

PARLIAMENT OF CEYLON

2nd Session 1957-58



Customs (Amendment) Act, No. 25 of 1958

Date of Assent : July 19, 1958

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AN ACT TO AMEND THE CUSTOMS ORDINANCE.

Chapter 185.
(Vol. IV.,
page 491).

[Date of Assent: July 19, 1958]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Representatives of Ceylon in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Customs (Amendment) Act, No. 25 of 1958.

Short title.

2. Section 126 of the Customs Ordinance is hereby repealed and the following new section is substituted therefor:—

Replacement of
section 126 of
Chapter 185.

Power to enter
and search
certain premises
and seize
certain goods
and documents,
&c.

126. (1) The Collector or any officer of customs authorised in that behalf in writing by the Collector may—

(a) at all reasonable hours by day or night enter and search any building or place in which he suspects there are—

- (i) any uncustomed goods,
- (ii) any goods enumerated in the table of prohibitions and restrictions in Schedule B and imported or brought into the Island contrary to the prohibitions and restrictions referred to in that Schedule, or

(iii) any books of accounts or other documents containing any evidence relating to an offence under this Ordinance which, or which he suspects, has been or is being committed;

(b) break open any door, vault, chest, trunk, package or other place of storage which he may consider reasonably necessary to break

for the purpose of exercising his powers under the preceding provisions of this sub-section and

- (c) where he discovers any such goods, books or documents, seize and store them in a place of security selected by the Collector.

(2) The Collector or any officer of customs referred to in sub-section (1) may request any person in charge or occupation of any building or place specified in paragraph (a) of that sub-section, to assist the Collector or such officer to enter and search that building or place in the exercise of the powers of the Collector or such officer under that sub-section, and if such person when so requested fails to assist the Collector or such officer, he shall be guilty of an offence.

(3) If any person obstructs the Collector or an officer of customs referred to in sub-section (1) in exercising any power under that sub-section, he shall be guilty of an offence.

(4) A person who is guilty of an offence under sub-section (2) or sub-section (3) shall be liable on conviction to a fine not exceeding one thousand rupees."