



**GUYANA**

**Act No. 4 of 2001**

**CONSTITUTION (AMENDMENT) (NO. 2) ACT 2001**

I assent.

Bharrat Jagdeo  
President.  
14<sup>th</sup> 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.

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 -

"(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 the purpose of the allocation of resources to, and the by local democratic organs.”

A.D. 2001]

CONSTITUTION (AMENDMENT) (No 2)

[No. 4

Insertion of new articles 78A and 78B in the Constitution.

9. The Constitution is hereby altered by the insertion immediately after article 78 of the following articles -

“Local Government Commission. 78A. Parliament shall establish a Local Government Commission, the composition and rules of which empower the 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.

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

*Passed by the National Assembly on 13<sup>th</sup> February, 2001*

(Bill No. 4/2001)

F.A. NARAIN  
Clerk of the National Assembly