

REPUBLIC OF NAURU
LEGAL PRACTITIONERS (AMENDMENT) BILL 2018
EXPLANATORY MEMORANDUM

The *Legal Practitioners (Amendment) Bill 2018* is a Bill for the *Legal Practitioners (Amendment) Act 2018*.

This memorandum provides an explanation of the Bill and is only intended to indicate the general effect.

EXPLANATION OF CLAUSES

Clause 1 provides that, once enacted, the short title of the Act will be the *Legal Practitioners (Amendment) Act 2018*.

Clause 2 sets out when the Bill's provisions will commence which is on certification by the Speaker.

Clause 3 is the enabling provision for the amendment of the Legal Practitioners Act 1973.

Clause 4 omits and substitutes the current section 7A. The amendment is to procure a uniform approach for the appointment of Government Lawyers. The Government Lawyers are appointed in Departments outside the Department of Justice to carry out various functions and duties largely to do with the recent legislative reforms such as the Domestic Violence and Family Protection Act 2017 and the Child Protection and Welfare Act 2016. Expatriate lawyers who are appointed are normally admitted to practice as barristers and solicitors in their own countries. This is the reason why the admission requirements are exempted.

Provisions are further made for the Minister to designate Government Lawyers positions in the public service where necessary.