

Second Session Third Parliament Republic of Trinidad  
and Tobago

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REPUBLIC OF TRINIDAD AND TOBAGO

**Act No. 2 of 1988**

[L.S.]

AN ACT to amend the Constitution of the Republic of  
Trinidad and Tobago

*[Assented to 24th February, 1988]*

WHEREAS it is enacted by subsection (1) of section 54 of <sup>Preamble</sup> the Constitution that Parliament may alter any of the provisions thereof:

And whereas it is enacted by subsection (2) of the said section 54 that insofar as it alters certain provisions of the Constitution a Bill for an Act of Parliament under the said section 54 shall not be passed by Parliament unless at the final voting thereon in each House it is supported by the votes of not less than two-thirds of all members of each House:

And whereas it is intended by this Act to alter the Constitution:

## Enactment

ENACTED by the Parliament of Trinidad and Tobago as follows:—

## Short title

1. (1) This Act may be cited as the Constitution (Amendment) Act, 1988.

(2) This Act shall have effect for the purpose of the alteration of the Constitution.

Constitution amended  
Chap. 1:01

2. The Constitution is amended by substituting for sub-clause (2) of section 104 the following subsection—

(2) Where—

- (a) the office of any such Judge is vacant;
- (b) any such Judge is for any reason unable to perform the functions of his office;
- (c) any such Judge is acting as Chief Justice or a Puisne Judge is acting as a Justice of Appeal; or
- (d) the Chief Justice advises the President that the state of business of the Court of Appeal or the High Court so requires,

the President acting in accordance with the advice of the Judicial and Legal Service Commission—

- (i) may appoint a person to act in the office of Justice of Appeal or Puisne Judge, as the case may require;
- (ii) may, notwithstanding section 136, appoint a person who has held office as a Judge and who has attained the age of 65 to be temporarily a Puisne Judge for fixed periods of not more than two years.

Passed in the Senate this 2nd day of February, 1988.

N. COX  
*Acting Clerk of the Senate*

IT IS HEREBY CERTIFIED that this Act is one the Bill for which has been passed by the Senate and at the final vote thereon in the Senate has been supported by the votes of not less than two-thirds of all the members of the Senate, that is to say, by the votes of 25 Senators.

N. COX  
*Acting Clerk of the Senate*

Passed in the House of Representatives this 12th day of February, 1988.

J. E. CARTER  
*Clerk of the House*

IT IS HEREBY CERTIFIED that this Act is one the Bill for which has been passed by the House of Representatives and at the final vote thereon in the House has been supported by the votes of not less than two-thirds of all the members of the House, that is to say, by the votes of 32 members of the House.

J. E. CARTER  
*Clerk of the House*