CONSTITUTIONAL CONVENTION
(AMENDMENT) (3) (A) ACT 2016

Introduced by:

SENATOR ATBI RIKLON

Approved:

PRINTED NAME  SIGNATURE
# CONSTITUTIONAL CONVENTION (AMENDMENT) (3) (A) ACT 2016

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A BILL FOR AN ACT to amend the Constitutional Convention Act 2015, in order to include additional proposals for the amendment of the Constitution of the Republic of the Marshall Islands.

BE IT ENACTED BY THE NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS

§1. Short Title

This Act may be cited as the Constitutional Convention (Amendment) (3) (A) Act 2016.

§2. Amendments

(1) Schedule 1 of the Constitutional Convention Act, 2015 is further amended by adding new Proposal 21 and to be inserted after Proposal No. 20 to read as follows:

““Proposal No. 21. – Article I, Section 4 (7): To amend Article I, Section 4 (7) which gives legal protection of witnesses giving evidence against himself, spouse, parent, child, or sibling, etc to read as follows:

(7) No person shall be compelled in any criminal case to be a witness against himself, or against his spouse, parent, child, or sibling, or to give testimonial evidence against any such person whenever that evidence might directly or indirectly be
used to obtain such person’s criminal conviction. Provided however, where:

(a) an allegation of violence is against the spouse or partner;

(b) an allegation of violence against a person who was at the material time under the age of eighteen years;

(c) an alleged sexual offence against a victim who was at the material time under the age below 18 years; or

(d) the person is attempting, conspiring or aiding and abetting, counselling and procuring to commit the offences in the categories above.

§3. Effective Date

This Act shall take effect on the date of certification in accordance with Article IV, Section 21 of the Constitution.
NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS
37TH CONSTITUTIONAL REGULAR SESSION, 2016

CONSTITUTIONAL CONVENTION (AMENDMENT) (3)
(A) ACT 2016

SIGNATURES

DATE: _________  INTRODUCED BY ____________________

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This Bill proposes to amend the Constitutional Convention Act 2015, in order to include as proposal for the following amendment to the Constitution to amend Article I, Section 4 (7) to give exception for which a witness can testify against their spouse, parent, child, sibling or others against their will.