

CAYMAN ISLANDS



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THE STANDARDS IN PUBLIC LIFE (AMENDMENT) LAW, 2016

(LAW 10 OF 2016)

THE STANDARDS IN PUBLIC LIFE (AMENDMENT) LAW, 2016

ARRANGEMENT OF SECTIONS

1. Short title and commencement
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3. Amendment of section 11 - duty to furnish declarations
4. Amendment of section 12 of the principal Law - contents of declarations
5. Repeal and substitution of section 14 - inspection of declarations
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7. Amendment of section 26 - appointment of board members
8. Amendment of section 27 - terms of appointment
9. Repeal and substitution of section 33 - contempt of Assembly

CAYMAN ISLANDS

Law 10 of 2016.

I Assent

Helen Kilpatrick

Governor.

June 9, 2016

**A LAW TO AMEND THE STANDARDS IN PUBLIC LIFE LAW, 2014
(LAW 3 OF 2014) TO CLARIFY THE EXTENT TO WHICH A PERSON
IN PUBLIC LIFE IS REQUIRED TO DECLARE MATTERS THAT
RELATE TO OTHER PERSONS; AND FOR INCIDENTAL AND
CONNECTED PURPOSES**

Enacted by the Legislature of the Cayman Islands.

1. (1) This Law may be cited as the Standards in Public Life (Amendment) Law, 2016. Short title

(2) This Law shall come into force on such date as may be appointed by Order made by the Cabinet and different dates may be appointed for different provisions of this Law and in relation to different matters.

2. The Standards in Public Life Law, 2014 (Law 3 of 2014), in this Law referred to as the principal Law, is amended in section 2 as follows -

Amendment of section 2
of the Standards in
Public Life Law, 2014
(Law 3 of 2014) -
interpretation

- (a) in the definition of the words “connected person” -
 - (i) by inserting after the word “means” the words “a member of the immediate family of, or”; and
 - (ii) in paragraph (a), by deleting the words “or employee”; and
- (b) by inserting after the definition of the words “government company” the following definition -

““immediate family” means a spouse, a dependant or such other person as may be prescribed by Cabinet by regulations;”.

Amendment of section
11 - duty to furnish
declarations

3. The principal Law is amended in section 11 by deleting the words “income, assets and liabilities” wherever they appear and substituting the words “interests, income, assets and liabilities”.

Amendment of section
12 - contents of
declarations

4. The principal Law is amended in section 12 as follows -

- (a) in subsection (1) -
 - (i) by deleting the words “shall include, in relation to himself and any connected person” and substituting the words “shall, subject to subsection (5), include in relation to himself or herself and any member of the person’s immediate family”; and
 - (ii) by repealing paragraph (g);
- (b) by repealing subsection (2) and substituting the following subsection -

“(2) Subject to subsection (5), where -

 - (a) a person in public life holds property or manages anything on behalf of any connected person, the person in public life shall so state in the declaration but shall not be required to disclose the terms on which the property is held; or
 - (b) a connected person holds property or manages anything on behalf of a person in public life, the person in public life shall so state in the declaration but shall not be required to disclose the terms on which the property is held.”; and
- (c) in subsection (5), by deleting all the words after paragraph (b) beginning with the words “shall not be required” to the end of the sentence, and substituting the following words -

“shall not be required to include in a declaration any interest, income, assets and liabilities referred to in section 11(1) or any details referred to in subsections (1) or (2) of this section, unless there is a possible or perceived conflict with the person’s functions on the entity to which the person is appointed arising out of such interest, income, assets or liabilities.”.

5. The principal Law is amended by repealing section 14 and substituting the following section -

Repeal and substitution of section 14 - inspection of declarations

“Inspection of Register of 14. The Commission shall, at the request of any member of the public, permit the inspection of the Register during normal working hours.”.

6. The principal Law is amended in section 24(1)(a) by deleting the word “where” the second time that it appears.

Amendment of section 24 - protection of information

7. The principal Law is amended in section 26 as follows -

Amendment of section 26 - appointment of board members

(a) in subsection (1), by inserting after the words “ the provisions of any other Law” the words “, except the Laws within the scope of the special responsibilities of the Governor under section 55 of the Cayman Islands Constitution Order, 2009,”

(b) by inserting after subsection (4) the following subsection -

“(4A) The Governor shall appoint the board members of a public authority that is within the scope of the special responsibilities of the Governor and, in furtherance of such appointment, carry out the duties assigned to the Cabinet in subsections (1)(b), (2), (3) and (4).”; and

(c) by repealing subsection (5).

8. The principal Law is amended by repealing section 27(2) and substituting the following subsection -

Amendment of section 27 - terms of appointment

“(2) A board member shall serve for such term as may be determined by Cabinet and may be reappointed for further terms as may be determined by Cabinet.”.

9. The principal Law is amended by repealing section 33 and substituting the following section -

Repeal and substitution of section 33 - contempt of Assembly

“Contempt of Assembly 33. Where a member contravenes this Law, such contravention may constitute contempt of the Legislative Assembly for which the Assembly may order the Member’s suspension from sitting and voting in the Assembly for such period as the Assembly may determine.”.

Passed by the Legislative Assembly the 6th day of May, 2016.

J. O'Connor-Connolly

Speaker.

Zena Merren-Chin

Clerk of the Legislative Assembly.