

NOTICE TO THE PUBLIC

EMERGENCY POWERS REVIEW TRIBUNAL 2019

1. On the 7th day of May, 2019, The Emergency Powers Review Tribunal (***“the Tribunal”***) was established pursuant to Regulation 38 of the Emergency Powers Regulations, 2019 (***“The Regulations”***) after a Proclamation by His Excellency the Most Hon. Sir Patrick Allen, Governor-General of Jamaica, declaring a state of public emergency. These Regulations were enacted pursuant to The Emergency Powers Act (***“the Act”***).
2. Pursuant to the Constitution of Jamaica (***“the Constitution”***), the Act and the Regulations, the following persons were appointed to the Tribunal *by His Excellency the Most Hon. Sir Patrick Allen, Governor-General of Jamaica*: Mr. Walter H. Scott Q.C., Attorney-at-Law, Chairman; The Hon. Justice Lloyd Hibbert, Retired Supreme Court Judge; and Dr. David Henry, Attorney-at-Law and Pastor.
3. The Tribunal is established to review the case of any person who is detained or whose freedom of movement has been restricted by virtue of the Regulations.
4. The Tribunal will schedule for hearing, matters for which an objection is filed (*pursuant to **Regulation 38 (9)** of the Regulations*).
5. Objections should be in writing in the form (***“Notice of Objection”***) provided and signed by the Objector, or by an Attorney-at-Law representing the said Objector. All objections must contain the full name of the Objector, his/her address, date and place of detention and the contact information of the objector’s Attorney-at-Law, if one has been retained. A copy of any relevant order should also be submitted with the Notice of Objection. NB. The Notice of Objection Form can be downloaded from the Ministry of National Security’s website at mns.gov.jm
6. Objections are to be submitted to the Chairman of the Tribunal via e-mail to **westerntrib2019@gmail.com**.
7. The Tribunal will schedule a hearing for an Objector as soon as possible after receipt of the objection.
8. The venue for Tribunal Hearings will be:
The Wexford Hotel
39 Gloucester Avenue
Montego Bay
Jamaica

9. Pursuant to **Regulation 38 (8)** of the Regulations, the Tribunal will regulate its own proceedings subject to **Sections 13 (10)** and **13 (11)** of the Constitution and to the provisions of the Regulations.
10. Regarding regulating the proceedings of the Tribunal, procedural rules have been prepared as a guide to all concerned. **NB.** The said procedural rules can be downloaded from the Ministry of National Security's website
<http://www.mns.gov.jm/content/procedural-rules-emergency-powers-review-tribunal-2018>
11. In respect of the findings of the Tribunal on an objection, the Chairman shall issue such directions as the Tribunal thinks fit to the competent authority concerned, in the case of an order under regulation 22; the Minister, in the case of an order under regulation 32 or 33; or in any other case, the competent authority by whom such detention or restriction was authorized, including any recommendations concerning the necessity or expediency of continuing the detention or restriction of freedom of movement (as the case may be).
12. Any questions may be directed to the Tribunal in writing at the above-mentioned e-mail address.

May 30, 2019

Mr. Walter H. Scott Q.C, *Attorney-at-Law (Chairman)*

The Hon. Justice Lloyd Hibbert, Retired Supreme Court Judge

Dr. David Henry, Attorney-at-Law & Pastor