CHAPTER 128

POLICE LICENCES ACT

To make provision in respect of the grant, renewal, transfer and cancellation of licences and permits which under any law may be issued by the Commissioner of Police and in respect of the fees leviable for the same and of other matters connected therewith.

28th December, 1949

ACT XXXIV of 1949, as amended by Emergency Ordinance XIV of 1958; Ordinances: XVII of 1961, XXV of 1962; Legal Notices: 4 of 1963 and 46 of 1965; and Acts XV of 1986, XXIII of 2000 and II of 2009.

Short title.

1. The title of this Act is the Police Licences Act.

Definition.

2. In this Act, unless the context otherwise requires, "licence" means and includes any licence or permit which, under any Act, Ordinance, regulation or other enactment, is required from the Commissioner of Police for the performance of any act or for any other purpose or which the Commissioner of Police is authorized or empowered to grant under any such Act, Ordinance, regulation or other enactment.

Power to make regulations. *Amended by: XIV. 1958.2; XVII. 1961.3; XXV. 1962.2,4; L.N. 4 of 1963; L.N. 46 of 1965; XXIII. 2000.30; II. 2009.17.*

3. (1) The Minister responsible for the Police may make and, when made, amend, repeal or repeal and re-enact regulations for the purpose of regulating the grant, renewal, transfer or cancellation of licences or of any one or more classes thereof and, in particular, but without prejudice to the generality of this provision, he may make regulations for all or any of the following purposes:

(*a*) for prescribing the conditions under which licences or any one or more classes thereof may be granted, renewed, transferred or cancelled by the Commissioner of Police;

(*b*) for prescribing that any one or more classes of licensees shall wear such distinctive badges as may be specified, for determining the fees payable in respect of such badges and for making other provisions in respect thereof;

(*c*) for appointing persons, Boards or other bodies of persons for the purpose of advising the Commissioner of Police in respect of the grant, renewal, transfer or cancellation of licences or of any one or more classes thereof, for determining the functions of such persons, Boards or bodies of persons and for establishing the procedure to be followed;

(*d*) for providing for the manner in which application for the grant, renewal or transfer of licences or of any one or more classes thereof is to be made; for the contents of such application; for the manner in which such licences are to be granted, renewed or transferred; the

form in which such licences are to be issued, the contents thereof and the manner in which renewals or transfers thereof are to be indicated;

(*e*) for fixing the duration of the validity of licences or of any one or more classes thereof;

(*f*) for making provision to ensure that licences or any one or more classes thereof will lapse on a specified day or on specified days;

(*g*) for establishing the fees leviable in respect of the grant, renewal or transfer of licences or of any one or more classes thereof, either by direct determination or by reference to the manner in which such fees are to be reckoned; and to make provision for fees leviable in respect of broken periods:

Provided that regulations under this paragraph may establish the minimum and the maximum of any fee leviable in respect of licences or of any one or more classes thereof, and in such case the fee leviable in each particular case shall be fixed by the Commissioner of Police in his discretion;

(*h*) for establishing the penalties to which any offender against any regulations made under this Act shall be liable; provided that no such penalty shall be greater than as laid down in the Criminal Code in respect of contraventions;

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(*i*) for making provision in respect of the refund of fees or part thereof paid under the provisions of this Act:

Provided that nothing in this subarticle shall be deemed to empower the Minister responsible for the Police to do anything which is contrary to the provisions of any Act, Ordinance or any other enactment for the time being in force or of any regulations made thereunder, and provided further that regulations made under this article shall be in addition to and not in derogation of any requirement under any Act or Ordinance for the time being in force or of any regulations made thereunder.

(2) Regulations made under this article shall be laid on the Table of the House of Representatives as soon as may be after they are made; and if the House of Representatives, within a period of twenty days beginning with the day on which any such regulations are laid before it, resolves that they be annulled or amended, the same shall cease to have effect or shall be so amended but in each case without prejudice to the making of new regulations. In reckoning any period for the purposes of this subarticle, no account shall be taken of any time during which the House of Representatives is dissolved or prorogued or during which it is adjourned for more than four days at a time.

4. (*Deleted by Act II. 2009.18.*).

Additional fee due in certain cases.
Added by: XVI.1986.2.
Amended by: XXIII. 2000.30.