Legal Supplement Part C to the "Trinidad and Tobago Gazette", Vol. 63, No. 26, 22nd February, 2024

No. 1 of 2024

Fourth Session Twelfth Parliament Republic of Trinidad and Tobago

HOUSE OF REPRESENTATIVES

BILL

An Act to amend the Constitution of the Republic of Trinidad and Tobago

THE CONSTITUTION (AMENDMENT) BILL, 2024

Explanatory Note

(This note forms no part of the Bill but is intended only to indicate its general purport)

This Bill seeks to amend the Constitution to remove the application of the procedure under section 123(2) to (5) of the Constitution from appointments to act in the offices of Commissioner and Deputy Commissioner of Police. The Bill would also consequentially amend Legal Notice 277 of 2021. The Bill would require the support of a special majority of not less than two-thirds of all the members of each House.

THE CONSTITUTION (AMENDMENT) BILL, 2024

Arrangement of Clauses

Clause

- 1. Short title
- 2. Alteration of the Constitution
- 3. Section 123 amended
- 4. Legal Notice No. 277 of 2021 amended

BILL

An Act to amend the Constitution of the Republic of Trinidad and Tobago

[, 2024]

WHEREAS it is enacted by subsection (1) of section 54 Preamble of the Constitution that Parliament may alter any of the provisions thereof:

And whereas it is provided in subsection (2) of the said section 54 that insofar as it alters certain provisions of the Constitution a Bill for an Act of Parliament under the said section 54 shall not be passed by Parliament unless at the final vote thereon in each House it is supported by the votes of not less than two-thirds of all the members of each House: And whereas it is intended by this Act to alter the Constitution:

Enactment

ENACTED by the Parliament of Trinidad and Tobago as follows:

Short title

1. This Act may be cited as the Constitution (Amendment) Act, 2024.

Alteration of the Constitution

2. This Act shall be construed as altering the Constitution.

Section 123 amended

- **3.** Section 123 of the Constitution is amended—
 - (a) by inserting after subsection (1), the following subsection:
 - "(1A) Subsections (2) to (5) apply to the appointment of persons to hold the office of Commissioner or Deputy Commissioner of Police.";
 - (b) by inserting after subsection (5), the following subsection:

"(5A) The Police Service Commission shall appoint persons to act in the office of Commissioner or Deputy Commissioner of Police in accordance with the criteria and procedure prescribed by Order of the President, subject to negative resolution of Parliament."

Legal Notice No. 277 of 2021 amended

4. The Commissioner of Police and Deputy Commissioner of Police (Selection Process) (No. 2) Order, 2021 is amended by revoking clauses 4 and 5.

Passed in the House of Representatives this day of , 2024.

IT IS HEREBY CERTIFIED that this Act is one the Bill for which has been passed by the House of Representatives and at the final vote thereon in the House has been supported by the votes of not less than two-thirds of all the members of the House, that is to say, by the votes of members of the House.

Clerk of the House

I confirm the above.

Speaker

Passed in the Senate this day of

, 2024.

Clerk of the Senate

IT IS HEREBY CERTIFIED that this Act is one the Bill for which has been passed in the Senate and at the final vote thereon in the Senate has been supported by the votes of not less than two-thirds of all the members of the Senate, that is to say by the votes of members of the Senate.

Clerk of the House

I confirm the above.

President of the Senate

FOURTH SESSION

TWELFTH PARLIAMENT REPUBLIC OF

TRINIDAD AND TOBAGO

BILL

An ACT to amend the Constitution of the Republic of Trinidad and Tobago