

THE JUDICIAL REVIEW (AMENDMENT) BILL, 2005

EXPLANATORY NOTE

(These notes form no part of the Bill but are intended only to indicate its general purport)

The purpose of this Bill is to limit the categories of persons who may apply to the High Court for relief respecting a decision of an inferior court, tribunal, public body, public authority or person acting in the exercise of a public duty or function in accordance with any law.

The Bill seeks to accomplish its purpose by repealing the provision permitting persons to apply for judicial review under the Judicial Review Act, 2000 where the relief sought would be justifiable in the public interest and by making the consequential amendments.

A BILL

AN ACT to amend the Judicial Review Act, No. 60 of 2000

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| Enactment | ENACTED by the Parliament of Trinidad and Tobago as follows: |
| Short title | 1. This Act may be cited as the Judicial Review (Amendment) Bill, 2005. |
| Interpretation
Act No. 60 of 2000 | 2. In this Act, "the Act" means the Judicial Review Act, 2000. |
| Section 5
amended | 3. Section 5 of the Act is amended –

(a) by repealing subsection (2) and substituting the following subsection:

" (2) The Court may, on application for judicial review, grant relief in accordance with this Act to a person whose interests are adversely affected by a decision."; and

(b) in subsection (5) by deleting the words "(2)(b) or". |
| Section 5A
amended | 4. Section 5A(1) of the Act is amended by deleting the words "5(2)(b) or (6)" and substituting the word "5(6)". |
| Section 7
repealed | 5. Section 7 of the Act is repealed. |
| Section 22
amended | 6. Section 22(1) of the Act is amended by deleting the words "5(2)(b) or (6)" and substituting the words "5(6)". |

Passed in the House of Representatives this day of , 2005.

Clerk of the House

I confirm the above.

Speaker

Passed in the Senate this day of , 2005.

Clerk of the Senate

I confirm the above.

President of the Senate