

N.R.C.D. 227

INDEMNITY ACT, 1973

ARRANGEMENT OF SECTIONS

SECTION

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N.R.C.D. 227

INDEMNITY ACT, 1973¹**1. Indemnity for acts in connection with the change of government**

A Court shall not entertain an action or take a decision or make an order or grant a remedy or relief, in a proceeding instituted against,

- (a) the Republic, or
- (b) the National Redemption Council or the Executive Council, or
- (c) a person acting under the authority of either Council on or after the commencement of this Act, or
- (d) a member of the Armed Forces or the Police Service, or
- (e) a person acting under the authority of the Commander-in-Chief or the Inspector-General or Police or in the course of military or police duties on or after the commencement of this Act, or
- (f) any person or persons acting in concert or individually to assist or bring about the change in government which took place on the 13th day of January, 1972,

in respect of an act or omission in connection with or consequent on

- (g) the overthrow of the government in power before the establishment of the National Redemption Council, or
- (h) the suspension of the Constitution which was in force immediately before the establishment of the Council, or
- (i) the establishment of the National Redemption Council or the Executive Council, or

1. This Act was originally issued as the Indemnity Decree, 1973 (N.R.C.D. 227) made on the 2nd day of November, 1973 and notified in the *Gazette* on 9th November, 1973.

- (j) the arrest, detention, or disposal of the property of Ministers, Ministerial secretaries and party activists of the government in power before the establishment of the National Redemption Council.

2. Indemnity for acts done under Decrees

A Court shall not entertain an action in any civil proceedings against the Republic, the National Redemption Council, the Executive Council, a member of the Armed Forces or of the Police Service, or any other person, in respect of an act or omission done or purported to be done in good faith in pursuance of an Act of the National Redemption Council or any other enactment.

2A. Indemnity for acts done between 13th January, 1972 and 13th January, 1973

Notwithstanding any other provision of this Act, an action or proceedings shall not be brought or proceeded with, against the Republic, the National Redemption Council, the Executive Council, a member of the Armed Forces or of the Police Force in respect of an act or omission which is alleged to have been done or purported to have been done by a member of the Armed Forces or of the Police Force during the period commencing on the 13th of January, 1972 and ending with the 13th of January, 1973.²

3. Repeal

*Spent.*³

4. Commencement

*Spent.*⁴

2. Inserted by the Indemnity (Amendment) Decree, 1975 (N.R.C.D. 335).

3. The original section provided for the repeal of the National Redemption Council Indemnity Decree, 1972 (N.R.C.D. 13).

4. This section provided that the Decree shall be deemed to have come into force on the 13th day of January, 1972.