

No. S 43

CONSTITUTION OF BRUNEI DARUSSALAM
(Order under section 83(3))

EMERGENCY (MINOR OFFENCES ACT) (AMENDMENT) ORDER, 1998

In exercise of the power conferred by subsection (3) of section 83 of the Constitution of Brunei Darussalam, His Majesty the Sultan and Yang Di-Pertuan hereby makes the following Order –

- Citation. 1. This Order may be cited as the Emergency (Minor Offences Act) (Amendment) Order, 1998.
- Addition of new Part to Chapter 30. 2. The Minor Offences Act is amended by adding the following –

"PART IX

COMPOUNDING OF OFFENCES

"Compounding
of offences.

38A. (1) The Chairman of any Municipal Board, any police officer not below the rank of Superintendent, and any person authorised by name or by office by the Minister by notification in the *Gazette*, may in his discretion, in relation to an offence under section 12 or to any offence under this Act which has been prescribed under subsection (3) as an offence which may be compounded, if he is satisfied that any other person has committed such offence and whether or not a prosecution is actually pending, compound such offence by collecting from that other person a sum of money not exceeding \$500.

(2) Any sum of money collected under this section shall be dealt with as if it were a fine imposed by a Court of a Magistrate.

(3) The Minister with the approval of His Majesty the Sultan and Yang Di-Pertuan may make rules to prescribe the offences which may be compounded under subsection (1) and the method and procedure thereof."

Made this 4th. day of Syaaban 1419 Hijriah corresponding to the 23rd. day of November, 1998 at Our Istana Nurul Iman, Bandar Seri Begawan, Brunei Darussalam.

HIS MAJESTY
THE SULTAN AND YANG DI-PERTUAN
BRUNEI DARUSSALAM