
STATUTORY INSTRUMENTS

1989 No. 2401

**CARIBBEAN AND NORTH
ATLANTIC TERRITORIES**

The Montserrat Constitution Order 1989

Made - - - - 19th December 1989
Laid before Parliament 8th January 1990
Coming into force On a day to be appointed under
section 1(2)

THE MONTSERRAT CONSTITUTION ORDER 1989

1. Citation and commencement
2. Interpretation
3. Revocations
4. Establishment of Constitution
5. Existing Laws
6. Existing officers.
7. Legislative Council.
8. Power reserved to Her Majesty.
Signature

SCHEDULE 1 TO THE — REVOCATIONS
ORDER

SCHEDULE 2 TO THE — THE CONSTITUTION OF MONTSERRAT
ORDER

THE CONSTITUTION OF MONTSERRAT

PART I — THE GOVERNOR

1. The Governor.
2. Acting Governor.
3. Deputy to Governor.
4. Exercise of Governor's functions.
5. Powers to dispose land.
6. Power to constitute offices and make appointments etc.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

7. Powers of pardon, etc.
8. Public seal.
- PART II — THE EXECUTIVE
9. Executive authority.
10. Executive Council.
11. Appointment of members.
12. Tenure of office of members.
13. Performance of functions of Chief Minister in certain events.
14. Temporary members.
15. Assignment of responsibilities to Ministers.
16. Governor's special responsibilities.
17. Oaths and affirmations.
18. Summoning of Executive Council.
19. Proceedings in Executive Council.
20. Summoning of persons to Executive Council.
21. Powers of Attorney-General.
- PART III — THE LEGISLATURE
22. Constitution of Legislature.
23. The Legislative Council.
24. Nominated members.
25. Elected members.
26. Power to summon public officers to attend meetings of Legislative Council.
27. Qualifications for elected membership.
28. Disqualifications for nominated and elected membership.
29. Tenure of office of nominated and elected members.
30. Validity of proceedings.
31. Determination of questions as to membership.
32. Filling of vacancies.
33. Temporary members.
34. Incapacity of nominated members.
35. Sessions of Legislative Council.
36. Speaker and Deputy Speaker.
37. Presiding in Legislative Council.
38. Governor's right to address Legislative Council.
39. Oath or affirmation of allegiance.
40. Quorum.
41. Voting.
42. Prorogation and dissolution.
43. General elections.
44. Introduction of Bills etc.
45. Power to make laws.
46. Standing Orders.
47. Penalties for unauthorised persons sitting or voting.
48. Assent to Bills.
49. Words of enactment.
50. Disallowance of laws.
51. Privileges etc. of Legislative Council.
- PART IV — FUNDAMENTAL RIGHTS AND FREEDOMS OF THE INDIVIDUAL
52. Fundamental rights and freedoms of the individual.
53. Protection of right to life.
54. Protection from inhuman treatment.
55. Protection from slavery and forced labour.

56. Protection from arbitrary arrest or detention.
57. Provisions to secure protection of law.
58. Protection of privacy of home and other property.
59. Protection of freedom of conscience.
60. Protection of freedom of expression.
61. Protection of freedom of assembly and associations.
62. Protection of freedom of movement.
63. Protection from discrimination on grounds of race, etc.
64. Protection from deprivation of property.
65. Provisions for periods of public emergency.
66. Enforcement of fundamental rights.
67. Interpretation of Part IV.

PART V — INTERPRETATION

68. Interpretation.

THE SCHEDULE TO —
THE CONSTITUTION

Explanatory Note