

CAYMAN ISLANDS



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**A BILL FOR A LAW TO AMEND THE POLICE LAW (2014 REVISION)
TO REQUIRE THE COMMISSIONER OF POLICE TO DISCHARGE,
FROM THE ROYAL CAYMAN ISLANDS POLICE SERVICE, A POLICE
OFFICER WHO HAS BEEN CONVICTED BY A COURT; AND TO
MAKE PROVISION FOR INCIDENTAL AND CONNECTED MATTERS**

THE POLICE (AMENDMENT) BILL, 2017

MEMORANDUM OF OBJECTS AND REASONS

This Bill amends the Police Law (2014 Revision) to require the Commissioner of Police to discharge from the Royal Cayman Islands Police Service a police officer who has been convicted by a court in respect of an offence.

The Bill also provides that, in cases where a discharged police officer successfully appeals against a conviction, the police officer shall be entitled to be re-instated in the Service on the same terms and conditions as those applicable to the police officer immediately prior to the discharge.

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ENACTED by the Legislature of the Cayman Islands.

1. This Law may be cited as the Police (Amendment) Law, 2017.
2. The Police Law (2014 Revision) is amended by repealing section 104 and substituting the following section -

Short title

“Discharge of
police officers
convicted by a
court

104. (1) The Commissioner shall discharge from the Service a police officer, who has been convicted by a court in respect of an offence, whether against this Law or otherwise; but, if the police officer successfully appeals from that conviction, the police officer shall be entitled -

Repeal and substitution
of section 104 of the
Police Law (2014
Revision) - discharge or
reduction in rank of
police officers convicted
by a court

- (a) to be re-instated in the Service on the same terms and conditions as those applicable to the police officer immediately prior to the discharge;
- (b) to receive, in respect of the period during which the police officer was discharged, any pay, pension, gratuity, allowance or benefit, to which the police officer would have been

entitled if the police officer had not been discharged; and

- (c) to be treated, in all respects, as continuing in the Service in the period during which the police officer was discharged.

(2) A police officer who is aggrieved by an order made under subsection (1) by the Commissioner may appeal to the Governor or Deputy Governor under section 101(1) or (2).

(3) A police officer shall not be discharged under this section unless the Commissioner has given the police officer one month's notice of the intention to discharge the police officer.”.

Passed by the Legislative Assembly the day of , 2017.

Speaker.

Clerk of the Legislative Assembly.