



GUYANA

Act No. 4 of 2001

CONSTITUTION (AMENDMENT) (NO. 2) ACT 2001

I assent.

Bharrat Jagdeo
President.
14th February, 2001

ARRANGEMENT OF SECTIONS**SECTION**

1. Short title.
2. Alteration of article 52 of the Constitution.
3. Alteration of article 71 of the Constitution.
4. Alteration of article 72 of the Constitution.
5. Insertion of new article 73A in the Constitution.
6. Alteration of article 74 of the Constitution.
7. Repeal and re-enactment of article 75 of the Constitution.
8. Insertion of new article 77A in the Constitution.
9. Insertion of new articles 78A and 78B in the Constitution.

A.D. 2001]

CONSTITUTION (AMENDMENT) (No. 2)

[No. 4

AN ACT to alter the Constitution in accordance
with articles 66 and 164.

A.D. 2001 Enacted by the Parliament of Guyana:-

Short title. 1. This Act may be cited as the Constitution
(Amendment) (No. 2) Act 2001.

Alteration of article 52 of the Constitution. 2. Article 52 of the Constitution is hereby altered by the substitution for the words "sixty-five members" of the words "such number of members as shall be determined by the Assembly".

Alteration of article 71 of the Constitution. 3. Article 71 of the Constitution is hereby altered by the substitution of the following paragraph for paragraph (1) thereof -
Constitution. "(1) Local government is a vital aspect

of democracy and shall be organised so as to involve as many people as possible in the task of managing and developing the communities in which they live."

Alteration of article 72 of the Constitution.

4. Article 72 of the Constitution is hereby altered by the insertion immediately after paragraph (2) of the following paragraph -

"(3) Municipalities, neighbourhood democratic councils and such other subdivisions shall be provided for under paragraph (1), including village and community councils, where there is the need for such councils and where the people request their establishment, shall be vital organs of local democratic power."

Insertion of new article 73A in the Constitution.

5. The Constitution is hereby altered by the insertion immediately after article 73 of the following article -

"Lower tier of local government to be represented at the tier above.

73A. Each local democratic organ shall elect one of its councillors to serve as a member of the local democratic organ immediately above the first mentioned local democratic organ and Parliament shall prescribe the procedure for such election and

such other matters as may be
necessary in connection
therewith."

Alteration 6. Article 74 of the Constitution is
of article 74 hereby altered by the substitution for paragraph
of the (3) of the following paragraph -
Constitution.

"(3) It shall be the duty of local
democratic organs to maintain and protect
public property, improve working and
living conditions, promote the social
and cultural life of the people, raise
the level of civic consciousness,
preserve law and order, consolidate the
rule of law and safeguard the rights of
citizens."

Repeal and re-enactment of article 75 of the Constitution.

7. Article 75 of the Constitution is hereby repealed and the following article substituted therefor -

"Power to take decisions. 75. Parliament shall provide that local democratic organs shall be autonomous and take decisions which are binding upon their agencies and institutions, and upon the communities and citizens of their areas."

Insertion of new article 77A in the Constitution.

8. The Constitution is hereby altered by the insertion immediately after article 77 of the following article -

"Parliament 77A. Parliament shall to provide criteria for allocation of resources to, and the resources garnering of resources by local by law provide for the formulation and implementation of objective criteria for the purpose of the allocation of resources to, and the resources garnering of resources by local democratic organs."

A.D. 2001]

CONSTITUTION (AMENDMENT) (No. 2)

[No. 4

Insertion of 9. The Constitution is hereby altered
new articles by the insertion immediately after article 78
78A and 78B of the following articles -

in the
Constitution.

"Local 78A. Parliament shall
Govern- establish a Local Government
ment Commission, the composition
Commis- and rules of which empower the
sion. commission to deal with as it
deems fit, all matters
related to the regulation and
staffing of local government
organs and with dispute
resolution within and between
local government organs.

Represent- 78B. The electoral system
ativeness in respect of local democratic
and account- organs below the regional
bility of democratic councils shall
local provide for the involvement
democratic and representation of
organs to individuals and voluntary
the groups in addition to political
electorate. parties and accountability to
the electors."

Passed by the National Assembly on 13th February, 2001

(Bill No. 4/2001)

F.A. NARAIN
Clerk of the National Assembly