

To be continued with Ch. 4 of 1938

CHAPTER 253.

ASSISTANT ~~TO THE~~ ATTORNEY GENERAL.

[No. VI of 1920.]

[13th March, 1920.]

Short title.

1. This Ordinance may be cited as the Assistant to the Attorney General Ordinance.

Appointment and duties.

2.—(1) The Governor with the approval of the Secretary of State, may appoint, at a salary approved by the Legislative Council, some fit person, who shall be a barrister-at-law, to be assistant ~~to the~~ Attorney General, and whose duties shall be—

- (a) to prosecute for the Crown in one of the courts held in the county of Demerara for the trial of indictable offences, and to do the same when required by the Attorney General in the courts held for the same purpose in the counties of Essequibo and Berbice respectively;
- (b) to assist the Crown Solicitor in the preparation of criminal causes for the criminal sessions and in the fixing of indictments;
- (c) to appear, with or without the Attorney General, in the Supreme Court or before any judge or magistrate in all civil cases in which the Crown or Government is interested, as directed by the Attorney General;
- (d) to advise the revenue departments, and to appear in all revenue cases in the Supreme Court and, when required, in the magistrates' courts;
- (e) to appear in the Supreme Court in all appeals from the decisions of magistrates in cases where the police or a government officer in his official capacity is appellant or respondent;
- (f) to appear in the magistrates' courts in cases where the Crown or the Government or any Government department is interested, when required by the Governor or the Attorney General;

- (g) to deal with the minute papers on questions in which legal advice is required by the Government or officers of the Government as directed by the Governor or the Attorney General;
- (h) to draft or assist in drafting the laws or amending laws directed by the Attorney General;
- (i) to defend or assist the Attorney General in defending government officers sued in respect of matters done in the ordinary discharge of their duties, when so required by the Attorney General;
- (j) to appear in any case, and perform any other duty and render any further assistance to the Attorney General the Attorney General directs.

(2) The Governor, when the person so appointed is absent, or incapable from sickness or other cause, may appoint some other fit person qualified as aforesaid to act provisionally, and he whilst so acting shall have all the duties and powers of the office wherein he is provisionally acting.

3. The Assistant to the Attorney General may be allowed by the Governor the private practice of a barrister, as recognised and approved in England, which must be obtained through the intervention and on the instructions of a solicitor :

Limited
private
practice :

Provided that he shall not take private practice on behalf of the accused party in criminal cases, or in any cases under the Summary Jurisdiction Ordinances brought by the Crown, the police, or any government officer in his official capacity in any of the courts of the colony, or in any case in which there can be any conflict between his duties to the Crown and to the private client; and in doubtful cases the decision of the Governor shall be final.

Proviso.