

CAYMAN ISLANDS



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**THE INFORMATION AND COMMUNICATION TECHNOLOGY
(AMENDMENT) LAW, 2016**

(LAW 15 OF 2016)

**THE INFORMATION AND COMMUNICATIONS TECHNOLOGY
AUTHORITY (AMENDMENT) LAW, 2016**

ARRANGEMENT OF SECTIONS

1. Short title
2. Amendment of sections of the Information and Communications Technology Authority Law (2011 Revision) - substitution of “Cabinet for “Governor in Cabinet”)
3. Amendment of section 2 - definitions
4. Amendment of section 5 - appointment of directors
5. Amendment of section 16 - advances, grants and guarantees
6. Amendment of section 58 - administrative fines
7. Amendment of Schedule 1 - procedure of the Board
8. Amendment of Schedule 2 - a Code to govern, etc.

CAYMAN ISLANDS

Law 15 of 2016.

I Assent

Helen Kilpatrick

Governor.

2nd June, 2016

**A LAW TO AMEND THE INFORMATION AND COMMUNICATIONS
TECHNOLOGY AUTHORITY LAW (2011 REVISION) TO INCREASE
THE FINE UNDER SECTION 58; TO AMEND VARIOUS REFERENCES
TO “THE GOVERNOR IN CABINET” TO “CABINET” IN
ACCORDANCE WITH CONSTITUTIONAL REQUIREMENTS; AND
FOR INCIDENTAL AND CONNECTED PURPOSES**

ENACTED by the Legislature of the Cayman Islands.

1. This Law may be cited as the Information and Communications
Technology Authority (Amendment) Law, 2016.

Short title

2. The Information and Communications Technology Authority Law (2011
Revision), in this Law referred to as the “principal Law”, is amended by deleting
the words “Governor in Cabinet” wherever they appear in -

Amendment of sections
of the Information and
Communications
Technology Authority
Law (2011 Revision) -
substitution of “Cabinet
for “Governor in
Cabinet”

- (a) sections 1, 6, 7, 15, 17, 18, 21, 22, 23, 24, 31, 51, 53, 59, 60, 61,
64, 66, 69, 71, 97, and 101; and
- (b) paragraphs 1 and 7 of Schedule 1,

and substituting in each instance the word “Cabinet”.

The Information and Communications Technology Authority (Amendment) Law, 2016

- Amendment of section 2 - definitions
3. The principal Law is amended in section 2 by deleting the definition of the words “Governor in Cabinet”.
- Amendment of section 5 - appointment of directors
4. The principal Law is amended in section 5 by deleting the words “Governor in Cabinet” and “Governor” wherever they appear and substituting in each instance the word “Cabinet”.
- Amendment of section 16 - advances, grants and guarantees
5. The principal Law is amended in section 16 as follows -
- (a) in subsection (1), by deleting the words “Governor in Cabinet” and substituting the words “Cabinet”;
 - (b) in subsection (2) by deleting the words “Governor in Cabinet may guarantee, in such manner and on such conditions as he thinks fit” and substituting the words “Cabinet may guarantee, in such manner and on such conditions as it thinks fit”; and
 - (c) in subsection (3) by deleting the words “Governor in Cabinet is satisfied that there has been default in the repayment of any principal moneys or interest guaranteed under subsection (2), he shall” and substituting the words “Cabinet is satisfied that there has been default in the repayment of any principal moneys or interest guaranteed under subsection (2), it shall”.
- Amendment of section 58 - administrative fines
6. The principal Law is amended in section 58(9) by deleting the words “by the Authority, and may issue a warning or impose a fine not exceeding twenty-five thousand dollars in respect of each such failure to comply or contravention.” and substituting the following words -
- “by the Authority, and may -
- (a) issue a warning or impose a fine not exceeding five hundred thousand dollars in respect of each such failure to comply or contravention; and
 - (b) where the licensee’s failure to comply or contravention continues after a determination has been made under this subsection, impose a fine in respect of each day on which the licensee failed to comply or the contravention continued, such fine being an amount not exceeding twenty-five thousand dollars for each day.”.
- Amendment of Schedule 1 - procedure of the Board
7. The principal Law is amended in Schedule 1 as follows -
- (a) in paragraph 14(1), by deleting the words “The Governor in Cabinet may, subject to such conditions as he may think fit,” and substituting the words “The Cabinet may, subject to such conditions as it may think fit,”; and

- (b) in paragraph 14(2), by deleting the words “the Governor” and substituting the words “the Cabinet”.

8. The principal Law is amended in paragraph 22(3) of Schedule 2 by deleting the words “Governor in Cabinet” and substituting the word “Governor”.

Amendment of Schedule 2 - a Code to govern, etc.

Passed by the Legislative Assembly the 6th day of May, 2016.

J. O’Connor-Connolly

Speaker.

Zena Merren-Chin

Clerk of the Legislative Assembly.