
LAWS OF THE GAMBIA

NATIONAL SECURITY AGENCIES ACT

CHAPTER 17:02

**Act No.
7 of 2008**

CHAPTER 17:02**NATIONAL SECURITY AGENCIES ACT**

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CHAPTER 17:02

NATIONAL SECURITY AGENCIES ACT

An Act to establish National Security Agencies comprising the Military Intelligence Agency, the Military Police Agency, the Criminal Intelligence Agency and the Special Services Agency, in addition to the National Intelligence Agency, for the effective conduct of national security, and for connected matters.

[Act No. 7 of 2008.]

[Date of commencement: 30th April, 2008.]

PART I

*Preliminary***1. Short title**

This Act may be cited as the National Security Agencies Act.

2. Interpretation

In this Act, unless the context otherwise requires—

“**Agencies**” means the Military Intelligence Agency, the Military Police Agency, the Criminal Intelligence Agency and the Special Services Agency;

“**classified matter**” means a document or communication, the disclosure of which constitutes an offence under the Official Secrets Act;

[Cap. 17:01.]

“**national security**” means the security of The Gambia;

“**President**” means the President of the Republic of The Gambia.

PART II

*National Security Agencies***3. Establishment of the National Security Agencies**

(1) There is hereby established, for the effective conduct of national security, in addition to the National Intelligence Agency, the following National Security Agencies—

- (a) the Military Intelligence Agency;
- (b) the Military Police Agency;
- (c) the Criminal Intelligence Agency;
- (d) the Special Services Agency; and

(e) such other agencies as the President may, from time to time, consider necessary.

(2) The Agencies are directly under the command of the President.

(3) Notwithstanding the provisions of any other law, the responsibilities of the Agencies are as set out in this Act.

4. Military Intelligence Agency

The Military Intelligence Agency is responsible for—

- (a) preventing and detecting crimes of a military nature against national security;
- (b) gathering, analysing and using military intelligence concerning national security both within and outside The Gambia;
- (c) protecting and preserving all military classified matters concerning national security both within and outside The Gambia;
- (d) performing the primary role of military intelligence within the The Gambia Armed Forces; and
- (e) such other matters affecting military intelligence, both within and outside The Gambia, as the President, may consider necessary.

5. Military Police Agency

The Military Police Agency is responsible for—

- (a) preventing and deterring any threat to or attack against the personnel or property of the armed forces;
- (b) providing security for designated Government buildings;
- (c) combating armed groups and counter-terrorism and carrying out hostage rescue operations; and
- (d) such other matters relating to military police as the President, may consider necessary.

6. Criminal Intelligence Agency

The Criminal Intelligence Agency is responsible for—

- (a) gathering, analysing and disseminating information on criminal activities of organised criminal groups, emerging criminal groups, public disorder groups and terrorists to provide criminal intelligence;
- (b) providing criminal intelligence to the National Intelligence Agency, the Police, and other law enforcement agencies carrying out criminal intelligence functions; and
- (c) such other matters relating to criminal intelligence within The Gambia as the President may consider necessary.

7. Special Services Agency

The Special Services Agency is responsible for performing such duties and functions relating to special services as the President may, from time to time, assign to it.

8. Principal officers of the Agencies

(1) The President shall appoint for each of the Agencies a principal officer who shall be known by such designation as the President may determine.

(2) The principal officers of the Agencies shall, in the discharge of their functions under this Act, be responsible to the President.

9. Structure, etc., of the Agencies

The President may give directives with respect to—

- (a) the structure of each Agency (including the designation and the appointment of the principal officers of the Agency concerned) and the manner in which each Agency is to be administered;
- (b) the manner in which the powers of each Agency is to be exercised; and
- (c) such other matters concerning, or, incidental to, any of the matters mentioned in this Act, as the President may consider fit.

10. Salaries, allowances and other expenses of operations

All salaries, allowances and other expenses for the operations and maintenance of the Agencies shall be a charge on the Consolidated Revenue Fund.

PART III

*Miscellaneous***11. Provisions of this Act to prevail**

Subject to the provisions of the Constitution of the Republic of The Gambia, if a provision of any other law is inconsistent with a provision of this Act, the provision of this Act shall prevail, and that other provision shall, to the extent of the inconsistency, be void.

12. Regulations

The President may make regulations for the effective carrying out of the provisions of this Act.

13.

[Spent.]

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NATIONAL SECURITY AGENCIES ACT

SUBSIDIARY LEGISLATION

No Subsidiary Legislation
