

2025-07-26

OBJECTS AND REASONS

This Bill would amend the *Police Act*, Cap. 167 to

- (a) provide for special constables to become public officers and to allow for them to enlist in the Police Service in certain additional circumstances;
- (b) bring the language of the Act into conformity with the *Constitution*;
- (c) provide for matters related to paragraph (a) and (b).

Arrangement of Sections

1. Short title
2. Repeal and replacement of long title
3. Amendment of section 2 of Cap. 167
4. Repeal and replacement of section 3 of Cap. 167
5. Repeal and replacement of section 5 of Cap. 167
6. Repeal and replacement of section 6 of Cap. 167
7. Repeal and replacement of section 8 of Cap. 167
8. Amendment of section 14 of Cap. 167
9. Repeal and replacement of section 15 of Cap. 167
10. Repeal and replacement of section 16 of Cap. 167
11. Repeal and replacement of section 22 of Cap. 167
12. Amendment of section 24 of Cap. 167
13. Repeal and replacement of section 27 of Cap. 167
14. Amendment of section 28 of Cap. 167
15. Repeal and replacement of section 29 of Cap. 167

16. Repeal and replacement of section 31 of Cap. 167
17. Repeal and replacement of section 32 of Cap. 167
18. Repeal and replacement of section 34 of Cap. 167
19. Repeal and replacement of section 38 of Cap. 167
20. Repeal of section 44 of Cap. 167
21. Repeal and replacement of section 46 of Cap. 167
22. Repeal of sections 47 and 48 of Cap. 167
23. Repeal and replacement of section 49 of Cap. 167
24. Repeal and replacement of PART XI of Cap. 167
25. Repeal and replacement of PART XII of Cap. 167
26. Insertion of new section 79A
27. Repeal and replacement of section 80 of Cap. 167
28. Repeal and replacement of section 81 of Cap. 167
29. Repeal and replacement of *Schedule* to Cap. 167
30. Amendment of Cap. 167
31. Consequential amendments
32. Revocation

FIRST SCHEDULE

Forms

SECOND SCHEDULE

Consequential Amendments

BARBADOS

A Bill entitled

An Act to amend the *Police Act*, Cap. 167 to

- (a) provide for special constables to become public officers and to allow for them to enlist in the Police Service in certain additional circumstances;
- (b) bring the language of the Act into conformity with the *Constitution*;
- (c) provide for matters related to paragraph (a) and (b).

ENACTED by the Parliament of Barbados as follows:

Short title

1. This Act may be cited as the *Police (Amendment) Act, 2025*.

Repeal and replacement of long title

2. *The long title to the Police Act, Cap. 167, in this Act referred to as the principal Act, is deleted and the following substituted:*

“An Act to provide for the Barbados Police Service.”.

Amendment of section 2 of Cap. 167

3. *Section 2 of the principal Act is amended*
- (a) *in the definition of “constable”, by deleting the words “Police Force” and substituting the words “Police Service”;*
 - (b) *by deleting the definition of “the Force”;*
 - (c) *by inserting in alphabetical order, the following definition:*

“ “Police Service” or “Service” means the Barbados Police Service established under section 3;”;
 - (d) *by deleting the definition of “regulations” and substituting the following:*

“ “regulations” means regulations made or deemed to be made under this Act;”;
 - (e) *in the definition of “Special Constabulary”, by deleting the words “Force of”; and*

- (f) *in the definition of “subordinate police officer”, by deleting the words “Police Force” and substituting the words “Police Service”.*

Repeal and replacement of section 3 of Cap. 167

- 4.** *Section 3 of the principal Act is deleted and the following substituted:*

“Designation of the Service

- 3.** The Royal Barbados Police Force established in and for Barbados shall continue to be maintained under this Act as the Barbados Police Service.”.

Repeal and replacement of section 5 of Cap. 167

- 5.** *Section 5 of the principal Act is deleted and the following substituted:*

“Employment of Service on military duties

5.(1) In the event of war or in the case of actual or apprehended invasion of Barbados, the President may, by proclamation, direct that the Service, or any part of the Service, shall be employed on military duties in defence of Barbados, and such Service or part thereof shall be liable to be so employed from the date specified in the proclamation until such date as the President may by a like proclamation direct.

(2) The provisions of the *Defence Act*, Cap. 159 relating to discipline apply to every member of the Service who is employed on military duties, except that upon the trial of such a member the sentence of a court-martial shall not be executed unless confirmed by the President.

- (3) Members of the Service who are employed on military duties shall, in addition to their police ranks under this Act, hold such military ranks as may be determined by regulations made by the President.
- (4) Subject to subsection (2), the President may make regulations
 - (a) for the control, administration and equipment of the Service;
 - (b) the part of the Service of the service employed on military duties; and
 - (c) generally for giving effect to this section.
- (5) Subject to subsection (2) and to regulations made under subsection (4), members of the Service who are employed on military duties shall continue to be subject to this Act.”.

Repeal and replacement of section 6 of Cap. 167

6. *Section 6 of the principal Act is deleted and the following substituted:*

“Composition of the Service

- 6.(1)** The Service shall consist of a Commissioner and such number of Deputy Commissioners, Assistant Commissioners, Superintendents, subordinate police officers and constables respectively as does not exceed the number provided by any order made under section 13(1) of the *Public Service Act*,, Cap. 29.
- (2) The members of the Royal Barbados Police Force shall continue to be members of the Service in accordance with their respective offices.”.

Repeal and replacement of section 8 of Cap. 167

7. *Section 8 of the principal Act is deleted and the following substituted:*

“Duties of Commissioner

8. The Commissioner of Police shall have the command and superintendence of the Service, and shall be responsible to the President for the efficient administration and government of the Service and for the proper expenditure of all public moneys appropriated for the purposes of the Service.”.

Amendment of section 14 of Cap. 167

8. *Section 14 of the principal Act is amended by deleting subsection (2) and substituting the following:*

“(2) Such oath shall be taken by the Commissioner and Deputy Commissioners before the President and by every other member of the Service before the Commissioner or a Justice of the Peace.”.

Repeal and replacement of section 15 of Cap. 167

9. *Section 15 of the principal Act is deleted and the following substituted:*

“Status of members of the Service

15. Every person who serves in the Police Service shall be deemed a member of the Service, and shall have and enjoy all the rights,

powers, authorities, privileges and immunities conferred on a member of the Service by law.”.

Repeal and replacement of section 16 of Cap. 167

10. *Section 16 of the principal Act is deleted and the following substituted:*

“Every member of the Service to have same rights, powers, duties etc. as a constable

16. Every member of the Service shall have all such rights, powers, authorities, privileges and immunities, and be liable to all such duties and responsibilities, as any constable duly appointed now has or is subject to by common law or under any enactment.”.

Repeal and replacement of section 22 of Cap. 167

11. *Section 22 of the principal Act is deleted and the following substituted:*

“Additional duties and powers of the Service in relation to maintenance of public order, etc.

23.(1) The Service shall control and regulate

(a) in accordance with regulations made under section 23, the movement of persons and vessels in Carlisle Bay or in any port or harbour of Barbados; and

(b) traffic on all highways and in public places.

(2) Every member of the Service is hereby required to disperse all mobs in public places and any member of the Service may arrest without

a warrant any person being in any such mob who refuses to disperse on being required so to do.

(3) Without prejudice to any other power conferred upon a member of the Service by this or any other enactment, a member of the Service may order any person in a public place to move on and keep on moving; and a person who without lawful excuse failing to obey any such order.

(4) A person who contravenes subsections (2) or (3) is guilty of offence and is liable on summary conviction to a fine of \$10 000 or to imprisonment for one year or to both. ”.

Amendment of section 24 of Cap. 167

12. *Section 24 of the principal Act is amended by inserting after subsection (2), the following:*

“(3) Notwithstanding subsection (2)(a)(b),(d) and (e), the Commissioner may enlist a person into the Service who possesses such special skills which are required by the Service to enhance its operations.”.

Repeal and replacement of section 27 of Cap. 167

13. *Section 27 is deleted and the following is substituted:*

“Members of the Service on resignation, etc., to deliver up all articles supplied

27.(1) Unless specially authorized to do so by regulations, no member of the Service is entitled to keep or use for his own private use or benefit any article whatsoever supplied to him at the public expense,

but he shall hold every such article at the order and disposal of the Minister.

(2) Every member of the Service who is dismissed or who resigns from or otherwise leaves the Service shall immediately deliver up to the Commissioner or the person authorized by regulations for that purpose all articles which have been supplied to him at the public expense and which he has not been expressly authorized to keep or use for his private benefit.

(3) Every person who contravenes subsection (2) is liable, on summary conviction, to a fine of \$10 000 or imprisonment for one year or to both.

(4) A Justice of the Peace may issue a warrant to search for and seize all articles referred to in subsection (2) which are required by this section to be, and are not, so delivered up, wherever the same may be found, and to arrest the person in whose possession they are found.”.

Amendment of section 28 of Cap. 167

14. *Section 28 of the principal Act is amended*

(a) *in subsections (1) to (4), by deleting the word “Force” wherever it appears and substituting the word “Service”; and*

(b) *by deleting subsection (5) and substituting the following:*

“(5) The President may dismiss from the Police Service or dispense with the services of any Inspector, subordinate police officer or constable who may be considered unfit for further service in the Police Service.”.

Repeal and replacement of section 29 of Cap. 167

15. *Section 29 is repealed and the following is substituted:*

“Subordinate police officer or constable absenting himself from duty or resigning, etc.

29.(1) Every subordinate police officer or constable, as the case may be, who

- (a) absents himself from roll call and from duty for the space of 48 hours without lawful excuse; or
- (b) while serving on probation in the Service, resigns from or leaves the Service without the permission of the President; or
- (c) resigns from or leaves the Service at any time without the permission of the President or without giving a valid notice of his intention to resign from or leave the Service; or
- (d) resigns from or leaves the Service before the expiration of 3 months from the date when he has given valid notice of his intention to resign from or leave the Service,

shall be deemed to have illegally resigned from or left the Service and is liable, on summary conviction to a fine of \$10 000 or imprisonment for one year or to both.

(2) It shall be sufficient in any charge or complaint for an offence under this section to state that the person proceeded against did illegally resign from or leave the Service, and the onus of proving that any resignation or withdrawal was with the permission of the President or that a valid notice was given shall be on the person proceeded against.”.

Repeal and replacement of section 31 of Cap. 167

16. *Section 31 is repealed and the following is substituted:*

“Penalty for aiding illegal resignation, etc.

- 31.** A person who
- (a) knowingly aids or assists any member of the Service illegally to resign from or leave the Service;
 - (b) knowingly conceals any member of the Service who has illegally resigned from or left the Service; or
 - (c) knowing that any member of the Service has illegally resigned from or left the Service, aids him to leave Barbados,
- is guilty of an offence and liable, on summary conviction, to a fine of \$10 000 or imprisonment for one year or to both.”.

Repeal and replacement of section 32 of Cap. 167

- 17.** *Section 32 is repealed and the following is substituted:*

“Punishment for serious offences

- 32.(1)** A member of the Service who
- (a) begins, raises, abets, countenances or incites mutiny, or causes or joins in any seditious disturbance amongst the members of the Service; or
 - (b) having knowledge of any actual or intended mutiny, rebellion or insurrection, does not without delay give such information to a gazetted police officer or to a Justice of the Peace,
- is guilty of an offence punishable on conviction on indictment to a fine of \$50 000 or imprisonment for 3 years or to both.

- (2) A member of the Service who
- (a) being present at any unlawful assembly does not use his utmost endeavour to suppress the assembly;
 - (b) assaults a Justice of the Peace or any other member of the Service;
 - (c) without lawful excuse draws or lifts, or offers to draw or lift, any weapon or offers any violence against any Justice of the Peace or other member of the Service;
 - (d) wilfully permits the escape of a prisoner;
 - (e) uses unnecessary violence to or abuses any prisoner; or
 - (f) pawns, sells, makes away with or wilfully spoils or damages his arms, accoutrements, clothing or any public property,
- is guilty of an offence and liable, on summary conviction, to a fine of \$20 000 or to imprisonment for 2 years or to both.”.

Repeal and replacement of section 34 of Cap. 167

18. *Section 34 of the principal Act is deleted and the following is substituted:*

“Penalties for breach of Disciplinary Code

36.(1) Subject to section 97 of the *Constitution*, the penalties that may be imposed

- (a) by the Commissioner for breach of the Disciplinary Code are:
 - (i) a fine of \$10 000;
 - (ii) stopping of leave at the Commissioner's discretion;
 - (iii) reprimand or severe reprimand;

- (iv) suspension, deferment or withholding of an increment;
or
- (v) punishment drill for a number of days not exceeding 14;
- (b) by any other officer to whom power to discipline has been delegated are:
 - (i) stopping of leave at the discretion of the officer;
 - (ii) punishment drill for any number of days not exceeding 7; or
 - (iii) reprimand or severe reprimand.
- (2) No advance in pay except an additional or special increment that is subject to good character or conduct shall be deferred, suspended or withheld by reason only of the imposition of a fine.
- (3) A fine shall not be imposed for the offence specified in paragraph (q) of the "Disciplinary Code".

Repeal and replacement of section 38 of Cap. 167

19. *Section 38 of the principal Act is deleted and the following is substituted:*

“Offences in ports and harbours

38.(1) Any person who, in Carlisle Bay or in any port or harbour of Barbados,

- (a) boards, holds or clings on to any vessel without the permission of the master;
- (b) makes use of any obscene, indecent, profane or insulting language; or

(c) makes or causes to be made any disturbance,
is guilty of an offence and liable on summary conviction to a fine of \$10 000 or to imprisonment for one year or to both.

(2) A member of the Service may, without a warrant, arrest any person who in his presence commits an offence under this section.”.

Repeal of section 44 of Cap. 167

20. *Section 44 of the principal Act is repealed.*

Repeal and replacement of section 46 of Cap. 167

21. *Section 46 of the principal Act is deleted and the following is substituted:*

“Rules of Police Association

46. The Commissioner acting after consultation with the Police Association may, with the approval of the President, make rules for the constitution and management of the Police Association and for any related matters. ”.

Repeal of sections 47 and 48 of Cap. 167

22. *Sections 47 and 48 of the principal Act are repealed.*

Repeal and replacement of section 49 of Cap. 167

23. *Section 49 of the principal Act is deleted and the following is substituted:*

“Members of Service not to engage in trade or business

49.(1) A member of the Service shall not engage in any private business or trade without the consent of the President.

(2) The consent referred to in subsection (1) shall be in writing and signed by the Commissioner. ”.

Repeal and replacement of PART XI of Cap. 167

24. *Part XI of the principal Act is deleted and the following substituted:*

“PART XI

OFFENCES

Assaulting members of the Service

62.(1) Any person who

- (a) assaults, obstructs or resists; or
- (b) uses any abusive or insulting language to; or
- (c) aids or incites any person to assault, obstruct or resist,

a member of the Service in the execution of his duty or any person acting in aid of any such member of the Service is guilty of an offence and liable on summary conviction to a fine of \$20 000 or to imprisonment for 2 years or to both, but if the magistrate is of the opinion that the matter is fit for prosecution by indictment he shall commit the offender to stand trial at the High Court.

(2) Any person who

- (a) assaults, obstructs or resists;

- (b) uses any abusive or insulting language to; or
- (c) aids or incites any person to assault, obstruct or resist,

a member of the Service in the execution of his duty under sections 19A and 19B is liable on summary conviction to a fine of \$20 000 or to imprisonment for 2 years or to both, but if the magistrate is of the opinion that the matter is a fit subject for prosecution by indictment he shall commit the offender to stand trial at the High Court.

Penalty for improper possession of police arms and clothing

63. Any person who,

- (a) not being a member of the Service, has in his possession any arms, ammunition, accoutrements, appointments or articles of clothing supplied to any member of the Service and cannot satisfactorily account for his possession of them;
- (b) knowingly purchases or obtains, or solicits or entices any member of the Service to sell or dispose of any arms, ammunition, clothing or other articles of public property or any article provided for the vehicles of the Service,

is guilty of an offence.

Personation of members of Service

64. Any person, not being a member of the Service, who puts on or assumes, either in whole or in part, the dress, name, designation or description of any member of the Service or any dress, name or designation resembling and intended to resemble the dress, name or designation of any member of the Service, or in any way pretends to be a member of the Service, for the purpose of obtaining admission into any house or other place, or of doing any act which such person would not by law be entitled to do of his own authority is guilty of an offence

and is liable, on summary conviction, to a fine of \$20 000 or to imprisonment for 2 years or to both.

Penalty on persons causing disaffection

65.(1) A person who

- (a) causes or attempts to cause, or does any act calculated to cause, disaffection among members of the Service; or
- (b) induces or attempts to induce, or does any act calculated to induce, any member of the Service to withhold his services or to commit a breach of discipline

shall if that person is a member of the Service in addition to any penalty imposed under this section, forfeit his pension, gratuity or other allowance for which he may be eligible.

(2) A person who is guilty of an offence under subsection (1) is liable

- (a) on summary conviction to a fine of \$20 000 or to imprisonment for 2 years or to both; or
- (b) on conviction on indictment to a fine of \$50 000 or to imprisonment for 3 years or to both,

and if that person is a member of the Service he shall in addition to any penalty imposed under this section forfeit his pension, gratuity or other allowance for which he may be eligible.

Harbouring Inspector, subordinate police officer or constable

66.(1) Any person who

- (a) knowingly harbours or entertains or either directly or indirectly sells or gives any intoxicating liquor to any

Inspector, subordinate police officer or constable when on duty; or

- (b) permits any Inspector, subordinate police officer or constable to abide or remain in his house , except in case of extreme urgency, when on duty; or
- (c) by threat or by offer of money, gifts, spirituous liquors or any other thing, induces or endeavours to induce any Inspector, subordinate police officer or constable to commit a breach of his duty as such or to omit any part of such duty,

is guilty of an offence and is liable on summary conviction to a fine of \$20 000 or to imprisonment for 2 years or to both.

(2) Where the owner of a still licensed under the *Excise Tax Act, 2015* (Act 2015-32) or the owner or proprietor of any licensed premises as defined in the *Liquor Licences Act, 2021* (Act 2021-8) or any person employed in connection with the business of any such owner or proprietor is convicted of an offence under this section, then, in addition to any penalty which may be imposed under subsection (1), the magistrate may order the forfeiture or suspension of the licence held by any such owner of a still or any such owner or proprietor of any licensed premises.

Perjury on enquiry or trial

67. Any person who, on any enquiry or trial held upon oath under this Act, gives false evidence or takes a false oath is guilty of perjury and is liable on conviction on indictment to be punished according to law.

Refusing to aid member of Service assaulted

68. Any person who, when called upon to aid and assist a member of the Service who, while in the execution of his duty, is assaulted or resisted or in danger of being assaulted or resisted, refuses

or neglects to aid and assist the member of the service is guilty of an offence and is liable on summary conviction to a fine of \$10 000 or to imprisonment for one year or to both.

Obtaining admission into Service by fraud

69.(1) A person who, on applying for enlistment, makes any false answer to any question which is put to him by or on behalf of a gazetted police officer is guilty of an offence and is liable, on summary conviction to a fine of \$10 000 or to imprisonment for one year or to both.

(2) A person who,

- (a) on applying for enlistment makes any false answer to any question which is put to him by or on behalf of a gazetted police officer;
- (b) uses or attempts to pass off any forged or false certificate, testimonial, letter or other document for the purpose of obtaining admission into the service,

is guilty of an offence and is liable on summary conviction to a fine of \$10 000 or to imprisonment for one year or to both.

(3) A member of the Service may arrest without warrant any person whom he reasonably believes to be guilty of an offence against this section.

General penalty

70. Unless otherwise provided, a person guilty of an offence under this Act is liable on summary conviction to a fine of \$10 000 or to imprisonment for one year or to both. ”.

Repeal and replacement of PART XII of Cap. 167

25. *Part XII of the principal Act is deleted and the following substituted:*

“PART XII

SPECIAL CONSTABLES

Constitution of Barbados Special Constabulary

71. There shall be constituted a permanent Special Constabulary to be known as the Barbados Special Constabulary.

Composition of Special Constabulary

72.(1) The Special Constabulary shall be under the command of the Commissioner and

 (a) shall consist of so many special constables as does not exceed the number provided by an order made under section 13(1) of the *Public Service Act*, Cap. 29; and

 (b) may be divided into such divisions

as may be prescribed by the Minister.

(2) The members of the Special Constabulary existing prior to the commencement of the *Police (Amendment) Bill, 2025* (Act 2025-) shall continue to be members of the Barbados Special Constabulary constituted under section 71.

Mode of enrolment

73. A special constable shall be enrolled in the prescribed form by the Commissioner or any officer of the Service not below the rank of Superintendent.

Service in the Special Constabulary

74.(1) A special constable shall be a public officer in accordance with the *Public Service Act*, Cap. 29 and his right to pension, gratuity and other allowances shall be calculated in accordance with the *Pensions Act*, Cap. 25.

(2) A special constable may apply for his release during his period of service.

Transition from the Special Constabulary to the Service

75.(1) Notwithstanding section 24, a special constable who has served for 3 years in the special constabulary shall at his request be enlisted in the Service.

(2) The Commissioner shall determine the effective date of enlistment for a special constable who requests to be enlisted in the Service.

(3) The effective date of enlistment referred to in subsection (2) shall be no more than 3 months from the date on which the request for enlistment was made.

(4) Where a special constable is enlisted in the Service his years spent in the Special Constabulary shall not confer any benefit in determining his rank or promotion within the Service.

Oath of office for Special Constabulary

76.(1) Every member of the Special Constabulary shall, on his appointment, take and subscribe the oath set out in Form B of the *Schedule*.

(2) The oath referred to in subsection (1) shall be taken by the Commissioner or a Justice of the Peace.

Powers, authorities, duties, etc. of special constables

77.(1) Every special constable enrolled under this Act shall, while on duty in the capacity of a special constable

(a) have, exercise and enjoy all the powers, authorities, privileges and immunities; and

(b) shall perform all the duties and have all the responsibilities, of a member of the Police Service.

(2) A person who assaults, obstructs, resists or uses any abusive or insulting language to a special constable in the execution of his duty as a special constable is guilty of an offence and is punishable in the same manner that offence in respect of a member of the service is punishable under section 62.

(3) A special constable shall be deemed to be on duty in the capacity of a special constable when he is called out for service by the Commissioner and while he is required to be on duty in accordance with any regulations made under this Act.

Regulations for Special Constabulary

77A.(1) The Minister may make regulations generally for giving effect to this Part and for the following matters:

(a) the organisation of the Special Constabulary;

(b) the establishment of different ranks of the Special Constabulary and the precedence and command to be had or exercised by the holders of such ranks;

(c) the conditions of service, enrolment, promotion, demotion, resignation, dismissal or suspension of members of the Special Constabulary;

(d) the training of special constables;

- (e) the calling out of special constables for service;
- (f) the discipline and guidance of the Special Constabulary;
- (g) the payment of wages and of travelling allowances and out-of-pocket expenses to special constables and the rates at which and conditions upon which such wages or allowances or both shall be paid to different ranks of special constables;
- (h) medical attention and examination of any special constable who sustains injury whilst on special constabulary duty;
- (i) the grant to special constables who are injured in the execution of their duty as special constables of sick benefit and the conditions upon which and the rates at which such benefit shall be payable to special constables of different ranks;
- (j) the grant to special constables, who consequent upon injuries received in the course of their duty as such are permanently incapacitated from following their normal employment or whose earning power in such employment is impaired, of pensions or gratuities and the conditions upon which and the rates at which such pensions or gratuities may be granted to different ranks of special constables;
- (k) the grant, subject to the following conditions and such other conditions as may be prescribed, at such rates as may be prescribed of a pension or gratuity to the widow and children or mother of any special constable who dies as a result of injuries received
 - (i) in the execution of his duty as a special constable;
 - (ii) without his own default; and
 - (iii) on account of circumstances specially attributable to the nature of his duty;

- (l) supplies, accommodation and uniforms of special constables;
and
 - (m) controlling the use of transport for the carrying out of special constabulary duties.
- (2) For the purposes of paragraph (k) of subsection (1) the expression "child" includes a posthumous child.
- (3) All regulations made under this Part shall be subject to negative resolution. ”.

Insertion of new section 79A

26. *The principal Act is amended by inserting immediately after section 79 the following:*

“Assistance from the Barbados Defence Force

79A. A member of the Defence Force who is deployed to the Police Service pursuant to the directions given under section 9(2) of the *Defence Act*, Cap. 159, for the purposes of maintaining and securing public order and public safety, shall be granted the powers, authorities, privileges, responsibilities and immunities of a member of the Police Service under section 19 and shall perform the duties thereof for the period specified in the directions.”.

Repeal and replacement of section 80 of Cap. 167

27. *Section 80 of the principal Act is deleted and the following substituted:*

“Special allowances

80.(1) Such special allowances, pay or increments as may be prescribed by regulations made by the Minister shall, in addition to any other pay prescribed under the *Public Service Act*, Cap. 29, be made to members of the Service in respect of such matters as the Minister may determine.

(2) Except as specified in subsection (3), all allowances, pay or increments payable under subsection (1) shall be paid monthly or at shorter intervals as the Minister may determine from moneys voted for the purposes of this Act by Parliament.

(3) Notwithstanding section 26 of the *Public Finance Management Act, 2019* (Act 2019-1) the uniform allowance that is payable to an officer promoted to the Gazetted Rank may be paid as a lump sum.”.

Repeal and replacement of section 81 of Cap. 167

28. *Section 81 of the principal Act is deleted and the following substituted:*

“Exercise of President’s functions

81. The President shall in the exercise of his functions under this Act, except those contained in sections 5, 14, 44 and 46, act in accordance with the advice of the Protective Services Commission.”.

Repeal and replacement of Schedule to Cap. 167

29. *The Schedule to the principal Act is deleted and the Schedule set out in the First Schedule to this Act substituted.*

Amendment of Cap. 167

30. *The principal Act is amended*

- (a) by deleting the words “Police Force” wherever they appear and substituting the words “Police Service”;*
- (b) by deleting the word “Governor-General” wherever it appears and substituting the word “President”;*
- (c) by deleting the word “Crown” wherever it appears and substituting the word “State”; and*
- (d) except in sections 3, 6, 19B(1)(g) and (h), 23(3) and 52(3), by deleting the word “Force” wherever it appears and substituting the word “Service”.*

Consequential amendments

- 31. *The enactments set out in Column 1 of the Second Schedule are amended in the manner specified in Column 2 of the Second Schedule.***

Revocation

- 32. *The Constitution (Delegation of Functions-Public and Police Services) (Miscellaneous Provisions) Order, 1974 (S.I. 1974 No. 122) is revoked.***

FIRST SCHEDULE

(Section 29)

Forms

"SCHEDULE

(Section 14)



Police Act
Cap. 167

FORM A

Oath of Office to be taken by members of the Barbados Police Service

I, _____, do swear by Almighty God and do hereby solemnly and sincerely affirm that I will be faithful and bear true allegiance to Barbados, and that I will faithfully serve Barbados during my service in the Barbados Police Service; that I will subject myself to all Acts, orders and regulations relating to the Service now in force or which may from time to time be in force and will discharge all the duties of a police officer according to law, without fear or favour, affection or ill-will.

Sworn
Affirmed before me this _____ day of _____ 20 ____.

President/Commissioner.

First Schedule - (Concl'd)

(Section 76)



Police Act
Cap. 167

FORM B

Oath of Office to be taken by members of the Barbados Special Constabulary

I, _____, do hereby swear by Almighty God and do hereby solemnly and sincerely affirm that I will faithfully serve Barbados as a member of the Barbados Special Constabulary.

_____ Sworn before me this _____ day of _____ 20 _____.
_____ Affirmed

Commissioner. ".

SECOND SCHEDULE*(Section 31)**Consequential Amendments*

Column 1	Column 2
<i>Enactments</i>	<i>Amendments</i>
1. <i>Interpretation Act</i> , Cap. 1	<p>1. In section 43</p> <p>(a) delete the definitions of "Police Force" and "Police Service Commission"; and</p> <p>(b) insert in alphabetical order, the following definitions:</p> <p style="padding-left: 40px;">" "Police Service" has the meaning assigned to it by section 2 of the <i>Police Act</i>, Cap. 167;</p> <p style="padding-left: 40px;">"Protective Services Commission" means the Protective Services Commission established by section 91 of the <i>Constitution</i>";.</p> <p>2. In section 46</p> <p>(a) in the definition "constable", delete the words "Police Force" and substitute the words "Police Service"; and</p> <p>(b) insert in alphabetical order, the following definition:</p> <p style="padding-left: 40px;">" "police officer" means a member of the Police Service";.</p>

*Second Schedule - (Cont'd)**Consequential Amendments - (Cont'd)*

Column 1	Column 2
<i>Enactments</i>	<i>Amendments</i>
2. <i>Police (Special Constables) (Discipline) Regulations, 2020 (S.I. 2020 No. 47)</i>	<p>1. In regulation 2</p> <p>(a) delete the definition of "Force";</p> <p>(b) in the definition of "prosecuting officer", delete the full stop and substitute a semi-colon; and</p> <p>(c) insert, in alphabetical order, the following definition:</p> <p style="padding-left: 40px;">" "Service" means the Barbados Police Service and the Barbados Special Constabulary.".</p> <p>2. In regulation 3(3), delete the word "Force" and substitute the words "Special Constabulary".</p> <p>3. In regulation 5,</p> <p>(a) in the paragraph (1), delete the word "Force" and substitute the word "Service"; and</p> <p>(b) in paragraph (2),</p> <p>(i) delete the word "Force" in the first place where it appears and substitute the words "Special Constabulary"; and</p> <p>(ii) in subparagraphs (b) and (c), delete the word "Force" and substitute the word "Service".</p>

*Second Schedule - (Cont'd)**Consequential Amendments - (Cont'd)*

Column 1	Column 2
<i>Enactments</i>	<i>Amendments</i>
2. <i>Police (Special Constables) (Discipline) Regulations, 2020 (S.I. 2020 No. 47) - (Cont'd)</i>	<p>4. In regulation 20(7), delete the word "Governor-General" and substitute the word "President".</p> <p>5. In regulation 22(2), delete the word "Force" and substitute the word "Service".</p> <p>6. In the Schedule,</p> <p>(a) in paragraph (a), delete the word "Force" and substitute the word "Service";</p> <p>(b) delete paragraph (b) and substitute the following:</p> <p style="padding-left: 40px;">"(b) <i>Misconduct towards another officer</i>: a special constable shall not</p> <p style="padding-left: 80px;">(i) engage in oppressive or tyrannical conduct towards another member of the Service;</p> <p style="padding-left: 80px;">(ii) use obscene, abusive or insulting language towards another member of the Service;</p> <p style="padding-left: 80px;">(iii) wilfully or negligently make any false complaint or statement against another member of the Service;</p> <p style="padding-left: 80px;">(iv) assault another member of the Service; or</p> <p style="padding-left: 80px;">(v) improperly withhold any report or allegation made against another member of the Service;"</p>

*Second Schedule - (Cont'd)**Consequential Amendments - (Cont'd)*

Column 1	Column 2
<i>Enactments</i>	<i>Amendments</i>
2. <i>Police (Special Constables) (Discipline) Regulations, 2020 (S.I. 2020 No. 47) - (Concl'd)</i>	<p>(c) in paragraph (d)(i), delete the word "Force" and substitute the words "Special Constabulary";</p> <p>(d) in paragraph (e)(iv), delete the words "Force of the Barbados";</p> <p>(e) in paragraph (f),</p> <p style="padding-left: 20px;">(i) delete the word "Force" wherever it appears and substitute the word "Service"; and</p> <p style="padding-left: 20px;">(ii) in subparagraph (iv), delete the word "Crown" and substitute the word "State";</p> <p>(f) in paragraph (g), delete the word "Force" and substitute the word "Service";</p> <p>(g) in paragraph (i), delete the word "Force" and substitute the words "Special Constabulary"; and</p> <p>(h) delete paragraph (p) and substitute the following:</p> <p style="padding-left: 40px;">"(p) <i>Lending or borrowing or accepting presents:</i> a special constable shall not lend money to any special constable who is superior in rank or to any member of the Police Service or borrow money or accept any present from any special constable who is inferior in rank or from any member of the Police Service;"</p>

*Second Schedule - (Cont'd)**Consequential Amendments - (Cont'd)*

Column 1	Column 2								
<i>Enactments</i>	<i>Amendments</i>								
3. The <i>Constitution Delegation of Functions-Administrative, General and Professional Service, Teaching Service and Protective Services) (Miscellaneous Provisions) Order, 2019</i> (S.I. 2019 No. 43)	In Part I of the <i>Schedule</i> , delete paragraphs 13, 14 and 15 and substitute the following paragraphs:								
"	<table><tr><th>Column 1</th><th>Column 2</th></tr><tr><td>13. Appointments to the post of Constable in the Police Service except the confirmation of the appointment of a Constable who is serving a probationary period under section 25 of the <i>Police Act</i>, Cap. 167.</td><td>Commissioner of Police.</td></tr><tr><td>14. Disciplinary control in respect of persons appointed to or acting in offices in the Police Service below the rank of Inspector.</td><td>Any gazetted police officer, acting in accordance with the <i>Police (Discipline) Regulations, 1998</i> (S.I. 1998 No. 122).</td></tr><tr><td>15. Appointments to a post in the Barbados Special Constabulary.</td><td>Commissioner of Police.</td></tr></table>	Column 1	Column 2	13. Appointments to the post of Constable in the Police Service except the confirmation of the appointment of a Constable who is serving a probationary period under section 25 of the <i>Police Act</i> , Cap. 167.	Commissioner of Police.	14. Disciplinary control in respect of persons appointed to or acting in offices in the Police Service below the rank of Inspector.	Any gazetted police officer, acting in accordance with the <i>Police (Discipline) Regulations, 1998</i> (S.I. 1998 No. 122).	15. Appointments to a post in the Barbados Special Constabulary.	Commissioner of Police.
Column 1	Column 2								
13. Appointments to the post of Constable in the Police Service except the confirmation of the appointment of a Constable who is serving a probationary period under section 25 of the <i>Police Act</i> , Cap. 167.	Commissioner of Police.								
14. Disciplinary control in respect of persons appointed to or acting in offices in the Police Service below the rank of Inspector.	Any gazetted police officer, acting in accordance with the <i>Police (Discipline) Regulations, 1998</i> (S.I. 1998 No. 122).								
15. Appointments to a post in the Barbados Special Constabulary.	Commissioner of Police.								

*Second Schedule - (Concl'd)**Consequential Amendments - (Concl'd)*

Column 1	Column 2
<i>Enactments</i>	<i>Amendments</i>
3. The <i>Constitution Delegation of Functions- Administrative, General and Professional Service, Teaching Service and Protective Services) (Miscellaneous Provisions) Order, 2019</i> (S.I. 2019 No. 43) - (Concl'd)	
16. Disciplinary control in respect of persons appointed to or acting in offices in the Barbados Special Constabulary.	Any gazetted police officer or disciplinary tribunal acting in accordance with the <i>Police (Special Constables) (Discipline) Regulations, 2020</i> (S.I. 2020 No. 47).
17. Appointments to the posts of Senior Traffic Warden and Traffic Warden.	Commissioner of Police.
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Read three times and passed the House of Assembly this
day of _____, 2025.

Speaker

Read three times and passed the Senate this _____ day of
_____, 2025.

President