



GUYANA

ACT No. 14 of 1988

LAW REFORM (MISCELLANEOUS AMENDMENTS)

ACT 1988

I assent.

H. D. HOYTE.
President.

1988—07—14.

ARRANGEMENT OF SECTIONS

SECTION

1. Short title.
2. Amendment of section 34 of the High Court Act.
3. Amendment of Summary Jurisdiction (Magistrates) Act.
4. Amendment of Law Reform (Miscellaneous Provisions) Act.
5. Amendment of Cattle Stealing Prevention Act.
6. Amendment of Pounds Act.
7. Amendment of Slaughter of Cattle (Control) Act.

Schedule.

AN ACT to amend the High Court Act, the Summary Jurisdiction (Magistrates) Act, the Law Reform (Miscellaneous Provisions) Act, the Cattle Stealing Prevention Act, the Pounds Act and the Slaughter of Cattle (Control) Act.

A.D. 1988 Enacted by the Parliament of Guyana :—

1. This Act may be cited as the Law Reform (Miscellaneous Amendments) Act 1988

Amendment
of sect on 34
of High Court
Act, Cap.
3:02

2. Section 34(2) of the High Court Act is hereby amended by the substitution, for the words "also Maundy Thursday and the two days next after Boxing Day", of the word "Saturdays".

Amendment
of Summary
Jurisdiction
(Magistrates)
Act,
Cap. 3:05

3. The Summary Jurisdiction (Magistrates) Act is hereby amended in the following respects —

(a) by the re-numbering of section 2 as subsection (1) thereof and by the insertion after subsection (1), as so re-numbered of the following subsection as subsection (2) —

"(2) Every reference to a magistrate in this Act (other than in sections 6 and 7) or in any other written law shall, unless the context otherwise requires, also include a reference to the chief magistrate or a principal magistrate or senior magistrate.";

(b) by the repeal of section 6 and the substitution therefor of the following section —

"Presiding
Officer of the
court.

6. The presiding officer of the court shall be a person appointed under this Act as the chief magistrate or as a principal magistrate, senior magistrate, or magistrate and assigned to that court by the Chancellor.";

(c) by the repeal of section 7 and the substitution therefor of the following section —

"Number of
magistrates.

7. (1) There shall be a chief magistrate and such number of principal magistrates, senior magistrates and magistrates as may be required for the discharge of the business of the courts established by this Act.

(2) The chief magistrate, a principal magistrate and a senior magistrate shall have

and exercise and perform all the functions conferred on a magistrate under this Act or any other written law.

(3) Subject to the other provisions of this Act, and the powers of the Chancellor in this regard, the chief magistrate may allocate the work amongst the courts and transfer any cause or matter pending before any court to any other court, having jurisdiction to entertain such cause or matter, so as to ensure expeditious disposal of such work, cause or matter, and to relieve congestion of work in the courts.”;

- (d) in section 32, by the insertion after subsection (2) of the following subsection as subsection (2A) —

“(2A) The court may, notwithstanding the provisions of sub-sections (1) and (2) receive a plea of guilty from any person produced before it in custody in respect of an offence, cognizable under any written law by a magistrate, even though the offence was committed beyond the limits of the jurisdiction of that court, and deal with that person in respect of that offence according to law as if the offence were committed within those limits.”.

4. (1) Section 11 of the Law Reform (Miscellaneous Provisions) Act is hereby amended by the substitution for subsection (2) (a) of the following subsection as subsection (2) (a) —

“(a) shall not include —

- (i) any exemplary damages;
- (ii) any damages for loss of income in respect of any period after that person’s death;”

(2) The amendment made in the Law Reform (Miscellaneous Provisions) Act by subsection (1) shall not apply to, and in relation to, causes of action surviving for the benefit of the estate of a deceased person under section 11 of that Act before the commencement of this Act.

5. The sections of the Cattle Stealing Prevention Act specified in column (1) of Part A of the Schedule are hereby amended in the manner specified in the corresponding entry in column (2) of that Part.

6. The sections of the Pounds Act specified in column (1) of Part B of the Schedule are hereby amended in the manner specified in the corresponding entry in column (2) of that Part.

Amendment
of Law Re-
form (Miscel-
laneous Pro-
visions) Act.
Cap. 6:02

Amendment
of Cattle
Stealing
Prevention
Act.
Cap. 9:03

Amendment
of Pounds
Act.
Cap.
71:04

Amendment
of Slaughter
of Cattle
(Control)
Act.
Cap. 71:00

7. The sections of the Slaughter of Cattle (Control) Act specified in column (1) of Part C of the Schedule are hereby amended in the manner specified in the corresponding entry in column (2) of that Part.

SCHEDULE

ss 5, 6 and 7

Enactments (1)	Amendments (2)
PART A CATTLE STEALING PREVENTION ACT (Cap. 9:03)	
Section 5	For "one hundred" substitute "five hundred".
Section 6	For "one hundred" substitute "one thousand".
Section 7	After "mule" insert ",pony".
Section 8	For "buffalo, bull, cow, ox, steer, heifer and ass" and "one" substitute "horse, mare, gelding, colt, filly, mule, pony, ass, buffalo, bull, cow, ox, steer, heifer and calf" and "five" respectively.
Section 9(1)	(i) In paragraph (a), for "and heifers" substitute ",heifers and calves"; (ii) For paragraph (b) substitute the following paragraph as paragraph (b) --- "(b) horses, mares, geldings, colts, fillies, mules, ponies and asses shall be branded on the body."
Section 9(3)	For "two hundred and fifty dollars or to imprisonment for three months" substitute "five thousand dollars and to imprisonment for twelve months".
Section 11(1)	For "seven hundred and fifty" substitute "five thousand"
Section 12	After the words "shall be liable to" insert "a fine of ten thousand dollars together with"

Enactments (1)	Amendments (2)
Section 14(1)	After "the Georgetown market" insert "or any other abbattoir owned or controlled by a municipal council, regional democratic council or other local government authority".
Section 14(2)	For "seven hundred and fifty dollars or to imprisonment for twelve months" substitute "ten thousand dollars and to imprisonment for five years".
Section 15	For "one thousand dollars and to" substitute "ten thousand dollars together with".
Section 16(2)	For "fifty" substitute "five hundred".
Section 16(3)	For "fifty" substitute "five hundred".
Section 17 marginal note	After "animals" insert "transported".
Section 17(1)	(i) After "Everyone" insert "transporting." (ii) After "cattle so" insert "transported."
Section 17(2)	For "fifty" substitute "five hundred".
Section 18	(i) In the marginal note thereto delete "with dogs". (ii) In the section delete "and having any dog with him", and for "seven hundred and fifty dollars or" substitute "five thousand dollars and".
Section 19	For "or to imprisonment" substitute "and to imprisonment".
Section 20	Delete.
Section 21(3)	For "seven hundred and fifty" substitute "five thousand".
Section 24	For "three" substitute "five".
Section 25(2)	For "one" substitute "ten".

Enactments (1)	Amendments (2)
	PART B POUNDS ACT (Cap. 71:04)
Section 4	For the words beginning with "five dollars" and ending with "sheep or goat" substitute "thirty dollars for every horse, mare, gelding, colt, filly, pony, mule, bull, cow, ox, heifer, steer, buffalo or ass, and twenty dollars for every calf, sheep, goat, kid or pig".
Section 5(1)	For the words beginning with "five dollars" and ending with "sheep, or goat" substitute — "thirty dollars for every horse, mare, gelding, colt, filly, pony, mule, bull, cow, ox, heifer, steer, buffalo, or ass, and twenty dollars for every calf, sheep, goat, kid or pig".
Section 5(2)	For subsection (2) substitute — "(2) The pound-keeper shall be entitled to charge the sum of five dollars a day for feeding each horse, mare, gelding, colt, filly, pony, mule, bull, cow, ox, heifer, steer, buffalo, or ass, and three dollars a day for feeding each calf, sheep, goat, kid or pig, and no more, but no poundage shall be liable to be paid in respect of the young of any mare, cow, ass, goat, sheep, buffalo or pig, under six months old, sent to the pound with its mother or dam."
Section 6	(i) After "steer," insert "colt, filly, buffalo, pig, kid." (ii) For "district commissioner" substitute "Chief Executive Officer of a regional democratic council".
Section 7	Delete.
Section 8	For "one hundred and fifty" substitute "two thousand".
Section 9	For "seventy-five" substitute "one thousand".
Section 10	For "seventy-five" substitute "five thousand".
Section 11(2)	For "fifteen" substitute "fifty".

A.D. 1988]

**LAW REFORM
(MISCELLANEOUS AMENDMENTS)**

[No. 14

Enactments (1)	Amendments (2)
Section 12(2)	For "one hundred and fifty" substitute "five hundred".
Section 13	For "good grass" substitute "feed".
Section 18	For "one hundred and fifty" substitute "one thousand".
<p>PART C SLAUGHTER OF CATTLE (CONTROL) ACT (Cap. 71:09)</p>	
Section 10(a)	For "five hundred" and "one" substitute "three thousand" and "five" respectively.
Section 10(b)	For "one" and "twelve" substitute "ten" and "twenty-four" respectively.

Passed by The National Assembly on 1988—02—19

(Bill No. 11/1987)

F. A. Narain,
Clerk of the National Assembly