

# COMMUNITY LAW CENTRE AMENDMENT BILL 2019

## SAMOA

### Explanatory Memorandum

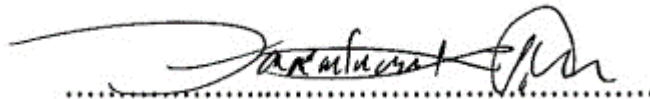
#### 1.0 Object and reasons:

1.1 This Bill is to amend the Community Law Centre Act 2015 to change the title of the office holder from “Public Advocate” to “Public Defender”.

The Bill also intends to limit the work of the Public Defender to just criminal representation in Court.

#### Clauses:

- Clause 1: - provides for the short title and commencement of the Bill.
- Clause 2: - provides for the amendment of section 4 of the principal Act; where section 4(1) is amended by substituting it with a new subsection.
- Clause 3: - provides for the amendment of section 6 of the principal Act where section 6(2) is repealed.
- Clause 4: - provides for the amendment of section 11 of the principal Act by changing the title of “Public Advocate” to “Public Defender”.



(Hon FAAOLESA Katopau T. Ainuu)

**MINISTER FOR JUSTICE AND  
COURTS ADMINISTRATION**

**COMMUNITY LAW CENTRE AMENDMENT BILL 2019**

**SAMOA**

**Arrangement of Provisions**

1. Short title and commencement
2. Section 4 amended
3. Section 6 amended
4. Section 11 amended

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**2019, No.**

**A BILL INTITULED**

**AN ACT to provide amend the Community Law Centre Act 2015 (“principal Act”) and related purposes.**

**BE IT ENACTED** by the Legislative Assembly of Samoa in Parliament assembled as follows:

**1. Short title and commencement:**

This Act may be cited as the Community Law Centre Amendment Act 2019 and commences on a date nominated by the Minister.

**2. Section 4 amended:**

(1) Section 4(1) of the principal Act is amended by substituting with:

“(1) Subject to section 6, the function of the Centre is to provide legal assistance to persons entitled to it in a Court, for criminal matters.”.

**3. Section 6 amended:**

Section 6(2) of the principal Act is repealed.

**4. Section 11 amended:**

(1) Section 11 of the principal Act is amended by substituting “Advocate” wherever it appears with “Defender”.

(2) All references in the principal Act made to “Advocate” or “Advocates” are to be substituted with “Defender” or “Defenders” respectively.

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