

M O N T S E R R A T

PORT AUTHORITY (AMENDMENT) ACT, 2021

No. 6 of 2021

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Port Authority (Amendment) Act, 2021

No. 6 of 2021

I ASSENT

Sgd. Andrew Pearce (Mr.)

GOVERNOR

DATE: 5 May 2021

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No. 6 of 2021

AN ACT TO AMEND THE PORT AUTHORITY ACT (CAP. 7.09) WITH RESPECT TO THE CONSTITUTION OF THE MONTSERRAT PORT AUTHORITY AND FOR RELATED MATTERS.

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Montserrat, and by the Authority of the same as follows:—

1. Short title.

This Act may be cited as the Port Authority (Amendment) Act, 2021.

2. Interpretation

In this Act the “**principal Act**” means the Port Authority Act (Cap. 7.09).

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3. Section 4 amended

Section 4 of the principal Act is amended by deleting subsection (1) and substituting the following:

“(1) The Authority shall consist of six members as follows:

(a) two *ex officio* members as follows—

(i) the Permanent Secretary in the Ministry with responsibility for communications and works or the designated representative of the Permanent Secretary; and

(ii) the Financial Secretary or the designated representative of the Financial Secretary; and

(b) four members appointed by the Governor as follows—

(i) two members with experience in law, management or administration;

(ii) one member nominated by the Chamber of Commerce; and

(iii) one member from the shipping industry in Montserrat.

(1A) The Permanent Secretary in the Ministry with responsibility for communications and works or the designated representative of the Permanent Secretary shall be the Chairperson of the Authority.

(1B) Subject to the requirement for a quorum at a meeting of the Authority in section 7(4), the exercise of a power or the performance of a function of the Authority is not invalidated or otherwise affected by—

(a) a vacancy in the membership of the Authority; or

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(b) a defect in the appointment or qualification of a person appointed or purported to be appointed as a member.”.

4. Transitional provision

An *ex officio* member of the Authority who was appointed immediately before the commencement of this Act may, on the commencement of this Act, designate a person to be the representative of the *ex officio* member.

Sgd. Charliena M. L. White (Miss.)

SPEAKER

Passed by the Legislative Assembly this 27th April day of, 2021.

Sgd. Shivonne White (Mrs.)

CLERK OF THE LEGISLATIVE ASSEMBLY (Ag.)