

2025-07-25

## OBJECTS AND REASONS

This Bill would

- (a) repeal the *Barbados Tourism Product Authority Act, 2014* (Act 2014-2);
- (b) transfer the assets of the Barbados Tourism Product Authority to Barbados Tourism Marketing Inc. and the Ministry of Tourism and International Transport; and
- (c) provide for related matters.

*Arrangement of Sections*

1. Short title
2. Interpretation
3. Transfer of assets, liabilities and rights etc.
4. Staff to be treated as continuously employed
5. Consolidated Fund
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9. Repeal of Act 2014-2
10. Commencement

SCHEDULE

## **BARBADOS**

A Bill entitled

An Act to repeal the *Barbados Tourism Product Authority Act, 2014* (Act 2014-2) and transfer the assets of the Barbados Tourism Product Authority to Barbados Tourism Marketing Inc. and the Ministry of Tourism and International Transport.

ENACTED by the Parliament of Barbados as follows:

### **Short title**

**1.** This Act may be cited as the *Barbados Tourism Product Authority (Repeal) (Transfer of Assets & Liabilities) Act, 2025*.

### **Interpretation**

**2.** In this Act,

“Authority” means the Barbados Tourism Product Authority established by section 3 of the former Act;

“Company” means Barbados Tourism Marketing Inc., a company incorporated under the *Companies Act*, Cap. 308;

“former Act” means the *Barbados Tourism Product Authority Act, 2014* (Act 2014-2).

### **Transfer of assets, liabilities and rights etc.**

**3.(1)** From the commencement of this Act, all

- (a) assets in relation to the operation of the Authority, including office inventory, equipment and furnishings, and vehicles, vested in the Authority immediately before the commencement of this Act;
- (b) liabilities incurred by or on behalf of the Authority in relation to the operation of the Authority and subsisting immediately before the commencement of this Act; and
- (c) responsibilities for the mandate to
  - (i) promote the development of the tourism product of Barbados; and
  - (ii) facilitate the enjoyment of Barbados as a tourist destination,

are transferred to and vested in the Company, and, without further assurance, transfer or other formality, are to be held by the Company to the same extent and in the same manner, as they were vested in or held by the Authority.

(2) Notwithstanding subsection (1)(a), all assets in relation to the operation of the Product Quality Unit, including office inventory, and equipment and furnishings are transferred to and vested in the Ministry of Tourism and International Transport.

(3) From the commencement of this Act,

- (a) all rights, privileges, duties or obligations conferred or imposed upon the Authority immediately before the commencement of this Act, except the rights, privileges, duties or obligations conferred on the Product Quality Unit, shall be deemed to be conferred or imposed on the Company;
- (b) all powers and remedies as to the taking and resisting of legal proceedings for the ascertaining, perfecting or enforcing of all rights or liabilities of the Authority immediately before the commencement of this Act shall be deemed to be conferred on the Company; and
- (c) any contract entered into by or on behalf of the Authority shall be deemed to have been entered into by or on behalf of the Company.

**Staff to be treated as continuously employed**

4.(1) From the commencement of this Act, a person who

- (a) was employed by the Authority immediately before the commencement of this Act; and
- (b) is employed by the Company,

shall be treated as being continuously employed for the purposes of calculating pensionable service.

(2) Notwithstanding subsection (1), a person who was employed by the Authority and assigned to the Product Quality Unit is employed by the Ministry of Tourism and International Transport and shall

- (a) be treated as continuously employed for the purposes of calculating pensionable service; and

- (b) enjoy terms no less favourable than the terms enjoyed under the Authority.

### **Consolidated Fund**

5. Notwithstanding section 3(1) the funds of the Authority consisting of
- (a) any revenue earned under section 17 of the former Act or from any other operation of the Authority;
  - (b) any financial resources belonging to the Authority pursuant to section 17 of the former Act;
  - (c) monies previously voted by Parliament for the Authority; and
  - (d) all sums made available for the use of the Authority by way of a gift, a grant or otherwise,

shall be paid into the Consolidated Fund.

### **Validation**

6. Any act done or decision made, licence issued, registration, or fee collected in accordance with the *Barbados Board of Tourism (Hotels, Apartments and Guest Houses) (Registration and Classification) Regulations, 1982* (S.I. 1982 No. 160) by

- (a) the Authority established by section 3 of the *Barbados Tourism Authority Act, 1993* (Act 1993-1);
- (b) the Authority established by section 3 of the *Barbados Tourism Authority Act, 1995* (Act 1995-15);
- (c) the Authority established by section 3 of the former Act.

from the 15<sup>th</sup> day of March, 1993 until the commencement of this Act shall be deemed to have been lawfully done as if the *Barbados Board of Tourism (Hotels, Apartments and Guest Houses) (Registration and Classification) Regulations, 1982* (S.I. 1982 No. 160) had been saved under each Act mentioned in paragraphs (a), (b) and (c).

**Savings**

7.(1) A licence issued by the Authority under section 26 of the former Act which is deemed to be lawful pursuant to section 6 and continued to be valid immediately before the commencement of this Act shall, after the commencement of this Act, remain valid to the 31<sup>st</sup> of December, 2025.

(2) Notwithstanding subsection (1), a licence suspended by the Authority under section 27 of the former Act, which, immediately before the commencement of this Act, continued to be suspended shall, after the commencement of this Act, remain suspended until the end of the period of suspension imposed by the Authority; and thereafter the licence shall be valid from the date of expiration of the period of suspension to the 31<sup>st</sup> of December, 2025.

**Consequential Amendments**

8. The enactments specified in the column 1 of the *Schedule* are amended in the manner specified in the column 2.

**Repeal of Act 2014-2**

9. The *Barbados Tourism Product Authority Act, 2014* (Act 2014-2) is repealed.

**Commencement**

10. This Act comes into operation on a date to be fixed by Proclamation.

## SCHEDULE

(Section 8)

### CONSEQUENTIAL AMENDMENTS

Column 1	Column 2
<i>Enactments</i>	<i>Amendments</i>
1. <i>Land Tax Act</i> , Cap. 78A	In section 6D(2)(b), delete the words “with the Barbados Tourism Product Authority” and substitute the words “under the <i>Tourist Accommodation Act, 2025</i> (Act 2025- )”.
2. <i>Value Added Tax Act</i> , Cap. 87	In the <i>Second Schedule</i> , in paragraph 16, delete the words “with the Barbados Tourism Product Authority” and substitute the words “under the <i>Tourist Accommodation Act, 2025</i> (Act 2025- )”.
3. <i>Tourism Development Act</i> , Cap. 341	In section 2, in the definition of “vacation rental property”, delete the words “with the Barbados Tourism Product Authority” and substitute the words “under the <i>Tourist Accommodation Act, 2025</i> (Act 2025- )”.
4. <i>Tourism Levy Act, 2019</i> (Act 2019-57)	<p>1. In section 2,</p> <p>(a) delete the definition of “Barbados Tourism Product Authority”;</p> <p>(b) in the definition of “direct tourism service”</p> <p>(i) delete paragraph (a) and substitute the following:</p> <p style="padding-left: 40px;">“(a) has, or is treated as having, a licence under the <i>Tourist Accommodation Act, 2025</i> (Act 2025- )”; and</p> <p>(ii) in paragraph (b)(ix), delete the words “Barbados Tourism Product Authority”</p>



and substitute the word “Minister”;

(c) in the definition of “tourist accommodation”, delete paragraph (a) and substitute the following:

“(a) registered under the *Tourist Accommodation Act, 2025* (Act 2025- ); and”;

(d) in the definition of “vacation rental property”, delete the words “with the Barbados Tourism Product Authority” and substitute the words “registered under the *Tourist Accommodation Act, 2025* (Act 2025- )”.

2. In section 4, in

(a) subsection (1)(a), delete the words “register with the Barbados Tourism Product Authority” and substitute the words “ensure that the accommodation is registered under the *Tourist Accommodation Act, 2025* (Act 2025- ); or”;

(b) subsection (2), delete the words “Barbados Tourism Product Authority” and substitute the word “Minister”; and

(c) subsection (3), delete the words “Barbados Tourism Product Authority” and substitute the word “Minister”.

3. In section 9(1), delete paragraph (c) and substitute the following:

“(c) has or is treated as having a licence under the *Tourist Accommodation Act, 2025* (Act 2025- ),”.

5. *Public Service (General) Order, 2020*  
(S.I. 2020 No. 41)

In the *First Schedule*, under the heading “Ministry of Tourism and International Transport”, in paragraph (a), insert the following new posts in alphabetical order:

“Product Quality Manager	S5	1
Product Quality Officer	Z6-1	4

Product Quality Assistant Z16-11 2”.