

**BILL No. 13 of 2003**

Saturday 13<sup>th</sup> September, 2003

PARLIAMENT OFFICE,  
Public Buildings  
Georgetown  
Guyana.

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

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



**GUYANA**  
**BILL No. 13 OF 2003**

**GUYANA FREE PROTESTANT EPISCOPAL CHURCH BILL 2003**

**ARRANGEMENT OF SECTIONS**

**SECTION**

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**A BILL**  
**Intituled**

AN ACT for the incorporation of the Church known as the Guyana Free Protestant Episcopal Church.

A. D. 2003

Enacted by the Parliament of Guyana:-

Short title.

1. This Act may be cited as the Guyana Free Protestant Episcopal Church Act 2003.

Interpretation

2. In this Act -

"Church" means the Guyana Free Protestant Episcopal Church;

"Executive Council" or "Council" means the Council of the Church constituted under section 3;

"member" means a member of the Council;

"President" means the person holding the office of Executive President of the Council;

"Secretary" means the person holding the office of Executive Secretary of the Council;

"Treasurer" means the person holding the office of Treasurer of the Council;

"Vice-President" means the person holding the office of Vice-President of the Council.



Incorporation  
of Executive  
Council.

3. (1) There is hereby established the Executive Council of the the Guyana Free Protestant Episcopal Church which shall be a body corporate.

(2) Subject to this Act, the President, Vice-President, Treasurer, Secretary and three other persons appointed by the President, and their successors in office shall be members of the Council.

Death or  
absence  
from Guyana  
of a member  
of Council  
etc

4. During the absence from Guyana of a member of the Council or the refusal or inability of a member to act as such, or the subsistence of a vacancy in the membership of the Council occasioned by the death of a member or otherwise, the surviving or remaining members may in the name of the Council exercise all or any of the powers conferred on the Council by this Act.

Vesting of  
property in  
the Council.

5.(1) All property, movable and immovable, which immediately before the commencement of the Act was vested in or beneficially entitled to by the Church or its Seminary, is by virtue of this Act and without further assurance, vested in the Council.

(2) Where by virtue of this Act, immovable property is vested in the Council, the property shall for all purposes be treated as if it were passed to the Council by transport or other document effecting the conveyance of immovable property, and the Registrar of Deeds shall take due notice thereof and register the transfer as if it had been effected by a transport and filed as a record in the Deeds Registry.



Vesting of property bequeathed to the Church or to a member of Council.

6. All property movable or immovable bequeathed by will or otherwise given to the Church or to a member of Council, whether before or after the commencement of this Act, to and for the use and benefit of the Church, shall be held by, and is hereby vested in, and shall be deemed to be the property of the Council.

Property vested in the Council to be held in trust for the Church.

7. Property vested in the Council by virtue of this Act or acquired by the Council after the commencement of this Act shall be held by Council in trust for the use and benefit of the Church.

Evidence of acts

8.(1) A person signing as President, Vice-President, Secretary, Treasurer or member of the Council shall be so taken to be until the contrary is proved.

(2) A statement that a person named therein is a member of the Council or that a document is a true copy of a document or of an extract from a document or entry in the books or records of the Council purporting to be signed by the President and at least one other member of the Council shall be admissible as prima facie evidence of the fact, original entry, matter or transaction.

Executing documents

9.(1) A document required to be formally executed by or on behalf of the Council shall be deemed sufficiently executed if signed by the President and at least one other member of the Council.



(2) Any other document shall be deemed to be duly executed if signed by a person authorised by the Council so to sign and such person shall be deemed to be the person designated in such document and to be so authorised until the contrary is proved.

- Service of process.            10.    A process which is required to be served on the Council shall be deemed to be served if -
- (a)    it is sent by registered post to the address of the Council; or
  - (b)    a copy thereof is published in the Gazette.

#### EXPLANATORY MEMORANDUM

The object of the Bill (which is a private member's bill) is to incorporate the Guyana Free Protestant Episcopal Church in Guyana and provide for its holding and disposal of property and for matters connected therewith.