

**BILL No. 5 of 2001**

*Thursday 17<sup>th</sup> May, 2001*

**PARLIAMENT OFFICE**  
Public Buildings,  
Georgetown,  
Guyana.

17<sup>th</sup> May, 2001

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

*F. A. Narain,*  
Clerk of the National Assembly.



**GUYANA**

**BILL No. 5 of 2001**

**SEVENTH PARLIAMENT OF THE CO-OPERATIVE REPUBLIC OF GUYANA  
(CONSTITUTION AND PROCEEDINGS) VALIDATION BILL 2001**

**ARRANGEMENT OF SECTIONS**

**SECTION**

1. Short title.
2. Validation of the constitution and proceedings of the Seventh Parliament of the Co-operative Republic of Guyana.

3. Validation of the Government and Cabinet
4. Validation of the regional democratic councils.
5. Bills.
6. Affirmations or resolutions, etc.
7. Court nor to question validity of proceedings of the National Assembly on the ground of defect in constitution, etc.

**A BILL**  
**Intituled**

AN ACT to validate the constitution and proceedings of the Seventh Parliament of the Co-operative Republic of Guyana, constituted pursuant to the declaration on 19<sup>th</sup> day of December, 1997 of the results of the national and regional elections, and for matters connected therewith or incidental thereto.

A. D. 2001

Enacted by the Parliament of Guyana:-

Short title

1. This Act may be cited as the Seventh Parliament of the Co-operative Republic of Guyana (Constitution and Proceedings) Validation Act 2001.

Validation  
of the  
constitution  
and proceedings  
of the  
Seventh  
Parliament  
of the  
Co-operative  
Republic  
of Guyana

2. During the period commencing on 19<sup>th</sup> December, 1997 and ending on 23<sup>rd</sup> March, 2001, notwithstanding anything contained in any law or in any judgment, decree or order of any court-

- (a) the Seventh Parliament of the Co-operative Republic of Guyana (the President and the National Assembly) constituted pursuant to the declaration on 19<sup>th</sup> day of December, 1997 of the results of the national and regional elections shall be deemed for all purposes to have been duly constituted;
- (b) the persons who sat or voted or otherwise took part in the proceedings of the National Assembly shall be deemed to have been entitled to do so as members;
- (c) the persons who functioned as Speaker and Deputy Speaker shall be deemed to have been duly chosen as Speaker and Deputy Speaker respectively.



3. The Government and Cabinet formed pursuant to the declaration of the results of the elections referred to in the preceding section shall be deemed for all purposes to have been duly formed and all acts and things done by them shall be deemed to have been lawfully done in the execution of their powers.

Validation of the Government and Cabinet.

4. Each of the ten regional democratic councils shall be deemed to have been duly constituted, the members thereof being deemed duly elected and all acts, including the making of subsidiary legislation, and things done by each council shall be deemed to have been lawfully done in the execution of its powers under the law.

Validation of the regional democratic councils.

5. Every Bill passed by the National Assembly, assented to by the President, published in the Gazette and which became law shall be deemed to have been validly enacted and to have the force of law.

Bills.

6. Every affirmation or resolution passed, proceeding taken or any other thing done by or before the National Assembly shall be deemed to have been passed, adopted, taken or done in accordance with the law.

Affirmations or resolutions, etc.

7. No Court shall question any Act passed, or any affirmation or resolution, proceeding or thing passed, adopted, taken or done, by or before the National Assembly on the ground that the National Assembly had not been duly constituted or on the ground that a person who was not entitled so to do, presided over, sat or voted or otherwise took part in the proceedings of the National Assembly.

Court not to question validity of proceedings of National Assembly on the ground of defect in constitution, etc.

**EXPLANATORY MEMORANDUM**

This Bill seeks to comply with the Order of the Supreme Court of Judicature entered on 2<sup>nd</sup> February, 2001 in respect of the 1998 Petition No. 36 - P, DEMERARA.

This Bill seeks to validate the constitution and proceedings of the Seventh Parliament of the Co-operative Republic of Guyana (including the President and the National Assembly) during the period commencing on 19<sup>th</sup> December, 1997 and ending on 23<sup>rd</sup> March, 2001.

The persons who functioned as Speaker and Deputy Speaker of, and the persons who participated in the proceedings of, the National Assembly are deemed to have been entitled so to do.

The Government and Cabinet shall be deemed to have been duly formed and acts done by them in the execution of their powers deemed to be lawfully done.

The regional democratic councils shall be deemed to have been duly constituted and all acts done by them deemed lawful.

All Bills, affirmations or resolutions passed by the National Assembly shall be deemed to have been validly passed.

No Court shall question any Act, affirmation or resolution passed by the National Assembly on the ground that it was not duly constituted.

*Reepu Daman Persaud*  
Minister of Parliamentary Affairs