

THE OFFICIAL GAZETTE 5TH DECEMBER, 2007
LEGAL SUPPLEMENT — C

BILL No. 29 of 2007

Wednesday 5th December, 2007

PARLIAMENT OFFICE,
Public Buildings,
Georgetown,
Guyana.

5th December, 2007.

This following Bill which will be introduced in the National Assembly is published for general information.

S.E. Isaacs,
Clerk of the National Assembly.



BILL No. 29 of 2007

**VALUATION OF PROPERTY FOR RATING PURPOSES
(VALIDATION) BILL 2007**

ARRANGEMENT OF SECTIONS

SECTION

1. Short title and commencement.
2. Interpretation.
3. Declaration of rate of valuation of property.
4. Validating provisions.

A BILL
Intituled

AN ACT to declare and validate the valuation of property in the City of Georgetown for rating purposes.

A.D. 2007 Enacted by the Parliament of Guyana:-

Short title and commencement.

1. This Act may be cited as the Valuation of Property for Rating Purposes (Validation) Act 2007 and shall be deemed to have come in to force on the 30th day of September, 1996.

Interpretation.

2. In this Act, unless the context otherwise requires -

(a) "City Council" means the municipal council in and for the City of Georgetown;

Order No. 39 of 1995.

(b) "Order" means the Valuation for Rating Purposes (Preparation of Valuation List) (City of Georgetown) Order 1996 made by the Minister under Section 4 of the Valuation for Rating Purposes Act and published in the Gazette on the 9th December, 1995;

Cap. 28:04.

(c) "rate" means any rate which may be levied by the local authority pursuant to any law;

(d) "valuation list" means the draft valuation list for the City of Georgetown prepared by the Chief Valuation Officer in pursuance of the Order and handed over to the City Council, Georgetown on the 30th September, 1996.

Declaration of rate of valuation of property.
Cap. 28:04.

3. Notwithstanding anything contained in the Valuation for Rating Purposes Act or any other law, order, agreement, deed, list or other instrument, it is declared that on and from the 30th day of September, 1996, the rate of valuation of property in the City of Georgetown for rating and all other purposes shall be and shall be deemed to have been the rates assessed and mentioned in the valuation list as if they were duly settled and published in accordance with law and the valuation list shall continue to be the valuation list until a new valuation list is prepared and settled in accordance with the provisions of the Valuation for Rating Purposes Act.

Cap. 28:04.

Validating provisions.

4. (1) Notwithstanding anything contained in any law, order, contract, deed or other instrument, anything done or any action taken or purported to have been done or taken by the City Council or any authority in levying or collecting rates for the City of Georgetown in accordance with the rates specified in the valuation list shall be and shall be deemed to have at all material times been as valid and effective for all purposes.

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(2) All sections of the City Council in collecting the rates for the City of Georgetown on the strength of the valuation list are validated and declared to have been lawful.

(3) Any part of the rates as has not yet been paid to the City Council in accordance with the valuation list is declared to be lawfully payable and capable of being collected as if it had always been lawfully payable.

(4) All actions of the City Council in imposing additional charges on the rates remaining unpaid are validated and declared to have been lawful.

(5) All moneys received by the City Council in payment of the rates and the additional charges are declared to have been lawfully receivable by the City Council.

EXPLANATORY MEMORANDUM

It has come to the notice of the Government that the Chief Valuation Officer prepared a draft valuation list in accordance with the provisions of the Valuation for Rating Purposes Act (Cap. 28:04) and the Valuation for Rating Purposes (Preparation of Valuation List)(City of Georgetown) Order 1996 made by the Minister on the 9th December, 1995 and handed over the same to the City Council, Georgetown on 30th September, 1996. On 5th October, 1996, a public notice was issued inviting action under Section 11 of the Act but no further action on the list was taken. It is proposed to declare by law the valuation list as valid with retrospective effect and to allow it to continue to be the valid valuation list until a fresh valuation list is prepared and settled in accordance with the provisions of the Valuation for Rating Purposes Act. It is also proposed to validate the action taken on the valuation list.

Clause 1 of the Bill lays down the short title of the proposed legislation and also specifies the date of its operation.

Clause 2 defines certain words and expression used in the Bill.

Clause 3 seeks to declare by law the valuation list prepared by the Chief Valuation Officer in pursuance of the Valuation for Rating Purposes (Preparation of Valuation List) (City of Georgetown) Order 1996 made by the Minister under Section 4 of the Valuation for Rating Purposes Act as the valuation list for the valuation of property in the City of Georgetown for the purposes of any law. This clause also declares the valuation list as the valid valuation list until a fresh valuation list is prepared and settled.

Clause 4 seeks to validate the levy and collection of rates specified in and additional charges on the rates unpaid.


Minister of Local Government and Regional Development.