

THE CHAGOSSIAN WELFARE FUND (AMENDMENT) BILL

(No. VI of 2012)

Explanatory Memorandum

The main object of this Bill is to amend the Chagossian Welfare Fund Act to provide for –

- (a) children of members of the Chagossian community to be eligible to stand as candidates and to vote at elections for members of the Board of the Chagossian Welfare Fund; and
- (b) 2 out of the 7 elected members of the Board to be children of members of the Chagossian community.

Opportunity has also been taken to make certain amendments to regulations made under the Act.

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11 May 2012

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ARRANGEMENT OF CLAUSES

Clause

1. Short title
2. Interpretation
3. Section 6 of principal Act amended
4. Section 7 of principal Act amended
5. Consequential amendments

A BILL

To amend the Chagossian Welfare Fund Act

ENACTED by the Parliament of Mauritius, as follows –

1. Short title

This Act may be cited as the Chagossian Welfare Fund (Amendment) Act 2012.

2. Interpretation

In this Act –

“principal Act” means the Chagossian Welfare Fund Act.

3. Section 6 of principal Act amended

Section 6 of the principal Act is amended –

(a) in subsection (1)(i), by inserting, after the words “Chagossian community”, the words “, 2 of whom shall be children of members of the Chagossian community”;

(b) in subsection (2) –

(i) in paragraph (b), by adding the words “and children of members of the Chagossian community”;

(ii) by adding the following new paragraph –

(c) In this subsection –

“child of a member of the Chagossian community” means a child of a member of the Chagossian community who is a citizen of Mauritius and is resident in Mauritius, and to whom an identity card so identifying that person has been issued by the Board under section 7(2)(b) of the Act.

4. Section 7 of principal Act amended

Section 7 of the principal Act is amended, in subsection (2) –

(a) by lettering the existing provision as paragraph (a);

(b) by adding the following new paragraph –

(b) In the exercise of its powers under paragraph (a), the Board may issue identity cards to children of members of the Chagossian community.

5. Consequential amendments

(1) The Ilois Welfare Fund (Election of Members) Regulations 2001 are amended –

- (a) by deleting the word “Ilois” wherever it appears and replacing it by the word “Chagossian”;
- (b) in regulation 2, by inserting, in the appropriate alphabetical order, the following new definition –

“child of a member of the Chagossian community” means a child of a member of the Chagossian community who is a citizen of Mauritius and is resident in Mauritius, and to whom an identity card so identifying that person has been issued by the Board under section 7(2)(b) of the Act;

- (c) in regulation 8 –
 - (i) in paragraph (1), by inserting, after the word “community”, the words “, and every child of a member of the Chagossian community,”;
 - (ii) in paragraph (2), by adding the words “, 2 of whom shall be children of members of the Chagossian community who have been issued an identity card by the Board under section 7(2)(b) of the Act”.

(2) The Ilois Welfare Fund (Register of Members) Regulations 2001 are amended by deleting the word “Ilois” wherever it appears and replacing it by the word “Chagossian”.
