

THE CIVIL SERVICE (SPECIAL LEGAL QUALIFICATION) ACT

Cap. 59.
Act
42 of 1969
3rd Sch.

[26th August, 1948.]

1. This Act may be cited as the Civil Service (Special Legal Qualification) Act. Short title.

2. For the purposes of this Act a person shall be deemed to be possessed of the specified legal professional qualification if he is a member of the Bar of Jamaica or of England or of Northern Ireland or of the Faculty of Advocates of Scotland or a Solicitor of the Supreme Court of Judicature of Jamaica, England, Scotland, or Northern Ireland or a Law Agent in Scotland, and shall be deemed to cease to be possessed of such legal professional qualification if he ceases to be a member of the Bar of Jamaica or of England or of Northern Ireland or of the Faculty of Advocates of Scotland or a Solicitor of the Supreme Court or of the Supreme Court of Judicature of England, Scotland, or Northern Ireland or a Law Agent in Scotland. Specified legal professional qualification.
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3. Where the Chief Justice of Jamaica is satisfied that any member of the Civil Service of Jamaica who is the holder of any of the specified legal professional qualifications is about, for reasons not discreditable to himself, to take such steps as may be necessary as to cause himself to cease to be the holder of such specified legal professional qualifications, the Chief Justice may, on the application of such person, grant to such person a Civil Service (Special Legal Qualification) Certificate under this Act. Grant of Civil Service (Special Legal Qualification) Certificate.

What is to
be specified
in Certi-
ficate.

4. Every Civil Service (Special Legal Qualification) Certificate under this Act shall specify—

(a) the name of the person to whom it relates; and

(b) the date upon which it is granted; and

(c) whether such person is a member of the Bar of Jamaica or of England or of Northern Ireland or of the Faculty of Advocates of Scotland or a Solicitor of the Supreme Court or of the Supreme Court of Judicature of England, Scotland, or Northern Ireland or a Law Agent in Scotland, at the time that such Certificate is granted.

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Provisions
relating to
holder of
Certificate.

5.—(1) Every person who is the holder of any Civil Service (Special Legal Qualification) Certificate under this Act and who, after the grant of such Certificate, ceases to hold the specified legal professional qualification held by him at the time of the grant of such Certificate, shall, notwithstanding his having ceased to hold such specified legal professional qualification, be eligible to be appointed to and to hold any office in the Civil Service of Jamaica for the appointment to or holding of which he would have been eligible if he had not ceased to hold such specified legal professional qualification.

(2) Every person who is the holder of a Civil Service (Special Legal Qualification) Certificate under this Act shall, during the continuance in force of such Certificate, be entitled to do any act or thing required to be done by him in his capacity as the holder of an office in the Civil Service of Jamaica which he would have been entitled to do if he had not ceased to hold the specified legal professional qualification held by him at the time when such Certificate was granted.

6. Every Civil Service (Special Legal Qualification) Certificate— Revocation
of
Certificate.

- (a) shall be deemed to be revoked upon the holder thereof becoming subsequent to the grant thereof a member of the Bar of Jamaica or of England or of Northern Ireland or of the Faculty of Advocates of Scotland or a Solicitor of the Supreme Court or of the Supreme Court of Judicature of England, Scotland, or Northern Ireland or a Law Agent in Scotland; 42/1969
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- (b) shall be deemed to be revoked upon the holder thereof ceasing to be a member of the Civil Service of Jamaica;
- (c) may be revoked by the Chief Justice on the application of the Attorney-General, so, however, that no such Certificate shall be revoked unless the holder thereof is afforded a reasonable opportunity of showing cause why such Certificate should not be so revoked.