

BELIZE:

BELIZE CONSTITUTION (TENTH AMENDMENT) BILL, 2021

ARRANGEMENT OF CLAUSES

1. Short title.
2. Amendment of section 54.
3. Amendment of section 88.
4. Amendment of section 105.
5. Amendment of section 110C.

BELIZE:

BILL

for

AN ACT to amend the Belize Constitution, Chapter 4 of the Substantive Laws of Belize, Revised Edition 2011, to provide an additional ground for vacating the office of a member of the Belize Advisory Council, the Election and Boundaries Commission, the Public Services Commission and the Security Services Commission; and to provide for matters connected therewith or incidental thereto.

(Gazetted2021).

BE IT ENACTED, by and with the advice and consent of the House of Representatives and Senate of Belize and by the authority of the same, as follows:

1. This Act may be cited as the

BELIZE CONSTITUTION (TENTH AMENDMENT) ACT, 2021,

and shall be read and construed as one with the Belize Constitution, which, as amended, is hereinafter referred to as the principal Act.

2. Section 54 of the principal Act is amended by inserting the following new sub-section immediately after sub-section (4)–

“(4A) Notwithstanding sub-sections (3) and (4), the office of a member of the Belize Advisory Council shall become vacant at the next dissolution of the National Assembly after his appointment,

provided that, in the case of the members of the Belize Advisory Council appointed prior to the commencement of this Act, each of their appointment shall be deemed to cease as at the day of commencement of this Act.”.

3. Section 88 of the principal Act is amended by repealing sub-section (5) and substituting the following–

Short title.
CAP. 4.
14 of 1985.
26 of 1988.
42 of 1999.
2 of 2001.
39 of 2001.
23 of 2005.
13 of 2008.
4 of 2010.
11 of 2011.

Amendment of
section 54.

Amendment of
section 88.

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“(5) Subject to the provisions of this section, the office of a member of the Commission shall become vacant—

- (a) at the expiration of five years from the date of his appointment;
- (b) if any circumstances arise that, if he were not a member of the Commission, would cause him to be disqualified for appointment as such; or
- (c) at the next dissolution of the National Assembly after his appointment,

provided that, in the case of the members of the Elections and Boundaries Commission appointed prior to the commencement of this Act, each of their appointment shall be deemed to cease as at the day of commencement of this Act.”.

4. Section 105 of the principal Act is amended by—

Amendment of section 105.

(a) repealing sub-section (2) and substituting the following—

“(2) The Public Services Commission shall consist of—

- (a) a Chairperson and two members appointed by the Governor-General, acting in accordance with the advice of the Prime Minister;
- (b) one member appointed by the Governor-General, acting in accordance with the advice of the Leader of the Opposition; and
- (c) one member appointed by the Governor-General, acting in accordance with the advice of the representative of the employees or other persons or groups within the public service.”; and

(b) repealing sub-section (5) and substituting the following—

“(5) Subject to the provision of this section, the office of a member of the Commission shall become vacant—

- (a) at the expiration of three years from the date of his appointment or such earlier time, being not less than two years, as may be specified in the instrument by which he was appointed;

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- (b) if any circumstances arise that, if he were not a member of the Commission, would cause him to be disqualified for appointment as such; or
- (c) at the next dissolution of the National Assembly after his appointment,

provided that, in the case of the members of the Public Services Commission appointed prior to the commencement of this Act, each of their appointment shall be deemed to cease as at the day of commencement of this Act.”.

Amendment of
section 110C.

5. Section 110C of the principal Act is amended by inserting the following new sub-section immediately after sub-section (2)–

“(3) The office of a member of the Security Services Commission shall become vacant at the next dissolution of the National Assembly after his appointment,

provided that, in the case of the members of the Security Services Commission appointed prior to the commencement of this Act, each of their appointment shall be deemed to cease as at the day of commencement of this Act.”.