Column 1	*Column* 2
Section 86—*cont.*	(3) Where, by virtue of an instrument made under this section, the power to dismiss or to exercise disciplinary control over any officer has been exercised by the Commissioner of Police, the officer in respect of whom it was so exercised may apply for the case to be referred to the Governor, and thereupon the action of the Commissioner of Police shall cease to have effect and the case shall be referred to the Governor who shall take such action in respect of that officer as, acting in his discretion, he shall see fit: Provided that where the action of the Commissioner of Police included the dismissal of that officer or his suspension from the exercise of his office, the Commissioner of Police may nevertheless suspend him from the exercise of his office pending the determination of the reference to the Governor.
Section 87	87. Subject to the provisions of this Order the Governor, acting in his discretion, may make any regulations which he considers necessary or expedient for providing for the time and manner of making application for a reference to him under subsection (3) of the preceding section and all matters incidental to such references, and, generally, for giving effect to the provisions of sections 85 and 86 of this Order.

EXPLANATORY NOTE

(This Note is not part of the Order but is intended to indicate its general purport.)

The purpose of this Order is to provide a new Constitution for Jamaica, conferring full internal self-government within the framework of the Federation of The West Indies. It includes provision for the office of Governor, the Legislature, the Executive, the Judicature, the Public Service and Finance.

1959 No. 2202

The Jamaica (Constitution) (Amendment) Order in Council, 1959

Made - - - - 21*st December,* 1959

At the Court at Buckingham Palace, the 21st day of December, 1959

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers in that behalf by the Jamaica Act, 1866(a), the enactments of the Legislature of Jamaica therein mentioned, or otherwise in Her vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Citation, construction and commencement

1.—(1) This Order may be cited as the Jamaica (Constitution) (Amendment) Order in Council, 1959, and this Order and the Jamaica

(a) 29 & 30 Vict. c. 12.

(Constitution) Order in Council, 1959(a), (hereinafter referred to as " the principal Order ") may be cited together as the Jamaica (Constitution) Orders in Council, 1959.

(2) This Order shall be construed as one with the principal Order and shall come into operation forthwith.

Amendment of principal Order

2. Section 86 of the principal Order is hereby amended by the deletion from subsection (1) of the words " the Commissioner of Police as that instrument may specify " and the substitution therefor of the words " such other authority or public officer as may be so specified ".

3. Section 91 of the principal Order is hereby amended by the deletion from paragraph (*b*) of subsection (2) thereof of the words " subsection (3) of ".

4. Section 115 of the principal Order is hereby amended by the insertion immediately after subsection (4) thereof of the following subsection as subsection (5) :—

" (5) Any regulation or other instrument which—

(*a*) is made by virtue of any of the provisions of this Order having effect subject to the modifications set out in Part II of the Fifth Schedule to this Order or by virtue of any provision which, by Part III of that Schedule, is substituted for any provision of this Order ; and

(*b*) is in force immediately before the coming into operation of the regulations made by the Governor under the preceding section

shall, as from the date of coming into operation of those regulations, be deemed to have been made by virtue of the corresponding provision of this Order then having effect and shall, in relation to any period beginning on or after that date, be construed with such adaptations and modifications as may be necessary to bring it into conformity with all the provisions of this Order then having effect ; and those provisions shall apply accordingly in relation to any such regulation or other instrument and to anything done thereunder."

5. Part III of the Fifth Schedule to the principal Order shall have effect, and shall be deemed always to have had effect, as if in the provision set out therein which, as provided by section 115 of the principal Order, is to be substituted for section 86 of that Order—

(*a*) the words " the Commissioner of Police " in subsection (1) were deleted and there were substituted therefor the words " other authority or public officer as may be so specified." ;

(*b*) immediately after subsection (2) there were inserted the following subsection as subsection (2A) :—

" (2A) Any provision which is made by or under any law in force in Jamaica immediately before the appointed day and which authorises any police officer or class of police officer to exercise any of the powers referred to in subsection (1) of this section shall, as from the appointed day, be deemed to be an instrument having the like effect made under this section ; and the provisions of this Order shall apply accordingly in relation thereto and to anything done thereunder." ;

and

(a) S.I. 1959/862 (Pt. I, p. 410, of this vol.).

(*c*) the words " the Commissioner of Police " were deleted wherever they occur in subsection (3) and there were substituted therefor, where they first occur, the words " a person or authority other than the Governor " and, wherever else they occur, the words " the aforesaid person or authority ".

W. G. Agnew.

EXPLANATORY NOTE

(This Note is not part of the Order but is intended to indicate its general purport.)

The purpose of this Order is to provide that the Governor, acting on the recommendation of the Police Service Commission, may delegate powers relating to the Police Force to other officers besides the Commissioner of Police, to validate, with retrospective effect to the date of commencement of the new Constitution, the exercise of such powers by such officers in accordance with the law in force before that date, and to make it clear that regulations and instruments made during the period during which the Fifth Schedule to the principal Order has effect will continue in force thereafter. The opportunity has also been taken to correct a minor error in section 91 of the principal Order.

1959 No. 2201

The Saint Vincent (Constitution) Order in Council, 1959

Made - - - - 21*st December*, 1959
Coming into operation:—
Section 71 (3) - - 21*st December*, 1959
Remainder except Part IV 1*st January*, 1960
Part IV - - - - *As provided in Section* 1 (3)

At the Court at Buckingham Palace, the 21st day of December, 1959

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of Her powers under the Saint Vincent and Grenada Constitution Act, 1876(a), and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

PART I—INTRODUCTORY

Citation, commencement and revocation

1.—(1) This Order may be cited as the Saint Vincent (Constitution) Order in Council, 1959.

(a) 39 & 40 Vict. c. 47.