

PRINCIPAL LEGAL ADVISER ACT 2014

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AUTONOMOUS REGION OF BOUGAINVILLE

(No 7 of 2014)

PRINCIPAL LEGAL ADVISER ACT 2014

Being an Act to provide for the office and functions of the Principal Legal Adviser for the Autonomous Region of Bougainville, and for related purposes

MADE by the House of Representatives

1 Short title

This is the *Principal Legal Adviser Act 2014*.

2 Definition

In this Act—

‘Departmental Head’ means the Departmental Head of the Department of the Bougainville Public Service responsible for justice.

3 Principal Legal Adviser

- (1) There is to be a Principal Legal Adviser for the Autonomous Region of Bougainville.
- (2) The Departmental Head is the Principal Legal Adviser.
- (3) The Principal Legal Adviser is—
 - (a) the principal legal adviser to the Bougainville Executive Council for Section 113(1)(a) of the *Bougainville Constitution*; and
 - (b) the first Law Officer of the Autonomous Region of Bougainville.

4 Departmental Head must be a lawyer

A person is not qualified to be, or to remain, Departmental Head unless the person is admitted to practise as a lawyer under—

- (a) a Bougainville law; or
- (b) an Act of the National Parliament.

5 Principal functions

The principal functions of the Principal Legal Adviser are—

- (a) to be the chief legal representative of the Autonomous Bougainville Government; and
- (b) to give legal advice to—
 - (i) the Bougainville Executive Council; and
 - (ii) the Autonomous Bougainville Government.

6 Meetings of the Bougainville Executive Council

The Principal Legal Adviser is entitled to attend meetings of the Bougainville Executive Council, and may participate in discussions of the Council, but the Principal Legal Adviser—

- (a) is not a member of the Council; and
- (b) is not entitled to vote at a meeting of the Council.

7 Repeal of *Office of the Principal Legal Officer Act*

The *Office of the Principal Legal Officer Act* 2009 is repealed.

8 Amendment of *Claims By and Against the Autonomous Bougainville Government Act*

The *Claims By and Against the Autonomous Bougainville Government Act* 2006 is amended in Section 1 by omitting, in the definition of 'Principal Legal Adviser', ", or where no appointment of Principal Legal Adviser has been made, the Principal Legal Officer of the Bougainville Administration".

I certify that the above is fair copy of a Bill for an Act entitled *Principal Legal Adviser Act* 2014, passed by the House of Representatives on 8 August 2014 and now presented to the Speaker for his certificate under Section 66(1) of the *Bougainville Constitution*.

Dated 8 August 2014

Edwin Kenehata
Acting Clerk of the
House of Representatives

I, Andrew Miriki, Speaker of the House of Representatives, under Section 66(1) of the *Bougainville Constitution*, certify that the *Principal Legal Adviser Act* 2014 was made by the House of Representatives on 8 August 2014.

Dated 8 August 2014

Honourable Andrew Miriki
Speaker of the House of
Representatives