SAINT VINCENT

The Saint Vincent (Legislative Council) (Electoral Provisions) Order in Council, 1951

1951 No. 329

Made - - - - *27th February,* 1951
Coming into Operation *On a day to be appointed by the Governor by Proclamation in the Saint Vincent Government Gazette.**

At the Court at Buckingham Palace, the 27th day of February, 1951

Present,

The King's Most Excellent Majesty in Council

Whereas by Letters Patent constituting the Office of Governor and Commander-in-Chief of the Windward Islands, comprising the Islands of Grenada, Saint Vincent, Saint Lucia and Dominica, and their Dependencies, bearing date the Thirteenth day of November, 1936,(a) as amended by Letters Patent bearing date the Twenty-eighth day of December, 1939, and the Eleventh day of May, 1945,(b) it is provided that there shall be a Legislative Council for the Colony of Saint Vincent constituted in such manner and consisting of such persons and having such powers as are directed by any Order or Orders in His Majesty's Privy Council:

And Whereas by the Saint Vincent (Legislative Council) Orders in Council, 1936 to 1947(c) (hereinafter called "the existing Orders"), provision is made for the constitution of a Legislative Council for the Colony of Saint Vincent:

And Whereas it is proposed that other provision should be made for the constitution of a Legislative Council for the Colony of Saint Vincent (hereinafter called "the proposed Legislative Council"):

And Whereas it is expedient, for the avoidance of delay, that the Legislature of the Colony of Saint Vincent should be empowered to make provision, by law made under the existing Orders, for the election of members to the proposed Legislative Council, notwithstanding that the same has not yet been constituted by Order of His Majesty in Council:

Now, therefore, His Majesty, by virtue and in exercise of the powers vested in Him by the Saint Vincent, Tobago and Grenada Constitution Act, 1876,(d) and of all other powers enabling Him in that behalf, is

(a) S.R. & O. 1936, II, p. 3687.
(b) S.R. & O. 1939, II, p. 3601, and S.R. & O. 1945, I, p. 1428.
(c) S.R. & O. 1936 (No. 1372) II, p. 3652, S.R. & O. 1941 (No. 2150) I, p. 1225, S.R. & O. 1944 (No. 940) I, p. 1098, and S.R. & O. 1947 (No. 2916) I, p. 2676.
(d) 39 & 40 Vict. c. 47.

* The date thus appointed was 25th April, 1951.

pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, as follows :—

Short title and commencement

1. This Order may be cited as the Saint Vincent (Legislative Council) (Electoral Provisions) Order in Council, 1951, and shall come into operation on a date to be appointed by the Governor and Commander-in-Chief of the Windward Islands by Proclamation in the Saint Vincent Government Gazette.*

Interpretation

2. In this Order " the Colony of Saint Vincent " means the Island of Saint Vincent and its Dependencies.

Provision for election of members to the proposed Legislative Council

3. Provision may be made, by or in pursuance of any law enacted under the existing Orders, for the election of members to the proposed Legislative Council, including (without prejudice to the generality of the foregoing power) the following matters, that is to say :—

(*a*) the qualifications and disqualifications of electors ;

(*b*) the registration of electors ;

(*c*) the ascertainment of the qualifications of persons who submit themselves for election ;

(*d*) the division of the Colony of Saint Vincent or any part thereof into electoral districts for the purpose of elections ; and the division of electoral districts into polling divisions ;

(*e*) the holding of elections ;

(*f*) the determination of all questions which may arise as to the right of any person to be or to remain an elected member of the proposed Legislative Council ;

(*g*) the definition and trial of offences relating to elections and the imposition of penalties therefor, including disqualification for membership of the proposed Legislative Council, or for registration as an elector, or for voting at elections, of any person concerned in any such offence ; and

(*h*) the disqualification for election as members of the proposed Legislative Council of persons holding, or acting in, any office the functions of which involve any responsibility for, or in connection with, the conduct of any election or the compilation or revision of any electoral register:

Provided that no election of members to the proposed Legislative Council shall be held under any such law until provision shall have been made by Order of His Majesty in Council for the establishment of the proposed Legislative Council, and that provision shall have come into operation.

Power to revoke or amend this Order

4. His Majesty hereby reserves to Himself, His Heirs and Successors, power, with the advice of His or Their Privy Council, to revoke, add to or amend this Order, as to Him or Them shall seem fit.

E. C. E. Leadbitter.

* The date thus appointed was 25th April, 1951.

EXPLANATORY NOTE

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

It is essential, in order that the new Saint Vincent constitution should be brought into force as early as possible this year, that provisions for elections to the new Legislature should be made by local legislation very shortly. It would not, however, be constitutionally proper that such legislation should be enacted by the existing Saint Vincent Legislature in advance of the new constitutional instruments without special enabling provision made by Order in Council. This Order makes the necessary provision and gives the required powers to the existing Legislature.

The Saint Vincent (Legislative Council) Order in Council, 1951

1951 No. 1394

Made - - - -	1*st August*, 1951
Coming into Operation :—	
Sections 2 *and* 35 -	1*st August*, 1951
Remainder - - -	*On a day to be appointed by the Governor by Proclamation in the Saint Vincent Government Gazette**

At the Court at Buckingham Palace, the 1st day of August, 1951

Present,

The King's Most Excellent Majesty in Council

Whereas by the Saint Vincent, Tobago, and Grenada Constitution Act, 1876(**a**), His Majesty in Council is empowered to create and constitute a Legislature for the Government of the Island of Saint Vincent and its Dependencies in such form and with such powers as His Majesty in Council may determine, and from time to time to alter or amend such Legislature, or any of the forms or powers thereof:

And Whereas by the Saint Vincent (Legislative Council) Orders in Council, 1936 to 1947(**b**) (hereinafter together called "the existing Orders"), provision is made for the constitution and powers of a Legislative Council for the Island of Saint Vincent and its Dependencies:

And Whereas it is expedient to make other provision than in the existing Orders is contained for the constitution and powers of the said Legislative Council:

Now, Therefore, His Majesty, by virtue and in exercise of His powers under the Saint Vincent, Tobago, and Grenada Constitution Act, 1876(**a**), and of all other powers enabling Him in that behalf, is pleased,

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

(**b**) S.R. & O. 1936 (No. 1372) II, p. 3652, S.R. & O. 1941 (No. 2150) I, p. 1225, S.R. & O. 1944 (No. 940) I, p. 1098, and S.R. & O. 1947 (No. 2916) I, p. 2676.

* The date thus appointed was 31st August, 1951.