

## CHAPTER 66

## THE HOTELS AID LAW

Laws  
1 of 1955.  
5 of 1960.

[1st October, 1954]

1. This Law may be cited as the Hotels Aid Law.

Short title.

2. In this Law—

Inter-  
pretation.

“articles of hotel equipment” means any of the articles specified in the Schedule;

Schedule

“building materials” means materials of every description for use in connection with the construction of a hotel and all structures appurtenant thereto;

“construct” includes erect, alter, reconstruct or extend, but does not include repair or maintain;

“extension to a hotel” means any enlargement of the accommodation of a hotel whether by means of a newly erected building or by the structural alteration of the existing building;

“hotel” means any building, or series of buildings within the same precinct, containing or intended to contain when complete an aggregate number of not less than ten bedrooms for the accommodation of guests for reward together with the precinct thereof and all other buildings and structures within such precinct;

“hotel purposes” means—

- (a) the provision of accommodation for guests for reward; or
- (b) the provision of supplies, services, amenities and facilities for cultural and recreational pursuits, primarily for consumption by, or the enjoyment or use of, guests accommodated for reward at the hotel in relation to which the expression is used; or
- (c) any purpose directly ancillary to the purposes specified in paragraph (a) or paragraph (b) of this definition;

"licence" means a licence under section 3;

"licensee" means the holder of a licence;

"precinct" means the area of land within which the buildings and structures comprised in a hotel or an extension to a hotel are constructed or intended to be constructed, designated on the plan prescribed;

"proprietor" means the person for the time being entitled to the profits of the hotel in relation to which the term is used, whether or not such person is the beneficial owner of the hotel.

Grant of  
import  
licences.

3. (1) Subject to section 4, the Administrator may grant to every person who desires—

- (a) to construct a hotel or an extension to a hotel, a licence to import into the Islands such building materials for use in the construction of such hotel or extension as may be specified in the licence;
- (b) to equip a newly erected hotel or extension to a hotel, a licence to import into the Islands such articles of hotel equipment as may be specified in the licence.

(2) For the purposes of this section a hotel shall be deemed to be newly erected notwithstanding that one or more buildings or structures forming a part of the hotel are not newly erected provided the hotel contains at least ten newly erected bedrooms for the accommodation of guests for reward.

Procedure  
on  
application  
for grant of  
licence.

4. Every application for the grant of a licence shall be in such form and contain such information and be accompanied by such documents as may be prescribed.

Free entry  
of building  
materials  
and  
equipment.

5. Every licensee shall be entitled upon the production of his licence to the proper customs officer to import into the Islands in accordance with the terms thereof free of all customs duties and of tonnage tax such building materials or articles of hotel equipment as may be therein specified.

6. (1) Subject to section 7, where any building materials or articles of hotel equipment have been imported into the Islands under a licence, such building materials or articles of hotel equipment shall not be sold, exchanged, given away, exported from the Islands or applied for any purpose other than use in connection with the construction or equipment of the hotel to which the licence in which those building materials or articles of hotel equipment were specified relates.

Building materials and hotel equipment not to be used for any purpose other than that for which imported.

(2) If any building within the precinct of a hotel is used otherwise than for hotel purposes without the prior approval of the Administrator at any time within five years from the grant of a licence under section 3 to import building materials or articles of hotel equipment for use in the construction or equipment of any building within the precinct of that hotel, the person who was the proprietor of the hotel immediately before such building commenced to be so used shall forthwith pay to the Administrator the full amount of customs duties and tonnage tax which, but for this Law, would have been payable upon the importation into the Islands of the building materials or articles of hotel equipment which the Administrator is satisfied were imported for use in the construction or equipment of the building so used:

Provided that where by reason of such building being so used there remain in the aggregate less than ten bedrooms for the accommodation of guests for reward in all other buildings within the precinct of the hotel the person who was the proprietor of the hotel immediately before such building commenced to be so used shall forthwith pay to the Administrator the full amount of customs duties and tonnage tax which, but for this Law, would have been payable upon the importation into the Islands of the building materials or articles of hotel equipment imported for use in the construction or equipment of all the buildings within the precinct of the hotel less any amount previously paid by reason of any of such buildings having previously been so used.

In this subsection "building" includes any structure whatsoever and any part of a building.

(3) Every person who contravenes subsection (1) shall, on summary conviction before two Justices, be liable to a fine not exceeding one hundred pounds or to be imprisoned for any term not exceeding twelve months or to both such fine and imprisonment;

and any sum which may be payable to the Administrator under subsection (2) may be recovered by the Administrator by suit in the Grand Court.

Collector of Customs may permit disposal of materials, etc.

7. (1) Where the Collector of Customs is satisfied that any building materials or articles of hotel equipment which have been imported into the Islands under a licence are no longer required for the purposes of the hotel in respect of which the import licence was granted, he may grant a permit to the licensee to dispose of such building materials or articles of hotel equipment in such manner as he thinks fit.

(2) No permit shall be granted under subsection (1) until the licensee has paid to the Collector of Customs, or has given security to the satisfaction of the Collector of Customs that he will so pay, all sums which would have been payable by way of customs duty or tonnage tax upon the importation of such building materials or articles of hotel equipment.

Articles of hotel equipment to be marked.

8. Every article of hotel equipment imported under a licence shall be marked with such mark and in such manner as may be prescribed.

Inventory of hotel equipment to be kept.

9. (1) Where any articles of hotel equipment have been imported under a licence, the proprietor for the time being of the hotel to which the licence relates shall cause an inventory to be kept of all such articles.

(2) Every inventory under this section shall be kept in such form as may be prescribed.

(3) Every inventory kept under this section shall be open to inspection at all reasonable times by any person authorized in writing by the Administrator and the person performing such inspection shall be permitted to do all acts or things necessary to satisfy himself that the articles enumerated in the inventory are upon the premises of the hotel at the time of such inspection.

Power to revoke licence.

10. Where the Administrator is satisfied that any licensee has—  
(a) obtained the grant of any licence by any false statement; or  
(b) abused or mis-used any import licence; or  
(c) broken or failed to comply with any condition of such licence,

he may either suspend the operation of such import licence for such time and subject to such conditions as he may think fit or may revoke such licence.

**11.** (1) The Administrator in Council may make regulations for carrying this Law into effect. Regulations.

(2) Without prejudice to the generality of the power conferred by subsection (1), regulations may be made under that subsection—

- (a) prescribing the form of, and the information to be contained in, and the documents to accompany, any application for a licence under section 3;
- (b) prescribing the form in which and the terms subject to which any licence may be granted under section 3;
- (c) prescribing the type of mark to be affixed to any article and the manner in which such mark shall be affixed;
- (d) prescribing the form of any inventory kept under this Law.

**12.** The Administrator in Council may from time to time add to or remove from the Schedule any article. Power to  
add to or  
remove  
from  
Schedule.

**13.** This Law shall expire on the 31st Day of December, 1964. Expiry.  
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1960

#### SCHEDULE

(Sections 1, 12)

Air conditioning equipment and appliances.	Bolsters.
Bathroom and shower fixtures.	Bookcases.
Beds.	Cash registers.
Bed linen.	Chairs.
Bedside tables or cabinets.	Chest of drawers.
Bedspreads.	Children's playground fixtures.
Bell equipment and appliances.	Counters.
Billiard and pool tables and connected equipment.	Crockery.
Blankets.	Cupboards.
Blinds.	Curtains.
	Cutlery.

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| Desks.                              | Mirrors.                      |
| Display cabinets.                   | Organs.                       |
| Dressers.                           | Pianos.                       |
| Dressing tables.                    | Pillows                       |
| Electric fans.                      | Plated tableware.             |
| Electrical equipment for—           | Pumping equipment.            |
| cooking and mixing                  | Radios.                       |
| heating                             | Refrigerating equipment.      |
| ironing                             | Restroom fixtures.            |
| laundry                             | Safes.                        |
| lighting.                           | Sideboards.                   |
| Electricity distribution equipment. | Silver tableware.             |
| Electricity generating equipment    | Sofas.                        |
| when there is no public electricity | Stoves.                       |
| supply.                             | Swimming pool fixtures and    |
| Elevators and connected equip-      | cleaning equipment.           |
| ment.                               | Tables.                       |
| Filing cabinets.                    | Table linen.                  |
| Firefighting equipment.             | Tanks and boilers.            |
| Floor coverings.                    | Telephone equipment.          |
| Glass tableware.                    | Toilet and washing fixtures.  |
| Iceboxes.                           | Towels.                       |
| Kitchen and pantry fixtures and     | Vacuum jugs, flasks and jars. |
| utensils.                           | Wardrobes.                    |
| Laundry fixtures and equipment.     | Water softeners.              |
| Lawn furniture and umbrellas.       | Window shades.                |
| Mattresses.                         |                               |
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