

**THE ZAMBIA INSTITUTE OF ADVANCED LEGAL EDUCATION
(AMENDMENT) BILL, 2011**

MEMORANDUM

The object of this Bill is to amend the Zambia Institute of Advanced Legal Education Act, 1996, so as to—

- (a) empower the Council of the Institute to appoint the members of the Accreditation Committee;
- (b) revise the quorum of the Council; and
- (c) provide for matters connected with, or incidental to, the foregoing.

A. J. SHONGA,
Attorney General

N.A.B 10, 2011
15th February, 2011

A BILL

ENTITLED

An Act to amend the Zambia Institute of Advanced Legal Education Act, 1996.

ENACTED by the Parliament of Zambia.

Enactment

1. This Act may be cited as the Zambia Institute of Advanced
Legal Education (Amendment) Act, 2011, and shall be read as
one with the Zambia Institute of Advanced Legal Education Act,
5 1996, in this Act referred to as the principal Act.

Short title
Cap. 49

2. Section *five* of the principal Act is amended—

Amendment
of section 5

(a) in subsection (1), by the insertion, immediately after the
word “ members ”, of the words “ appointed by the
Minister ”; and

10 (b) by the deletion of subsection (4) and the substitution
therefor of the following new subsection:

(4) The Director shall be an *ex-officio* member of
the Council.

15 3. Section *six* of the principal Act is amended by the deletion
of subsection (1) and the substitution therefor of the following:

Amendment
of section 6

20 (1) A member, other than the members referred to in
paragraphs (a), (c) and (d) of section five shall hold office
for a period of three years from the date of the member’s
appointment and is eligible for re-appointment for a further
period of three years.

4. Section nine of the principal Act is amended in subsection
(4) by the deletion, immediately after the words “ shall be ”, of the
word “ five ” and the substitution therefor of the word “ seven ”.

Amendment
of section 9

Amendment
of section
10A

5. Section tenA of the principal Act is amended—

(a) in subsection (1)—

(i) by the insertion, immediately after the word
“members”, of the words “appointed by the
Council”; and 5(ii) by the insertion, in paragraph (a), immediately
after the words“Chief Justice” of a comma and the words “who shall
be the Chairperson”;(b) in subsection (2), by the deletion, immediately after the 10
word “The”, of the words “Chairperson and the”; and(c) by the insertion, immediately after subsection (3), of the
following new subsections:(4) A member of the Accreditation Committee
shall hold office for a period of three years from the 15
date of the member's appointment and is eligible for
re-appointment for a further period of three years.(5) The Council may remove a member if the
member—(a) is absent without reasonable excuse 20
from three consecutive meetings of the
Accreditation Committee of which the
member has had notice;(b) ceases to hold the office by virtue of
which the member was appointed;

(c) is adjudged bankrupt; 25

(d) is mentally or physically incapable of
performing the duties of a member of
the Accreditation Committee;(e) is convicted of an offence under any
written law and sentenced to 30
imprisonment for a term of *six* months
or more; or

(f) is declared to be of unsound mind;

(d) by the re-numbering of subsections (4) and (5) as
subsection (5) and (6), respectively; and 35

(e) by the insertion of the following new subsection:

(7) Subsections (2) to (9) of section *nine* and sections *eleven* and *twelve* apply to the Accreditation Committee.
