
Fourth Session Eleventh Parliament Republic of
Trinidad and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 4 of 2019

[L.S.]

AN ACT to amend the Magistrates Protection Act,
Chap. 6:03

[Assented to 7th March, 2019]

ENACTED by the Parliament of Trinidad and Tobago as Enactment
follows:

1. This Act may be cited as the Short title
Magistrates Protection (Amendment) Act, 2019.

Interpretation
Chap. 6:03

2. In this Act, “the Act” means the Magistrates Protection Act.

Section 4 amended

3. Section 4 of the Act is repealed and the following section is substituted:

“Immunity for
acts within
jurisdiction

4. (1) No action shall be brought against a Magistrate for any act done by him in the execution of his office in relation to a matter within his jurisdiction.

(2) Nothing in subsection (1) shall in any way impair the availability of other forms of relief in respect of decisions of courts of summary jurisdiction, including appeals, applications for judicial review and applications for redress under section 14 of the Constitution.”.

Section 5 amended

4. Section 5 of the Act is amended—

(a) in the marginal note, by deleting the words “, malice need not be alleged” and substituting the words “and malice is alleged and proved”; and

(b) repealing subsection (1) and substituting the following subsection:

“ (1) A person may maintain an action against a Magistrate for any act done in a matter not within his jurisdiction or in excess of his jurisdiction, where it is alleged and proved that the act was done maliciously and without reasonable and probable cause.”.

Passed in the Senate this 11th day of December, 2018.

B. CAESAR
Clerk of the Senate (Ag.)

Passed in the House of Representatives this 15th day
of February, 2019.

J. SAMPSON-MEIGUEL

Clerk of the House