

In the interpretation and explanation of this section and of the succeeding sections, of this Part the word "gratification" is not restricted to pecuniary gratifications or to gratifications estimable in money, and the words "legal remuneration" are not restricted to the remuneration which a public servant can lawfully demand but includes all remuneration which he is permitted by the Government which he serves to accept, and the words "a motive or reward for so doing" include in their interpretation a person who receives a gratification as a motive for doing what he does not intend to do or as a reward for doing what he has not done.

5. Every person who accepts or obtains, or agrees to accept or attempts to obtain, from any person, for himself or for any other person, any gratification whatever as a motive or reward for inducing, by corrupt or illegal means, any public servant to do or to forbear to do any official act, or in the exercise of the official functions of such public servant to show favour or disfavour to any person, or to render or attempt to render any service or disservice to any person with the Senate or House of Representatives or the Executive Government of Jamaica or with any public servant as such, shall be guilty of a misdemeanour.

Taking a gratification in order by corrupt or illegal means to influence a public servant.

6. Every person who accepts or obtains, or agrees to accept or attempts to obtain, from any person, for himself or for any other person, any gratification whatever, as a motive or reward for inducing, by the exercise of personal influence, any public servant to do or to forbear to do any official act, or in the exercise of the official functions of such public servant to show favour or disfavour to any person, or to render or attempt to render any service or disservice to any person with the Senate or House of Representatives or the Executive Government of Jamaica, or

Taking a gratification for the exercise of personal influence with a public servant.

CORRUPTION PREVENTION

with any public servant as such, shall be guilty of a misdemeanour.

Punishment
for abet-
ment by
public
servant.

7. Every person who, being a public servant, in respect of whom either of the offences defined in sections 5 and 6 is committed, abets the offences, shall be guilty of a misdemeanour.

Penalty for
offences.

8. Any person on conviction for offending as aforesaid shall, at the discretion of the court before which he is convicted—

- (a) be liable to be imprisoned for any period not exceeding two years, with or without hard labour, or to pay a fine not exceeding one thousand dollars, or to both such imprisonment and such fine; and
- (b) in addition be liable to be ordered to pay to such body, and in such manner as the court directs, the amount or value of any gift, loan, fee, or reward received by him or any part thereof; and
- (c) be liable to be adjudged incapable of being elected or appointed to any public office for seven years from the date of his conviction, and to forfeit any such office held by him at the time of his conviction; and
- (d) in the event of a second conviction for a like offence he shall, in addition to the foregoing penalties, be liable to be adjudged to be for ever incapable of holding any public office, and to be incapable for seven years of being registered as an elector, or voting at an election either of members to serve in the House of Representatives or of members of any public body, and the enactments for preventing the voting and registration of persons declared by reason of corrupt practices to be in-