

BILL

Supplement to the Sierra Leone Gazette Vol. CXLXIII, No. 45
dated 30th June, 2022

No.



2022

Sierra Leone

A BILL ENTITLED

The Constitution of Sierra Leone (Amendment) Act, 2022 Short title.

Being an Act to amend the Constitution of Sierra Leone, 1991 (Act No. 6 of 1991), to rename the "Political Parties Registration Commission" as the "Political Parties Regulation Commission", to replace the Administrator and Registrar General with the Executive Secretary as secretary to the Commission and to provide for other related matters.

[

]* Date of commencement.

ENACTED by the President and Members of Parliament in this present Parliament assembled.

Amendment
of section 34
(1) of Act No.
6 of 1991.

1. Subsection (1) of section 34 of the Constitution of Sierra Leone, 1991 (Act No. 6 of 1991) is amended by repealing and replacing that subsection with the following new subsection-

"(1) There shall be a Political Parties Regulation Commission which shall consist of 5 members appointed by the President, namely -

- (a) a Chairman;
- (b) the Chief Electoral Commissioner;
- (c) a legal practitioner nominated by the Sierra Leone Bar Association;
- (d) a member nominated by the Sierra Leone Labour Congress;
- (e) the President, Institute of Chartered Accountants of Sierra Leone; and
- (f) the Executive Secretary shall be the secretary to the Commission."

Amendment
of section 34
(3) of Act
No. 6 of 1991.

2. Subsection (3) of section 34 of the Constitution of Sierra Leone, 1991 (Act No. 6 of 1991) is amended by repealing and replacing that subsection with the following new subsection -

"(3) The Executive Secretary shall be the secretary to the Commission."

Amendment
section 35
of Act No. 6
of 1991.

3. Section 35 of the Constitution of Sierra Leone, 1991 (Act No. 6 of 1991) is amended-

- (a) in subsection (3), by repealing and replacing that subsection with the following new subsection-

"(3) A statement of the sources of income and

the audited accounts of a political party, together with a statement of its assets and liabilities, shall be submitted annually to the Political Parties Regulation Commission, but no such account shall be audited by a member of the political party whose account is submitted."

- (b) in subsection (5), by repealing and replacing that subsection with the following new subsection-

"(5) An association shall be registered as a political party if the Political Parties Regulation Commission is satisfied that -

- (a) membership or leadership of the party is restricted to members of any particular tribal or ethnic group or religious faith;
- (b) the name, symbol, colour or motto of the party has exclusive or particular significance or connotation to members of any particular tribal or ethnic group or religious faith;
- (c) the party is formed for the sole purpose of securing or advancing the interests and welfare of a particular tribal or ethnic group, community, geographical area or religious faith; or
- (d) the party does not have a registered office in each of the Provincial Headquarter towns and the Western Area."
- (c) in subsection (7), by repealing and replacing that subsection with the following new subsection-

"(7) An association aggrieved by a decision of the Political Parties Regulation Commission under this section may appeal to the Supreme Court and the decision of the Supreme Court shall be final."

MEMORANDUM OF OBJECTS AND REASONS

The object of the Bill is to amend the Constitution of Sierra Leone, 1991 to-

- (a) rename the "Political Parties Registration Commission" as the "Political Parties Regulation Commission"; and
- (b) replace the Administrator and Registrar General with the Executive Secretary as secretary to the Commission.

MADE this 24th day of March, 2021.

MOHAMED LAMIN TARAWALLEY
Attorney-General and Minister of Justice.

FREETOWN,
SIERRA LEONE