



ZIMBABWEAN

GOVERNMENT GAZETTE

EXTRAORDINARY

Published by Authority

Vol. LXXIV, No. 42

17th JULY, 1996

Price \$3,00

General Notice 362A of 1996.

CONSTITUTION OF ZIMBABWE

Clemency Order No. 1 of 1996

IT is hereby notified that His Excellency the President has made the order set out in the Schedule.

Y. OMERJEE,
Secretary for Justice, Legal and
Parliamentary Affairs.

17-7-96.

SCHEDULE

CLEMENCY ORDER No. 1 OF 1996 GENERAL AMNESTY

Title

1. This order may be cited as the Clemency Order No. 1 of 1996.
2. *Remission of sentence for those sentenced to life imprisonment*
A remission of the full outstanding period of imprisonment is hereby granted to those prisoners sentenced to life imprisonment who were sentenced on or before the 31st January, 1981.
3. *Remission of sentence for women convicted of infanticide*
A remission of the remainder of the period of imprisonment, is hereby granted to those female prisoners convicted of infanticide and are first offenders and sentenced to three years imprisonment or less and who will have served at least one quarter of their term of imprisonment on or before the 29th June, 1996.
4. *One-quarter remission for prisoners serving determinate sentences*
A remission of one-quarter of the whole or full outstanding and effective period of imprisonment is hereby granted to those prisoners serving determinate sentences of imprisonment on or before the 29th June, 1996.

5. Exceptions

Paragraph 4 does not apply—

- (a) to any habitual criminal serving a sentence of extended imprisonment; or
- (b) to any person who escaped from prison custody on or before the 29th June, 1996, and was still at large on the 29th June, 1996; or
- (c) a person on bail pending appeal against conviction or sentence; or
- (d) in respect of any sentence for a specified offence; or
- (e) any prisoner serving a sentence imposed by a Court Martial.

6. Interpretation

For the purposes of paragraphs 2, 3 and 4—

“imprisonment” does not include detention imposed under the Defence Act [Chapter 11:02];

“period of imprisonment”, in relation to a person who, on the 29th June, 1996, was subject to two or more effective terms of imprisonment, means—

- (a) where the sentences are running concurrently, the period of the longer or longest sentence;
- (b) where the sentences are not running concurrently, the aggregate of the several sentences of imprisonment;

“specified offence” means—

- (a) murder, armed robbery, rape, theft of motor vehicle or fraud;
- (b) any conspiracy, incitement or attempt to commit any offence referred to in paragraph (a);
- (c) cultivation of dagga, manufacture of dagga, importation of dagga, possession of dagga, dealing in or importation of cocaine, mandrax and LSD.

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