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No. of

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Criminal Code (Amendment) Act, 2013



THE GAMBIA

NO. 02 OF 2013

Assented to by The President,

this 16th day of April, 2013



YAHYA A. J. J. JAMMEH
President

AN ACT to amend the Criminal Code, Cap 10.01 Vol.III
Laws of The Gambia 2009 and for connected matters.

ENACTED by the President and the National Assembly.

1. Short title

This Act may be cited as the Criminal Code (Amendment)
Act, 2013.

2. Amendment of cap 10.01

The Criminal Code (In this Act referred to as "the Principal Act") is amended as set out in this Act.

3. Amendment of Section 93

Section 93 of the Principal Act is amended by -

- (a) deleting the word "misdemeanor" and substituting it with the word "felony"; and
- (b) deleting the words "three years" and substituting it with the words "five years or a fine of fifty thousand dalasis or both".

4. Amendment of Section 114

Section 114 of the Criminal Code is amended by -

- (a) inserting immediately after the words "public servant" the following words "or President, Vice President, Speaker or Deputy Speaker of the National Assembly, member of the National Assembly, Minister or person acting on their behalf"; and
- (b) substituting for the words "five hundred", the words "fifty thousand dalasis", and for the words "six months", and words "five years".

5. Amendment of Section 166

Section 166 of the Principal Act is amended –

(a) in paragraph (a) by substituting for the word “a common prostitute”, with the words “any person”;

(b) in paragraph (c) by deleting paragraph (c) and inserting the following words-

“a person who in a public place disturbs the public peace”

(c) in paragraph (e) by deleting the word “persistently”; and

(d) by substituting for the words “twenty dalasis”, the words “twenty thousand dalasis”, and the words “one month” the words “three years”.

6. Amendment of section 167

Section 167 of the Principal Act is amended by inserting immediately after paragraph (d) the following new paragraphs-

“(e) a person who being able wholly or in part to maintain himself or his family willfully neglects or refuse to do so;

(f) an abled body person who wanders abroad or places himself or herself in any street or public place to get or gather alms or encourages children to do so;

- (g) a person who has no settled home and has no ostensible means of subsistence and cannot give a satisfactory account of himself or herself;
- (h) a person who in any street or public place or within sight or hearing of any person therein disturbs the peace by quarrelling or attempting to quarrel or by using any insolent, scurrilous or abusive term of reproach;
- (i) any person who in any street or public place or within sight or hearing of any person therein with intention of annoying or irritating any person sings any scurrilous or abusive songs or words whether any person be particularly addressed therein or not; or
- (j) a male person who dresses or is attired in the fashion of a woman in a public place or who practices sodomy as a means of livelihood or as a profession,

are deemed to be rogues and vagabonds and are liable on conviction to a fine not exceeding twenty five thousand dalasis or imprisonment for a term of three years or both”.

7. Amendment of Chapter XXXVI

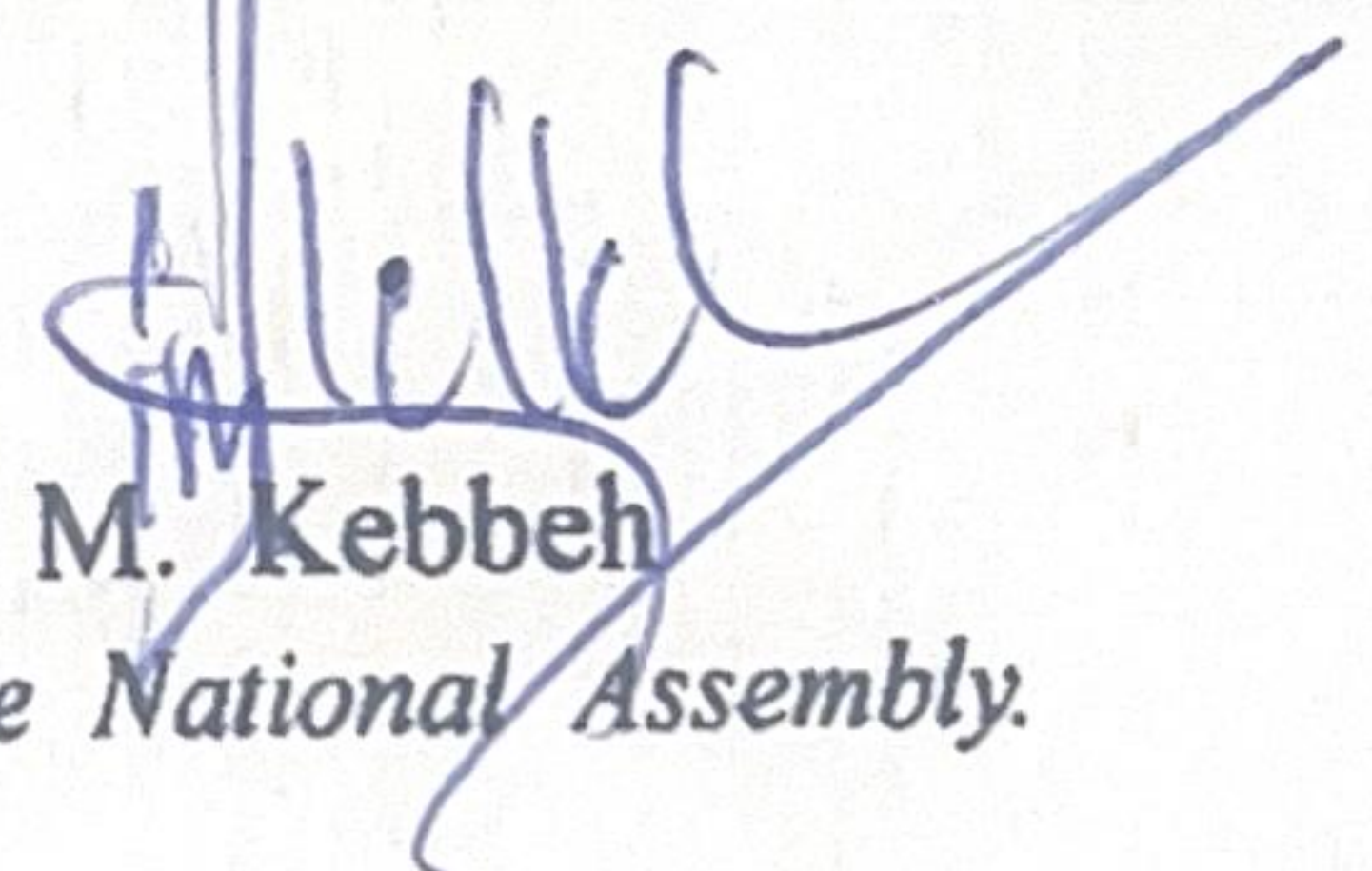
Chapter XXXVI of the Principal Act is amended by inserting immediately after the word “coin” the words the words “or currency” whenever it appears.

PASSED in the National Assembly this 16th day of April
in the year of Our Lord Two Thousand and Thirteenth



D. C. M. Kebbeh
Clerk of the National Assembly.

THIS PRINTED IMPRESSION has been carefully compared by me with the Bill
which has passed in the National Assembly, and found by me to be a true and correct
copy of the said Bill.



D. C. M. Kebbeh
Clerk of the National Assembly.