

## Constitutional Provisions: Declaration of a State of Emergency

<u>Country</u>	<b>Jamaica</b>
<u>Date</u>	<b>July 23, 1962</b>
<u>State of Emergency Provisions</u>	<p>26. (4) In this Chapter "period of public emergency" means any period during which-</p> <ul style="list-style-type: none"><li>a. Jamaica is engaged in any war; or</li><li>b. there is in force a Proclamation by the Governor-General declaring that a state of public emergency exists; or</li><li>c. there is in force a resolution of each House supported by the votes of a majority of all the members of that House declaring that democratic institutions in Jamaica are threatened by subversion.</li></ul> <p>(5) A Proclamation made by the Governor-General shall not be effective for the purposes of subsection (4) of this section unless it is declared therein that the Governor-General is satisfied-</p> <ul style="list-style-type: none"><li>d. that a public emergency has arisen as a result of the imminence of a state of war between Jamaica and a foreign State or as a result of the occurrence of any earthquake, hurricane, flood, fire, outbreak of pestilence, outbreak of infectious disease or other calamity whether similar to the foregoing or not; or</li><li>e. that action has been taken or is immediately threatened by any person or body of persons of such a nature and on so extensive a scale as to be likely to endanger the public safety or to deprive the community, or any substantial portion of the community, of supplies or services essential to life.</li></ul> <p>(6) A Proclamation made by the Governor-General for the purposes of and in accordance with this section -</p> <ul style="list-style-type: none"><li>f. shall, unless previously revoked, remain in force for one month or for such longer period, not exceeding twelve months, as the House of Representatives may determine by a resolution supported by the votes of a majority of all the members of the House;</li><li>g. may be extended from time to time by a resolution passed in like manner as is prescribed in paragraph (a) of this subsection for further periods, not exceeding in respect of each such extension a period of twelve months; and</li></ul>

h. may be revoked at any time by a resolution supported by the votes of a majority of all the members of the House of Representatives.

(7) A resolution passed by a House for the purposes of subsection (4) of this section may be revoked at any time by a resolution of that House supported by the votes of a majority of all the members thereof.