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PART C

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LEGAL NOTICE NO. 172 OF 2006

THE COMMISSIONS OF ENQUIRY ACT, 1963 (Act No. 35 of 1963)

THE COMMISSION OF ENQUIRY INTO THE ALLEGED TORTURE OF BOMB SUSPECTS NOTICE, 2006 (Under Section 3)

Citation and Commencement

1. (1) This Notice may be cited as the Commission of Enquiry into Alleged Torture of Bomb Suspects Notice, 2006.

(2) This Notice shall commence on the day of the swearing in of the Commissioners after publication of this Notice in the Gazette.

Establishment of Commission

2. (1) There is hereby established a Commission of Enquiry into alleged torture of bomb suspects held in custody between November, 2005 and March, 2006.

(2) The Commission consists of the following persons -

(a) Dr. Austin Ezeogu as sole Commissioner

(b) Dan Dlamini as Secretary

(3) The Commission has such powers as are provided under the Act.

Functions of Commission

3. The function of the Commission is to -

(a) investigate and report on any torture, cruel or degrading treatment allegedly suffered by bomb suspects whilst in custody at various Police Stations and at Sidvashini Remand Centre between November 2005 and March 2006 at the hands of the police and or correctional services officers.

(b) prepare and present a report with recommendations on its findings to the Prime Minister.

Venue

4. The Commission shall hold its proceedings at such place and times as the chairman may determine with the assistance of the Principal Secretary, Cabinet Office.

5. Secretarial and back-up facilities shall be provided by the Principal Secretary, Cabinet Office.

Duration of Enquiry

6. (1) The enquiry shall extend over a period of six weeks from the date of the swearing in of the Commission.

(2) The Prime Minister may, notwithstanding subparagraph (1), terminate or extend the duration of the enquiry.

Remuneration

7. Members of the Commission shall be paid such allowances as the Prime Minister may determine in consultation with the Minister responsible for Finance.

A. T. DLAMINI
PRIME MINISTER

