

CAYMAN ISLANDS



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13 December, 2004.

**A BILL FOR A LAW TO AMEND THE COAT OF ARMS, FLAG AND
NATIONAL SONG LAW (2004 REVISION); TO REVISE THE LAW
RELATING TO THE USE OF THE COAT OF ARMS AND FLAG OF
THE ISLANDS IN POLITICAL CAMPAIGNS**

Note (not forming part of the Bill): This Bill was incorrectly published as Supplement No. 3 with Gazette No. 13 dated 28th June, 2004. That supplement should be disregarded.

**THE COAT OF ARMS, FLAG AND NATIONAL SONG (AMENDMENT)
BILL, 2004**

MEMORANDUM OF OBJECTS AND REASONS

This Bill seeks to amend section 2 of the Coat of Arms, Flag and National Song Law (2004 Revision) to revise the law relating to the use of the Coat of Arms and flag of the Islands. The amendment will make it unnecessary for elected Members of the Legislative Assembly or candidates for the Legislative Assembly to obtain permission from the Governor in Cabinet in order to use the Coat of Arms or flag of the Islands for the purpose of an election campaign.

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A BILL FOR A LAW TO AMEND THE COAT OF ARMS, FLAG AND NATIONAL SONG LAW (2004 REVISION); TO REVISE THE LAW RELATING TO THE USE OF THE COAT OF ARMS AND FLAG OF THE ISLANDS IN POLITICAL CAMPAIGNS

Enacted by the Legislature of the Cayman Islands.

1. This Law may be cited as the Coat of Arms, Flag and National Song (Amendment) Law, 2004. Short title

2. The Coat of Arms, Flag and National Song Law (2004 Revision) is amended in section 2 as follows - Amendment of section 2 of the Coat of Arms, Flag and National Song Law (2004 Revision) - unauthorised use of Coat of Arms or flag an offence

- (a) in subsection (1) by repealing the words “Subject to subsection (2)” and substituting the words “Subject to the other provisions of this section”; and
- (b) by inserting after subsection (2) the following subsections -
 - “(3) Subsection (1) does not apply to the use by a person of -
 - (a) any advertisement, circular or publication (whether transmitted by electronic means or otherwise);
 - (b) any article of clothing; or
 - (c) any other item,

that contains the Coat of Arms or flag of the Islands, where such use is with a view to promoting or procuring the election of a candidate at an election.

(4) In this section -

“candidate” means a person who intends to seek nomination, or who has been nominated, as a candidate to contest an election; and

“election” means an election of a member or members to the Legislative Assembly.”.

Passed by the Legislative Assembly the day of , 2004.

Speaker.

Clerk of the Legislative Assembly.