

Assented to in Her Majesty's name this 12th day of December 1974.



A. G. Lewis
Governor.

No. 18

1974



Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Administration of Justice Ordinance. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows— Enacting clause.

1. This Ordinance may be cited as the Administration of Justice (Amendment) Ordinance 1974. Short title.

2. Section 7A of the Administration of Justice Ordinance (hereinafter referred to as the principal Ordinance) is repealed and replaced by the following— Repeal and replacement of section 7A.

^{“Appeals from Summary Court.}

7A. An appeal to the Supreme Court shall lie—

- (a) in civil cases from every decision of a Summary Court; and
- (b) by a person convicted by a Summary Court in a criminal case—
 - (i) if he has pleaded guilty, against the sentence; and
 - (ii) if he did not, against any order, conviction or sentence.”.


3. The principal Ordinance is amended by adding after section 53 the following new section —

“Review.”

53A. (1) The Judge of the Supreme Court, whether sitting in the Colony or elsewhere, may of his own motion call for and examine the record of any proceedings before a Summary Court or the Magistrate's Court, in which an accused person has been sentenced to imprisonment or a fine exceeding £25, for the purpose of satisfying himself as to the correctness, legality or propriety of the finding, sentence or order recorded or passed, and as to the regularity of the proceedings of such Courts.

(2) The Judge of the Supreme Court shall have in respect of the proceedings, the record of which is called for under this section, all the powers of an appellate authority under section 53 of this Ordinance other than to substitute for a sentence a more severe sentence.”

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.


Clerk of the Legislative Council.

Ref. LEG/10/7.