

CAYMAN ISLANDS



**SUMMARY JURISDICTION (AMENDMENT)
BILL, 2021**

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A BILL FOR AN ACT TO AMEND THE SUMMARY JURISDICTION ACT (2019 REVISION) TO EMPOWER THE CHIEF JUSTICE TO PRESCRIBE THE SEAL OF THE COURTS; TO PROVIDE FOR THE DESIGNATION OF THE CHIEF MAGISTRATE BY THE GOVERNOR; TO PRESCRIBE THE RESPONSIBILITIES OF THE CHIEF MAGISTRATE; AND FOR INCIDENTAL AND CONNECTED PURPOSES

PUBLISHING DETAILS

Sponsoring Ministry/Portfolio: Portfolio of Legal Affairs (PLA)



**Memorandum of
OBJECTS AND REASONS**

This Bill amends the Summary Jurisdiction Act (2019 Revision) (the “principal Act”) in order to empower the Chief Justice to prescribe the seal of the courts; to provide for the designation of the Chief Magistrate by the Governor and to prescribe the responsibilities of the Chief Magistrate.

Clause 1 provides the short title of the legislation.

Clause 2 amends section 2 of the principal Act by inserting a definition of “Chief Magistrate”.

Clause 3 amends section 5 of the principal Act to empower the Chief Justice to prescribe the seal of the courts instead of the Governor.

Clause 4 inserts new section 6A in the principal Act. The new section provides for the appointment of the Chief Magistrate by the Governor, acting with the advice of the Chief Justice. The new section also provides for the responsibilities of the Chief Magistrate. The new section 6A further provides for the temporary designation of a magistrate as Chief Magistrate by the Governor, during any period where the Chief Magistrate is absent or the office of the Chief Magistrate is temporarily vacant.

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ENACTED by the Legislature of the Cayman Islands.

Short title

1. This Act may be cited as the Summary Jurisdiction (Amendment) Act, 2021.

Amendment of section 2 of the Summary Jurisdiction Act (2019 Revision) - definitions

2. The *Summary Jurisdiction Act (2019 Revision)*, in this Act referred to as the “principal Act”, is amended in section 2 by inserting after the definition of the words “Chief Clerk” the following definition —
 - “**Chief Magistrate**” means the magistrate designated as Chief Magistrate by the Governor in accordance with section 6A;”.

