

THE PROHIBITED RESTAURANT ACT 1997



BERMUDA
1997 : 27

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[Date of Assent 4 August 1997]

[Operative Date 4 August 1997]

WHEREAS it is expedient to make provision to restrict the operation of certain restaurants in Bermuda:

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the House of Assembly of Bermuda in accordance with the provisions of section 38 of the Constitution of Bermuda, and by the authority of the same as follows:

Citation

1 This Act may be cited as the Prohibited Restaurant Act 1997.

Interpretation

2 In this Act, unless the context otherwise requires—

"excluded date" means 10 May 1996;

"prohibited restaurant" means a restaurant which is operated in any manner, whether through distinctive name, design, uniforms, packaging, decoration or otherwise, which reasonably suggests a relationship with any restaurant or group of restaurants operating outside Bermuda;

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"restaurant" means any tavern, public house or place trading for profit by provision to the public of food or refreshment with or without entertainment.

Prohibited Restaurants

3 (1) Subject to subsection (2), no person shall after the commencement of this Act operate a prohibited restaurant in Bermuda.

(2) Subsection (1) shall not prohibit the operation of any prohibited restaurant, which was being operated in Bermuda on the excluded date, in substantially the same manner as such prohibited restaurant was being operated on the excluded date.

(3) Any person who contravenes the provisions of this section, and any director or officer of a company which contravenes the provisions of this section, commits an offence against this Act and shall be liable upon summary conviction to a fine of \$5,000 or imprisonment for six months, or both such fine and imprisonment.