



REPUBLIC OF NAURU

**Constitution of Nauru (Speaker
Amendments) Bill 2013**

Serial No. 3 of 2013

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REPUBLIC OF NAURU

**Constitution of Nauru (Speaker
Amendments) Bill 2013**

Serial No. 3 of 2013

A Bill for:

An Act to alter The Constitution of Nauru in relation to the office of Speaker
and for other purposes

Certified on []

Enacted by the Parliament of Nauru as follows:

1 Short title

This Act may be cited as the *Constitution of Nauru (Speaker
Amendments) Act 2013*.

2 Commencement

This Act commences on the day of the general election next
following its certification.

3 Alteration of Constitution of Nauru

The Schedule alters The Constitution of Nauru.

SCHEDULE — ALTERATION OF CONSTITUTION OF NAURU

[1] Amendment and renumbering of Article 32 (Vacation of seats by members of Parliament)

1.1 Article 32(1)(c)

omit

, in the case of a member other than the Speaker, to the Speaker and, in the case of the Speaker, to the Clerk of Parliament

substitute

to the Speaker

1.2 Article 32

renumber as Article 35B and relocate it so that it appears immediately before Article 36

[2] Repeal and substitution of Article 34

Article 34

repeal, substitute

33A Oath of members of Parliament

A member of Parliament must, before taking the member's seat, swear before Parliament the oath set out in the Third Schedule.

34 Speaker of Parliament

- (1) Subject to Article 33A and Article 41(8), during the first session of Parliament next following a general election and whenever the office of Speaker is vacant, Parliament must, before it proceeds to transact any other business, elect as Speaker a person who is not a member of Parliament but who is qualified to be a member of Parliament.
- (2) Parliament must enact a law to provide for the manner in which nominations for and election of the Speaker must be conducted, and for related matters necessary or desirable to give effect to clause (1).

- (3) The Speaker ceases to hold office:
 - (a) when Parliament first meets after a dissolution; or
 - (b) on ceasing to be qualified to be a member of Parliament; or
 - (c) on nominating for election as a member of Parliament; or
 - (d) on being removed from office by a resolution supported by at least two thirds of the total number of members of Parliament; or
 - (e) on resigning by signed written notice to the Clerk of Parliament.
- (4) On being elected, and before undertaking official duties, the Speaker must swear before Parliament the oath set out in the Ninth Schedule.

34A Functions and powers of Speaker

The functions and powers of the Speaker include, in accordance with this Constitution:

- (a) presiding over the proceedings of Parliament – Article 44; and
- (b) convening sessions or sittings of Parliament as required under the Constitution – Articles 40, 42; and
- (c) proroguing or dissolving Parliament – Article 41; and
- (d) appointing dates for elections – Article 39; and
- (e) appointing, disciplining or removing the Clerk of Parliament – Article 35A; and
- (f) managing and controlling Parliament and its precincts including all staff and other employees in the service of the Office of Parliament; and
- (g) such other functions and powers as prescribed by this Constitution, by law or by Standing Orders of Parliament.