

No. 12 of 2000.

Magisterial Service (Amendment) Act 2000.

Certified on: 18.08.00

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 2000.

Magisterial Service (Amendment) Act 2000.

ARRANGEMENT OF SECTIONS.

1. Repeal and replacement of heading to Part III.

“PART III. - CLASSIFICATION OF MAGISTRATES.”.

2. Repeal and replacement of Section 5.

“5. CLASSIFICATION OF MAGISTRATES.

3. Appointment (Amendment of Section 6).
4. Qualifications of Magistrates (Amendment of Section 7).
5. Jurisdiction (Amendment of Section 9).

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 2000.

AN ACT

entitled

Magisterial Service (Amendment) Act 2000,

Being an Act to amend the *Magisterial Service Act* (Chapter 43),

MADE by the National Parliament.

1. REPEAL AND REPLACEMENT OF HEADING TO PART III.

The heading to Part III of the Principal Act is repealed and is replaced with the following:-

“PART III. - CLASSIFICATION OF MAGISTRATES.”.

2. REPEAL AND REPLACEMENT OF SECTION 5.

Section 5 of the Principal Act is repealed and is replaced with the following:-

“5. CLASSIFICATION OF MAGISTRATES.

There shall be within the Service -

- (a) two Deputy Chief Magistrates; and
- (b) such number of -
 - (i) Principal Magistrates; and
 - (ii) District Court Magistrates,as the Commission determines.”.

3. APPOINTMENT (AMENDMENT OF SECTION 6).

Section 6 of the Principal Act is amended -

- (a) in Subsection (1)(a), by repealing the words “the Deputy Chief Magistrate” and replacing them with the following:-

“a Deputy Chief Magistrate”; and

- (b) by adding the following new subsection:-

“(3) A Deputy Chief Magistrate shall be appointed for a term of six years and is eligible for re-appointment.”.

Magisterial Service (Amendment)

4. **QUALIFICATIONS OF MAGISTRATES (AMENDMENT OF SECTION 7).**

Section 7(1) of the Principal Act is repealed and is replaced with the following:-

“(1) Subject to Subsection (2), qualifications for appointment as Deputy Chief Magistrate, Principal Magistrate or District Court Magistrate are as determined by the Commission, not being less than any qualifications prescribed by or under an Act.”

5. **JURISDICTION (AMENDMENT OF SECTION 9).**

Section 9(1) of the Principal Act is repealed and is replaced with the following:-

“(1) The jurisdiction, powers, functions, duties and responsibilities of a Deputy Chief Magistrate, Principal Magistrate or District Court Magistrate are as determined by or under an Act.”

I hereby certify that the above is a fair print of the *Magisterial Service (Amendment) Act 2000* which has been made by the National Parliament.

Clerk of the National Parliament.

I hereby certify that the *Magisterial Service (Amendment) Act 2000* was made by the National Parliament on 5 April 2000.

Speaker of the National Parliament.