



BERMUDA

ROYAL BERMUDA REGIMENT (JUNIOR LEADERS) ACT 2015

2015 : 54

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WHEREAS it is expedient to repeal and re-enact the Bermuda Cadet Corps Act 1944 with amendments to reflect the current organisation known as the Royal Bermuda Regiment Junior Leaders;

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:

Citation

1 This Act may be cited as the Royal Bermuda Regiment (Junior Leaders) Act 2015.

Interpretation

2 In this Act, unless the context otherwise requires—

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“Commanding Officer” has the meaning given in section 1 of the Defence Act 1965;

“repealed Act” means the Bermuda Cadet Corps Act 1944 (repealed by section 10);

“students” means persons between the age of 13 and 18 years (inclusive).

Junior Leaders

3 (1) The organisation known as “The Bermuda Cadet Corps”, which was continued in being under the repealed Act, and the organisation known as the Junior Leaders shall be amalgamated and continued as a company of the Bermuda Regiment under the name “Junior Leaders”.

(2) The general purpose of the Junior Leaders is to provide elementary military training, discipline and youth development for students.

Commandant and officers of the Junior Leaders

4 (1) The Junior Leaders shall be under the command of a Commandant—

(a) who shall be an officer of the Royal Bermuda Regiment appointed by the Governor for that purpose; and

(b) who shall hold office for such period not exceeding five years as may be specified in his appointment, and who shall be eligible for reappointment.

(2) If, in the opinion of the Governor, the Commandant becomes unfit or unsuitable to continue in office the Governor may remove him from office by notice in writing sent by registered post and addressed to him at his last known place of residence.

(3) There shall be such number of other commissioned officers of the Junior Leaders of such ranks as the Governor may from time to time think necessary, and every such officer shall be appointed by the Governor and shall hold office during the Governor’s pleasure.

(4) No such officer shall be promoted or reduced in rank without the prior approval of the Commanding Officer.

Constitution of the Junior Leaders

5 The Junior Leaders shall consist of—

(a) the Commandant;

(b) officers; and

(c) junior leaders enrolled in accordance with rules made under section 8.

Management and control of the Junior Leaders

6 (1) The general control and management of the Junior Leaders and of its finances and property shall be vested in the Commanding Officer.

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(2) In the exercise of his functions under subsection (1), the Commanding Officer shall appoint a Committee of Management to exercise general control and management of the Junior Leaders and of its finances and property.

- (3) The Committee of Management shall consist of—
- (a) a senior officer of the Royal Bermuda Regiment;
 - (b) the Commandant (ex officio);
 - (c) a member of the Defence Board;
 - (d) a senior member of the Ministry of Education; and
 - (e) a member representing parents of the junior leaders.

(4) The Committee of Management shall carry into effect the policy and instructions of the Commanding Officer in relation to the control and management of the Junior Leaders and, when necessary, shall advise the Commanding Officer as to the practicability or otherwise of any instructions which the Commanding Officer may wish to have carried into effect.

Military discipline: officers

7 For the avoidance of doubt, and for the purposes of this Act, the requirements of military discipline shall apply to commissioned officers of the Junior Leaders.

Rules

8 (1) The Governor may make rules generally for the efficient control and management of the Junior Leaders, its activities and property.

(2) Without derogating from the generality of subsection (1), the rules may in particular provide for —

- (a) the conditions under which students generally, or specified categories of student, may be enrolled as junior leaders;
- (b) the division of the Junior Leaders into units;
- (c) regulating the eligibility for appointment of persons as commissioned officers under section 4;
- (d) the appointment of non-commissioned officers of the Junior Leaders; and
- (e) the uniforms and badges to be worn by the Junior Leaders.

(3) Rules made under this section are not subject to section 6 of the Statutory Instruments Act 1977.

Funds and gifts for the Junior Leaders

9 The Royal Bermuda Regiment shall have power to receive any funds appropriated by the Legislature for the purposes of the Junior Leaders, and any funds or gifts in kind given or bequeathed for the purposes of the Junior Leaders, and, subject to any terms, conditions or directions expressed in any such appropriation, gift, or bequest, shall apply

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all such funds or gifts in furtherance of the purposes of the Junior Leaders in such manner as it thinks fit.

Repeal of Bermuda Cadet Corps Act 1944

10 The Bermuda Cadet Corps Act 1944 is repealed.

Consequential amendments

11 (1) In section 18(1)(d)(i) of the Dental Practitioners Act 1950, delete “any cadet corps” and substitute “the Bermuda Regiment Junior Leaders or any other cadet corps”.

(2) In section 35(1)(b) of the Firearms Act 1973, delete “Bermuda Cadet Corps or junior leader of the Bermuda Regiment” and substitute “Royal Bermuda Regiment Junior Leaders”.

(3) In Part B of the First Schedule to the Government Authorities (Fees) Act 1971, delete the entry relating to the Bermuda Cadet Corps Committee of Management and insert in correct alphabetical order—

“Royal Bermuda Regiment Junior Leaders Committee of Management - established under section 6(2) of the Royal Bermuda Regiment (Junior Leaders) Act 2015”.

(4) In section 20(1)(d)(i) of the Medical Practitioners Act 1950, delete “any cadet corps” and substitute “the Bermuda Regiment Junior Leaders or any other cadet corps”.

(5) In section 5(a) of the Public Order Act 1963, delete “Bermuda Cadet Corps” and substitute “Bermuda Regiment Junior Leaders”.

(6) In the Efficiency Decoration (Bermuda) Regulations 1965, after regulation 2 insert—

“2A In these Regulations, “Cadet Corps” includes, in relation to Bermuda, the Royal Bermuda Regiment Junior Leaders.”

Commencement and transitional provision

12 (1) This Act comes into operation on such day as the Minister responsible for defence may appoint by notice in the Gazette.

(2) On the coming into operation of this Act—

(a) any appointment as a cadet or officer of the Bermuda Cadet Corps under the repealed Act shall be deemed to be an appointment as a junior leader or officer of the equivalent rank of the Junior Leaders;

(b) the functions of the Bermuda Cadet Corps Committee of Management are transferred to the Junior Leaders Committee of Management;

(c) any funds appropriated by the Legislature for the purposes of the Bermuda Cadet Corps under the repealed Act, and any funds or gifts in kind given

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or bequeathed for the purposes of the Bermuda Cadet Corps, shall be applied in furtherance of the purposes of the Junior Leaders.

[Assent Date: 23 December 2015]

[Operative Date: 12 June 2017]