

SCHEDULE 2

THE CONSTITUTION OF PITCAIRN

PART 9

OMBUDSMAN

Ombudsman

59.—(1) The Governor may from time to time appoint an Ombudsman to investigate, in accordance with any Ordinance enacted under section 36, any complaint of maladministration in the government of Pitcairn or such other matters as may be prescribed by Ordinance.

(2) No person shall be qualified to be appointed as an Ombudsman if he or she is a member of the Island Council or an officer of the Pitcairn Public Service.

(3) An Ombudsman shall vacate office—

- (a) at the expiration of the period specified in the instrument by which he or she was appointed;
- (b) if he or she resigns office by writing under his or her hand addressed to the Governor;
- (c) if he or she becomes a member of the Island Council or an officer of the Pitcairn Public Service; or
- (d) if the Governor directs that he or she shall be removed from office for inability to discharge the functions of the office (whether arising from infirmity of body or mind or from any other cause) or for misbehaviour.

Functions of Ombudsman

60.—(1) An Ombudsman shall have such functions, powers and jurisdiction as may be prescribed by Ordinance.

(2) In the investigation of any complaint or other matter, an Ombudsman shall act independently and shall not be subject to the direction or control of the Governor, the Island Council or any other person or authority.