



**LAWS
OF
THE GAMBIA**

VOLUME 15

IN FORCE ON
THE FIRST DAY OF SEPTEMBER 2009

REVISED EDITION

Prepared under the Authority of
the Law Revision Act, 1990

BY

Mr. Raymond Sock (ORG) B.A. (cum laude), M.A.
of the Inns of Court School of Law and the Middle Temple
Barrister-at-law (B.L Hons.)

COMMISSIONER FOR LAW REVISION

ASSISTED BY

Mrs. Grace O. Mowoe (MRG) B.A. (Hons.-Law) B.L.
Hon Mrs. Justice Esther A. Ota, LL.B B.L.
Mr. Chernoh Marenah, LL.B LL.M

PUBLISHED BY

LexisNexis (Proprietary) Limited South Africa
by the authority of
the Government of The Gambia
2009

Members of the LexisNexis Group worldwide

South Africa	LexisNexis DURBAN 215 North Ridge Road, Morningside, 4001 JOHANNESBURG First Floor, 25 Fredman Drive, Sandton, 2196 CAPE TOWN Ground Floor, Waterford House, 2 Ring Road, Century City, 7441 www.lexisnexis.co.za
Australia	LexisNexis, CHATSWOOD, New South Wales
Austria	LexisNexis Verlag ARD Orac GmbH & Co KG, VIENNA
Benelux	LexisNexis Benelux, AMSTERDAM
China	LexisNexis, BEIJING
Canada	LexisNexis Butterworths, MARKHAM, Ontario
France	LexisNexis SA, PARIS
Germany	LexisNexis Germany, MÜNSTER
Hong Kong	LexisNexis, HONG KONG
Hungary	HVG-Orac, BUDAPEST
India	LexisNexis Butterworths Wadhwa Nagpur, NEW DELHI
Ireland	Butterworths (Ireland) Ltd, DUBLIN
Italy	Giuffrè Editore, MILAN
Japan	LexisNexis, TOKYO
Korea	LexisNexis, SEOUL
Malaysia	LexisNexis, KUALA LUMPUR
New Zealand	LexisNexis, WELLINGTON
Poland	LexisNexis Poland, WARSAW
Singapore	LexisNexis, SINGAPORE
United Kingdom	LexisNexis Butterworths, LONDON
USA	LexisNexis, DAYTON, Ohio

© 2009 Government of The Gambia and published under exclusive licence by LexisNexis

ISBN 978 0 409 04782 0

Copyright subsists in this work. No part of this work may be reproduced in any form or by any means without the written permission of the Government of The Gambia. Any unauthorised reproduction of this work will constitute a copyright infringement and render the doer liable under both civil and criminal law.

Whilst every effort has been made to ensure that the information published in this work is accurate, the editors, publishers and printers take no responsibility for any loss or damage suffered by any person as a result of the reliance upon the information contained therein.

Printed and bound by Interpak Books Pietermaritzburg

TABLE OF STATUTES IN THIS REVISED EDITION

CHAPTER	VOLUME
The Gambia Independence Act, 1964	1
The Gambia Independence Order, 1965	1
The Gambia Independence Order (Miscellaneous Provisions) Act, 1968	1
Constitution of the Republic of The Gambia	1
Law Revision Act	1

I. NATIONAL ASSEMBLY

1:01	Acts of the National Assembly Authentication Act	1
2:01	Ministers (Statutory Powers and Miscellaneous Provisions) Act	1
2:02	National Assembly (Powers and Privileges) Act	1
2:03	National Assembly (Witnesses' Oaths) Act	1
2:04	National Assembly Salaries and Pensions Act	1
3:01	Elections Act	1
3:02	Constitutional Referendums Act	1

II. INTERPRETATION AND APPLICATION

4:01	Interpretation Act	1
5:01	Law of England (Application) Act	1

III. ADMINISTRATION OF JUSTICE

6:01	Courts Act	2
6:02	The Court of Appeal of The Gambia Act	2
6:03	District Tribunals Act	2
6:04	Sharia Law Recognition Act	2
6:05	Supreme Court Act	2
6:06	Evidence Act	2
6:07	Legal Aid Act	2

III. ADMINISTRATION OF JUSTICE—continued

CHAPTER		VOLUME
6:08	Alternative Dispute Resolution Act	2
7:01	Legal Practitioners Act	2
7:02	Law Officers Act	2
7:03	Notaries Public Act	2
7:04	Coroners Act	2
7:05	Law Reform Commission Act	2
7:06	The Gambia Law Foundation Act	2
7:07	National Council for Law Reporting Act	2
7:08	Ombudsman Act	2
7:09	Judges (Supplementary Code of Conduct) Act	2

IV. CIVIL LAW AND PROCEDURE

8:01	Limitation Act	3
8:02	Subordinate Courts (Civil Proceedings) Act	3
8:03	State Proceedings Act	3
8:04	Debtors Act	3
8:05	Reciprocal Enforcement of Judgements Act	3
8:06	Foreign Judgements Reciprocal Enforcement Act	3
8:07	Foreign Affidavits Act	3
8:08	Disposal of Records Act	3
9:01	Sheriff's and Civil Process Act	3

V. CRIMINAL LAW AND PROCEDURE

10:01	Criminal Code	3
11:01	Criminal Procedure Code	3
11:02	Death Penalty (Restoration) Act	3
12:01	Extradition Act	3
13:01	Anti-Terrorism Act	3
13:02	Tourism Offences Act	3
13:03	Money Laundering Act	3
13:04	Trafficking in Persons Act	3

V. CRIMINAL LAW AND PROCEDURE—continued

CHAPTER		VOLUME
13:05	Drug Control Act	3
13:06	Hoarding (Prohibition) Act	3
13:07	Economic Crimes (Specified Offences) Decree	3
13:08	Skin Bleaching (Prohibition) Decree	3

VI. ADMINISTRATION OF ESTATES AND TRUSTS

14:01	Probates (Re-sealing) Act	4
14:02	Intestate Estates Act	4
14:03	Administration of Estates by Consular Officers Act	4
14:04	Public Trustee Act	4
14:05	Disposal of Real and Personal Property (United States of America) Act	4
14:06	Wills Act	4
15:01	Offshore Trusts Act	4

VII. NATIONALITY, CITIZENSHIP AND IMMIGRATION

16:01	The Gambia Nationality and Citizenship Act	4
16:02	Immigration Act	4
16:03	Registration of Aliens Act	4
16:04	Refugee Act	4

VIII. SECURITY, DEFENCE AND PUBLIC ORDER

17:01	Official Secrets Act	4
17:02	National Security Agencies Act	4
17:03	National Intelligence Agency Decree	4
17:04	Emergency Powers Act	4
18:01	Police Act	4
19:01	The Gambia Armed Forces Act	4
19:02	The Gambia Navy Act	4
20:01	Prisons Act	4
20:02	Finger-prints Act	4

VIII. SECURITY, DEFENCE AND PUBLIC ORDER—*continued*

CHAPTER	VOLUME
20:03 The Gambia Fire Service Act	4
21:01 Arms and Ammunition Act	4
21:02 Explosives Act	4
21:03 National Commission Against the Proliferation of Small Arms and Light Weapons Act	4
22:01 Public Order Act	4
23:01 Indemnity Act	4

IX. EXTERNAL AFFAIRS

24:01 Geneva Conventions Act	5
24:02 Consular Conventions Act	5
25:01 Diplomatic Privileges (International Organisations) Act	5
25:02 Diplomatic Privileges (Commonwealth and Foreign Missions) Act	5
26:01 Continental Shelf Act	5
26:02 Territorial Sea and Contiguous Zone Act	5

X. GENERAL ADMINISTRATION

27:01 The Gambia Divestiture Act	5
28:01 Statistics Act	5
29:01 Public Assets and Properties (Recovery) Act	5
29:02 Freezing of Assets and Other Properties (Public Officers) Decree	5
29:03 Freezing of Assets and Other Properties (Specified Persons) Decree	5
29:04 Forfeiture of Assets Decree	5
29:05 Forfeiture of Assets Decree (No. 2)	5
30:01 Commissions of Inquiry Act	5
30:02 Illiterates' Protection Act	5
31:01 Public Holidays Act	5
31:02 The Gambia Coat of Arms (Regulation) Act	5
31:03 National Honours Act	5
31:04 National Records Service Act	5
32:01 Advertisements Regulation Act	5

X. GENERAL ADMINISTRATION—continued

CHAPTER		VOLUME
32:02	Cinematograph Act	5
32:03	The Gambia Printing and Publishing Corporation Act	5
32:04	National Planning Commission Act	5
32:05	The Gambia Public Utilities Regulatory Authority Act	5
32:06	The Gambia Tourism Authority Act	5

XI. LOCAL ADMINISTRATION

33:01	Local Government Act	5
33:02	City of Banjul (Re-naming) Act	5
33:03	City of Banjul Act	5
33:04	Banjul (Closing of Streets) Act	5
33:05	Palm Wine Duty (City of Banjul) Act	5
34:01	Rating Valuation Act	5
34:02	General Rate Act	5
34:03	Local Government Finance and Audit Act	5

XII. PUBLIC SERVICE

35:01	Public Service Commission Regulations (Validation) Act	6
35:02	Public Officers (Change of Titles) Act	6
35:03	Oaths Act	6
35:04	Junior Public Officers Relief Act	6
36:01	Pensions Act	6
36:02	Permanent Increase of Pensions (Public Officers) Act	6
36:03	Pensions (Increase) Act	6
36:04	Pensions (Increase) (No. 2) Act	6
36:05	Pensions (Increases) Act	6
36:06	Pensions (Old Conditions of Service) (Extension of Rights) Act	6
36:07	Widows' and Orphans' (African Officers) Pensions Act	6
36:08	Military Pensions Act	6
36:09	War Pensions Act	6
36:10	Public Service Act	6
36:11	Public Service (Retiring Age) Act	6