



## ST. CHRISTOPHER AND NEVIS

### CHAPTER 14.14

# SUGAR INDUSTRY (REHABILITATION) LOAN ACT

#### Revised Edition

showing the law as at 31 December 2002

This is a revised edition of the law, prepared by the Law Revision Commissioner under the authority of the Law Revision Act, No. 9 of 1986.

This edition contains a consolidation of the following laws—

#### SUGAR INDUSTRY (REHABILITATION) LOAN ACT

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**CHAPTER 14.14**

**SUGAR INDUSTRY (REHABILITATION) LOAN ACT**

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## **CHAPTER 14.14**

### **SUGAR INDUSTRY (REHABILITATION) LOAN ACT**

AN ACT TO CONFER POWER TO RAISE BY LOANS A SUM NOT EXCEEDING THREE MILLION SIX HUNDRED THOUSAND DOLLARS AND THE COST OF ISSUE FOR THE PURPOSE OF PROVIDING FINANCIAL SERVICE TO THE SUGAR INDUSTRY FOR THE PRODUCTION OF THE CROPS OF 1973 AND 1974 AND FOR THE GENERAL REHABILITATION OF THE SUGAR INDUSTRY AND FOR MATTERS CONNECTED THEREWITH.

#### **Short title.**

1. This Act may be cited as the Sugar Industry (Rehabilitation) Loan Act.

#### **Interpretation.**

2. In this Act—

“Government” means the Government of the State of Saint Christopher and Nevis;

“Minister” means the Minister responsible for Finance;

“section” means a section of this Act;

“State” means the State of Saint Christopher and Nevis.

#### **Power of Government to borrow.**

3. (1) Subject to the provisions of this Act, the Government may in such manner and on such terms and subject to such conditions as may be agreed between the Government and the banks listed in the Second Schedule hereto or any of them, borrow wholly from those Banks or any of them, from time to time, amounts sufficient to produce as nearly as may be the sum of three million six hundred thousand dollars and such further sums as may be necessary to defray the expenses of issue.

(2) Any sums borrowed by the Government to defray expenses of issue shall be applied only to that purpose.

(3) Save as aforesaid any sums borrowed by the Government under the powers conferred by subsection (1) of this section shall be applied and are hereby appropriated to any of the purposes specified in the First Schedule.

(4) Any Agreement between the Government and the Banks or any of them in respect of amounts borrowed under the powers conferred by subsection (1) of this section shall be made in the name of the State and may be signed on behalf of the State by the Minister or by any person authorised thereto in writing by the Minister.

#### **Amounts required for repayment of loan to be a charge on Consolidated Fund and assets of State.**

4. All amounts required for the repayment of any sums borrowed under the powers conferred by section 3 and all interest and other charges on such amounts are hereby charged upon and shall be payable out of the Consolidated Fund and assets of the State.

**Power to issue debentures.**

5. (1) The Government may issue such debentures, or other instruments on such terms and conditions as may be necessary for the purpose of giving effect to the terms of any agreement which may be entered into by it with the Banks or any of them in respect of any borrowing authorised by subsection (1) of section 3.

(2) Any such debenture or other instrument may be signed on behalf of the Government by the Minister or by any other person authorised thereto in writing by the Minister.

**Repayment of loan and interest.**

6. (1) As long as any portion of the loan authorised by subsection (1) of section 3 remains outstanding the Minister shall at the end of each half year or such other period as may be suitable, appropriate and pay out of the Consolidated Fund and assets of the State such sums as may be required for the formation of sinking funds or the making of equated payments of capital monies and interest, as the case may be, to enable repayment of the said loan with interest thereon at the due date.

(2) Contributions to be appropriated to sinking funds as aforesaid shall be not less than such amount as may be determined by the Minister to be sufficient to redeem the appropriate monies.

**Sinking Fund.**

7. (1) The Minister shall place at interest all contributions appropriated to any sinking fund for repayment of any part of the loan authorised by subsection (1) of section 3, and shall also place at interest the interest on produce of such contributions and shall hold such funds in trust for the repayment of the principal monies.

(2) If at any time the Minister is satisfied that the value of the sinking fund will be sufficient, without the payment of further contributions to extinguish the debt on the due date, he or she may suspend the payment of further contributions to the said sinking fund.

(3) In case any sinking fund provided under this Act shall be insufficient for the payment of all the principal monies at the due date the Minister shall make good the deficiencies out of the Consolidated Fund and assets of the State.

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**FIRST SCHEDULE**

*(Section 3(3))*

The Sugar Industry Rehabilitation Scheme – a scheme for the rehabilitation of the Sugar Industry of the State for the purpose of restoring the industry to a proper condition, and to provide financial service to the Sugar Industry for the purposes of the crops of 1973 and 1974 in accordance with the said scheme.

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**SECOND SCHEDULE**

*(Section 3(1))*

Barclays Bank International Limited

Bank of America National Trust and Savings Association

Royal Bank of Canada

St. Kitts-Nevis-Anguilla National Bank Limited.

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