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GRENADA

ACT NO. 8 OF 2012



I assent,

CARLYLE ARNOLD GLEAN
Governor-General

27th January, 2012.

AN ACT to make provision for the constitution,
organisation, training and discipline of a Cadet Corps.

[By Order].

BE IT ENACTED by the Queen's Most Excellent Majesty
by and with the advice and consent of the Senate and the
House of Representatives and by the authority of the same
as follows—

PART I

PRELIMINARY

1. This Act may be cited as the

GRENADA CADET CORPS ACT, 2012

Short title and
commencement.

and shall come into operation by notice published in the
Gazette

Interpretation.

2. In this Act, unless the context otherwise requires—

“authorised officer” means

- (a) a Commissioned Officer (other than an Honorary Commissioned Officer);
- (b) a Warrant Officer;
- (c) an Under Officer; or
- (d) a Non-Commissioned Officer

“authorised secondary school” means a secondary school recommended by the Ministry of Education and approved by the Cadet Corps as a school from which pupils may be enrolled in the Cadet Corps.

“Cadet” means, a person enrolled in the Cadet Corps pursuant to section 17;

“Cadet Corps” means, the Grenada Cadet Corps established pursuant to section 3;

“Commandant” means, the person appointed as Commandant of the Cadet Corps pursuant to section 3 (2);

“Commissioned Officer” means a person granted a commission by the Governor-General under section 18;

“Committee” means, the Cadet Corps Committee established pursuant to section 6;

“Minister” means, the Minister responsible for National Security;

“Ministry” means, the Ministry of National Security;

“Member of the Cadet Corps” means—

- (a) a Commissioned Officer
- (b) an Under Officer
- (c) a Warrant Officer
- (d) a Non Commissioned Officer
- (e) a Cadet

PART II

CONSTITUTION AND ADMINISTRATION

3.—(1) The Body commonly known as the Grenada Cadet Corps is hereby established and continued in accordance with the provision of this Act and shall for that be called the Grenada Cadet Corps.

Establishment
of Cadet
Corps.

(2) The Cadet Corps shall be under the command of a Commandant appointed by the Governor-General.

(3) The appointment of the Commandant shall be for a period of three years in the first instance and he may be eligible for re-appointment for a further term of three years.

(4) The Cadet Corps shall consist of the rank of Commandant and such other ranks as prescribed in Schedule 1.

4. The Minister shall have general control and administration of the Cadet Corps and the powers vested in the Commandant shall be exercised subject to and in accordance with any directions of the Minister.

Power of
Minister in
relation to the
Cadet Corps.

Functions of the
Cadet Corps.

5. The functions of the Cadet Corps include the following—

- (a) inspire young persons to achieve success with a spirit of service and community, and to develop the qualities of good citizenship, responsibility and leadership;
- (b) to provide a formal, well-regulated and highly disciplined organisation operating within schools and communities;
- (c) to attract and train as cadets, a significant number of young persons between the ages of eleven and twenty;
- (d) to promote self-respect, self-confidence, self-reliance, self-discipline and loyalty among members of the Cadet Corps;
- (e) to promote the value of leadership and the ability to work and function as a team;
- (f) to provide progressive training of a challenging and exciting nature in order to foster alertness, physical and mental endurance and camaraderie;
- (g) to provide military-style training and discipline among the membership of the Cadet Corps;
- (h) to establish the highest possible standards of excellence in all areas of operations of the Cadet Corps.

6. There is hereby established a Committee which shall be known as the Cadet Corps Committee for the purpose of—

Establishment
of the Cadet
Corps
Committee.

- (a) advising the Minister on matters of policy relating to the Cadet Corps;
- (b) advising the Commandant on such matters as are referred to the Committee by the Minister or by the Commandant;
- (c) making recommendations to the Governor-General with respect to the appointment and withdrawal of commissions;
- (d) advising the Minister on the establishment of new Units and the strengthening of the established Units,

and to perform such other functions and duties as may be required from time to time.

7.—(1) The Advisory Committee shall consist of—

Composition
of the
Committee.

- (a) the Commissioner of Police ;
- (b) the Commandant or his nominee;
- (c) a representative from the Ministry of National Security;
- (d) a representative from the Ministry of Youth and Sports;
- (e) a representative from the Ministry of Education; by virtue of their office; and

(f) the following members will be appointed by the Governor-General—

(i) two representatives from organisations which are friendly to the Cadet Corps; and

(ii) two principals from two authorised secondary schools.

(2) A member of the Committee appointed pursuant to paragraph (f)—

(a) shall, unless he otherwise ceases to be a member of the Committee, hold office for a period not exceeding three years and is eligible for reappointment; and

(b) may at any time resign his office by instrument in writing addressed to the Governor-General and transmitted through the Chairperson of the Committee.

(3) The Governor-General may at any time giving reasons therefor, revoke the appointment of a member of the Committee appointed under paragraph (f).

(4) The procedure of the Committee shall be prescribed by regulations made under this Act.

Secretary to the
Committee.

8. A member of the Committee shall be appointed as Secretary to the Committee.

Meetings of the
Committee.

9. The Committee shall hold quarterly meetings in each year and may adjourn such meetings from time to time but the Committee may hold meetings more frequently at such

times as it thinks fit for the purpose of dealing with any matters referred to it. Report of the Committee.

10. The Committee shall cause to be prepared an annual report of its proceedings which shall be sent to the Minister. Administration.

11. The daily administration of the Cadet Corps shall be vested in the Commandant. Funds of the Cadet Corps.

12. The funds of the Cadet Corps shall consist of— General powers of the Commandant.

(a) monies appropriated for the purposes of the Cadet Corps by Parliament; or

(b) grants made to the Cadet Corps.

PART III

POWERS, DUTIES AND PRIVILEGES OF MEMBERS OF THE CADET CORPS

13.—(1) Subject to this Act, the Commandant shall have the command of the Cadet Corps and may—

- (a) with the advice of the Committee make such appointments and promotions in respect of members of the Cadet Corps as he may see fit;
- (b) make standing orders for the general governance of members of the Cadet Corps in relation to their control, recruitment, enlistment, enrolment, testing, grading, disciplining, discharge, training, arms, clothing, equipment and other appointments, and particular services

as well as their distribution and inspection, and such other orders as he may deem expedient for preventing neglect and for promoting efficiency and discipline; and

- (c) issue a hand book, code of practice or such other guidelines as he may see fit, for the guidance, governance and regulation of members of the Cadet Corps.

(2) The Commandant may delegate his powers to any authorised officer, but shall not delegate his power to hear any appeal relating to an offence against discipline or to impose upon a member of the Cadet Corps any punishment which includes reduction in rank or dismissal.

(3) The Commandant and any member of the Cadet Corps shall perform such duties as the Minister may from time to time determine as well as such other duties as may be prescribed by this Act, regulations, or standing orders made under this Act.

(4) The Governor-General may revoke the appointment of the Commandant giving reasons therefor.

Resignation.

14.—(1) A Commissioned or Adult Warrant Officer may resign at any time giving to the Commandant in writing not less than one month notice of his intention so to do; and the Commandant may, in any particular case, waive or shorten the period of notice.

(2) A Cadet may resign from the Cadet Corps at any time by handing in his uniform and notifying the Unit Commander of his resignation.

15.—(1) The Governor-General on the advice of the Committee may, discharge a person appointed under section 18 if he is advised by the Commandant that the person is not efficient in the discharge of his duties. Discharge.

(2) A member of the Cadet Corps may at any time during his term of appointment be discharged if he has—

- (i) been pronounced by a medical practitioner to be physically or mentally unfit for further service; or
- (ii) in the opinion of the commandant, ceased to be efficient in the discharge of his duties; or
- (iii) been dismissed by order of the Commandant.

16.—(1) A person ceasing to be a member of the Cadet Corps shall forthwith deliver up to the person appointed by the Commandant for that purpose or to the officer in charge at the place at which he was last stationed, his equipment, uniform and other items which have been supplied to him which are the property of the Government of Grenada. Return of property.

(2) A person who fails to comply with sub-section (1) commits an offence and is answerable to the Advisory Committee through the Commandant.

PART IV

CADETS

17.—(1) A person attending an authorised secondary school may apply to be enrolled in the Cadet Corps. Enrolment in Cadet Corps.

(2) Such a person shall be enrolled in the Cadet Corps where—

- (a) a unit has been established for the school which he is attending;
- (b) he is not less than eleven and not more than twenty years old; and
- (c) he has the written permission of his parent or guardian to become a Cadet and;
- (d) he is recommended by the principal of the school he attends.

Grants of
commission.

18.—(1) The Governor-General shall in his discretion with the advice of the Committee by commission under hand appoint fit and proper persons as Non Commissioned Officers in the Cadet Corps.

(2) A person appointed under sub-section (1) shall hold such rank as specified in the Schedule I, and every commission granted under subsection (1) shall be published in the *Gazette*.

(3) A commission granted under subsection (1) shall be issued in the form set out in the Schedule II.

PART V

MISCELLANEOUS

Salaries and
Allowances.

19. There shall be paid out of money appropriated by Parliament to the Commandant and members of the Cadet Corps such pay and allowances as may be determined from time to time.

20. The Cadet Corps, the Cadet Corps Advisory Committee, the Commandant, or any other member of the Cadet Corps, shall not be liable in damages for anything done or omitted to be done in the discharge or purported discharge of their respective functions or duties under this Act unless it is shown that the act or omission was in bad faith or constituted wilful misconduct or negligence. Immunity.

21.—(1) A person appointed under section 18 shall, before assuming his or her duties, take before the Governor-General the Oath or Affirmation of Allegiance set out in Schedule II. Oath of Allegiance,
Cadet Promise
Etc. Schedule.

(2) A Cadet shall, upon enrolment in the Cadet Corps, make before an Officer the Cadet's promise set out in the Schedule II.

22.—(1) A person other than a member of the Cadet Corps who, without permission of the Commandant, wears any uniform of the Cadet Corps, or any dress having the same appearance or bearing any of the regimental or other distinctive marks of any such uniform, is guilty of an offence and liable on summary conviction to a fine of one thousand dollars and to imprisonment for six months. Cadet Uniform
not to be
worn without
authority.

(2) Sub-section (1) does not apply to a person who wears a uniform or dress in the course of a stage play performed in a place duly authorised for public performance of stage plays, provided that permission in writing for so doing is granted by the Commandant.

23.—(1) In accordance with section 3, the person who immediately before the commencement of this Act held the office of Commandant, shall be deemed for all purposes to have been validly appointed to the office. Validation of
acts done.

(2) All persons who immediately before the commencement of the Act held commissions shall be deemed to have been validly appointed to the rank he held immediately before the commencement of this Act.

(3) All acts, appointments and decisions made by the management committee and the Commandant immediately before the commencement of the Act, shall be deemed for all purposes to have been legally done.

Use of firearms during parades.

24. Notwithstanding the provisions of any law, members of the Cadet Corps shall be entitled, to carry firearms during parades.

Regulations and Standing Orders.

25.—(1) The Minister may make regulations for the better carrying out of the provisions of this Act.

(2) Without prejudice to the generality of subsection (1), regulations made under this section may provide for the—

- (a) administration of the Cadet Corps, in particular the discipline, training, control, and organisation of the Cadet Corps;
- (b) enlistment, appointment, rank, precedence, promotion and command of members of the Cadet Corps, so far as not provided by this Act;
- (c) discharge of duties by the Cadet Corps;
- (d) uniform, insignia and badge to be worn by members of the Cadet Corps;
- (e) medals, badges and other awards to be granted to members of the Cadet Corps for such

services or acts, and the conditions for the granting thereof;

(f) colours and awards of the Cadet Corps; and

(g) constitution, organisation and strength of the Cadet Corps.

(3) Subject to subsection (4), the Commandant may, after consultation with the Committee, issue standing orders to regulate matters of details.

(4) Standing orders issued under this Act by the Commandant must be consistent with regulations, orders or directions made by the Minister.

SCHEDULE I

NON COMMISSIONED OFFICERS

Recruit

Cadet

Lance Corporal (L/Cpl.)

Corporal (Cpl)

Sergeant (Sgt)

Staff Sergeant (S/Sgt)

Company Quartermaster Sergeant (CQMS)

Sergeant Major (CSM) – WO II

Regimental Quartermaster Sergeant (RQMS) – WO II

Regimental Sergeant Major (RSM) – WO I

OFFICERS CORPS

- Under Officer
- Second Lieutenant (2Lt.)
- Lieutenant (Lt)
- Captain (Capt)
- Major (Maj)
- Lieutenant Colonel (LCol)
- Colonel (Col)

SCHEDULE II

I of
 solemnly and sincerely truly declare and
 affirm/swear to serve Grenada in the capacity of an officer of the Grenada Cadet Corps,
 and faithfully and to the best of my ability obey all lawful commands that I may receive
 in that capacity. So help me God.

.....

Sworn/Affirmed before me this day of 20

.....
Governor-General

Promise of Enrolment

I of
 solemnly promise that I will loyally serve the
 Grenada Cadet Corps, and cheerfully obey all lawful commands that I may receive as
 a member of the Cadet Corps and will do everything within my power to promote the
 best interest of the Cadet Corps as long as I remain a member.

.....

Form of Governor-General's Commission
By His Excellency

To.....

Greetings

Reposing especial trust and confidence in your loyalty, courage and good conduct, I do by this present constitute and appoint you to be an officer in the Grenada Cadet Corps from theday of

You are therefore carefully and diligently to discharge your duty as such in the rank of or in such higher rank as you may from time to time hereafter be promoted or appointed to, of which a notification will be made in the Gazette, and you are at all times to exercise and well discipline in arms such officers and members of the Grenada Cadet Corps serving under you and use your best endeavour to keep them in good order and discipline.

And I do hereby command them to obey you as their Superior Officer, and you to observe and follow such orders and directions as from time to time you shall receive from your superior officer or any other, according to the Cadet Corps Act and any rules made thereunder, in pursuance of the trust hereby reposed in you.

Given under my hand and the Public Seal at

Grenada, this day of

Governor General

Passed in the House of Representatives this 16th day of December, 2011.

RAPHAEL DONALD
Acting Clerk to the House of Representatives

Passed in the Senate this 5th day of January 2012.

RAPHAEL DONALD
Acting Clerk to the Senate