



## ST HELENA

### A BILL

### FOR

### AN ORDINANCE

**to amend the Commission for Equality and Human Rights Ordinance, 2015, to further regulate the appointment of members of the Commission for Equality and Human Rights; and for connected and incidental purposes.**

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Enacted by the Governor of St Helena with the advice and consent of the Legislative Council of St Helena.

#### **Short title**

**1.** This Ordinance may be cited as the Commission for Equality and Human Rights (Amendment) Ordinance, 2020.

#### **Constitution of Commission**

**2.** Schedule 1 to the Commission for Equality and Human Rights Ordinance, 2015, is amended by inserting the following paragraph after paragraph 4—

“4A. The Governor must not appoint any member, Chair or Deputy Chair of the Commission under paragraph 1(a) or 4(a), or dismiss a member under paragraph 3(e), unless the Judicial Service Commission, established under section 94 of the St Helena, Ascension and Tristan da Cunha Constitution Order 2009, has made a recommendation to the Governor for such appointment or dismissal, but the Governor is not obliged to make any such appointment or dismiss a member following such recommendation.”

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#### **EXPLANATORY NOTE**

*(This note is not part of the Ordinance)*

The purpose of this Bill is to further regulate the appointment of members of the Commission for Equality and Human Rights. The Commission for Equality and Human Rights Ordinance, 2015, is amended to require that when the Governor appoints the Commissioners, Chair and Deputy Chair, these appointments must be made following the recommendation of the Judicial Service Commission. Further provision is also included to provide that the recommendation of the Judicial Service Commission is also required before the Governor may dismiss a Commissioner. The Governor is, however, not obliged to make any such appointments or dismiss a member following the recommendation of the Judicial Service Commission.