

2021-09-14

OBJECTS AND REASONS

This Bill would alter the *Constitution* to empower the Director of Public Prosecutions to enter into agreements with prescribed persons in prescribed circumstances in lieu of instituting and undertaking criminal proceedings against such persons.

Arrangement of Sections

1. Short title
2. Amendment of section 79 of the Constitution

BARBADOS

A Bill entitled

An Act to alter the *Constitution of Barbados*.

ENACTED by the Parliament of Barbados in accordance with the provisions of section 49 of the *Constitution* as follows:

Short title

1. This Act may be cited as the *Constitution (Amendment) (No.) Act, 2021*.

Amendment of section 79 of the Constitution

2. *Section 79 of the Constitution is amended*

(a) *in subsection (2),*

- (i) *in paragraph (b), by deleting the word “and” appearing at the end of the paragraph;*
- (ii) *in paragraph (c), by deleting the full-stop appearing at the end of the paragraph and substituting the words “; and”; and*
- (iii) *by inserting after paragraph (c), the following:*

“(d) to enter into an agreement, in such circumstances and on such terms and conditions as may be prescribed by or under any law, with such person as may be so prescribed, in lieu of instituting and undertaking any such criminal proceedings against the person, provided that the High Court considers the agreement to be in the interest of justice.”; and

- (b) *in subsection (3), by deleting the words “(b) and (c)” and substituting the words “(b), (c) and (d)”.*

Read three times and passed the House of Assembly this
day of _____, 2021.

Speaker

Read three times and passed the Senate this _____ day of
, 2021.

President