

**BILL No. 30 of 1990** *Thursday, 11th October, 1990*

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PARLIAMENT OFFICE,  
Public Buildings,  
Georgetown,  
Guyana.

1990—10—11.

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. 30 of 1990

PUBLIC CORPORATIONS (AMENDMENT) BILL 1990

ARRANGEMENT OF SECTIONS

SECTION

1. Short title and commencement.
2. Amendment of section 5 of the Principal Act.
3. Amendment of section 8 of the Principal Act.
4. Amendment of section 9 of the Principal Act.
5. Amendment of section 11 of the Principal Act.

## A BILL

## Intituled

AN ACT to amend the Public Corporations Act 1988.

Enacted by the Parliament of Guyana:—

A. D. 1990

Short title  
and com-  
mencement,  
No. 21 of  
1988.

Amendment  
of section 5  
of the Prin-  
cipal Act.

1. This Act, which amends the Public Corporations Act 1988, may be cited as the Public Corporations (Amendment) Act 1990 and shall be deemed to have come into operation on 1st August, 1990.

2. Section 5 of the Principal Act is hereby amended in the following respects —

(a) in subsection (1), by the insertion after the words “the State”, of the following —

“, or the Minister may by a separate order vest movable or immovable property of the State in any corporation, including an existing corporation”;

(b) in subsection (2)

(i) by the insertion, after the words “in subsection (1)”, of the words “or section 11 (1),”;

(ii) by the substitution, for the words “public corporation”, of the word “corporation.”

3. Section 8 of the Principal Act is hereby amended in the following respects —

(1) in subsection (1), —

(a) in the opening portion,

(i) by the insertion, after the word “corporation”, of the words “or any other person”;

(ii) by the insertion, after the word “its”, of the words “or his”;

(b) in paragraph (a), by the insertion, after the word “undertaking”, of the words “or any other property”;

(2) in subsection (2), by the insertion, after the word “corporation”, of the words “, other body corporate”.

Amendment  
of section 8  
of the Prin-  
cipal Act.

Amendment  
of Section 9  
of the Prin-  
cipal Act.

4. Section 9 of the Principal Act is hereby amended by the deletion of the words “, which shall be subject to affirmative resolution of the National Assembly,”.

5. Section 11 of the Principal Act is hereby amended in the following respects —

Amendment  
of Section 11  
of the Prin-  
cipal Act.

(a) in subsection (1) —

- (i) by the substitution, for the words “, or placing under its control”, of the words “or other person, or placing under its or his control”;
- (ii) by the substitution, for the word “undertaking”, wherever it occurs, of the words “undertaking or any other property”;

(b) in subsection (2) —

- (i) by the substitution, for the words “, or placing under its control”, of the words “or other person, or placing under its or his control”;
- (ii) by the insertion, after the word “undertaking”, of the words “or any other property”.

#### EXPLANATORY MEMORANDUM

This Bill seeks to amend the Public Corporations Act 1988 (No. 21 of 1988) for the following purposes —

- (i) clause 2 of the Bill seeks to amend section 5 of the Act so as to make it clear that an order vesting movable or immovable property of the State in a public corporation can be made after a public corporation has been established;
- (ii) clause 3 of the Bill seeks to amend section 8 of the Act so that the property of a public corporation or other body corporate owned or controlled by the State can be transferred under that section not only to a public corporation, but also to any other person;
- (iii) clause 4 of the Bill seeks to amend section 9 of the Act so that prior approval of the National Assembly is not required to dissolve a public corporation.

2. The other amendments sought to be made in the Act by the Bill are clarificatory or consequential in nature.

**H. Parris,**  
Deputy Prime Minister,  
Planning and Development.