

THE REGISTRATION OF ASSOCIATIONS (AMENDMENT) BILL
(No. XXX of 2004)

Explanatory Memorandum

The object of this Bill is to amend the Registration of Associations Act in order to provide that the office responsible for registration, cancellation, inspection and general supervision of associations shall be headed by a Chief Registrar who shall be a legally qualified person.

30 July 2004

S. SOODHUN
*Minister of Labour,
Industrial Relations and Employment*

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ARRANGEMENT OF CLAUSES

Clause

1. Short title
2. Interpretation
3. Section 2 of principal Act amended
4. New Part IA added
5. Amendments to principal Act
6. Consequential amendments
7. Commencement

A BILL

To amend the Registration of Associations Act

ENACTED by the Parliament of Mauritius, as follows –

1. Short title

This Act may be cited as the Registration of Associations (Amendment) Act 2004.

2. Interpretation

In this Act -

"principal Act" means the Registration of Associations Act.

3. Section 2 of principal Act amended

Section 2 of the principal Act is amended by –

- (a) by adding immediately after the definition of “auditor”, the following new definition –

“Chief Registrar” means the Chief Registrar of Associations referred to in section 3A;

- (b) deleting the definition of “Registrar”;

4. New Part IA added

The principal Act is amended by adding immediately after Part I, the following new Part –

PART IA – OFFICE OF REGISTRATION OF ASSOCIATIONS

3A. Office of Registration of Associations

(1) The public office responsible for the registration, cancellation, inspection and general supervision of associations shall be known as the Office of Registration of Associations.

(2) The head of the Office of Registration of Associations shall be known as the Chief Registrar of Associations and shall be a legal practitioner of not less than 5 years standing.

(3) The Chief Registrar shall be assisted by such number of registrars or other public officers as may be necessary.

(4) The Chief Registrar and the other registrars shall be public officers.

(5) The registrars shall be under the administrative control of the Chief Registrar.

5. Amendments to principal Act

Section 4(1) and (2), 5(1)(a) and (b) and (2), 6(3) and (4), 7(1)(d), (2) and (3), 8(1) and (2), 9, 10(1) and (2), 15(1), (1)(c), (2), (5) and (6), 16(2) and (3), 17(2)(a) and (3), 18(1) and (6), 19(5) and (6), 20, 23(1) and (2), 24(3), 26(2), 27(3), 28(1), 30(1), 31(1), 32(1), (2), (3), (5), (6), (7), (8) (9), 33(2) and (3), 34 are

amended by deleting the word “Registrar” wherever it appears and replacing it by the words “Chief Registrar”.

6. Consequential amendments

(1) The Employees Superannuation Fund Act is amended in section 2, in the definition of “Registrar” by deleting the words “Registrar of Associations” and replacing them by the words “Chief Registrar of Associations”.

(2) The Industrial Relations Act is amended in section 2, in the definition of “Registrar” by deleting the words “Registrar of Associations” and replacing them by the words “Chief Registrar of Associations”.

(3) The National Council for the Rehabilitation of Disabled Persons Act is amended in section 5(1)(a) by deleting the words “Registrar of Associations” and replacing them by the words “Chief Registrar of Associations”.

(4) The National Women’s Council Act is amended in section 10(6) by deleting the words “Registrar of Associations” and replacing them by the words “Chief Registrar of Associations”.

(5) The Senior Citizens Council Act is amended in section 5 by deleting the words “Registrar of Associations” and replacing them by the words “Chief Registrar of Associations”.

(6) The Sports Act 2001 is amended by deleting the words “Registrar of Associations” wherever they appear and replacing them by the words “Chief Registrar of Associations”.

(7) The Tamil Maha Sangam Act is amended in section 5(3) by deleting the words “Registrar of Associations” and replacing them by the words “Chief Registrar of Associations”.

(8) The Trade Union Trust Fund Act is amended in section 5(7) by deleting the words “Registrar of Associations” and replacing them by the words “Chief Registrar of Associations”.

(9) The Waqf Act is amended in section 49(7)(b) by deleting the words “Registrar of Associations” and replacing them by the words “Chief Registrar of Associations”.

7. Commencement

(1) Subject to subsection (2), this Act shall come into operation on a date to be fixed by Proclamation.

(2) Different dates may be fixed for the coming into operation of different sections of this Act.