

## SCHEDULE 2

### The Constitution of the Turks and Caicos Islands

## PART VI

### THE JUDICATURE

#### The Supreme Court

#### **Constitution of Supreme Court**

73.—(1) There shall be a Supreme Court for the Turks and Caicos Islands which shall have such jurisdiction and powers as may be conferred upon it by this Constitution and any other law.

(2) The judges of the Supreme Court shall be a Chief Justice and such number of other judges not exceeding two as may be determined by the Governor, acting in his or her discretion; but the office of a judge shall not, without the consent of that judge, be abolished during his or her continuance in office.

(3) The judges of the Supreme Court shall be persons qualified for appointment under subsection (4) and shall be appointed by the Governor, acting in accordance with section 82, by instrument under the public seal.

(4) A judge of the Supreme Court must be—

- (a) a barrister or solicitor of the United Kingdom, of any other part of the Commonwealth, or of Ireland;
- (b) a member of the Faculty of Advocates or a Writer to the Signet of Scotland; or
- (c) an attorney of the Supreme Court admitted under the Legal Profession Ordinance<sup>(1)</sup> or under any law for the time being in force in the Islands making like provision,

and of at least ten years' standing as such.

(5) It shall be lawful for a person qualified for appointment as a judge of the Supreme Court to be so appointed (regardless of his or her age) for such term as may be specified in the instrument of appointment, and section 74 shall have effect in relation to any person so appointed as if he or she would attain the retiring age applicable to that office on the day on which the specified term expires.

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(1) Ordinance No. 5 of 1997.