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Cayman Islands Legislative Assembly

Parliamentary Question

Date for Answer 10th September 2014
(For Official Use Only)

Name Mr. Ezzard Miller, MLA
(Member of the Legislative Assembly)

Constituency North Side

To Ask Honourable Marco Archer, JP, MLA
(Elected Member)

Finance and Economic Development
(Responsible for)

Questions

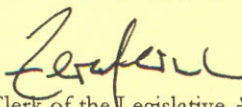
(Questions to be typewritten and submitted to the Clerk in Quadruplicate)

1. Can the Hon. Minister state what section of the Custom Law or Regulations is being used by Customs to prevent Cayman Airways crew from enjoying the duty free allowance on alcohol, cigarettes and cigars and also the CI\$350.00 duty allowance for personal effects enjoyed by all other Caymanians?

Chief Officer/ F&ED
Head of Department

Please assist by supplying information for answer to above.

Mr. Ezzard Miller, MLA
Signed: _____
(M.L.A.)


Clerk of the Legislative Assembly

Admissible

Date: _____



QUESTION #

CAYMAN ISLANDS

LEGISLATIVE ASSEMBLY

PARLIAMENTARY QUESTION

**PARLIAMENTARY QUESTION ASKED BY MR EZZARD MILLER, MLA
FROM NORTH SIDE TO THE HONOURABLE MARCO ARCHER, JP, MLA
WITH RESPONSIBILITY FOR FINANCE & ECONOMIC DEVELOPMENT**

QUESTION:

Can the Hon. Minister state what section of the Customs Law or Regulations is being used by Customs to prevent Cayman Airways crew from enjoying the duty free allowance on alcohol, cigarettes and cigars and also the CI\$350.00 duty allowance for personal effects enjoyed by all other Caymanians?

ANSWER:

Section 5 of Schedule 2 of the Customs Tariff Law, 2012, states that the CI\$350 duty free allowance is applicable to the prescribed baggage and household effects that accompany a passenger through Customs.

A passenger is defined as a person who is travelling from one place to another in a car, bus, train, ship, airplane etc. and who is not driving and working on it.

By definition, airline crew are not passengers and therefore are not entitled to the duty allowance.

As per Section 3E of the Customs Policies Manual – which is entitled “Crew’s Personal Effects” - members of the crew of an aircraft coming from abroad must declare to the Customs all goods they have obtained abroad or on board the aircraft during the flight.

Crew members are not entitled to the duty free allowances available to passengers, but in certain circumstances may be allowed to retain small quantities of goods without payment of duty, at the discretion of the Customs Officer. Dutiable goods not eligible for this concession must either be cleared by payment of duty or deposited in a place of security pending re-exportation.