

JAMAICA

No. 10 – 2007

I assent,

[L.S.]

(Sgd.) Prof. Kenneth O. Hall
Governor-General

26th June, 2007

AN ACT to Validate and provide indemnity in respect of anything affected by invalidity of the appointment of Phyllis Mae Mitchell as a Minister of State in the Ministry of Education and Culture in the circumstances of the voidance of her membership of the House of Representatives.

[*27th June 2007*]

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and House of Representatives of Jamaica, and by the authority of the same, as follows:—

1. This Act may be cited as the Ministerial and Parliamentary Functions (Phyllis Mae Mitchell) (Validation and Indemnity) Act, 2007. Short title.

2.—(1) In this Act—

“emoluments” includes salary, allowances and any other perquisite of office;

Interpretation.

[No.] *The Ministerial and Parliamentary Functions (Phyllis Mae Mitchell) (Validation and Indemnity) Act, 2007*

“instruments” includes Orders in Council within the meaning of the Orders in Council (Amendment and Revocation) Act, in so far as that Act is applicable to them or in so far as any other enactment of the Parliament of Jamaica applies any such Orders to Jamaica;

“laws” includes instruments having the force of law and unwritten rules of law or equity.

(2) Any reference in this Act to appointment as a Minister of State includes a reference to charging with responsibility for any subject or any department of government.

Validation
and
indemnity.

3.—(1) For the purposes of any laws, all acts, matters and things affected, apart from this section, by invalidity of the appointment of Phyllis Mae Mitchell as a Minister of State in the Ministry of Education and Culture between the 6th January, 1998 and the 29th June, 2001, during her purported tenure of office as a member of the House of Representatives between the 18th December, 1997, and the 29th June, 2001, shall be treated as if such appointment and tenure of office had been duly effected in all respects.

(2) Phyllis Mae Mitchell and every other person who may have incurred in accordance with any law, any liability in consequence (directly or indirectly) of invalidity of such appointment, or illegality of such tenure of office, as aforesaid, or in consequence of receipt of any emoluments appertaining to that appointment or purported tenure of office, are hereby freed, acquitted, discharged and indemnified as well against the Queen’s Most Excellent Majesty, Her Heirs and Successors, as against all other persons, and whether from such liability or from claims on account of all or any such receipts.

Passed in the House of Representative this 5th day of June, 2007.

O. T. WILLIAMS,
Deputy Speaker.

Passed in the Senate this 15th day of June, 2007.

SYRINGA MARSHALL-BURNETT, C.D., J.P.

President.

*This printed impression has been carefully
compared by me with the Act which has passed
the House of Representatives and Senate, and
has been found by me to be a true and correct
printed copy of the said Act.*

Clerk to the Houses of Parliament