

Organic Law on the Advisory Committee on the Power of Mercy

Consolidated: 20/10/2022



CHAPTER NO. 1.

Organic Law on the Advisory Committee on the Power of Mercy.

ARRANGEMENT OF SECTIONS.

1. Advisory Committee on the Power of Mercy.
2. Powers, procedures, etc.,



CHAPTER NO. 1.

Organic Law on the Advisory Committee on the Power of Mercy,

Being a Provisional ***Organic Law*** to implement Section 152 (*Advisory Committee on the Power of Mercy*)¹ by making provision for the Advisory Committee on the Power of Mercy,

MADE by the Constituent Assembly to come into operation on Independence Day².

1. ADVISORY COMMITTEE ON THE POWER OF MERCY.

(1) An Advisory Committee on the Power of Mercy is hereby established.

(2) The Committee shall consist of -

- (a) a lawyer; and
- (b) a medical practitioner with experience in psychiatry; and
- (c) a member of the National Parliament; and
- (d) a Minister of religion; and
- (e) a person with experience in community work,

appointed by the Head of State, acting with, and in accordance with, the advice of the National Executive Council by notice published in the National Gazette.

(3) At least one of the members of the Committee shall be a woman.

(4) The Head of State, acting with, and in accordance with, the advice of the National Executive Council shall appoint one of the members to be the Chairman.

2. POWERS, PROCEDURES, ETC.

(1) For the purpose of Division III.4 (*principles of natural justice*) of the ***Constitution***, the Advisory Committee is a quasi-judicial body.

(2) The Advisory Committee shall be given full and free access to all records relating to the offence which, and the offender whom, it is considering.

(3) All questions before a meeting of the Committee shall be decided in accordance with the majority of votes, but nothing in this Law prevents a minority of³ dissenting report being made.

(4) The Advisory Committee shall cause minutes of its meetings to be kept.

(5) Subject to this Law, the procedures of the Advisory Committee are as determined by it.

Office of the Commissioner-Revised Laws, PNG

¹ *Semble*, "of the Constitution" was omitted.

² "Adopted" on 31 July 1975, before the adoption of the Constitution, and "made" on 15 August 1975.

³ *Semble*, "or" was intended.