

CHAPTER 155A

TREASON

1980-1

This Act came into operation on 31st January, 1980.

Amended by:

This Act has not been amended

Law Revision Orders

The following Law Revision Order or Orders authorized the insertion and removal of pages as the case may be under the Law Revision Act Cap.2 now repealed:

1985

CHAPTER 155A

**TREASON
1980-1**

Arrangement of Sections

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**BARBADOS****TREASON
1980-1**

An Act respecting treason.

[Commencement: 31st January, 1980]

Short title

1. This Act may be cited as the *Treason Act*.

High treason

2. Everyone commits high treason who, in Barbados,
 - (a) kills or attempts to kill Her Majesty, the Governor-General or any person performing the functions of Governor-General under the Constitution;
 - (b) does any bodily harm to any person referred to in paragraph (a) tending to death or destruction;
 - (c) levies war against Barbados or does any act preparatory thereto; or
 - (d) assists an enemy at war with Barbados, or any armed forces against whom Her Majesty's Forces raised in Barbados are engaged in

hostilities whether or not a state of war exists between Barbados and the country whose forces they are.

Treason

- 3.** Everyone commits treason who, in Barbados,
- (a) uses force or violence for the purpose of overthrowing the Government of Barbados;
 - (b) without lawful authority, communicates or makes available to an agent of a state other than Barbados, military or scientific information, or any sketch, plan, model, article, note or document of a military or scientific character that he knows or ought to know can be used by that state for a purpose prejudicial to the safety or defence of Barbados;
 - (c) instigates any person who is not a citizen of Barbados to make an armed invasion into Barbados;
 - (d) conspires with any person to commit high treason or to do anything mentioned in paragraph (a);
 - (e) forms an intention to do anything that is high treason or that is mentioned in paragraph (a) and manifests that intention by an overt act; or
 - (f) conspires with any person to do anything mentioned in paragraph (b) or forms an intention to do anything mentioned in paragraph (b) and manifests that intention by an overt act.

Barbadian citizen

- 4.** Notwithstanding section 2 or 3, a citizen of Barbados or a person who owes allegiance to Her Majesty in right of Barbados
- (a) commits high treason if, while in or out of Barbados, he does anything mentioned in section 2; or

- (b) commits treason if, while in or out of Barbados, he does anything mentioned in section 3.

Misprision

5. Everyone commits misprision of treason who, knowing that another person has committed high treason or treason, or is about to commit high treason or treason, fails to report that fact to the Governor-General, the Chairman of the Defence Board, the Director of Public Prosecutions, a member of the Police Force or some other person in authority.

Overt act

6. Where it is treason to conspire with any person, the act of conspiring is an overt act of treason.

Punishment for high treason

7. Everyone who commits high treason is guilty of an offence triable on indictment and on conviction shall be sentenced to death.

Punishment for treason

8. Everyone who commits treason is guilty of an offence triable on indictment and is liable

- (a) to be sentenced to imprisonment for life if he is guilty of an offence under paragraph (a), (c), (d) or (e) of section 3; or
- (b) to be sentenced to imprisonment for life if he is guilty of an offence under paragraph (b) or (f) of section 3 while a state of war exists between Barbados and another country; or
- (c) to be sentenced to imprisonment for 10 years if he is guilty of an offence under paragraph (b) or (f) of section 3 while no state of war exists between Barbados and another country.

Punishment for misprision

9. Everyone who commits misprision of treason is guilty of an offence triable on indictment and is liable to be sentenced to imprisonment for 7 years.

Corroboration

10. No person may be convicted of high treason, treason or misprision of treason upon the evidence of only one witness, unless the evidence of the witness is corroborated in a material particular by evidence that implicates the accused.

U.K. Acts 25 Edw. 3 stat. 5c.2 and 11 Hen. 7 C.1

11. The *Treason Acts, 1351 and 1495*, and any other enactment of the United Kingdom Parliament relating to treason cease to have effect in Barbados.