

## COMMUNIQUE

- (1) THE CONSTITUTION (AMENDMENT) BILL (2010) &
- (2) THE JUDICIAL AND LEGAL PROVISIONS BILL (2010)

Government has approved that the Constitution (Amendment) Bill and the Judicial and Legal Provisions Bill be circulated for public consultation before its introduction in the National Assembly.

The objects of the Constitution (Amendment) Bill are to:

- (a) provide that the Supreme Court shall consist of a Court of Appeal and a High Court (which shall comprise a Civil Division, a Commercial Division - which will replace the Bankruptcy Court, a Criminal Division and a Family Division);
- (b) permit any person aggrieved by a decision of the Court of Appeal to appeal to the Judicial Committee of the Privy Council;
- (c) do away with the archaic procedure of appeal by way of case stated;
- (d) establish an Office of the Director of Public Prosecutions as a separate department; and
- (e) alter the composition of the Judicial and Legal Service Commission.

The objects of the Judicial and Legal Provisions Bill are to:

- (a) amend a number of enactments to give effect to the proposed changes in the Constitution which purport to implement the recommendations made by the Presidential Commission to the effect that the Supreme Court shall consist of a Court of Appeal and a High Court; and
- (b) implement certain other recommendations of the Commission relating to proceedings before the Master's Court, divorce proceedings, service by registered post in civil proceedings, the composition and powers of the Rules Committee and the issuing of warrants of arrest against witnesses who fail to attend Court.

The Attorney General's Office wishes to inform all stakeholders and the public in general that the Constitution (Amendment) Bill and the Judicial and Legal Provisions Bill can be consulted on its website <http://www.gov.mu/portal/site/webattorney>. Any comments / suggestions / proposals may be submitted by **29 October 2010** by mail to the Chief Legal Secretary, Attorney General's Office, 4<sup>th</sup> Floor, Renganaden Seeneevassen Building, Jules Koenig Street, Port Louis or on the following email address: [ls\\_ago@mail.gov.mu](mailto:ls_ago@mail.gov.mu).