

12. (1) Notwithstanding anything in these Regulations, an officer may at any time, at the discretion of the Minister, be permitted to retire or resign his commission at his own request.

Voluntary retirement or resignation.

(2) In exercising his discretion under paragraph (1) the Minister shall take into consideration the exigencies of the Defence Force, and shall consider each case on its merits.

13. An officer who, on account of ill health, is reported by the Medical Officer to the Defence Force as being unfit for service under current standards laid down by the Minister, shall be retired.

Officer to retire if medically unfit.

14. (1) An officer shall not be called upon to retire except by the Minister.

Compulsory retirement or resignation.

(2) An officer may at any time be called upon by the Minister to retire for misconduct or for reasons other than misconduct.

(3) In the event of an officer failing to retire or resign when called upon to do so under this regulation, his service may be terminated.

15. The Governor-General may at any time terminate an officer's commission for misconduct or for reasons other than misconduct and he shall thereupon be retired.

Termination of Commission.

DEFENCE (SECONDED PERSONNEL) REGULATIONS

*SI 59/1984
5 cf 1988*

(SECTIONS 14, 133 to 136, 163 to 165, 204 and 205)

[Commencement 20th September, 1984]

1. These Orders and Regulations may be cited as the Defence (Seconded Personnel) Regulations.

Citation.

2. In these Regulations, unless the context otherwise requires —

Interpretation.

“seconded personnel” means all officers, warrant officers and non-commissioned officers of the armed forces of the United Kingdom who are seconded to serve with The Royal Bahamas Defence Force or any part thereof;

5 cf 1988, s 6

“Bahamian service law” means the Defence Act and any regulations, rules, orders and directions made thereunder.

Exemption of seconded personnel

3. Seconded personnel shall remain subject to the law of the United Kingdom and shall not be subject to Bahamian service law.

Powers and immunities of seconded personnel

4. Notwithstanding regulation 3, seconded personnel shall be appointed by the Minister to a rank in the Defence Force and shall exercise all the powers and have all the immunities conferred by Bahamian service law on members of the Defence Force of such rank including, but without prejudice to the generality of the foregoing, the powers and immunities set out in the Schedule.

Schedule

SCHEDULE (Regulation 4)

Section of Act	Power or Immunity
5	Customs officer; peace officer.
15	Recruiting officer.
81	Power of arrest.
88	Commanding officer; officers to whom powers are delegated by commanding officer.
92	President or member of a court-martial.
114	Reviewing authority.
164	Commander Defence Force.
165	Powers of command.
167	Powers in relation to vessels.
169	Exemption from jury service.
170	Exemption from tolls and dues.
171	Exemption from execution and distress on service property.
189	Power to take statutory declarations.
191	Recruiting officer.
211	Exemption from foreign judgements.
212	Immunity from on duty acts.
213	Exemption from liquor licences.