
STATUTORY INSTRUMENTS

1988 No. 1842

SOUTH ATLANTIC TERRITORIES

The St. Helena Constitution Order 1988

Made - - - - 26th October 1988

Laid before Parliament 3rd November 1988

Coming into force in accordance with section 1(2)

THE ST. HELENA CONSTITUTION ORDER 1988

1. Citation and commencement.
2. Interpretation.
3. Amendment of existing Constitution.
4. Revocations.
5. Establishment of Constitution.
6. Existing laws.
7. Existing offices.
8. Standing Orders.
9. Pending legal proceedings.
10. Power reserved to Her Majesty.
Signature

SCHEDULE 1 TO THE — THE CONSTITUTION OF ST. HELENA
ORDER

THE CONSTITUTION OF ST. HELENA

PART I — THE GOVERNOR

1. Office of Governor constituted.
2. Succession to Government.
3. Deputy to Governor.

PART II — THE EXECUTIVE

4. Executive authority.
5. Executive Council.
6. Tenure of office of Unofficial and Temporary Members of Executive Council.
7. Determination of questions as to membership of Executive Council.

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8. Summoning of and proceedings in Executive Council.
9. Summoning of persons to assist Executive Council.
10. Presiding in Executive Council.
11. Governor to consult Executive Council.
12. Governor's special responsibilities.
13. Oath by members of Executive Council.
14. Powers of the Attorney General.
PART III — LEGISLATIVE COUNCIL
15. Legislative Council.
16. Temporary Members of Legislative Council.
17. Qualifications and disqualifications of Elected Members of Legislative Council.
18. Tenure of office of Elected Members of Legislative Council
19. Vacation of seat on sentence, etc.
20. Determination of questions as to membership of Legislative Council.
21. Law as to elections.
PART IV — COUNCIL COMMITTEES
22. Council Committees.
23. Functions of Council Committees.
24. Rules of procedure, etc., of Council Committees.
25. Tenure of office of members of Council Committees.
26. Governor may confer functions on Council Committees.
PART V — LEGISLATION AND PROCEDURE IN LEGISLATIVE COUNCIL
27. Power to make laws.
28. Royal Instructions.
29. Standing Orders.
30. Presiding in Legislative Council.
31. Legislative Council may transact business notwithstanding vacancies.
32. Quorum.
33. Voting.
34. Governor's reserved power.
35. Introduction of Bills.
36. Assent to Bills.
37. Disallowance of laws.
38. Oath of Allegiance.
39. Privileges of Legislative Council and members.
40. Sessions.
41. Prorogation and dissolution.
42. General election.
PART VI — THE JUDICATURE

The Supreme Court

43. Constitution of Supreme Court.
44. Exercise of jurisdiction of Supreme Court.
45. Appointment of Chief Justice.
46. Persons empowered to hold Supreme Court.

Court of Appeal

47. Constitution of Court of Appeal.
48. Jurisdiction of Court of Appeal.
49. Practice and procedure on appeals.

PART VII — MISCELLANEOUS

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50. Public seal.
51. Grants of land.
52. Governor's power of pardon.
53. Constitution of offices, appointments, etc.
54. Resignations.
55. Reappointments and concurrent appointments.
56. Interpretation.

SCHEDULE TO THE — FORMS OF OATHS AND AFFIRMATIONS
CONSTITUTION

1. ***Oath of Allegiance***
2. ***Oath for due execution of office***
3. ***Judicial Oath***
4. ***Affirmations***

SCHEDULE 2 TO THE — REVOCATIONS
ORDER

Explanatory Note