



SOUTHERN
RHODESIA

ACT

To amend the Constitution of Southern Rhodesia, 1961.

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Southern Rhodesia, as follows: —

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| 1. This Act may be cited as the Constitution Amendment Act, 1965. | Short title. |
| 2. This Act shall come into operation on a date to be fixed by the Governor by proclamation in the <i>Gazette</i> . | Date of commencement. |
| 3. Section 10 of the Constitution is amended in subsection (2) by the deletion of "Parliamentary Secretaries" and by the substitution of "Deputy Ministers". | Amendment of section 10 of the Constitution. |

Amendment of section 11 of the Constitution. 4. Section 11 of the Constitution is amended in subsection (1) by the deletion from paragraph (b) of "Parliamentary Secretary" and by the substitution of "Deputy Minister".

Amendment of section 13 of the Constitution. 5. Section 13 of the Constitution is amended by the deletion of "Parliamentary Secretary" wherever it occurs and by the substitution of "Deputy Minister".

Further amendment of section 14 of the Constitution. 6. Section 14 of the Constitution is amended—
 (a) in subsection (1) by the insertion in paragraph (b) after "Speaker" of "or, in the case of the death, incapacity or absence from Southern Rhodesia of the Speaker, the Clerk of the Assembly";
 (b) in subsection (3) by the deletion from paragraph (a) of "Parliamentary Secretary" and by the substitution of "Deputy Minister".

Amendment of section 23 of the Constitution. 7. Section 23 of the Constitution is amended by the deletion of "Parliamentary Secretary" and by the substitution of "Deputy Minister".

Amendment of section 28 of the Constitution. 8. Section 28 of the Constitution is amended—
 (a) in subsection (2) by the insertion after "Minister" of "or a Deputy Minister";
 (b) by the insertion after subsection (2) of the following subsection—

"(3) The provisions of subsection (2) of this section shall not apply to—

- (a) any Bill introduced or motion proposed by a Minister or a Deputy Minister; or
- (b) any amendment moved by a Minister or a Deputy Minister to a Bill or motion."

Amendment of section 33 of the Constitution. 9. Section 33 of the Constitution is amended in subsection (2) by the deletion of "once at least in every year, so that a period of" and by the substitution of "beginning in every calendar year, so that a period of more than".

New section substituted for section 43 of the Constitution. 10. Section 43 of the Constitution is repealed and the following is substituted—

"43. (1) The Governor—

- (a) acting in his discretion in the manner prescribed by section 45, shall appoint a Prime Minister; and
- (b) acting on the advice of the Prime Minister—
 (i) shall appoint other Ministers of the Government and may assign functions to such Ministers, including the administration of any department of government; and
 (ii) may appoint Deputy Ministers of any specified department of government or of such other description as the Governor may determine.

(2) A Deputy Minister may be appointed to exercise or perform on behalf of a Minister any of the powers, functions and duties entrusted to such Minister under any law or otherwise which may, subject to the directions of the Governor, be assigned to him from time to time by such Minister.

(3) Any person appointed under this section shall hold office during Her Majesty's pleasure.

(4) A person who holds office as a Minister of the Government or a Deputy Minister for any period of four consecutive months without also being a Member of the Legislative Assembly shall cease to be a Minister or Deputy Minister, as the case may be, at the end of that period unless that period expires at a time when the Assembly is dissolved, in which case he shall cease to be a Minister or Deputy Minister, as the case may be, on the date when the Assembly first meets after the dissolution, unless he is elected as a Member of the Assembly at the general election following such dissolution.

(5) A person who holds office as a Minister or Deputy Minister and who is at no time while holding that office also a Member of the Legislative Assembly shall be ineligible for reappointment as a Minister or Deputy Minister before the Assembly is next dissolved after he ceases to hold that office, unless in the meantime he has become a Member of that Assembly.

(6) A Minister or Deputy Minister may at any time by notice in writing addressed to the Governor resign his office.

(7) Any person appointed under this section shall before entering upon his office take before the Governor or some

Ministers
and Deputy
Ministers.

person authorized by the Governor in that behalf Oaths of Allegiance and for the due execution of his office in the forms set out in the First Schedule.”.

Amendment of section 45 of the Constitution. 11. Section 45 of the Constitution is amended in subsection (1) by the insertion after “appropriate Minister” of “or Deputy Minister”.

Repeal of section 46 of the Constitution. 12. Section 46 of the Constitution is repealed.

Amendment of section 48 of the Constitution. 13. Section 48 of the Constitution is amended in subsection (2) by the insertion after “Minister” of “, Deputy Minister”.

Further amendment of section 77 of the Constitution. 14. Section 77 of the Constitution is amended in subsection (2) by the deletion from paragraph (c) of “(f), (i) or (j)” and by the substitution of “or (f)”.

Amendment of section 113 of the Constitution. 15. Section 113 of the Constitution is amended in subsection (3) by the deletion of “and the Governor has issued a warrant in respect thereof directed to the Minister responsible for finance”.

Further amendment of section 117 of the Constitution. 16. Section 117 of the Constitution is amended in subsection (7) by—

(a) the insertion after “motion” where it occurs for the first time of “or the final vote on any Bill”;

(b) the insertion after “motion” where it occurs for the second time of “or Bill”.

Further amendment of First Schedule to the Constitution. 17. The heading to the First Schedule to the Constitution is amended by the deletion of “43 (2)” and by the substitution of “43 (7)”.



SOUTHERN RHODESIA

ACT

To substitute a new section for section 83 of the Insolvency Act [*Chapter 53*].

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Southern Rhodesia, as follows:—

1. This Act may be cited as the Insolvency Amendment Act, 1965.

2. Section 83 of the Insolvency Act [*Chapter 53*] is repealed and the following is substituted—

“83. (1) Thereafter there shall be paid out of the free residue of the estate, in priority to other claims—

(a) any debt adjustment tax due from the insolvent; and

(b) any tax due from the insolvent in respect of any period prior to the date of the sequestration of his estate, whether or not that tax has become due and payable after that date.

Short title.

New section substituted for section 83 of Cap. 53.

Priority in claims for debt adjustment tax and taxes on income.