

GOVERNMENT OF ZAMBIA

ACT

No. 10 of 1980

Date of Assent: 24th September, 1980

An Act to amend the Constitution of Zambia

[29th September, 1980

ENACTED by the Parliament of Zambia.

Enactment

1. This Act may be cited as the Constitution of Zambia (Amendment) Act, 1980, and shall be read as one with the Constitution.

Short title

Cap. 1

2. Article 40 of the Constitution is amended in clause (4) by the insertion after "Prime Minister" of "or, in the absence of both the Secretary-General of the Party and the Prime Minister, the Secretary of State for Defence and Security".

Amendment
of Article 40

3. Article 48 of the Constitution is amended—

Amendment
of Article 48

(a) in the marginal note, by the insertion immediately after "Prime Minister," of "Secretary of State for Defence and Security,";

(b) in clause (1), by the insertion immediately after "Prime Minister" of "an office of Secretary of State for Defence and Security";

(c) in clause (2), by the deletion of "Appointment to the office of Prime Minister" and the substitution therefor of "Appointments to the office of the Prime Minister and of Secretary of State for Defence and Security";

(d) in clause (4)—

(i) by the insertion immediately after "Prime Minister," of "Secretary of State for Defence and Security,";

(ii) in paragraph (a), by the insertion immediately after "Prime Minister" of "or Secretary of State for Defence and Security";

(e) in clause (5)—

(i) by the deletion of "The Office of Prime Minister," and the substitution therefor of "The Office of Prime Minister, Secretary of State for Defence and Security,";

(ii) in paragraph (b), by the insertion immediately after "in the case of the Prime Minister" of "or the Secretary of State for Defence and Security";

Amendment
of Article 49

4. Article 49 of the Constitution is amended—

(a) by the deletion of the marginal note and the substitution therefor of the following:

"Inability of Prime Minister or Secretary of State for Defence and Security to discharge functions";

(b) by the deletion of "If the Prime Minister is absent from Zambia" and the substitution therefor of "If the Prime Minister or the Secretary of State for Defence and Security is absent from Zambia";

(c) by the deletion of "Prime Minister and any person so appointed" and the substitution therefor of "Prime Minister or Secretary of State for Defence and Security, as the case may be, and any person so appointed";

(d) in the proviso thereto:

(i) by the deletion of "Prime Minister—" and the substitution therefor of "Prime Minister or Secretary of State for Defence and Security, as the case may be—";

(ii) in paragraph (iii), by the insertion immediately after "Prime Minister" of "or of the Secretary of State for Defence and Security, as the case may be,".

Amendment
of Article 50

5. Article 50 of the Constitution is amended—

(a) in clause (1), by the insertion immediately after "Prime Minister" of ", the Secretary of State for Defence and Security";

(b) in clause (2)—

(i) by the deletion in paragraph (c) of "or";

(ii) by the deletion of paragraph (d) and the substitution therefor of the following:

(d) in the absence of the President, the Secretary-General of the Party and the Prime Minister, the Secretary of State for Defence and Security; or;

(iii) by the insertion immediately after paragraph (d) of the following new paragraph:

(e) in the absence of the President, the Secretary-General of the Party, the Prime Minister and the Secretary of State for Defence and Security, such Minister as the President may designate.

6. Article 51 of the Constitution is amended—

Amendment
of Article 51

(a) in the marginal note, by the insertion immediately after "Prime Minister," of "Secretary of State for Defence and Security,";

(b) in clause (2), by the insertion immediately after "A Prime Minister," of "Secretary of State for Defence and Security,".

7. The Constitution is amended by the insertion after Article 55 of the following new Article:

Insertion
of Article
55A

55A. The Secretary of State for Defence and Security shall be responsible, under the directions of the President, for such business of the Government relating to defence and security (including the administration of any department of the Government) as the President may, after consultation with the Secretary-General of the Party and the Prime Minister, assign to him.

Functions
of
Secretary
of State for
Defence and
Security

8. Article 56 of the Constitution is amended in clause (3) by the insertion after "Prime Minister", where those words occur for the first and second time, of " , the Secretary of State for Defence and Security ".

Amendment
of Article 56
