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No. 22 of 1964.

BRITISH GUIANA

ORDER

MADE UNDER

THE EMERGENCY POWERS REGULATIONS, 1964.

Under paragraph (2) of regulation 75 of the Emergency Powers Regulations, 1964, as amended from time to time, and by virtue and in exercise of all powers enabling me in that behalf, I do hereby order as follows:—

1. This Order may be cited as the Emergency Powers (Advisory Tribunal) Order, 1964.

2. There shall be established for the purposes of article 15 of the Constitution a tribunal, hereinafter referred to as the "Advisory Tribunal", constituted in the manner hereinafter provided.

3. The Advisory Tribunal shall consist of a Chairman and not less than two other members selected with a view to ensuring the independence and impartiality of the Tribunal.

4. The Chairman of the Advisory Tribunal shall be appointed by the Chief Justice from among the persons authorised to practise in British Guiana as advocates or solicitors.

5. The remaining members of the Advisory Tribunal shall be appointed by the Governor after consultation with the Judicial Service Commission established under article 89 of the Constitution.

6. Subject to the provisions of paragraph (1) of article 15 of the Constitution, any person referred to in sub-paragraphs (a) or (b) of the said paragraph (hereinafter referred to as an "applicant") who is detained or whose movements or residence are restricted may apply in writing to the Advisory Tribunal for the review of his case.

7. An applicant shall be entitled to be heard in support of his application in person or by counsel, solicitor or agent.

8. The Advisory Tribunal shall, as soon as practicable after any application has been made to it, appoint a time and place for reviewing the applicant's case and shall give notice thereof to the applicant, and also, if the applicant is detained, to the person in whose custody the applicant is, and such person shall cause the applicant to be brought before the Tribunal at the time and place so appointed.

9. The Chairman shall convene the Advisory Tribunal as soon as practicable after any application has been referred to the Tribunal.

10. The Advisory Tribunal shall regulate its own procedure, and after review of the case of the applicant shall make a written report to the Governor of its recommendations with respect to the applicant's case.

Made by me this 15th day of June, 1964.

RICHARD E. LUYT,
Governor.