

GUYANA

No. 55 of 1991

ORDER

Made Under

THE MINING ACT 1989

(Act No. 20 of 1989)

IN EXERCISE OF THE POWERS CONFERRED UPON THE MINISTER BY SECTION 75 OF THE MINING ACT 1989, I HEREBY MAKE THE FOLLOWING ORDER:

1. This Order may be cited as the Omai Project Tax Laws (Modification and Exemption) Order 1991 and shall be deemed to have come into operation on 16th August, 1991.

Citation  
and  
Commence-  
ment.

2. In this Order —

Interpre-  
tation.

Cap. 80:01  
Cap. 81:02  
Cap. 81:21  
Cap. 82:01  
Cap. 95:01

- (a) "Company" means Omai Gold Mines Ltd. and its successors in interest and permitted assigns;
- (b) "Exempted Laws" mean the provisions relating to stamp duty in the Tax Act; the Income Tax (In Aid of Industry) Act; the Property Tax Act; the Customs Act; and the Industries Aid and Encouragement Act;
- (c) "Mineral Agreement" means the Mineral Agreement made by the Co-operative Republic of Guyana (represented therein by the Government of Guyana) of the first part, the Guyana Geology and Mines Commission of the second part, Omai Gold Mines Ltd. of the third part, Cambior (Inc.) of the fourth part and Golden Star Resources Ltd. of the fifth part dated 16th August, 1991;
- (d) "Private Party" and "Expatriates" have the same meaning as in the Mineral Agreement.

Payment of  
income tax  
and corpor-  
ation tax.  
Cap. 81:01  
Cap. 81:03

3. (1) The provisions of the Income Tax Act and the Corporation Tax Act shall, subject to this Order, apply to and in relation to the Company.

(2) In determining the income tax and corporation tax liability of the Company in any year of assessment, sections 11.4 to 11.13 (inclusive) of the Mineral Agreement shall apply.

Non-applica-  
tion of  
exempted  
tax Laws.

4. The Exempted Laws shall not apply to and in relation to the Company:

Provided that when importing on behalf of another Private Party, Expatriate personnel, or a foreign or local contractor, the Company shall only be entitled to such exemptions as are respectively provided for in the Mineral Agreement in relation to them.

Made this 16th day of September, 1991.

**W. S. Murray,**  
Deputy Prime Minister, Trade, Tourism  
and Industry, Performing the functions  
of Minister of Finance.