

**THE LOCAL GOVERNMENT (AMENDMENT) BILL**  
(No. XXIV of 2004)

**Explanatory Memorandum**

The object of this Bill is to amend the Local Government Act 1989 and the Local Government Act 2003 to provide for -

- (a) the election of councillors of local authorities to be held in the year 2006 instead of 2004;
- (b) the extension of the mandate of district and village councillors currently in office until 2006;
- (c) the election of the chairman and vice-chairman of each district and village council to be held this year between 1 and 7 September;
- (d) the repeal of sections 100 and 101 of the Local Government Act 1989;
- (e) the existing local authorities under the Local Government Act 1989 to be deemed to be local authorities for the purposes of the Local Government Act 2003.

16 July 2004

**M. CHOONEE**  
*Minister of Local Government and Solid  
Waste Management*

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**ARRANGEMENT OF CLAUSES**

Clause

1. Short title
2. Local Government Act 1989 amended
3. Local Government Act 2003 amended

## **A BILL**

### **To amend the Local Government Act 1989 and the Local Government Act 2003**

ENACTED by the Parliament of Mauritius, as follows -

#### **1. Short title**

This Act may be cited as the Local Government (Amendment) Act 2004.

#### **2. Local Government Act 1989 amended**

The Local Government Act 1989 is amended -

- (a) in section 17(1), by deleting the figure “2004” and replacing it by the figure “2006”;
- (b) in section 18(2), by deleting paragraph (b) and replacing it by the following paragraph –
  - (b) Notwithstanding paragraph (a), in 2004, the election of the chairman and vice-chairman shall be held between 1 and 7 September.
- (c) in section 20 –
  - (i) in subsection (5)(a), by deleting the words “subsection (1)” and replacing them by the words “subsections (1) and (7)”;
  - (ii) by adding immediately after subsection (6), the following new subsection –
    - (7) All members of district councils currently in office shall continue to serve as such until the day preceding the day on which village council elections are to be held in 2006.
- (f) in section 23 –
  - (i) in subsection (1) -
    - (A) by deleting the figure “2004” and replacing it by the figure “2006”;
    - (B) in paragraph (b), by deleting the words “25 December” and “31 December” and replacing

them by the words “1 December” and “10 December” respectively;

- (ii) by deleting subsection (4) and replacing it by the following subsection -

(4) All members of village councils currently in office shall continue to serve as such until the day immediately preceding nomination day at a general election for the election of members of village councils in 2006.

- (e) in section 24(1), by deleting paragraph (c) and replacing it by the following paragraph –

(c) Notwithstanding paragraph (b), in 2004, the meeting for the election of the chairman and vice-chairman shall be held between 1 and 7 September.

- (f) by repealing sections 100 and 101.

### **3. Local Government Act 2003 amended**

The Local Government Act 2003 is amended -

- (a) in section 3, by adding immediately after subsection (4), the following new subsection –

(5) Pending the holding of an election of municipal councillors in the year 2006 and the establishment of the local authorities under subsection (1), reference to a local authority under this Act shall be deemed to be a reference to a local authority established under the Local Government Act 1989.

- (b) in section 11(1), by deleting the figure “2004” and replacing it by the figure “2006”.