

LAWS OF BRUNEI

REVISED EDITION 1984

CHAPTER 33

COIN (IMPORT AND EXPORT)

ARRANGEMENT OF SECTIONS

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COIN (IMPORT AND EXPORT) ACT

An Act to regulate the import and export of coins into and from Brunei

5 of 1908
(Cap. 33 of
1951)
S.99/59

Commencement: 1st January 1909

1. This Act may be cited as the Coin (Import and Export) Act. Short title
2. For the purposes of this Act — Interpretation
- “banker” means any company incorporated in Brunei including any company registered under Part IX of the Companies Act and carrying on the business of banking under a licence issued under any written law in force in Brunei; Cap. 39
- “money-changer” means a person who carries on the business of money-changing as his chief business.
3. (1) His Majesty the Sultan and Yang Di-Pertuan may by public notification prohibit — Prohibition of importation, exportation or circulation of coin
- (a) the importation into Brunei of such coins, whether legal tender within Brunei or not, as are in such notification specified;
- (b) the exportation from Brunei of such coins, being legal tender within Brunei, as are in such notification specified;
- (c) the circulation in Brunei of such foreign coins, not being legal tender within Brunei, as are in such notification specified.
- (2) His Majesty in Council may, by public notification, exempt any country or state from the operation of any notification prohibiting the importation into or exportation from Brunei of such coins as are in such notification specified.

LAWS OF BRUNEI

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CAP. 33

Coin (Import and Export)

Rescinding or
varying no-
tification

4. His Majesty in Council may by public notification rescind or vary any notification published under section 3.

Penalty for
importing,
exporting,
or circulating
prohibited
coin

5. (1) Any person who in contravention of any notification published under section 3 or 4 imports or exports or attempts to import or export any coin in such notification specified to the amount of \$5 in nominal value or upwards in the case of copper or bronze coin, or of \$25 in nominal value or upwards in the case of silver coin, shall be guilty of an offence: Penalty, a fine of \$2,000, and any coin so imported or exported or attempted to be imported or exported in contravention of any such notification shall be forfeited.

(2) In any case in which it has been proved to the satisfaction of a Court that coin has been exported in contravention of any such notification as aforesaid it may impose in addition to the fine authorised by this section a further penalty not exceeding the amount or value of the coin so found to have been exported.

(3) The provisions of this section shall not apply to any coin imported or exported under a licence in writing under the hand of the Minister or of any officer appointed in that behalf by the Minister. Every such licence shall specify the terms on which such coin may be imported or exported as the case may be.

(4) Any person importing or exporting coin under the provisions of any such licence shall be bound to comply with the terms in such licence specified, and any person, importing or exporting coin in contravention of the terms of such licence shall be guilty of an offence: Penalty, a fine of \$1,000, and any coin imported or exported in contravention of the terms of such licence shall be forfeited. The provision contained in subsection (2) shall apply in the case of any coin exported in contravention of the terms of any such licence.

(5) Any person who in contravention of any such notification circulates or attempts to circulate any coin in such notification specified, shall be guilty of an offence: Penalty, a fine of \$50, and the coin shall be forfeited.

(6) For the purposes of this section a person is not deemed to circulate coin who gives such coin to a banker or money-changer in exchange for other coin or for notes.

6. Any coin the circulation of which in Brunei is prohibited by any such notification as aforesaid found within Brunei otherwise than in the possession of a banker or money-changer after the expiration of 30 days from the publication of such notification may be forfeited, and may be seized without warrant by any police officer and detained pending the declaration of a magistrate as to its forfeiture.

Forfeiture of prohibited coin

7. Any magistrate, if satisfied by sworn information in writing that there is good reason to believe that any coin which has been imported or is in the act of being imported or exported in contravention of any such notification as aforesaid is likely to be found in any place to the nominal value of \$50 or upwards, may by warrant under his hand direct any public officer named or specified therein to enter such place and search the same and seize all coin or coins found therein the importation or exportation of which is for the time being prohibited as aforesaid and detain the same pending the declaration of a magistrate as to its forfeiture.

Search warrant

8. Any person found offending against the provisions of this Act may be arrested by any police officer without warrant.

Arrest without warrant

9. Forfeitures under this Act may be declared by a magistrate.

Forfeitures

10. A convicting magistrate may direct any fine or any portion of a fine imposed and levied under this Act to be paid to the informer or informers.

Reward to informer

