

THE CONSTABLES (DISTRICT) ACT

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SCHEDULE

THE CONSTABLES (DISTRICT) ACT

Cap. 70.
Law
9 of 1960.
Acts
42 of 1969
3rd Sch.,
25 of 1977.

[16th May, 1899.]

1. This Act may be cited as the Constables (District) Act. Short title.

- 2.—(1) The Commissioner of Police may, with the Appointment of district constables. sanction of the Governor-General, appoint in any parish, such number of persons as he may think necessary, being householders resident in such parish, to be district constables, whose power and authority under this Act shall extend to all parts of the Island.
 - (2) The Commissioner may at any time remove any district constable so appointed and appoint some other resident householder in his place.
 - (3) Where, in the opinion of the Commissioner, circumstances so require it, a district constable may be transferred from the parish in which he is appointed to any other parish for such period, not exceeding at any one time two weeks, as the Commissioner may direct.
 - (4) The whole body of district constables shall be known as the Rural Police.

- 3.—(1) The Minister may make regulations generally for Regulations. carrying out the provisions of this Act.
 - (2) Regulations made under subsection (1) may, without prejudice to the generality of such power, make provision for—
 - (a) the training, discipline and efficiency of the Rural Police;
 - (b) the duties of the Rural Police;

CONSTABLES (DISTRICT)

- (c) the rank, precedence and command, *inter se*, of the members of the Rural Police;
- (d) the rates of pay of the various ranks of the Rural Police; and
- (e) the payment of allowances at specified rates to members of the Rural Police in respect of special duties or upon special occasions or in special circumstances as may be prescribed.

Power of district constables.

4. Every district constable shall have throughout the Island all the powers of constables, and shall exercise his office at all times when required to do so by any Justice, or any officer of Constabulary to whom such district constable is by this Act made subordinate, and also, whenever in his judgment the public safety or welfare, or the ends of justice demand it.

Subordination of district constables.

5. Every district constable shall be subject to the orders of the Commissioner of Police and the officers and sub-officers of the Constabulary Force, and the district for which any district constable is appointed, shall be attached to a constabulary station. Any district constable, whether belonging to such district, or temporarily on duty therein, shall be subject to the orders of the sub-officer of Constabulary in charge of such station.

Powers in case of crimes.

6. In the case of any crime occurring in the district, the district constable shall make an enquiry into the circumstances, and shall immediately send notice of the occurrence to the constabulary station to which he is attached, and if he shall suspect that any stolen property is concealed in the house, premises, or land, occupied by any person who has ever been convicted of larceny, or of knowingly receiving stolen goods, he shall have power, without a search warrant, to enter upon and search such house, premises and lands; and if the result of his enquiry or his search, shall be to

give him good reason to suspect that any person has committed the crime, or been accessory thereto before or after the fact, he shall have power to take such person to the nearest Justice to be committed, held to bail, or discharged, or to the nearest constabulary station, to be brought before a Justice.

7. When such district constable shall suspect that any stolen property is concealed in any house, premises, or lands occupied by any person who has not been convicted as aforesaid, he shall apply to a Justice who, on being satisfied from the information he shall obtain from such district constable, or from any other person, of the reasonableness of such application, and that the suspicion is such as to justify a search warrant being issued, may issue his warrant, directed to any constable, authorizing such constable to make immediate search on the premises of the person suspected; and for the purposes of this Act, any Justice of any parish of this Island shall have jurisdiction to issue such warrant to be executed in the parish over which he is a Justice, or in any adjoining parish.

Search for
stolen
property.

8. If any district constable shall be guilty of any neglect or violation of duty in his office, he shall be liable to a fine not exceeding forty cents for every such offence, which may be inflicted after due enquiry by the Superintendent, Deputy Superintendent or Assistant Superintendent of the Constabulary Force in charge of the parish in which such district constable was doing duty at the time of the committing of such neglect or violation of duty, or to a fine not exceeding one dollar for every such offence, which may be inflicted by the Commissioner of Police after due enquiry held by him:

Neglect or
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Depart-
mental
enquiry.

42/1969
3rd Sch.

Provided that any fine inflicted by a Superintendent, Deputy Superintendent or Assistant Superintendent, shall be subject to appeal to the Commissioner, and any such fine