacted under the Distribution and Price of Goods Act and the Excise Tax Act, respectively.

### May 2021

Acts
Appropriation Act
Counter-Trafficking (Amendment) Act
Companies (Amendment) Act
Money Services Business (Amendment) Act
Tourism Stimulus And Investment (Amendment) Act

**Statutory Instruments**

<b>Act</b>	<b>Statutory Instrument Passed</b>
Constitution of Saint Lucia, Cap. 1.01	Further Extension of Resolution of Parliament Approving Declaration of State of Emergency
Tourism Incentives Act, Cap. 15.30	St. Louise Property Ltd. Order Seraphine Bay Front Inc. Order Spice of India Inc. Order
Tourism Stimulus and Investment Act, Cap. 15.03	St. Louise Property Ltd. Order Freedom Fund Inc. Order Iyanola Properties Inc. Order H. Gidharry And Company Limited Order Flamboyant Villas Order Calabash Condos South Hills Ltd. Order Tropical Island Services Inc. Order
Saint Lucia Air and Sea Ports Authority Act, Cap. 8.13	Seaport Tariff (Amendment) (No. 2) Regulations
Invest Saint Lucia Act, Cap. 15.24	La Fargue, Choiseul Vesting Order
Distribution and Price of Goods Act, Cap. 13.09	Amendment (No. 7) Order Amendment (No. 8) Order
Excise Tax Act, Cap. 15.09	Amendment of Schedule 1 (No. 7) Order Amendment of Schedule 1 (No. 8) Order
Shipping Act, Cap. 13.27	Seaport Tariff (Amendment) (No. 2) Regulations
Covid-19 (Prevention and Control) Act, No. 9 Of 2020	Physical Distancing (No. 5) Order Prohibition of Assembly (No. 5) Order Physical Distancing (No. 6) Order Prohibition of Assembly (No. 6) Order Testing and Quarantine Regulations

During the month of May 2021, five Acts were enacted. The Appropriation Act provides for the services of the State of Saint Lucia for the year ending on the 31st day of March, 2022. The other four Acts amended the Counter-Trafficking Act, Cap. 3.17, Companies Act, Cap. 13.01, Money Services Business Act, Cap. 12.22 and the Tourism Stimulus and Investment Act, Cap. 15.03. In the twenty-two Statutory Instruments passed there was, one resolution under the Constitution of Saint Lucia, Cap. 1.01, three Orders under the Tourism Incentives Act, Cap. 15.30 and ten Orders under the Tourism Stimulus and Investment Act, Cap. 15.03.

In addition, Regulations were passed under the Saint Lucia Air and Sea Ports Authority Act, Cap. 8.13, an Order was passed under the Invest Saint Lucia Act, Cap. 15.24 and two Orders were passed under the Distribution and Price of Goods Act, Cap. 13.09. The remaining Statutory Instruments for the month of May 2021 contained two Orders under the Excise Tax Act, Cap. 15.09, Regulations under the Shipping Act, Cap. 13.27 and four Orders and Regulations under the COVID-19 (Prevention and Control) Act, No. 9 of 2020.

**June 2021****Statutory Instruments**

<b>Act</b>	<b>Statutory Instrument Passed</b>
Saint Lucia Tourism Authority Act, Cap. 15.32	Saint Lucia Tourism Authority Regulations
Legal Profession Act, Cap. 2.04	Eligibility (Jason Kelvin Mootoo) Order Eligibility (Vanessa Shanice Pinnock) Order
Tourism Incentives Act, Cap. 15.30	Breakfast-Lunch-Dinner Club Order
Tourism Stimulus And Investment Act, Cap. 15.03	Doubloon Holdings (St. Lucia) Limited Order
Fiscal Incentives Act, Cap. 15.16	Glance Motors Limited Order Innovative Business Solutions, Inc. Order
Income Tax Act, Cap. 15.02	Exemption (Severance And Redunancy Pay) Order
Stamp Duty Act, Cap. 15.11	Amendment of Schedule Regulations Amendment of Schedule (No. 2) Regulations
International Trust Act, Cap. 12.19	Fees (Amendment) Regulations
Constitution of Saint Lucia, Cap. 1.01	State of Emergency (Amendment) (No. 4) Regulations
Covid-19 (Prevention and Control) Act, No. 9 of 2020	Protocol (Public Omnibus) (Amendment) Regulations Fees (Amendment) (No. 2) Regulations Physical Distancing (No. 7) Order Prohibition of Assembly (No. 7) Order Testing And Quarantine (No. 2) Regulations Amendment of Schedule Order
Revised Edition of the Laws Act, Cap. 1.07	Rectification of Error Order

Nineteen Statutory Instruments were enacted in June 2021. Consequently, Regulations were made under the Saint Lucia Tourism Authority Act, two eligibility Orders were made under the Legal Profession Act, Cap. 2.04 and one Order was passed under the Tourism Incentives Act, Cap. 15.30. One Order was enacted under the Tourism Stimulus and Investment Act, Cap. 15.03 two Orders were made under the Fiscal Incentives Act, Cap. 15.16 and one Exemption Order was passed under the Income Tax Act, Cap. 15.02. Two Regulations were made under the Stamp Duty Act, Cap. 15.11 whilst one set of Regulations were passed under the International Trust Act, Cap. 12.19. Regulations were also made under the Constitution of Saint Lucia, Cap. 1.01. Under the COVID-19 (Prevention and Control) Act, No. 9 of 2020 three Regulations and three Orders were passed. One Order was enacted under the Revised Edition of the Laws Act, Cap. 1.07.

**July 2021****Statutory Instruments**

<b>Act</b>	<b>Statutory Instrument Passed</b>
Elections Act, Cap. 1.02	Amendment Regulations
Tourism Incentives Act, Cap. 15.30	Nico's Touring Services Limited (Amendment) Order
Tourism Stimulus And Investment Act, Cap. 15.03	Bay Gardens Limited Order
National Insurance Corporation Act, Cap. 16.01	Covid-19 Sickness Benefit Regulations
Fiscal Incentives Act, Cap. 15.16	Caribbean Spirits Limited Order

By the end of July 2021, two Regulations were passed under the Elections Act, Cap. 1.02 and the National Insurance Corporation Act, Cap. 16.01 respectively and three Orders were enacted under the Tourism Incentives Act, Cap. 15.30, Tourism Stimulus and Investment Act, Cap. 15.03 and the Fiscal Incentives Act, Cap. 15.16.

## August 2021

### Statutory Instruments

Act	Statutory Instrument Passed
Constitution Of Saint Lucia, Cap. 1.01	State of Emergency (Amendment) (No. 5) Regulations State of Emergency (Amendment) (No. 6) Regulations State of Emergency (No. 7) Regulations
Covid-19 (Prevention And Control) Act, No. 9 Of 2020	Physical Distancing (No. 8) Order Prohibition of Assembly (No. 8) Order Physical Distancing (No. 9) Order Physical Distancing (No. 10) Order Protocol (Public Omnibus) (Amendment) (No. 2) Regulations
Eastern Caribbean Asset Management Act, Cap. 19.25	Amendment Of Schedule Order
Alien (Licensing) Act, Cap. 15.37	Waiver of Alien Landholding Licence Fee (Orange Grove Plaza Limited) Order
Tourism Stimulus And Investment Act, Cap. 15.03	Cap Maison Management Limited Order Aanola Villas Limited Order National Continental Hotels Ltd. Order
Tourism Incentives Act, Cap. 15.30	Faye Gastronomie Caraibes Ltd. Order
Micro And Small Scale Business Enterprises Act, Cap. 13.19	Rainforest Moringa Ltd. Order
Fiscal Incentives Act, Cap. 15.16	Innovative Business Solutions, Inc. (Amendment) Order Rainforest Moringa Ltd. Order

For the month of August 2021, there seventeen Statutory Instruments passed. These laws consisted of Regulations under the Constitution of Saint Lucia, Cap. 1.01, Orders and Regulations under the COVID-19 (Prevention and Control) Act, No. 9 of 2020 and Orders under the Eastern Caribbean Asset Management Act, Cap. 19.25, Alien (Licensing) Act, Cap. 15.37, Tourism Stimulus and Investment Act, Cap. 15.03, Tourism Incentives Act, Cap. 15.30, Micro and Small Scale Business Enterprises Act, Cap. 13.19 and the Fiscal Incentives Act, Cap. 15.16.

## September 2021

Acts
Land And House Tax (Amendment) Act
Income Tax (Amendment) Act
Inter-Governmental Agreement (Saint Lucia And The United States Of America) (Amendment) Act
Covid-19 (Prevention And Control) (Amendment) (No. 2) Act
Criminal Records (Rehabilitation Of Offenders) (Amendment) Act
Drugs (Prevention Of Misuse) (Amendment) Act
Consumer Protection (Amendment) Act

**Statutory Instruments**

<b>Act</b>	<b>Statutory Instrument Passed</b>
Constitution of Saint Lucia, Cap. 1.01	State of Emergency (Amendment) (No. 8) Regulations State of Emergency (Amendment) (No. 9) Regulations
Covid-19 (Prevention And Control) Act, No. 9 of 2020	Prohibition of Assembly (No. 9) Order Physical Distancing (No. 11) Order Prohibition Of Assembly (No. 10) Order Physical Distancing (No. 12) Order
Tourism Stimulus And Investment Act, Cap. 15.03	Carib Invest Capital Ltd. Order Hammock Suites Inc. (Amendment) Order
Tourism Incentives Act, Cap. 15.30	Carib Invest Capital Ltd. Order
Legal Profession Act, Cap. 2.04	Eligibility (Vanessa Morgan) Order
Micro And Small Scale Business Enterprises Act, Cap. 13.19	Opportunity Print & Design Ltd. Order
Fiscal Incentives Act, Cap. 15.16	Opportunity Print & Design Ltd.
Distribution And Price of Goods Act, Cap. 13.09	Amendment (No. 13) Order
Excise Tax Act, Cap. 15.09	Amendment Of Schedule 1 (No. 13) Order
Alien Landholding (Licensing) Act, No. 1 Of 2020	Seignorette Hypolite Order
Eastern Caribbean Asset Management Corporation Act, Cap. 19.25	Amendment Of Schedule 1 Order
Styrofoam And Plastic Food Service Containers (Prohibition) Act, Cap. 11.24	Amendment Of Schedule Order

The seven Acts passed in September 2021 amended the Land and House Tax Act, Cap. 15.13, Income Tax Act, Cap. 15.02, Inter-Governmental Agreement (Saint Lucia and the United States of America) Act, Cap. 19.26, COVID-19 (Prevention and Control) Act, No. 9 of 2020, Criminal Records (Rehabilitation of Offenders) Act, Cap. 3.13, Drugs (Prevention of Misuse) Act, Cap. 3.02 and the Consumer Protection Act, Cap. 13.24. In the seven Statutory Instruments enacted, two Regulations were made under the Constitution of Saint Lucia, Cap. 1.01, four Orders were made under the COVID-19 (Prevention and Control) Act, No. 9 of 2020 and two Orders were made under the Tourism Stimulus and Investment Act, Cap. 15.03. Two Orders were made under the Tourism Incentives Act, Cap. 15.30 and the Legal Profession Act, 2.02 respectively.

**October 2021****Statutory Instruments**

<b>Act</b>	<b>Statutory Instrument Passed</b>
Shipping Act, Cap. 13.27	Accident Reporting And Investigation Regulations
Legal Profession Act, Cap. 2.04	Eligibility (Melissa Sasha Modeste-Singh) Order Eligibility (Richelle Maria Nichols) Order
Constitution Of Saint Lucia, Cap. 1.01	Proclamation for Revocation of Declaration of State of Emergency
Covid-19 (Prevention And Control) Act, No. 9 Of 2020	Prohibition Of Assembly (No. 13) Order Physical Distancing (No. 15) Order Prohibition of Assembly (No. 14) Order Physical Distancing (No. 16) Order
Distribution And Price Of Goods Act, Cap. 13.09	Amendment (No. 15) Order Amendment (No. 16) Order

**October 2021 - continued**

Act	Statutory Instrument Passed
Motor Vehicles And Road Traffic Act, Cap. 8.01	Designation of Inspectors Order
Elections Act, Cap. 1.02	Register of Electors (Validation) Order
Excise Tax Act, Cap. 15.07	Amendment of Schedule 1 (No. 15) Order

The Statutory Instruments enacted in October 2021 were Regulations under the Shipping Act, Cap. 13.27 two Orders under the Legal Profession Act, Cap. 2.04 and a Proclamation under the Constitution of Saint Lucia, Cap. 1.01. Nine Orders were passed under the COVID-19 (Prevention and Control) Act, No. 9 of 2020, Distribution and Price of Goods Act, Cap. 13.09, Motor Vehicles and Road Traffic Act, Cap. 8.01, Elections Act, Cap. 1.02 and the Excise Tax Act, Cap. 15.07.

**November 2021****Statutory Instruments**

Act	Statutory Instrument Passed
Covid-19 (Prevention And Control) Act, No. 9 of 2020	Amendment of Schedule 2 Order Ticketable Offences Regulations Physical Distancing (No. 17) Order Ticketable Offences (No. 2) Regulations Physical Distancing (No. 18) Order Prohibition of Assembly (No. 15) Order Protocol (Public Omnibus) (Amendment) (No. 3) Regulations
Legal Profession Act, Cap. 2.04	Eligibility (Mequissa Josephine Baptiste) Order Law Offices (Amendment of Schedule) Order Eligibility (Roysdale Alton Forde) Order
Registered Agent and Trustee Licensing Act, Cap. 12.12	Amendment Regulations
Distribution and Price of Goods Act, Cap. 13.09	Amendment (No. 17) Order
Excise Tax Act, Cap. 15.09	Amendment of Schedule 1 (No. 16) Order
Tourism Incentives Act, Cap. 15.30	Leroy's Apartment Order
Saint Lucia Tourism Authority Act, Cap. 15.32	Board of Directors Notice
Banking Act, Cap. 12.01	Abandoned Property Regulations
Value Added Tax Act, Cap. 15.42	Resolution of Parliament to Approve Draft Value Added Tax (Amendment of Schedules 1 and 3) Order
Revised Edition Of The Laws Act, Cap. 1.07	Resolution of Parliament to Authorize the making of an Order for the 2019 Supplement to the Revised Edition of the Laws
Tourism Stimulus And Investment Act, Cap. 15.03	St. Louise Property Ltd. (Amendment) Order
Tourism Incentives Act, Cap. 15.30	St. Louise Property Ltd. (Amendment) Order

For the month of November 2021, twenty Statutory Instruments were made. Regulations and Orders were passed under the COVID-19 (Prevention and Control) Act, No. 9 of 2020, Eligibility Orders and a law offices Order were made under the Legal Profession Act, Cap. 2.04 and Regulations were enacted under the Registered Agent and Trustee Licensing Act, Cap. 12.12.

**December 2021**

<b>Acts</b>	
Saint Lucia National Economic Fund (Amendment) Act	
Money Laundering (Prevention) (Amendment) Act	
<b>Statutory Instruments</b>	
<b>Act</b>	<b>Statutory Instrument Passed</b>
Covid-19 (Prevention And Control) Act, No. 9 of 2020	Physical Distancing (No. 19) Order Physical Distancing (No. 20) Order Prohibition Of Assembly (No. 16) Order
Fiscal Incentives Act, Cap. 15.16	Saint Lucia Eye Hospital & Medical Center Ltd. Order
Value Added Tax Act, Cap. 15.42	Amendment of Schedules 1 and 3 Order
Legal Profession Act, Cap. 2.04	Eligibility (Shane Antonio Omar Thompson) Order
Citizenship by Investment Act, Cap. 1.04	Boniface Amandianeze Odenigbo (Revocation) Order
Drugs (Prevention Of Misuse) Act, Cap. 3.02	Cannabis Cultivation Regulations
Income Tax Act, Cap. 15.02	Exemption (Projects for Roads Improvement and Maintenance Programme (Phase IV) and Reconstruction of Bridges in the Cul-De-Sac Basin Order
Tourism Incentives Act, Cap. 15.30	Lucianstyle Development Corporation Order Harbour Vista Inn Inc. Order
Distribution and Price Of Goods Act, Cap. 13.09	Amendment (No. 19) Order
Excise Tax Act, Cap. 15.09	Amendment Of Schedule 1 (No. 18) Order
Banking Act, Cap. 12.01	Licences Regulations
Fiscal Incentives Act, Cap. 15.16	FDL Consult Inc. Order Amarna Consult Limited Order Furniture City Ltd. Order

Two Acts were passed in December 2021 to amend the Saint Lucia National Economic Fund Act, Cap. 12.29 and the Money Laundering (Prevention) Act, Cap. 12.20. Also passed were seventeen Statutory Instruments. Three Orders were passed under the COVID-19 (Prevention and Control) Act, No. 9 of 2020 one Order under the Fiscal Incentives Act, Cap. 15.16 and another Order under the Value Added Tax Act, Cap. 15.42. Additionally, two Orders were passed under the Legal Profession Act, Cap. 2.04 and the Citizenship by Investment Act, Cap. 1.20. The Cannabis Cultivation Regulations were passed under the Drugs (Prevention of Misuse) Act, Cap. 3.02 as well as an Exemption Order under the Income Tax Act, Cap. 15.02. The other Orders passed in December 2021 were enacted under the Tourism Incentives Act, Cap. 15.30, Distribution and Price of Goods Act, Cap. 13.09, Excise Tax Act, Cap. 15.07 and the Fiscal Incentives Act, Cap. 15.16. Regulations were made under the Banking Act, Cap. 12.01.

A complete list of the laws passed in 2021 is presented in Appendix 1.



## Report January To March 2022

For the period January to March, 2022 twelve Acts and thirty Statutory Instruments were passed as follows:

### January 2022

#### Statutory Instruments

Act	Statutory Instrument Passed
COVID-19 (Prevention and Control) Act, No. 9 of 2020	Physical Distancing (No. 1) Order Prohibition of Assembly (No. 1) Order Protocol (Public Omnibus) Regulations
Citizenship by Investment Act, Cap. 1.20	Amendment Regulations
Legal Profession Act, Cap. 2.04	Eligibility (Anand Ramlogan) Order
International Business Companies Act, Cap. 12.14	Declaration of Head Office Company (Digicel International Finance Limited) Order
Distribution and Price of Goods Act, Cap. 13.09	Amendment (No. 1) Order
Excise Tax Act, Cap. 15.07	Amendment of Schedule 1 (No. 1) Order
Consumer Protection Act, Cap. 13.24	Commencement Order

In the month of January, 2022 nine Statutory Instruments were passed that complemented seven Acts.

### February 2022

#### Acts

Public Finance Management (Amendment) Act, No. 1 of 2022
International Business Companies (Amendment) Act, No. 2 of 2022
Insurance (Amendment) Act, No. 3 of 2022
Financial Services Regulatory Authority (Amendment) Act, No. 4 of 2022
Land and House Tax (Amendment) Act, No. 5 of 2022
Distribution and Price of Goods (Amendment) Act, No. 6 of 2022

#### Statutory Instruments

Act	Statutory Instrument Passed
COVID-19 (Prevention and Control) Act, No. 9 of 2020	Prohibition of Assembly (No. 2) Order Physical Distancing (No. 2) Order Approval of Test for COVID-19 and Designation of Laboratory Order Testing and Quarantine Regulations
Distribution and Price Control Act, Cap. 13.09	Price Control (Amendment) (No. 2) Order
Excise Tax Act, Cap. 13.09	Amendment of Schedule 1 (No. 2) Order
Value Added Tax Act, Cap. 15.42	Resolution of Parliament to approve draft Value Added Tax (Amendment of Schedule 3) Order Amendment of Schedule 3 Order
Export Saint Lucia Act, Cap. 13.32	Appointment of the National Export Council Order
Tourism Stimulus and Investment Act, Cap.	SDSL Limited Order SDSL Enterprises Limited Order SDSL Ventures Limited Order



During the month of February, 2022, six Acts were passed which amended existing laws and fourteen Statutory Instruments were passed under six Acts.

## March 2022

Acts	
Supplementary Appropriation Act, No. 7 of 2022	
Agriculture and Fisheries Incentives (Amendment) Act, No. 8 of 2022	
Community Tourism Development Act, No. 9 of 2022	
Customs (Control and Management) (Amendment) Act, No. 10 of 2022	
Domestic Violence Act, No. 11 of 2022	
Eastern Caribbean Central Bank Agreement (Amendment) Act, No. 12 of 2022	
Statutory Instruments	
Act	Statutory Instrument Passed
COVID-19 (Prevention and Control) Act, No. 9 of 2020	Physical Distancing (No. 3) Order Prohibition of Assembly (No. 3) Order Testing and Quarantine (No. 2) Regulations Protocol (Public Omnibus) (No. 2) Regulations
Fiscal Incentives Act, 15.16	Skelly Construction Services Ltd. Order
Distribution and Price of Goods Act, Cap. 13.09	Amendment (No. 4) Order
Excise Tax Act, Cap. 15.07	Amendment of Schedule 1 (No. 4) Order
Constitution of Saint Lucia, Cap. 1.01	Proclamation Proroguing Parliament Appointment of Session of Parliament

In March, 2022 5 Acts were passed. The Supplementary Appropriation Act, No. of 2022 makes provision for expenditure during the financial year ending on the 31st day of March, 2022 for services of the State of Saint Lucia in excess of the Appropriation Law for the year ending on the 31st day of March, 2022. The Domestic Violence Act, No. 11 of 2022 repeals the Domestic Violence (Summary Proceedings) Act, Cap. 4.04. The Community Tourism Development Act, No. 9 of 2022 establishes the Community Tourism Agency and provides for the proposal for a partnership agreement, tax relief, registration and monitoring of an approved partnership business. Three Acts were amended and nine Statutory Instruments were passed in March, 2022.

## Meetings and Training

A number of meetings were attended during April 2021 and March 2022. These meetings included:

- Meetings of Attorney General's of the Organization of the Eastern Caribbean States (OECS) to discuss OECS Customs Bill
- Inter-American Drug Abuse Control Commission of the Organization of American States, Training on

Monitoring and Evaluation Project for Drug Treatment Courts

- IMPACT Justice Project - 8th Project Steering Committee Meeting
- Liquor Licence Act Review Committee

Presentations were made by the Legislative Drafting Unit to Government Agencies including:

- Presentation to Parliament Office
- Sensitization Webinars for Smoking Control Legislation

The Staff of the Legislative Drafting Unit advanced professionally from training provided by the Ministry of the Public Service as follows:

- Diplomacy and Sustainable Development Virtual Lecture Series
- Mandarin Course
- Professionalism and Ethics in the Workplace
- Supervisory Skills Course
- Understanding the Staff Order of Saint Lucia Public Service
- Preparing Submissions to Cabinet

## Revised Edition of the Laws

Changes and updates were made to the revised edition of the laws during 2021 to 2022. Firstly, an Order was passed to rectify an error in Schedule 3 of the Bills of Sale Act, Cap. 13:06 to change the amount of money paid when consideration money does not exceed the sum of \$150.00 from \$50.00 to 50 cents.

A Resolution of Parliament to authorize the making of an Order for the 2019 Supplement to the Revised Edition of the Laws was also enacted to provide the Honourable Attorney General the ability to make the Commencement Order for the Revised Edition of the Laws. In keeping with the Resolution,

the Honourable Attorney General made the Order and the 2019 Supplement of the Revised Edition of the Laws (2019 Supplement) came into effect on the 6th day of December, 2021. As a result, the Acts passed in 2018 and 2019 were incorporated into the 2019 Supplement. A table of the laws incorporated into the 2019 Supplement is presented in Appendix 2.

### COVID-19 Legislation

Legislation was passed under the Constitution of Saint Lucia, Cap. 1:01 and the COVID-19 (Prevention and Control) Act, No. 9 of 2020 to continue to combat the effects of the COVID-19 pandemic.

### Acts

#### Amendment to the COVID-19 (Prevention and Control) Act, No. 9 of 2020

Several amendments were made to the COVID-19 Act in 2021. The Command Centre that was established in the original COVID-19 Act was changed to a National COVID-19 Management Center. New provisions were included in the COVID-19 Act to provide for ticketable offences.

### April 2021

#### COVID-19 (Prevention and Control) Act, No. 9 of 2020

Physical Distancing		Prohibition of Assembly
<p><b>Educational institutions</b></p> <p>From April, 2021 educational institutions were allowed to operate within the normal school hours using a whole school approach or an alternate day approach with instructions supplemented using distributed learning with at least 3 days of face-to-face instructions person six-day cycle.</p>	<p><b>Businesses, establishments and offices</b></p> <p>A business, establishment or office could open at minimal operation using a blended approach but had to stop operations from 9 p.m. to 4 a.m. each day excluding specified essential services, businesses, establishments and office. Food establishments were allowed to offer dine-in service during opening hours.</p>	<p>The following social activities were restricted:</p> <ol style="list-style-type: none"> <li>1. Mass crowd events.</li> <li>2. Competitive or high-contact sporting activities including in-door and out-door training and local competitions.</li> <li>3. Social events but not events with less than 10 immediate family members, no loud music and night-time excursions providing notice to a lighthouse before the excursion.</li> </ol> <p>The following were allowed:</p> <ol style="list-style-type: none"> <li>1. Non-contact sporting activities with 15 persons not including spectators and crowds.</li> <li>2. In-door and out-door training and exercising and gym workouts in keeping with the physical distancing protocols.</li> <li>3. Participation of athletes in one-on-one coaching or training for contact sports, selective competitions and associated community engagements with permission from the Ministry of Sports.</li> <li>4. Daily or regular religious ceremonies by faith-based organizations in compliance with physical distancing protocols in the square footage of the organizations and a COVID-19 Response Plan approved by the Ministry of Equity, Social Justice, Local Government and Empowerment.</li> <li>5. Physical attendance of special religious rites including baptisms, weddings and funerals once no more than 50 persons attended.</li> </ol>
<p><b>Sale and disposal of alcohol</b></p> <p>A person with a valid liquor licence was allowed to dispose of alcohol but was not permitted to allow persons to consume the alcohol on their premises. However, a restaurant or other food establishment could permit a person to consume alcohol on their premises. A person who sold or disposed alcohol could operate from 11 a.m. to 8 p.m. on each day and had to display the liquor licence and the COVID-19 protocols in a conspicuous place on their premises.</p>		

**May 2021****Constitution of Saint Lucia, Cap. 1.01**

The State of Emergency was extended to 16 October, 2021.

**COVID-19 (Prevention and Control) Act, No. 9 of 2020****Physical Distancing**

Provisions made in April, 2021 continued until 30 May, 2021.

From 31 May, 2021 the April, 2021 provisions continued except that a person with a valid liquor licence was allowed to permit a person to consume intoxicating liquor on their premises.

**Prohibition of Assembly**

Provisions made in April, 2021 continued until 30 May, 2021.

From 31 May, 2021 the April, 2021 provisions continued except:

1. Social events were allowed with 50 fully vaccinated persons rather than less than 10 immediate family members.
2. Non-contact sporting activities were disallowed.
3. A low or medium-contact sporting activity excluding spectators and crowds were allowed.
4. A competitive sporting activity was allowed once the permission of the Ministry of Health was solicited and the activities took place in a controlled sporting facility with fully vaccinated spectators.

**Testing and Quarantine**

Quarantine of a national, resident or non-national arriving in Saint Lucia was not required if the Chief Medical Officer had evidence that the national, resident or non-national had a negative result for a polymerase chain reaction test and was fully vaccinated.

**June 2021****Constitution of Saint Lucia, Cap. 1.01**

Regulations were made to impose a curfew from 25 June, 2021 to 31 August, 2021 from 11 p.m. to 4 a.m.

**COVID-19 (Prevention and Control) Act, No. 9 of 2020**

<b>Protocol – Public Omnibus</b>	<b>Fees</b>	<b>Physical Distancing</b>	<b>Prohibition of Assembly</b>
A public omnibus was allowed to operate with no more than 3 passengers in each row.	Fees at a quarantine facility were changed to: Single Occupancy USD95 Double family occupancy USD165 Triple family occupancy USD240.	Measures imposed in May continued until 25 June, 2021.  The changes made were:  <b>Educational Institutions</b>  Changes made with respect to educational institutions were that the alternate day approach could be supplemented using distributed learning and a graduation or school leaving ceremony could be held once the physical distancing protocols were complied with within the square footage of the building where the graduation or ceremony was held.  <b>Business, establishment or office</b>  Operations were to close at 11 p.m. to 4 a.m. on each day.  <b>Sale of alcohol</b>  The sale of alcohol was permitted from 8 a.m. to 10 p.m. on each day.	Measures imposed in May continued until 25 June, 2021.  Adjustments made in June were:  1. Social events were restricted except events with no more than 150 rather than 50 fully vaccinated persons.  2. Inter-island ferry services from Saint Lucia to Martinique and vice versa commenced from 1 July, 2021.  3. A special religious rite including a baptism, wedding and funeral could be attended physically once there were no more than 100 rather than 50 persons in attendance.

**August 2021**

**Constitution of Saint Lucia, Cap. 1.01**

The curfew was changed to 9 p.m. to 4 a.m. from 13 August, 2021 to 31 August, 2021.

From 20 August, 2021 to 31 August, 2021 the following curfew was imposed:

1. Monday to Thursday from 9 p.m. to 4 a.m.
2. Friday and Saturday from 7 p.m. to 4 a.m.
3. Sunday from 4 p.m. to 4 a.m.

**COVID-19 (Prevention and Control) Act, No. 9 of 2020**

<b>Protocol – Public Omnibus</b>	<b>Fees</b>	<b>Physical Distancing</b>	<b>Prohibition of Assembly</b>
<p>June, 2021 protocols remained during August, 2021.</p> <p>The protocols expired on 31 August, 2021.</p>	<p>Fees continued to be payable throughout August, 2021.</p>	<p>In August, 2021 the June, 2021 measures continued in August, 2021.</p> <p><b>Business, establishment or office</b></p> <p>From 13 August, 2021, a business, establishment or office had to cease operation at 8 p.m. to 4 a.m.</p> <p>From 20 August, 2021 to 31 August, 2021 a business, establishment or office had to cease operation:</p> <ol style="list-style-type: none"> <li>1. Monday to Thursday at 8 p.m. to 4 a.m.</li> <li>2. Friday and Saturday at 6 p.m. to 4 a.m.</li> <li>3. Sunday at 3 p.m. to 4 a.m.</li> </ol> <p><b>Sale of Alcohol</b></p> <p>From 13 August, 2021, the sale or disposal of alcohol was allowed from 8 a.m. to 8 p.m.</p> <p>From 20 August, 2021 to 31 August, 2021, the sale or disposal of alcohol was on:</p> <ol style="list-style-type: none"> <li>1. Monday to Thursday from 8 a.m. to 8 p.m.</li> <li>2. Friday and Saturday from 8 a.m. to 6 p.m.</li> <li>3. Sunday from 8 a.m. to 3 p.m.</li> </ol>	<p>The prohibition of assembly in the June, 2021 continued in August, 2021.</p> <p>From 13 August, 2021 a social event was permitted with no more than 10 immediate family or household members.</p>

**September 2021****Constitution of Saint Lucia, Cap. 1.01**

The following curfews were imposed in the month of September 2021:

1. On Friday 3 September, 2021 at 7 p.m. to Saturday 4 September, 2021 at 4 a.m.
2. From Saturday 4 September, 2021 at 4 p.m. to Monday 6 September, 2021 at 4 a.m.
3. From Monday 6 September, 2021 to Friday 10 September, 2021 at 7 p.m. to 4 a.m.
4. From Saturday 11 September, 2021 at 4 p.m. to Monday 13 September, 2021 at 4 a.m.
5. From Monday 13 September, 2021 to Tuesday 14 September, 2021 at 7 p.m. to 4 a.

Another curfew was imposed from 22 September, 2021 to 30 September, 2021 as follows:

1. From Wednesday 22 September, 2021 to Friday 24 September, 2021 at 7 p.m. to 4 a.m.
2. From Saturday 25 September, 2021 at 4 p.m. to Monday 27 September, 2021 at 4 a.m.
3. From Monday 27 September, 2021 to Thursday 30 September, 2021 at 7 p.m. to 4 a.m.

**COVID-19 (Prevention and Control) Act, No. 9 of 2020****Physical Distancing**

From 3 September, 2021 the physical distancing protocols remained the same except:

**Educational Institutions**

1. From 6 September, 2021 an Early Childhood Centre was allowed to open for face-to-face engagement between a student and a teacher to facilitate structured supervision.
2. From 13 September, 2021 an educational institution could use distributed learning.

**Business, establishment or office**

With respect to a business, establishment or office:

1. The business, establishment or office had to cease operation an hour before the curfew identified above.
2. A dine-in service at a restaurant and other food establishment was suspended.

**Sale of alcohol**

The sale and disposal of alcohol was suspended. A supermarket, gas station or wholesaler with a valid liquor licence could not permit a person to consume alcohol on their premises and a supermarket or gas station could not operate on Sunday 5 September, 2021 and Sunday 12 September, 2021.

**Prohibition of Assembly**

From 3 September, 2021 and 22 September, 2021 to 30 September, 2021 the restrictions placed in June, 2021 persisted but:

1. A social event could be hosted and attend if there were no more than ten immediate family or household members attending.
2. Recreational or social activities at a certified accommodation provider were allowed during curfew hours except for water sports and other water related activities, such as boat rides and water skiing which were suspended on Sunday 5 September, 2021, Sunday 12 September, 2021 and Sunday 26 September, 2021.

**October 2021****Constitution of Saint Lucia, Cap. 1.01**

From 1 October, 2021 to 15 October, 2021 the following curfew was imposed:

1. On Friday 1 October, 2021 at 8 p.m. to Saturday 2 October, 2021 at 4 a.m.
2. From Saturday 2 October, 2021 at 8 p.m. to Tuesday 5 October, 2021 at 4 a.m.
3. From Tuesday 5 October, 2021 to Friday 8 October, 2021 at 7 p.m. to 4 a.m.
4. From Saturday 9 October, 2021 at 4 p.m. to Monday 11 October, 2021 at 4 a.m.
5. From Monday 11 October, 2021 to Friday 15 October, 2021 at 7 p.m. to 4 a.m.

The State of Emergency ended on 14 October, 2021.

**COVID-19 (Prevention and Control) Act, No. 9 of 2020****Physical Distancing**

From 1 October, 2021 to 31 October, 2021 the protocols that subsisted in September, 2021 continued with the following modifications:

**Educational Institutions**

From 18 October, 2021:

1. An early childhood or pre-K centre, a primary school Grade K and Grade 6, a secondary school for Form 4 and Form 5 and a special education school could open for face-to-face engagement between a student and a teacher to facilitate structured supervision.
2. All other classes at primary school, secondary school and special education school could continue using distributed learning.

Business, establishment or office

Relating to a business, establishment or office:

1. Operations ceased an hour before the curfew specified above.
2. A restaurant and other food establishments with the approval of the Ministry of Health were able to offer a dine-in service to persons who were fully vaccinated.

Sale of alcohol

A supermarket, gas station or wholesaler could not operate on Sunday 3 October, 2021, Monday 4 October, 2021 and Sunday 10 October, 2021.

**Prohibition of Assembly**

The prohibitions from September, 2021 remained from 1 October, 2021 to 31 October, 2021 except that

1. Water sports and other water related activities were suspended on Sunday 3 October, 2021, Monday 4 October, 2021, Sunday 10 October, 2021, Sunday 17 October, 2021, Sunday 24 October, 2021 and Sunday 31 October, 2021.
2. At special religious rites including baptisms, weddings and funerals could only have 50 persons in attendance



## November 2021

COVID-19 (Prevention and Control) Act, No. 9 of 2020		
Amendment of Schedule 2	Ticketable Offences	Physical Distancing
The fixed penalty for failure to comply with confinement to residence was fixed as \$500	The form of a warning notice and ticket for the purposes of the Act were presented in Regulations.	<p><b>Educational Institutions</b></p> <p>From 8 November, 2021 all grades and classes continued to be re-opened for face-to-face instruction.</p> <p><b>Business, establishment or office</b></p> <p>For a business, establishment or office:</p> <ol style="list-style-type: none"> <li>1. Operations had to cease from Monday to Saturdays at 9 p.m. to 4 a.m. and on Sundays at 4 p.m.</li> <li>2. A restaurant and other food establishment approved by the Ministries of Health and Tourism could provide a dine-in service to person who were fully vaccinated and allow alcohol to be sold and disposed.</li> </ol> <p><b>Sale of alcohol</b></p> <p>A fully vaccinated person was allowed to consume alcohol on the premises of a person with a valid liquor licence.</p> <p>A bar or refreshment business could start operations at 10 a.m.</p> <p>A business that offered the sale and disposal of alcohol as its only business or as part of its business was not permitted to operate on Sundays.</p> <p><b>Confinement to residence</b></p> <p>Persons were confined to their residence:</p> <ol style="list-style-type: none"> <li>1. Mondays to Saturdays from 10 p.m. to 4 a.m.</li> <li>2. Sundays from 5 p.m. to Mondays at 4 a.m.</li> </ol> <p>The confinement did not prevent persons from travelling to the hospital, work by an essential service worker or to a place authorized by the National Emergency Organization or outdoor exercise.</p>

## December 2021

COVID-19 (Prevention and Control) Act, No. 9 of 2020		
Physical Distancing	Prohibition Of Assembly	Protocol – Public Omnibus
<p><b>Educational institutions</b> operated normally.</p> <p><b>Business, establishment or office</b> ceased operations:</p> <ol style="list-style-type: none"> <li>From 1 December, 2021 to 22 December, 2021 on Mondays to Saturdays at 9 p.m. to 4 a.m. and on Sundays at 4 p.m.</li> <li>From 23 December, 2021 to 31 December, 2021 an hour before confinement to residence.</li> </ol> <p><b>Sale of alcohol</b></p> <p>A bar or refreshment business commenced operations at 10 a.m.</p> <p><b>Confinement to residence</b></p> <p>In December, 2021 confinement to residence was set as:</p> <ol style="list-style-type: none"> <li>From 1 December, 2021 to 22 December, 2021 -Mondays to Saturdays 10 p.m. to 4 a.m. and on Sundays at 5 p.m. to Mondays at 4 a.m.</li> <li>From 23 December, 2021 to 31 December, 2021 – Mondays to Fridays 10 p.m. to 4 a.m., Christmas Day 1 a.m. to 4 a.m. and 10 p.m. to 4 a.m. and Christmas Holidays 6 p.m. to 4 a.m.</li> </ol>	<p>Alterations made respecting prohibition of assembly were:</p> <p>From 1 December, 2021 to 29 December, 2021:</p> <ol style="list-style-type: none"> <li>A recreational event and a social event were restricted except that an event or activity could be held if there were no more than 100 fully vaccinated persons in attendance including staff, service providers and other support personnel.</li> <li>A certified accommodation provider could provide recreational or social activities.</li> <li>A certified accommodation provider or an approved tourism establishment were permitted to give access to the services offered by the provider or establishment to a fully vaccinated person.</li> </ol> <p>From 30 December, 2021 to 31 December, 2021:</p> <ol style="list-style-type: none"> <li>A competitive or high-contact sporting activity, including in-door and out-door training and local competitions were restricted.</li> <li>A social event or recreational activity was restricted unless there were 35 immediate family members or fully vaccinated persons and it was held at a residence. J'ouvert was included as a social event.</li> <li>A restriction was placed on loud music in accordance with the Criminal Code, Cap. 3.01.</li> </ol>	<p>A public omnibus was allowed to operate with a load of not more than 12 passengers.</p>

## General Elections Legislation

In preparation for the general elections, on 6 July, 2021 His Excellency the Governor General, Sir Emmanuel Neville Cenac passed a proclamation under section 55(1) and (4) of the Constitution of Saint Lucia, Cap. 1.01 to dissolve Parliament by the Saint Lucia Parliament – Proclamation Dissolving Parliament, Statutory Instrument, No. 106 of 2021. Additionally, the appointment of the day for the general elections was effected by His Excellency the Governor General through the enactment of the Saint Lucia Parliament – Proclamation Appointing Day for General Elections, Statutory Instrument, No. 107 of 2021 under section 56 of the Constitution of Saint Lucia, Cap. 1.01. The 16 July, 2021 was appointed as the date for the nomination of candidates and the 26 July, 2021 was

appointed for holding of a poll for the general election of members of the House of Assembly.

Amendments were also made to the Elections Regulations, Cap. 1.02 on 7 July, 2021. The main modifications were in relation to regulation 20 which provides for the registration officer to complete extracts of master registration record card amended to include a provision stating that the Chief Registration Officer may retain a document or material specified in regulation 20 in electronic form. Moreover, part of the remuneration of the Chief Elections Officer and the remuneration of the Enumerator, Camera Operator, Typist, Scrutineer and Enumeration, Co-ordinator was removed from regulation 46 of the Regulations. Other remuneration specified in regulation 46 were changed as follows:

Officer and Remuneration specified in Regulations	New remuneration
<b>Registration Officer</b>	
\$400 per week for the period of duty within the electoral district to which he or she is appointed, when an official photographer is in attendance at the Registration Centre	\$500
\$200 per week during any period other than the period referred to above	\$250
<b>Assistant Registration Officer</b>	
\$100 per week for the period of duty at a registration centre when an official photographer is in attendance	\$250
\$55 per week at any other time	\$150
Returning Officer of an electoral district where the election was contested: \$2,400	\$3,000
Returning Officer of an electoral district where the election was uncontested: \$1,200	\$1,500
Election Clerk of an electoral district where the election was contested: \$1,200	\$1,500
Election Clerk of an electoral district where the election was uncontested: \$675	\$875
Assistant Election Clerk of an electoral district where the election was contested: \$800	\$1,000
Assistant Election Clerk of an electoral district where the election was uncontested: \$450	\$565
Presiding Officer: \$700	\$875
Poll Clerk: \$550	\$685
Assistant Poll Clerk: \$350	\$450
Registration Centre Staff \$55 per day together with a subsistence and relocation allowance at an approved rate when engaged in areas away from station	\$75
<b>Chief Elections Officer</b>	
Duty allowance not exceeding \$40 per day when in attendance in office on Saturday, Sunday or Public Holiday	\$100
Assistant to Chief Elections Officer for similar attendance a duty allowance not exceeding \$20 per day	\$50

In regulation 48 of the Regulations, the allowance paid to an Election Officer who travels for the purpose of receiving instructions from the Chief Elections Officer or from a Returning Officer was changed from \$55 to \$70 for each instruction session received.

Under regulation 51 of the Regulations the sum paid for each polling station or registration centre rented for polling day or registration of electors was changed from a sum not exceeding \$150 to a sum not exceeding \$500.

A Writ of Election was issued by His Excellency the Governor General to each returning officer of every electoral district in accordance with section 36(1) of the Elections Act, Cap. 1.02 on 7 July, 2021.

After the General Elections, the list of registered electors for the Electoral Districts prepared by the Chief Elections

Officer and published at the office of the Chief Elections Officer on 13 July, 2021 was validated by the Elections (Register of Electors) (Validation) Order, Statutory Instrument, No. 167 of 2021 passed on 18 October, 2021.

## **Conclusion**

During April to December, 2021 the Legislative Drafting Unit completed 14 Acts and 134 Statutory Instruments and from January to March, 2022 12 Acts and 30 Statutory Instruments were finalized. In total for the financial year April 2021 to March, 2022 26 Acts and 164 Statutory Instruments were published in the Gazette. Compared with the financial year April, 2020 to March, 2021 the number of Acts published in 2021 to 2022 increased from 14 to 26. However, the numbers were reduced as it relates to Statutory Instruments from 250 to 164.

## APPENDIX 1

### ACTS 2021

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## APPENDIX 2

## 2019 SUPPLEMENT TO THE REVISED EDITION OF THE LAWS

Name of Act	How Act is dealt with in 2019 Supplement
<b>2018</b>	
Motor Vehicles and Road Traffic (Amendment) Act, No. 1 of 2018	Incorporated in Cap. 8.01
National Savings and Development Bonds (Amendment) Act, No. 2 of 2018	Incorporated in Cap. 15.25
Appropriation Act, No. 3 of 2018	Spent
Saint Lucia Tourism Authority (Amendment) Act, No. 4 of 2018	Incorporated in Cap. 15.32
Immigration (Amendment) Act, No. 5 of 2018	Incorporated in Cap. 10.01
Agreement on Extradition (Saint Lucia and the French Republic) Act, No. 6 of 2018	Incorporated in Cap. 19.27
Automatic Exchange of Financial Account Information (Amendment) Act, No. 7 of 2018	Incorporated in Cap. 12.27
Child (Care, Protection and Adoption) Act, No. 8 of 2018	Incorporated in Cap. 4.07
Child Justice Act, No. 9 of 2018	Incorporated in Cap. 3.09
Companies (Amendment) Act, No. 10 of 2018	Incorporated in Cap. 13.01
Free Zone (Amendment) Act, No. 11 of 2018	Incorporated in Cap. 15.17
Income Tax (Amendment) Act, No. 12 of 2018	Incorporated in Cap. 15.02
International Business Companies (Amendment) Act, No. 13 of 2018	Incorporated in Cap. 12.14
International Partnership (Amendment) Act, No. 14 of 2018	Incorporated in Cap. 12.21
International Trust (Amendment) Act, No. 15 of 2018	Incorporated in Cap. 12.19
International Trust (Repeal) Act, No. 16 of 2018	Incorporated in Cap. 12.31
International Partnership (Repeal) Act, No. 17 of 2018	Incorporated in Cap. 12.32
Gaming Control (Amendment) Act, No. 18 of 2018	Incorporated in Cap. 13.13
<b>2019</b>	
National Honours and Awards (Amendment) Act, No. 1 of 2019	Incorporated in Cap. 17.08
International Business Companies (Amendment) Act, No. 2 of 2019	Incorporated in Cap. 12.14
International Partnership (Amendment) Act, No. 3 of 2019	Incorporated in Cap. 12.21



Name of Act	How Act is dealt with in 2019 Supplement
International Trust (Amendment) Act, No. 4 of 2019	Incorporated in Cap. 12.19
Income Tax (Amendment) Act, No. 5 of 2019	Incorporated in Cap. 15.02
Finance Administration (Amendment) Act, No. 6 of 2019	Incorporated in Cap. 15.01
Customs (Control and Management) (Amendment) Act, No. 7 of 2019	Incorporated in Cap. 15.05
Trade Export Promotion Agency (Amendment) Act, No. 8 of 2019	Incorporated in Cap. 13.32
Tourism Stimulus and Investment (Amendment) Act, No. 9 of 2019	Incorporated in Cap. 13.18
Caribbean Electric Utility Services Corporation Headquarters Agreement Act, No. 10 of 2019	Incorporated in Cap. 9.04
Castries Constituency Council Act, No. 11 of 2019	Incorporated in Cap. 17.20
Citizenship by Investment (Amendment) Act, No. 12 of 2019	Incorporated in Cap. 1.20
Money Laundering (Prevention) (Amendment) Act, No. 13 of 2019	Incorporated in Cap. 12.20
Motor Vehicles and Road Traffic (Amendment) Act, No. 14 of 2019	Incorporated in Cap. 8.01
Appropriation Act, No. 15 of 2019	Spent
Income Tax (Amendment) (No. 2) Act, No. 16 of 2019	Incorporated in Cap. 15.02
International Business Companies (Amendment) (No. 2) Act, No. 17 of 2019	Incorporated in Cap. 12.14
Saint Lucia National Economic Fund Act, No. 18 of 2019	Incorporated in Cap. 12.29
Public Health (Amendment) Act, No. 19 of 2019	Incorporated in Cap. 11.01
Child (Care, Protection and Adoption) (Amendment) Act, No. 20 of 2019	Incorporated in Cap. 4.07
Caribbean Treaty on Mutual Legal Assistance In Serious Criminal Matters Act, No. 21 of 2019	Incorporated in Cap. 3.19
Styrofoam and Plastic Food Service Containers (Prohibition) Act, No. 22 of 2019	Incorporated in Cap. 12.24
Saint Lucia Social Development Fund (Amendment), No. 23 of 2019	Incorporated in Cap. 16.05
Gaming, Racing and Betting (Amendment) Act, No. 24 of 2019	Incorporated in Cap. 13.13
CARICOM Arrest Warrant Treaty Act, No. 25 of 2019	Incorporated in Cap. 19.28
Eastern Caribbean Supreme Court (Judicial Officers Pensions) Act, No. 26 of 2019	Incorporated in Cap. 15.20
Customs (Control and Management) (Amendment) (No. 2) Act, No. 27 of 2019	Incorporated in Cap. 15.05
Anti-Terrorism (Amendment) Act, No. 28 of 2019	Incorporated in Cap. 3.16
United Nations Sanctions (Counter-Proliferation Financing) Act, No. 29 of 2019	Incorporated in Cap. 12.30
Fiscal Incentives (Amendment) Act, No. 30 of 2019	Incorporated in Cap. 15.06
Millennium Heights Medical Complex (Amendment) Act, No. 31 of 2019	Incorporated in Cap. 11.07
Land and House Tax (Amendment) Act, No. 32 of 2019	Incorporated in Cap. 15.13
Economic Substance Act, No. 33 of 2019	Incorporated in Cap. 15.23

## POEM BY ROCIP STAFF

We started with nine in two thousand  
Then grew to fourteen in twenty-twenty one  
Many have come, many have gone  
But the team continues to live  
At ROCIP there's warmth and togetherness  
Hard work, some challenges but we give our best  
Each staff is important like the links in a chain  
If one is broken, we have to explain  
Carla and Mekenna, many thanks to you!  
Barry, the role that you play, our deepest gratitude!  
Kasheem and Jade, we appreciate!  
Shamara and Chelsea, you are doing great!  
Kanasha, Samantha, hats off to you!  
Cindie, Leah, we applaud all that you do!  
Kasey and Vicland are no strangers  
We note their contributions and say, three cheers!

Andrea, Liz and Desma help to drive the team!  
The efforts of ALL help shine our beam!

*In Recognition of the Contribution of each and every staff member  
of the Registry of Companies and Intellectual Property. Keep up the  
great work in 2022!*



**ANNUAL REPORT 2020**

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