

Attorney-General

34. (1) The Attorney-General shall have power, in any case in which he considers it desirable so to do—

- (a) to institute and undertake criminal proceedings against any person before any civil court in respect of any offence against any law in force in Anguilla;
- (b) to take over and continue any such criminal proceedings that have been instituted by any other person or authority; and
- (c) to discontinue at any stage before judgment is delivered any criminal proceedings instituted, or undertaken by himself or any other person or authority.

(2) The powers of the Attorney-General under the last foregoing subsection may be exercised by him in person or by officers subordinate to him acting under and in accordance with his general or special instructions.

(3) The powers conferred upon the Attorney-General by paragraphs (b) and (c) of subsection (1) of this section shall be vested in him to the exclusion of any other person or authority:

Provided that where any other person or authority has instituted criminal proceedings, nothing in this subsection shall prevent the withdrawal of those proceedings by or at the instance of that person or authority at any stage before the person against whom the proceedings have been instituted has been charged before the court.

(4) For the purposes of this section, an appeal from any determination in criminal proceedings before any court, or a case stated or question of law reserved for the purpose of such proceedings, to another court or to Her Majesty in Council shall be deemed to be part of those proceedings.

CHAPTER IV**THE HOUSE OF ASSEMBLY****House of Assembly**

35. (1) There shall be a House of Assembly for Anguilla.

(2) Subject to the provisions of this Constitution, the Assembly shall consist of—

- (a) the Speaker;
- (b) two ex-officio members, namely the Attorney-General and the Deputy Governor;²⁶
- (c) not less than seven members elected in the manner provided by law; and
- (d) two nominated members, being persons who belong to Anguilla of the age of twenty-one years or upwards, appointed by the Governor by instrument under the public seal in accordance with subsection (3) of this section.²⁷

²⁶ S. 10(a) of S.I. 1990/587