

THE RODRIGUES REGIONAL ASSEMBLY (AMENDMENT) BILL
(No. of 2004)

Explanatory Memorandum

The object of this Bill is to amend the Rodrigues Regional Assembly Act 2001 to confer the status of public officers on all the employees of the Rodrigues Regional Assembly.

..... 2004

P. AUROOMOOGA PUTTEN
Minister of Shipping, Rodrigues and Outer Islands

THE RODRIGUES REGIONAL ASSEMBLY (AMENDMENT) BILL
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ARRANGEMENT OF CLAUSES

Clause

1. Short Title
2. Interpretation
3. Section 2 of principal Act amended
4. Section 67 of principal Act amended
5. Section 69 of principal Act amended
6. Section 70 of principal Act amended
7. Section 71 of principal Act amended.

A BILL

To amend the Rodrigues Regional Assembly Act 2001

ENACTED by the Parliament of Mauritius, as follows :

1. **Short title**

This Act may be cited as the Rodrigues Regional Assembly (Amendment) Act 2004.

2. **Interpretation**

In this act –

“principal Act” means the Rodrigues Regional Assembly Act 2001.

3. **Section 2 of principal Act amended**

Section 2 of the principal Act is amended in subsection (1) by adding the following definitions in their proper alphabetical order –

“public office” has the meaning assigned to it by section 111 of the Constitution;

“public officer” has the meaning assigned to it by section 111 of the Constitution.

4. **Section 67 of principal Act amended**

Section 67 of the principal Act is amended -

(a) by numbering the existing provision as subsection (1); and

(b) by adding after subsection (1) as numbered, the following new subsection-

(2) The Clerk of the Regional Assembly shall be a public officer, and shall be considered as having held his Public Office as from 28 June 2002.

5. **Section 69 of Principal Act amended**

Section 69 of the Principal Act is amended -

(a) by deleting subsection (2) and replacing it by the following subsection -

(2) In addition to the offices referred to in subsection (1), the Regional Assembly shall have such other offices as are necessary for the efficient discharge of its functions under this Act;

(b) by deleting subsection (3) and replacing it by the following subsection -

(3) Any office referred to in this section shall be a public office, as from 28 June 2002, and any officer holding an office on the coming into operation of this Act, shall be considered to have held such public office as from the date of his transfer to the Regional Assembly, or from the date of his appointment to serve the Regional Assembly, as the case may be.

6. **Section 70 of principal Act amended**

Section 70 of the principal Act is amended by inserting immediately after the words "the Executive Council may", the words ",in respect of an office referred to in section 89(3)(h) of the Constitution,"

7. **Section 71 of principal Act amended**

Section 71 of the principal Act is amended -

(a) in the heading by deleting the words "and secondment";

(b) in subsection (1) by deleting the words "or a person employed by a statutory body", "and/or the statutory body" and ",the statutory body";

(c) by deleting subsections (2), (3) and (4) and renumbering subsection (5) as subsection (2).