

CORRUPTION PREVENTION

PART II. *Prevention of Corruption of Agents*

Corruption
of agents.

13.--(1) If any agent corruptly accepts or obtains, or agrees to accept or attempts to obtain from any person, for himself or for any other person, any gift or consideration as an inducement or reward for doing or for forbearing to do, or for having done or forborne to do, any act in relation to his principal's affairs or business, or for showing or forbearing to show favour or disfavour to any person in relation to his principal's affairs or business; or

if any person corruptly gives, or agrees to give or offers, any gift or consideration to any agent as an inducement or reward for doing or forbearing to do, or for having done or forborne to do, any act in relation to his principal's affairs or business or for showing or forbearing to show favour or disfavour to any person in relation to his principal's affairs or business; or

if any person knowingly gives to any agent, or if any agent knowingly uses with intent to deceive his principal, any receipt, account, or other document, in respect of which the principal is interested, and which contains any statement which is false or erroneous or defective in any material particular, and which to his knowledge is intended to mislead the principal, he shall be guilty of a misdemeanour, and shall be liable on conviction on indictment, to imprisonment, with or without hard labour, for a term not exceeding two years, or to a fine not exceeding one thousand dollars, or to both such imprisonment and such fine, or on conviction on indictment before a Resident Magistrate to imprisonment, with or without hard labour for a term not exceeding twelve months, or to a fine not exceeding one hundred dollars, or to both such imprisonment and such fine.

(2) For the purposes of this section—

“agent” includes any person employed by or acting for another;

“consideration” includes valuable consideration of any kind; and

“principal” includes an employer.

A person serving under the Crown or under any statutory corporation or any Parish Council or the Kingston and St. Andrew Corporation is an agent within the meaning of this section.

(3) A prosecution for an offence under this section shall not be instituted without the consent of the Director of Public Prosecutions.