

## CHAPTER 2

### THE ABOLITION OF UNNECESSARY OATHS ACT

#### Arrangement of Sections Section

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Justices not to administer oaths touching matters whereof they have no jurisdiction by statute.
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- SCHEDULE.

### ABOLITION OF UNNECESSARY OATHS

(8th March, 1864.)

20811864.

**1.** This Act may be cited as the Abolition of Unnecessary Oaths Act. Short title.

**2.** It shall not be lawful for any Justice of the Peace or other person to administer, or cause or allow to be administered, or to receive or cause or allow to be received, any oath, affidavit or solemn affirmation touching any matter or thing whereof such justice or other person hath not

5 & 6 W. 4c.62.  
Justices not to administer oaths touching matters whereof they have no jurisdiction by statute.

jurisdiction or cognizance by some statute in force at the time being:

Provided that this Act shall not extend to any oath, affidavit or solemn affirmation before any justice in any matter or thing touching the preservation of the peace or the prosecution or punishment of offences, nor to any oath, affidavit or affirmation which may be required by the laws of any other place or country to give validity to instruments in writing designed to be used in such place or country.

Voluntary declaration in form in Schedule may be taken.

**3.** It shall be lawful for a Judge or any Magistrate or Notary Public to take and receive the declaration of any person voluntarily making the same before him in the form in the Schedule, and if any declaration so made shall be false or untrue in any material particular the person wilfully making such false declaration and any person making use thereof with intent to deceive, knowing the same to be false, shall be guilty of a misdemeanour.

Fee on declaration.

**4.** The like fees shall be payable in respect of a declaration authorized by this Act as would be payable on making any legal oath, solemn affirmation or affidavit.

Oath of allegiance still required.

**5.** Nothing in this Act shall extend or apply to the oath of allegiance or the oath or affirmation substituted for the oaths of allegiance, supremacy, and abjuration, which shall continue to be required, administered and taken as if this Act had not been passed.

Oaths in courts of justice still required.

**6.** Nothing in this Act shall extend or apply to any oath, solemn affirmation, or affidavit in any judicial proceeding in any Court of Justice, or in any proceeding for or by way of summary conviction before any Magistrate.

Oaths required by Royal Commission and oaths of office still required.

**7.** Nothing in this Act shall extend or apply to any oath or solemn affirmation which now is or hereafter may be required to be made or taken under or by virtue of any commission of Her Majesty, Her heirs or successors, or for the due execution of any office or employment.

Act not to limit operation of 5 & 6 W. 4c. 62.

**8.** Nothing in this Act shall limit the operation of the Statutory Declarations Act 1835 of the United Kingdom.

LAWS OF ANTIGUA AND BARBUDA

*Abolition of Unnecessary Oaths*

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SCHEDULE

I, *A.B.*, do solemnly and sincerely declare that  
and I make this solemn declaration conscientiously believing the  
same to be true, and under and by virtue of the Act of the  
Legislature in that case made and provided.

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