

# Office of Attorney-General Act, 1994

ACT NO. 6 OF 1994

[Date of Assent: 12 May 1994]

An Act to provide for matters connected with the office of Attorney-General established under section 98 of the Constitution.

Enacted by the Parliament of Lesotho.

## Short title

1. This Act may be cited as the Office of Attorney-General Act 1994.

## Principal Legal Advisor

2. The Attorney-General is the principal legal adviser to the Government of Lesotho.

## Functions of the Attorney-General

3. In addition to the duties vested in the Attorney-General by the

Constitution of Lesotho, the Attorney-General shall represent the Government of Lesotho in all legal proceedings in which the Government is a party.

#### **Defence of matter at public expense**

4. (1) Where the Attorney-General is of the opinion that it is in the public interest to do so, he may direct that any matter before a court be defended at the expense of the State.
- (2) a direction under subsection (1) is authority for the withdrawal of money from the Consolidated Fund for that purpose.

#### **Staff**

5. (1) In the exercise of his functions, the Attorney-General shall be assisted by staff appointed or employed under the Public Service Order 1970.
- (2) For the purposes of the Public Service Order 1970, the staff of the Attorney-General shall be regarded as a department called the Attorney-General's Chambers.

#### **Legal Cadre**

6. (1) Public officers whose duties include the provision of legal services to the Government or government agencies shall at all times be accountable to the Attorney-General in the discharge of those duties.
- (2) In respect of the provision of legal services to the Government or government agencies, the Attorney-General may issue general or special instructions to those officers referred to in subsection (1).

#### **Repeal**

7. The Office of Attorney-General Act 1985<sup>1</sup> and the Office of Attorney-General Order 1990<sup>2</sup> are repealed.

#### **NOTES**

The explanatory memorandum to the Office of the Attorney-General Bill 1994 that was introduced into the National Assembly on 4th May 1994 is published as Government Notice No. 48 of 1994.

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## NOTES

1. Act No. 6 of 1986
  2. Order No. 15 of 1990
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