



MONTSERRAT

CHAPTER 3.10

Revised Edition showing the law as at 1 January 2013

This is a revised edition of the law, prepared by the Law Revision Commissioner under the authority of the Revised Edition of the Laws Act.

This edition contains a consolidation of the following laws—

OFFICIAL OATHS ACT

Act 5 of 1876 .. in force 25 April 1876

Amended by Act 2 of 1956

Amended by S.R.O. 15/1956

Amended by Acts: 24 of 1982

9 of 2011 .. in force 27 September 2011 (S.R.O. 40/2011)

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CHAPTER 3.10
OFFICIAL OATHS ACT
ARRANGEMENT OF SECTIONS

SECTION

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- SCHEDULE: Oaths

CHAPTER 3.10

OFFICIAL OATHS ACT

*(Acts 5 of 1876, 2 of 1956, S.R.O. 15/1956, Acts 24 of 1982
and 9 of 2011)*

Commencement

[25 April 1876]

Short title

1. This Act may be cited as the Official Oaths Act.

Forms of oaths to be taken by certain officials

2. The oaths in the forms prescribed in the Schedule shall be taken by the under-mentioned officers and persons.

Oaths of superior executive officer

3. Administrators and officers administering Governments, and other superior executive officers, shall take the oath of allegiance and the official oath merely.

Oaths of judicial officer

4. Judges and other judicial officers shall take the oath of allegiance and the judicial oath.

Oath of Member of the Legislative Assembly

5. A member of the Legislative Assembly shall take the oath of allegiance only. (*Substituted by Act 9 of 2011*)

Oath of Member of the Cabinet

6. A member of the Cabinet shall take the oath of allegiance and the oath of fidelity in the discharge of his or her duties. (*Substituted by Act 9 of 2011*)

Oath on naturalization

7. On naturalization a person shall only be required to take the oath of allegiance.

(*Amended by Act 24 of 1982*)

Penalty for not taking oath

8. If any officer or other person, when any oath required to be taken by him under this Act is duly tendered, declines or neglects to take such oath, he shall, if he has already entered on his office, vacate the same, and, if he has not entered on the same, be disqualified from entering on the same, but no person shall be compelled, in respect of the same appointment to the same office, to take such oath more than once.

The name of the Sovereign for the time being to be used in oath

9. Where, in any oath under this Act, the name of Her present Majesty is expressed, the name of the Sovereign of the United Kingdom of Great Britain and Northern Ireland for the time being shall be substituted from time to time.

SCHEDULE

(Section 2)

OATH OF ALLEGIANCE

I,, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth the Second, Her Heirs and Successors, according to law.

So Help Me God.

OFFICIAL OATH

I,, do swear that I will well and truly serve Her Majesty Queen Elizabeth the Second in the office of

So Help Me God.

JUDICIAL OATH

I,, do swear that I will well and truly serve our Sovereign Lady, Queen Elizabeth the Second, in the office of, and I will do right to all manner of people after the laws and usages of Montserrat, without fear, favour, affection, or ill-will.

So Help Me God.

OATH OF MEMBER OF CABINET

I,, being chosen and admitted to Her Majesty's Cabinet in Montserrat, do swear that except with the authority of His Honour the Governor, I will not directly or indirectly reveal the business or proceedings of the Cabinet or the nature or contents of any document communicated to me as a Member of the Cabinet or any matter coming to my knowledge in my capacity as a Member of the Cabinet, and that in all things I will be a true and faithful member of Cabinet.

So Help Me God.
(Amended by Act 9 of 2011)
