

CHAPTER 39A

CARIBBEAN EXAMINATIONS COUNCIL (EXAMINATIONS) 1978-26

This Act came into operation on 17th August, 1978.

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Order or Orders authorized the insertion and removal of pages as the case may be under the Law Revision Act Cap.2 now repealed: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

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**BARBADOS**

CARIBBEAN EXAMINATIONS COUNCIL (EXAMINATIONS)

1978-26

An Act to provide for the protection of the integrity of examinations held by the Caribbean Examinations Council.

[Commencement: 17th August, 1978]

Short title

1. This Act may be cited as the Caribbean Examinations Council (Examinations) Act.

Interpretation

2. For the purposes of this Act—

“Council” means the body recognised by the Government as the Caribbean Examinations Council;

“Registrar” means the Registrar of the Council.

Unlawfully obtaining certain papers

3. A person who, prior to an examination held by the Council, unlawfully procures possession of any paper prepared by the Council containing instructions

to candidates or questions to be answered in that examination is guilty of an offence.

Restriction on use of certain papers

4.(1) A person who, after procuring possession of a paper containing questions to be answered in, or instructions to candidates in connection with, an examination to be held by the Council—

- (a) permits that paper to be seen by any other person;
- (b) gives or permits that paper to be given to any other person;
- (c) discloses the contents of that paper to any other person;
- (d) permits that paper or its contents to be used by any other person; or
- (e) makes any other use of such paper or its contents,

is guilty of an offence.

(2) This section does not apply in respect of a paper given by an invigilator to a candidate at the time of an examination to which that paper relates.

Restriction on use of certain information

5. A person who, after procuring possession of information respecting the contents of a paper referred to in section 3 or 4 but without obtaining possession of that paper—

- (a) gives that information to any other person;
- (b) permits that information to be given to any other person; or
- (c) makes any other use of that information,

is guilty of an offence.

Removal of certain papers from examination room

6. A person who, without the consent of the Council, removes any examination paper or paper containing instructions to candidates from a room in which an examination is held by the Council is guilty of an offence.

Return of papers to Registrar or Police

7. A person who obtains possession of any examination paper or paper containing instructions to candidates in connection with an examination to be held by the Council shall upon obtaining possession thereof return that paper to the Registrar or the nearest Police Station or make a reasonable effort to effect its return.

Disclosures by personnel of Council

8. A person employed—
- (a) in the setting, examining, scoring, moderating, revising, vetting, printing, collecting, storing, distributing or keeping the custody of any examination paper;
 - (b) in the making of a draft examination paper or of a paper containing instructions to candidates; or
 - (c) as a supervisor or an examiner, invigilator, attendant or otherwise,

in connection with an examination held or to be held by the Council who, prior to or during that examination, knowingly or recklessly discloses to any other person the contents of such examination paper, draft examination paper or paper containing instructions to candidates is guilty of an offence.

Entering examination after acquiring prior knowledge of questions

9. A person who, after acquiring prior knowledge of any question set in connection with an examination held by the Council, presents himself as a candidate at that examination is guilty of an offence and liable on summary

conviction to a fine of five hundred dollars or to imprisonment for six months or both.

Impersonation

10. A person who, for the purposes of an examination held by the Council, falsely represents himself to be another person is guilty of an offence.

Forgery of documents

11. A person who forges, alters, offers, utters, disposes of or puts off, knowing the same to be forged or altered, any document purporting to show that a person has obtained a result in an examination held by the Council is guilty of an offence.

General penalty

12. A person guilty of an offence under this Act for which no other penalty is provided is liable on summary conviction to a fine of two thousand dollars or to imprisonment for twelve months or both.

Regulations

13. The Council may make regulations generally for carrying into effect the provisions of this Act.