

LAWS OF BRUNEI

REVISED EDITION 1984

CHAPTER 80

PUBLIC OFFICERS (LIABILITIES)

ARRANGEMENT OF SECTIONS

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PUBLIC OFFICERS (LIABILITIES) ACT

An Act to protect public officers from legal proceedings in respect of certain liabilities 1 of 1929
(Cap. 80
of 1951)

Commencement: 25th February 1929

1. This Act may be cited as the Public Officers (Liabilities) Act. Short title

2. In this Act, unless the context otherwise requires — Interpretation

“action” includes legal proceedings and process of every description other than criminal, and includes proceedings in bankruptcy;

“public officer” means a person employed in the service of the Government of Brunei, and includes Municipal Board and Police Officers.

3. (1) No action shall be maintained against a public officer — Action not to lie against public officer in certain cases

(a) upon any promise, express or implied, to repay money paid or advanced to him or to another person at his request;

(b) upon any promise, express or implied, to be answerable for the debt or default of another person; or

(c) upon any bond, bill of exchange, promissory note or other security made, drawn, accepted, endorsed, or given by him.

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Public Officers (Liabilities)

(2) This section does not apply to any liability contracted before the commencement of this Act.

(3) Nothing in this section contained shall effect the right of the holder of any security to realise the same by sale or foreclosure.

Proceedings
in contraven-
tion of this
Act to be
void

4. All proceedings and documents in or incidental to an action in contravention of this Act shall be void, and where complaint is made by a public officer or by the head of his department that such public officer is dealt with in contravention of this Act by any process, execution, or order issued out of any court, and is made to the court or any court superior to it, the court shall examine into the complaint and shall, if necessary, discharge such public officer without fee and may award reasonable costs to the complainant, which may be recovered as if costs had been awarded in his favour in an action in such court.