



BELIZE

**BORDER MANAGEMENT AGENCY ACT
CHAPTER 144**

REVISED EDITION 2003

SHOWING THE SUBSIDIARY LAWS AS AT 31ST OCTOBER, 2003

This is a revised edition of the Subsidiary Laws, prepared by the Law Revision Commissioner under the authority of the Law Revision Act, Chapter 3 of the Substantive Laws of Belize, Revised Edition 2000.

ARRANGEMENT OF SUBSIDIARY LAWS



BELIZE

BORDER MANAGEMENT AGENCY ACT CHAPTER 144

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CHAPTER 144

BORDER MANAGEMENT AGENCY ACT
(COMMENCEMENT) ORDER

ARRANGEMENT OF PARAGRAPHS

1. Short Title.
2. Commencement of Act 50 of 1999.

CHAPTER 144

11 of 2000.

BORDER MANAGEMENT AGENCY ACT
(COMMENCEMENT) ORDER

(5th February, 2000.) Short title.

1. This Order may be cited as the

BORDER MANAGEMENT AGENCY ACT
(COMMENCEMENT) ORDER.

Commencement
of Act 50 of
1999.

2. In exercise of the powers conferred upon me by section 39 of the Border Management Agency Act (No. 50 of 1999), and all other powers thereunto me enabling, **I, MARK ESPAT**, Minister responsible for Tourism, do hereby appoint the 18th day of January, 2000 as the day on which the said Act shall come into force.

MADE by the Minister responsible for Tourism this 18th day of January, 2000.

(MARK ESPAT)
Minister responsible for Tourism

CHAPTER 144**BORDER MANAGEMENT AGENCY
(DEPARTURE PROCESSING FEE) REGULATIONS****ARRANGEMENT OF REGULATIONS**

1. Short Title.
2. Departure processing fee.
3. Collection of departure processing fee.
4. Application of departure processing fee.
5. Commencement.

CHAPTER 144

**BORDER MANAGEMENT AGENCY
(DEPARTURE PROCESSING FEE) REGULATIONS**

73 of 2000.

(5th August, 2000.)

- 1. These Regulations may be cited as the Short title.

BORDER MANAGEMENT AGENCY (DEPARTURE PROCESSING FEE) REGULATIONS.

- 2. (1) Every person who is not a citizen or permanent resident of Belize, upon leaving Belize through any border point that falls under the management of the Border Management Agency, shall pay to the account of the Border Management Agency a departure processing fee of thirty dollars. Departure processing fee.
No. 112 of 2003.

- (2) The departure processing fee levied under subsection (1), shall not be payable by-

- (a) a child under the age of twelve years;
- (b) any non-Belizean citizen or permanent resident leaving Belize as part of an official foreign cultural or sporting group where prior written exemption has been given by the Agency exempting such persons from the payment of the departure processing fee; 94 of 2000.
- (c) a citizen of Guatemala or Mexico who enters into and exits from Belize within a period of 72 hours; 94 of 2000.
- (d) members of the diplomatic or consular corp;

- (e) military personnel on official duty;
 - (f) officials of foreign government invited to Belize by the Government of Belize;
 - (g) United Nations Personnel on official duties;
 - (h) public officers on official duties;
 - (i) deportees;
 - (j) persons en route to the Free Zone.
- Collection of departure processing fee. 3. Subject to Regulations 2, the Border Management Agency, or any other corporate entity designated by the Border Management Agency in that behalf, shall be responsible for collecting the departure processing fee.
- Application of departure processing fee. No. 50 of 1999. 4. The departure processing fee shall be applied exclusively by the Border Management Agency towards the development of Belize's exit and entry border points pursuant to the Border Management Agency Act.
- Commencement. 5. These Regulations shall come into force on the 31st day of July, 2000.

MADE by the Minister responsible for Tourism this 25th day of July, 2000.

(MARK ESPAT)

Minister responsible for Tourism

CHAPTER 144

**BORDER MANAGEMENT AGENCY (FOREIGN-OWNED
PASSENGER BUSES) (TRANSIT FEE) REGULATIONS**

ARRANGEMENT OF REGULATIONS

1. Short Title.
2. Interpretation.
3. Transit fee.
4. Exemptions.
5. Collection of transit fee.
6. Application of transit fee.
7. Commencement.

CHAPTER 144

95 of 2000.

**BORDER MANAGEMENT AGENCY
(FOREIGN-OWNED PASSENGER BUSES)
(TRANSIT FEE) REGULATIONS**

(16th September, 2000.)

- Short title. 1. These Regulations may be cited as the
- BORDER MANAGEMENT AGENCY (FOREIGN-OWNED
PASSENGER BUSES) (TRANSIT FEE) REGULATIONS.**
- Interpretation. 2. (1) In these Regulations, the expression “foreign-owned
passenger bus” and all grammatical variations of this
expression, means a public service vehicle used for carrying
passengers and their luggage for hire or reward.
- (2) A person owns a foreign-owned passenger bus if:
- (a) the bus is not registered or licensed in Belize but is
registered or licensed in a country other than Belize;
or
- (b) the bus is owned by a person who is not a citizen or
permanent resident of Belize; or
- (c) the person, being a legal person or entity, is
incorporated under the laws of a country other than
Belize or the principal registered office of that
person is situated outside Belize.

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3. (1) The driver or other officer of every foreign-owned passenger bus shall, upon the entry into Belize of such a bus through any border point falling under the management of the Border Management Agency, pay a transit fee of one hundred dollars in respect of the bus for each entry. Transit fee.
- (2) Where the officer responsible for paying the transit fee referred to in subsection (1) is not the driver of the bus, the owner of the bus may designate to the Border Management Agency the appropriate officer, by name or by title, who shall be responsible for paying the transit fee.
4. (1) The categories of foreign-owned passenger buses specified in subregulation (2) shall not pay the transit fee upon entry into Belize. Exemptions.
- (2) The categories are:
- (a) foreign-owned passenger buses entering into Belize with any diplomatic or consular officers belonging to countries with foreign embassies or consular offices accredited to Belize;
- (b) foreign-owned passenger buses entering into Belize, which visited Belize at the invitation of the Government of Belize or pursuant to any agreement or exchanges by or between the Government of Belize and any other foreign Government relating to visits, exchanges, meetings, seminars, or, if it be so said, matters of mutual cooperation between the Government of Belize and that foreign Government, whereby military officers or other officers of that Government have occasion to visit Belize;

- (c) foreign-owned passenger buses used exclusively to ferry school children attending school in Belize, or the parents of those school children who accompany their children to school, from the border towns of neighbouring countries;
- (d) foreign-owned passenger buses carrying United Nations personnel, or the personnel of other international organizations recognized by the Government of Belize;
- (e) foreign-owned passenger buses carrying public officers of Belize on official duties;
- (f) foreign-owned passenger buses en route to or from the Commercial Free Zone or the Export Processing Zone;
- (g) foreign-owned passenger buses bringing Belizean nationals deported from abroad into Belize.
- Collection of transit fee. 5. Subject to Regulation 4, the Border Management Agency, or any other corporate entity designated by the Border Management Agency in that behalf, shall be responsible for the collecting the transit fee provided under these Regulations.
- Application of transit fee. No. 50 of 1999. 6. The transit fee shall be applied exclusively by the Border Management Agency towards the development of Belize's exit and entry border points pursuant to the Border Management Agency Act.
- Commencement. 7. These Regulations shall come into force on the 1st day of September, 2000.

MADE by the Minister responsible for Tourism after consultation with the Border Management Agency this 28th day of August, 2000.

(MARK ESPAT)
Minister responsible for Tourism

CHAPTER 144**BORDER MANAGEMENT AGENCY
(REGULATION OF MOTOR VEHICLES AND PARKING
FEES) REGULATIONS****ARRANGEMENT OF REGULATIONS**

1. Short title.
2. Interpretation.
3. Use of roads by motor vehicles.
4. Motor vehicle parking.
5. Intoxication while in charge of a motor vehicle within a border point.
6. Traffic signs.
7. Conditions of issue of permits, etc.
8. Penalty.
9. Commencement.

CHAPTER 144

**BORDER MANAGEMENT AGENCY (REGULATION OF
MOTOR VEHICLES AND PARKING FEES) REGULATIONS**

96 of 2000.

(16th September, 2000.)

- 1. These Regulations may be cited as the Short title.

**BORDER MANAGEMENT AGENCY (REGULATION OF
MOTOR VEHICLES AND PARKING FEES)
REGULATIONS, 2000.**

- 2. In these Regulations, unless the context otherwise requires: Interpretation.

“Agency” means the Border Management Agency established under the Border Management Agency Act; No. 50 of 2000.

“motor vehicle” and “public service vehicle” have the meanings respectively assigned to each of them in section 2 of the Motor Vehicles and Road Traffic Act; CAP. 230.

“traffic sign” includes any speed limit sign, signal or mark on or over the surface of any roadway within any border point administered by the Agency, irrespective of whether such sign, mark or signal is an automatic or electric sign, mark or signal, or a warning sign, post, direction post or any other sign, mark, signal or device used for the purpose of giving general guidance or directions to persons using any roadway within any border point managed by the Agency, which the Agency permits or cause to be placed, or places, on or near such roadway.

- 3. No person shall drive a motor vehicle at any border point managed by the Agency: Use of roads by motor vehicles.

- (a) other than on the roads or places provided or designated by the Agency for the particular class of vehicle;
- (b) so as to occupy a road in such a manner as to cause obstruction to its use, or to be a source of danger to other road users.
- Motor vehicle parking. 4. (1) No driver of a motor vehicle shall:
- (a) on arrival at the border point managed by the Agency, park his vehicle:
- (i) elsewhere than in the appropriate parking place provided by the Agency for that purpose; or
- (ii) otherwise than in accordance with the directions of an officer authorized by the Agency to act for that purpose:
- (b) whilst at the border point managed by the Agency, without the permission of an officer authorized by the Agency to act for that purpose:
- (i) remove his vehicle from the appropriate parking area provided by the Agency for such vehicles to some other area not approved by the Agency for such parking;
- (ii) leave the place on which his vehicle is parked for any period exceeding thirty minutes;

- (c) when picking up or setting down passengers, luggage or goods, fail to comply with any directions given to him by any officer designated by the Agency to act for that purpose;
- (d) drive or park his vehicle carelessly or dangerously or without due consideration to other persons using the border point.
- (e) fail or refuse to stop his vehicle when required to do so by the officer referred to in paragraph (c);
- (f) fail to comply with any direction for the regulation of traffic given by the officer referred to in paragraph (c);
- (g) without reasonable excuse, the proof whereof shall lie on him, fail or refuse to give him name and address and the address and name of the owner of the vehicle when requested to do so by the officer referred to in paragraph (c);
- (h) without the permission of the officer referred to in paragraph (c), take his motor vehicle into any area within the border point where vehicles are prohibited by the authority of the Agency;
- (i) without the permission of an officer designated by the Agency to act for that purpose, leave his vehicle at a border point managed by the Agency longer than is reasonably necessary for the transaction of the business for which the vehicle was brought to the border point;

No. 50 of 1999.

Intoxication
while in charge
of a vehicle
within a border
point.
CAP. 230.

- (j) pick up or set down any passengers, luggage or goods elsewhere than at the parking place designated by the Agency for that class of motor vehicle.
- (2) Every driver of a motor vehicle referred to in subsection (1) (a) (i) or (ii) shall pay a fee of \$3.00 for every hour or part thereof for which his motor vehicle is parked in the appropriate parking place.
- (3) Where the driver of a motor vehicle contravenes subregulation (1), the Agency may remove such vehicle to such a place as the Agency deems fit and secure and if it appears to the Agency after giving due notice of such detention and seizure that the vehicle has been abandoned, the Agency may sell or otherwise dispose of such vehicle and its content, if any, and these Regulations and the Border Management Agency Act shall be sufficient authority for the Agency to effect such sale.
- (4) A vehicle removed by the Agency in accordance with subregulation (3) shall be held by the Agency and released only after the full payment of all reasonable costs and expenses arising from the holding of such vehicle, including reimbursement of costs of advertisements, notices, or other actions consequential thereto.
- (5) No person shall drive or attempt to drive or be in charge of a motor vehicle within a border point managed by the Agency whilst under the influence of alcohol or drugs above the permitted level as provided in the Motor Vehicle and Road Traffic Act.

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| 6. | (1) | An officer authorized by the Agency may place erect or display, or cause to be placed, erected or displayed, within a border point managed by the Agency, such traffic signs as he considers necessary for the proper control and regulation of vehicular traffic. | Traffic signs. |
| | (2) | All traffic signs placed, erected or displayed within a border point managed by the Agency shall be deemed to have been placed, erected or displayed by the Agency pursuant to subregulation (1). | |
| | (3) | No person shall drive, take charge of, or otherwise operate, a motor vehicle contrary to any traffic sign placed, erected or displayed pursuant to this Regulation. | |
| 7. | | All permits and occasional permits referred to in Regulation 3 shall be issued subject to such terms and conditions as the Agency thinks fit, and shall be liable to cancellation by the Agency for just cause. | Conditions of issue of permits etc. Penalty. |
| 8. | | Section 31 (7) of the Border Management Agency Act applies to these Regulations. | No. 50 of 1999. |
| 9. | | These Regulations shall come into force on the 1st day of September, 2000. | Commencement. |

MADE by the Minister responsible for Tourism, after consultation with the Border Management Agency this 28th day of August, 2000.

(MARK ESPAT)
Minister responsible for Tourism

CHAPTER 144**BORDER MANAGEMENT AGENCY (LITTERING OFFENCES)
(VIOLATION TICKETS) REGULATIONS****ARRANGEMENT OF REGULATIONS**

1. Short title.
2. Interpretation.
3. Appointment of officers.
4. Littering offence.
5. Issue of violation tickets.
6. Form of violation ticket.
7. Use of another person.
8. Motor Vehicles.
9. Penalties.
10. Court hearing.
11. Time for payment of fine.
12. Summons.
13. Place of payment.

14. Procedure upon payment of fine.
15. Use of fines paid.
16. Offences by body corporate.
17. Application.
18. Commencement.

CHAPTER 144

97 of 2000.

**BORDER MANAGEMENT AGENCY (LITTERING OFFENCES)
(VIOLATION TICKETS) REGULATIONS**

(16th September, 2000.)

Short title.

1. These Regulations may be cited as the

**BORDER MANAGEMENT AGENCY (LITTERING
OFFENCES) (VIOLATION TICKETS) REGULATIONS,
2000.**

Interpretation.

2. In these Regulations, unless the context otherwise requires:
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- “violation ticket” means a ticket issued in pursuance of these Regulations.

Appointment of
Officers.

3. The Agency may appoint suitably qualified officers, by name or by office, to ensure the enforcement of these Regulations.

Littering
offence.

4. A person who:
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- (a) throws or places any litter or refuse, or causes any such thing to fall into any sewer, pipe or drain, or into any river, stream, canal, watercourse, pond or reservoir for water, within a border point managed by the Agency;
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- (b) throws or places within any border point managed by the Agency, any litter or refuse, in or upon any street, thoroughfare, alleyway, or other public place, except upon such place

designated by the Agency to be used as receptacles of litter or refuse; or

- (c) causes any offensive matter, within any border point managed by the Agency, to run from any place into any street, thoroughfare, alleyway, or other public place, or into any sewer, pipe or drain, or into any river, stream, canal, watercourse, pond resevior for water, or into any uncovered place, whether or not surrounded by a wall or fence,

Commits a littering offence.

- 5. (1) Any person who commits a littering offence may be issued with a violation ticket by an authorized officer, immediately or within forty-eight hours. Issue of violation tickets.
- (2) Any person who refuses to accept the violation ticket from an authorized officer, or refuses to give his correct name or address, or gives a false name or address, shall be guilty of an offence and shall be liable to the same penalties as if he had committed a littering offence.
- 6. (1) The violation ticket shall be in the form specified in the Schedule and shall be issued in duplicate. Form of violation ticket.
Schedule.
- (2) The Agency shall be responsible for the printing, supply and distribution of all violation tickets necessary to give effect to these Regulations.
- 7. Any person who uses another person to commit a littering offence shall be issued with a violation ticket. Use of another person.

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| Motor vehicles. | 8. | The driver or conductor of a motor vehicle shall be responsible for any littering offence involving the motor vehicle. |
| Penalties. | 9. | Every person who is issued with a violation ticket shall, except as otherwise provided by Regulation 11, pay a fine of: <ul style="list-style-type: none"> (a) three hundred dollars in the case of a person operating a business, a body corporate or an unincorporated body; or (b) fifty dollars in the case of any person, which amount shall be clearly stated on the face of the violation ticket. |
| Court hearing. | 10. | <ul style="list-style-type: none"> (1) Any person who is issued with a violation ticket may request a court hearing. (2) The request shall be made within fifteen (15) calendar days of the issue of the ticket and shall be directed to the Agency at its principal address, which address shall clearly be stated on the face of the violation ticket, together with a duplicate copy of the ticket. (3) The applicant shall then be served with a summons by the Agency to appear in court to answer the charge. |
| Time for payment of fine. | 11. | The fine stated on the violation ticket shall be paid within fifteen (15) calendar days of the date of issue of the ticket, failing which the fine shall be increased at the rate of twenty dollars in the case of a person operating a business, or five dollars in the case of any other person, for every day that fine remains unpaid. |
| Summons. | 12. | Any offender who fails to make good his ticket, within thirty (30) days of receipt, and no court hearing has been requested by him |

under Regulation 10 above, shall be summoned to appear in court to answer the offence and upon summary conviction shall be liable to a fine of one thousand dollars or to imprisonment for a term not exceeding six months.

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| 13. | The fines in respect of violation tickets shall be paid at the principal address of the Agency, or at any office of the Agency within the border point. | Place of payment. |
| 14. | (1) Every person paying a fine in respect of a violation ticket shall deliver the duplicate copy of the ticket to the officer collecting the fine.

(2) The Agency shall-

(a) ensure that the correct amount of fine is paid by a person, including any increased fine which may have accrued by virtue of Regulation 11;

(b) issue a receipt for the amount of the fine collected; and

(c) keep a full record of the amount of fines collected for violation tickets, showing inter alia, the names and addresses of persons paying the fine, the number and date of the violation ticket, the amount of fine collected, and the date of payment of fines. | Procedure upon payment of fine. |
| 15. | All fines and penalties collected by virtue of these Regulations shall be paid to the credit of the Agency. | Use of fines paid. |
| 16. | Where an offence under these Regulations is committed by a body corporate, every person who at the time of the commission of the offence was a director, manager, secretary, principal | Offences by body corporate. |

representatives other similar officer of the body corporate, or was purporting to act in any such capacity, shall be deemed to be guilty of that offence unless he proves that the offence was committed without his consent or connivance and that he exercised due diligence to prevent the commission of the offence as he ought to have exercised due diligence to prevent the commission of the offence as he ought to have exercised, having regard to the nature of his functions in that capacity and to all the circumstances.

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| Application | 17. | The Summary Jurisdiction (Littering Offences) (Violation Tickets) Regulations, 1991, as amended, or any other law relating to littering offences shall not apply to border points managed by the Agency and these Regulations shall have effect within the limits of such border points. |
| S.I. No. 130/1991.
S.I. No. 55/1996. | | |
| Commencement. | 18. | These Regulations shall come into force on the 1st day of September, 2000. |

MADE by the Minister responsible for Tourism, after consultation with the Border Management Agency, this 28th day of August, 2000.

(MARK ESPAT)

Minister responsible for Tourism

SCHEDULE

(REGULATION 6 (1))

**BORDER MANAGEMENT AGENCY(LITTERING OFFENCES)
(VIOLATION TICKETS)REGULATIONS, 2000.**

STATUTORY INSTRUMENTS NO. OF 2000

NO. _____ Date of Issue _____

Amount of fine

Three hundred dollars per person operating a business/ body corporate/unicorporated body.

Fifty dollars for any other person.

Name of person/body corporate/unincorporated body to whom issued:

Address of person/body corporate/unincorporated body to whom issued:

Date and time of offence: _____

Place where offence occurred: _____

Brief description of litter: _____

Due date of payment: _____

Name of officer (IN BLOCK LETTERS) issuing ticket: _____

Principal Address of Agency is: _____

NOTES

1. This violation ticket has been issued in respect of a littering offence.
2. You should pay the fine on the ticket at the principal address of the Agency shown on the face of this ticket or at its office at the border point, within fifteen (15) calendar days of issue of the ticket, by delivering a duplicate copy of the ticket.
3. If the fine is not paid within fifteen (15) calendar days, a charge will be made of twenty dollars per person operating a business/body corporate/unicorporated body or five dollars in the case of any other person, for every day the fine is unpaid.
4. You have the right to ask for a count hearing. If you wish to exercise that right, you should, within fifteen (15) calendar days of the issue of the ticket, inform in writing, the Agency at its principal address shown on the face of this ticket.
5. If the fine stated on the violation ticket remains unpaid for a period of thirty (30) calendar days, and you do not request a court hearing, you may be summoned to appear in Court and in the event of a conviction you may be fined up to one thousand dollars or sentenced to imprisonment for a term not exceeding six months.
6. It is an offence to refuse to give your proper name and correct address to the authorized office or to give a false name or address.

CHAPTER 144

BORDER MANAGEMENT AGENCY
(FOREIGN CARGO VEHICLES) (AXLE FEE)
REGULATIONS

ARRANGEMENT OF REGULATIONS

1. Short title.
2. Interpretation.
3. Axle fee.
4. Collection of axle fee.
5. Application of axle fee.
6. Commencement.

CHAPTER 144**BORDER MANAGEMENT AGENCY (FOREIGN CARGO VEHICLES) (AXLE FEE) REGULATIONS**

(16th September, 2000.)

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|---|---|
| Short title. | 1. These Regulations may be cited as the

BORDER MANAGEMENT AGENCY (FOREIGN CARGO VEHICLES) (AXLE FEE) REGULATIONS, 2000. |
| Interpretation. | 2. In these Regulations, the expression “foreign-licensed cargo vehicle” and all grammatical variations of this expression, mean a public service vehicle used for carrying goods for hire or reward that is not registered or licensed in Belize but is registered or licensed in a country other than Belize. |
| Axle fee. | 3. The driver or every foreign-licensed cargo vehicle shall, upon entry into Belize through any border point managed by the Border Management Agency, pay a fee of one hundred dollars in respect of each axle on that vehicle. |
| Collection of axle fee. | 4. The Border Management Agency or any officer or other corporate entity designated by the Border Management Agency in that behalf, shall be responsible for collecting the axle fee provided under these Regulations. |
| Application of axle fee.
No. 50 of 1999. | 5. The axle fee shall be applied exclusively by the Border Management Agency towards the development of Belize’s exit and entry border points pursuant to the Border Management Agency Act. |
| Commencement. | 6. These Regulations shall come into force on the 1st day of September, 2000. |

MADE by the Minister responsible for Tourism, after consultation with the Border Management Agency, this 28 day of August, 2000.

(MARK ESPAT)

Minister responsible for Tourism
