

Legal Practitioners (Amendment) Act, 2017



THE GAMBIA

No. 06 OF 2017

Assented to by The President,
this 23rd day of October, 2017.



Adama Barrow.
President

AN ACT to amend the Legal Practitioners Act 2016 and for connected matters.

ENACTED by the President and the National Assembly.

1. Short title

This Act may be cited as the Legal Practitioners (Amendment) Act, 2017.

2. Amendment of the Legal Practitioners Act 2016

The Legal Practitioners Act 2016 (In this Act referred to as "the Principal Act") is amended as set out in this Act.

3. Amendment of section 3

Section 3 (5) of the Principal Act is amended by deleting immediately after the words "A document bearing the", the words "imprint of the".

4. Amendment of section 5

Section 5 (1) of the Principal Act is amended by substituting for it the following –

"(1) The Council shall consist of –

- (a) the Chief Justice, who shall be the Chairperson;
- (b) the Minister, who shall be the Vice-Chairperson;
- (c) a Judge of the High Court, who shall be appointed by the Judicial Service Commission;

- (d) one legal practitioner in the service of the Government, who shall be nominated by the Minister;
- (e) four legal practitioners of not less than ten years standing, to be nominated by the Gambia Bar Association; and
- (f) a lay person with an accomplished background, knowledge and experience in matters of law and education, who shall be appointed by the President."

5. Amendment of section 7

Section 7(1) (a) of the Principal Act is amended by substituting for the words "ten years", the words "five years".

6. Amendment of section 13

Section 13 (7) of the Principal Act is amended by substituting for it the following –

"(7) A person who holds a provisional certificate shall–

- (a) have a right of audience in any subordinate Court after six months as a pupil;
- (b) not be entitled for a period of one year immediately after such registration, to practice–
 - (i) in the superior Courts of Judicature; or
 - (ii) as a Barrister and Solicitor, render any service or do any work normally performed by a Barrister and Solicitor as may be prescribed by the Council."

7. Amendment of section 15

Section 15 (2) of the Principal Act is deleted.

8. Amendment of section 21

Section 21 of the Principal Act is amended –

- (a) in sub-section (1), by inserting immediately before the words “law officer”, the words “non-Gambian”; and
- (b) in sub-section (2), by substituting for the word “President”, the word “Minister”.

9. Amendment of section 27

Section 27 (1) (d) of the Principal Act is amended by substituting for the words “a legal practitioner”, the words “two legal practitioners”.

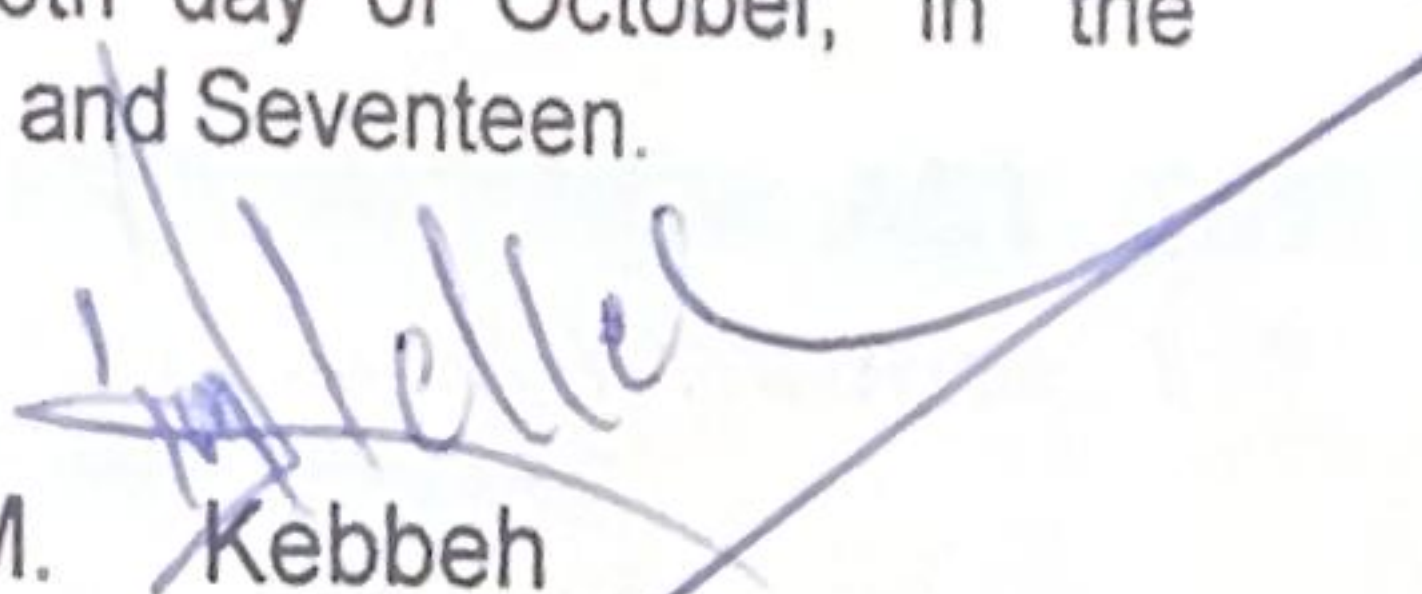
10. Amendment of section 28

Section 28 of the Principal Act is amended –

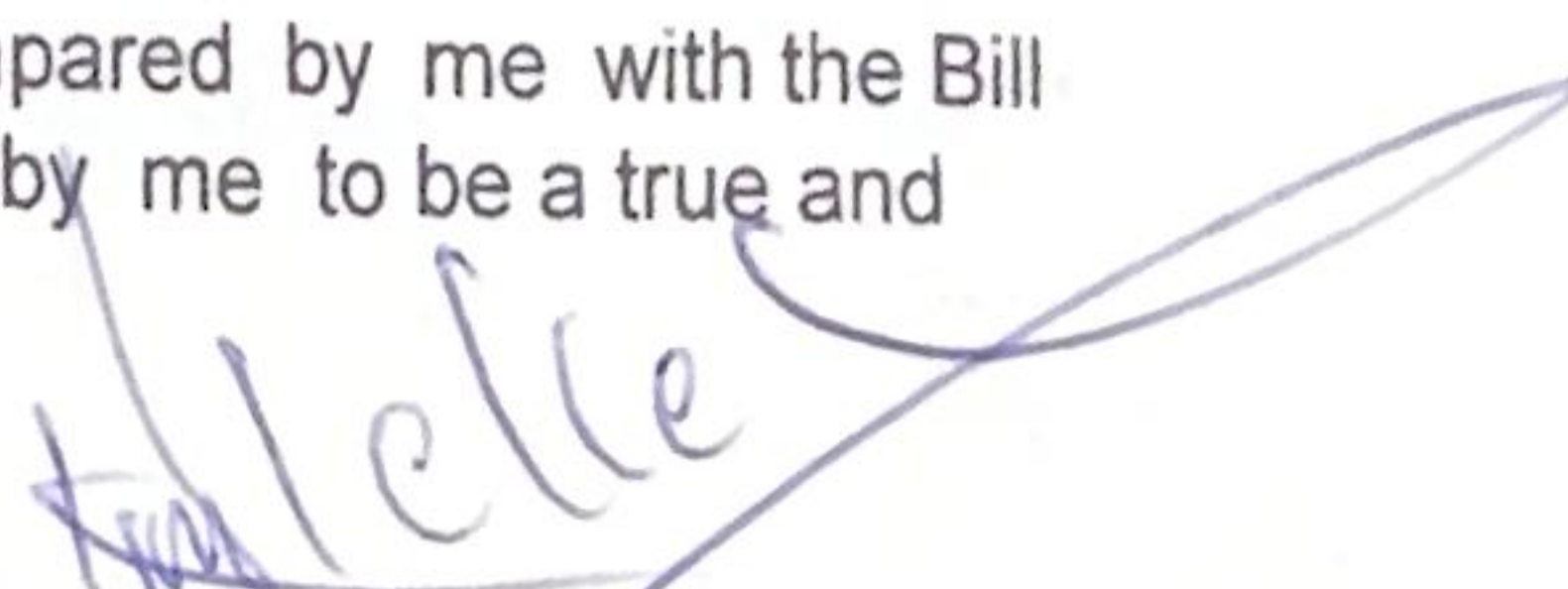
- (a) in sub-section (1) (b), by substituting for the words “the Judge of the Court of Appeal”, the words “the Judge of the High Court”; and
- (b) in sub-section (1) (c), by substituting for the words “two legal practitioners”, the words “three legal practitioners”.

Legal Practitioners (Amendment) Act, 2017

PASSED in the National Assembly this 5th day of October, in the
year of Our Lord Two Thousand and Seventeen.


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.