

REVISION OF THE LAWS ACT
(Cap. 01:03)

**RECTIFICATION OF THE LAWS (MAGISTRATES
COURT ACT) ORDER, 2008**
(Published on 15th August, 2008)

ARRANGEMENT OF PARAGRAGHS

PARAGRAPH

1. Citation
2. Rectification of error in section 61 of Cap. 04:04

IN EXERCISE of the powers conferred on the Law Revision Commissioner by section 12 of the Revision of the Laws Act, the following Order is hereby made —

1. This Order may be cited as the Rectification of the Laws (Magistrates Court Act) Order, 2008. Citation

2. Section 61 of the Magistrates Court Act is rectified by inserting the following subsections that were deleted — Rectification of error in section 61 of Cap. 04:04

“(3) The punishment of whipping shall be suspended if the accused gives notice of appeal, and such suspension shall continue until the final determination or abandonment of such appeal.

(4) Notwithstanding subsections (1) and (2) where any written law provides that for any offence there may be imposed any forfeiture, confiscation, disqualification, or the cancellation or revocation of any permit or licence, or that compensation may be awarded or restitution made to any person, the magistrate before whom such offence is prosecuted may impose or award or make such forfeiture, confiscation, disqualification, compensation, restitution, cancellation or revocation in addition to any other penalty.

(5) Nothing in this section shall be construed as authorising a magistrate to impose for any offence a punishment greater than that which may by law be imposed for such offence, or as preventing a magistrate from imposing, as often as he is specially authorised by any written law so to do, any other or more severe punishment than the punishments mentioned in subsection (1)”.

MADE this 11th day of July, 2008.

A. MOLOKOMME,
Law Revision Commissioner.

L2/7/161 IV

cc: L2/7/238 III