

(Legal Notice No. 179)

**THE LEADERSHIP CODE (FURTHER PROVISIONS)
ACT 1999.**

THE LEADERSHIP CODE COMMISSION RULES 2000

IN exercise of the powers conferred by section 25 of the Leadership Code (Further Provisions) Act 1999, the Leadership Code Commission hereby makes the following rules -

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| Citation and commencement | 1. These Rules may be cited as the Leadership Code Commission Rules 2000 and shall come into operation on 4th January 2000. |
| Classification of cases | 2. For the purposes of these Rules, all cases before the Commission shall be classified into three main categories, as follows:- <ul style="list-style-type: none"> (a) cases dealing with complaints and allegations of mis-conduct in office by Leaders, made to the Commission by any source whatsoever or which come to its knowledge. (b) cases relating to failure by Leaders to submit statements or furnish information in terms on Part II of the Act; (c) cases relating to non-compliance with orders of the Commission. |
| Preparation of cases and holding of meeting etc. | 3. (1) The Secretary shall be responsible for the preparation, in consultation with the Chairman, of cases for consideration by the Commission. <p>(2) Meeting of the Commission shall be held at such times and places as the Secretary shall specify on the direction of the Chairman.</p> <p>(3) Where it is so agreed by the members of the Commission that any business of the Commission may be</p> |
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despatched by circulation of papers, the Secretary shall circulate papers to the members of the Commission who may signify their decision in writing addressed to the Secretary.

(4) The Secretary shall record the minutes of the meetings, including the decision reached by circulation of papers.

4. (1) All cases dealing with complaints or allegations of misconduct in office by Leaders, made to the Commission by any source whatsoever or which come to its knowledge shall, in the first instance, be laid before the Commission under section 23 of the Act for consideration as to whether or not any such cases should be investigated into.

Disposal of cases of complaints etc.

(2) Upon the receipt from an Investigation Officer of a report of his findings on an investigation of any case referred to him under section 23 of the Act, the Commission shall consider the report and decide on the course of action to be taken in accordance with section 24 of the Act.

(3) Where the Commission decides under section 24(2) of the Act to refer any case for determination to the High Court, the Legal Officer shall represent the Commission at the proceedings in the High Court.

5. A case relating to a failure by a Leader to submit a statement or furnish information in terms of Part II of the Act shall be laid before the Commission by the Secretary, together with a summary report on the Leader, for consideration under section 23 of the Act. After consideration of the case, the Commission shall decide on the course of action to be taken under section 24 of the Act.

Disposal of cases of failure by Leaders to submit statement etc.

6. Every case relating to non-compliance with an order of the Commission by a person shall be submitted by the Legal Officer, together with a copy of the relevant order, to the Commission for its consideration. Where the Commission deems it necessary that the offender should be dealt with for failing to comply with the order of the Commission, it may decide on the course of action to be followed in accordance with section 28 or 29 of the Act.

Disposal of cases of non-compliance with orders of Commission

Made at Honiara this twenty-first day of December 1999.

Chairman
Leadership Code Commission
