

**CAYMAN ISLANDS**

**THE PRISONS LAW (LAW 14 OF 1975)  
PRISONS (EXECUTION OF SENTENCE OF DEATH)  
REGULATIONS, 1987.**

In exercise of the powers conferred on the Governor in Council by subsection (1) of section 22 and by section 32 of the Prisons Law, the following Regulations are hereby made -

- Citation. 1. These Regulations may be cited as the Prisons (Execution of Sentence of Death) Regulations, 1987.
- Definition of "Governor". 2. Notwithstanding the definition of "Governor" in section 2 of the Law, in these Regulations "Governor" means the person holding the office of Governor of the Islands.
- Death warrant. 3. If the prisoner is not pardoned or reprieved, the Governor shall cause a warrant under his hand to be directed to the Director setting out the date when the sentence of death is to be carried into effect.
- Director charged with duty. 4. The Director is charged with the duty of arranging for the carrying into effect of the death sentence on the date and in accordance with the terms of the warrant.
- Persons present. 5. At the carrying into effect of a sentence of death, only the Commissioner of Police, the Director, the C.M.O., (if the prisoner so desires) a minister of religion of his religious persuasion, such officers as the Director requires for the due execution of the sentence, and any other person expressly authorised or directed in writing by the Governor, shall be present.
- Declaration that sentence carried out. 6. (1) As soon as possible after a sentence of death has been carried into effect, the C.M.O. shall examine the body of the prisoner and shall ascertain the fact of death and shall sign and deliver to the Director a certificate in the form set out in the Schedule.  
(2) The Commissioner of Police and the Director shall as soon as possible sign a declaration in triplicate in the form set out in the Schedule to the effect that sentence of death has been carried into effect. They shall cause one copy of such declaration to be posted on the outer gate of the prison at which the sentence of death was carried into effect and one copy to be forwarded to the Governor.  
(3) Any person who knowingly and wilfully signs any false certificate or declaration required to be made under this regulation is guilty of an offence and liable on conviction to imprisonment for a term not exceeding ten years.

Coroner to hold inquest.

7. (1) As soon as practicable after a sentence of death has been carried into effect the Director shall inform a coroner.

(2) Within twelve hours thereafter the coroner shall hold an inquest on the body of the prisoner and the jury of the inquest shall enquire into and ascertain the identity of the body and whether judgment of death was duly executed on the prisoner. No officer or prisoner shall in any case be a juror on the inquest.

(3) Such inquisition shall be recorded in duplicate and each copy shall be authenticated by the coroner who shall forward one copy to the Clerk of the Court and one copy to the Governor.

Place of burial.

8. The body of any person on whom the sentence of death has been carried into effect shall be buried in such place as the Governor shall direct.

Governor to be informed of any delay.

9. The Director shall forthwith report to the Governor the facts and reasons for any delay in carrying out the orders of any warrant issued under regulation 3.

Saving as to non-compliance with directions.

10. Omission to comply with any of the provisions of these Regulations with reference to the carrying into effect of the sentence shall not make it illegal in any case where it would otherwise have been legal.

SCHEDULE (regulation 6(1))  
CERTIFICATE of C.M.O.

I hereby certify that I this day examined the body of ..... on whom sentence of death was this day of ..... 19 carried into effect at (describe here the prison) and that on such examination I found that said ..... was dead.

C.M.O.

DECLARATION OF DIRECTOR OF PRISONS AND COMMISSIONER OF POLICE

We hereby declare that sentence of death was this ..... day of ....., 19 carried into effect at (describe here the prison on ..... in our presence.

Commissioner of Police.

Director of Prisons.

Made in Council this 24th day of March, 1987.

MONA N. JACKSON  
Clerk of the Executive Council.

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Supplement No. 1 printed with Gazette No. 8 of 1987

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