

GUYANA

No. 20 of 2001

**ORDER**

Made Under

**THE PUBLIC CORPORATIONS ACT 1988**

(No. 21 of 1988)

**IN EXERCISE OF THE POWERS CONFERRED UPON THE MINISTER BY SECTIONS 3, 4 AND 5 OF THE PUBLIC CORPORATIONS ACT, I HEREBY MAKE THE FOLLOWING ORDER:-**

Citation.

1. This Order may be cited as the Cheddi Jagan International Airport Corporation Order 2001.

Interpretation.

2. (1) In this Order –

(a) “the Airport” means the Cheddi Jagan International Airport as defined in section 2 of the Cheddi Jagan International Airport Act and includes any Government owned domestic airstrip and its facilities;

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(b) “Board” means the Cheddi Jagan International Airport Board established by clause 3;

(c) “concerned Minister” means the Minister responsible for air transport.

(2) The Board and its employees together shall be known as the

Cheddi Jagan International Airport Corporation hereinafter referred to as the “Corporation”.



Establishment  
and  
constitution  
of Cheddi  
Jagan  
International  
Airport  
Corporation.

3. (1) There is hereby established a public corporation to be known as the Cheddi Jagan International Airport Corporation.

(2) The Corporation shall be managed by a Board of Directors constituted in accordance with clause 6.

Functions  
of the  
Corporation.

4. (1) The functions of the Corporation are –

- (a) to develop and manage the business of the Airport, including the development, maintenance or improvement of its facilities in a cost effective manner, so as to ensure the availability of efficient, secure and safe aviation services to the public at all times as well as to ensure commercial viability;
- (b) to administer, control and manage the Airport and any other property vested in it;
- (c) to provide and maintain such services and facilities as are in its opinion necessary or desirable for the efficient operation of the Airport or as the Minister may require and with the consent of the Minister, the Corporation may provide any navigation service;
- (d) provide rescue and fire fighting equipment and services at the Airport;
- (e) to provide technical advice or assistance, including training facilities for any person as respects any matter in which the Corporation has skill or experience;



- (f) to determine the charges for the use of any facility or service provided by the Corporation.
- (g) to carry on all other activities the carrying on of which appear to it to be requisite, advantageous or convenient for or in connection with the discharge of its functions.
- (h) at the request of the Minister to operate and maintain any domestic airstrip designated by the Minister.
- (i) to take all such steps as may be necessary or convenient for, or may be incidental to, the exercise of any power, or the discharge of any function or duty conferred or imposed on it by this Act;

Capital of Corporation. Act No. 29 of 1991.

5. (1) Notwithstanding anything in the Companies Act 1991, the authorized capital of the Corporation shall be two hundred million dollars divided into two hundred thousand ordinary shares of the par value of one thousand dollars each.

(2) The Corporation may from time to time with the approval of the Minister vary the amount of the authorized capital of the Corporation.

(3) The Government may subscribe for the said two hundred thousand ordinary shares or such other amount as the Minister may from time to time determine at par.

Chief Executive Officer.

6. (1) There shall be a Chief Executive Officer appointed by the Board for a period of three years or such shorter period as may be determined by the Board.



(2) The Chief Executive Officer shall subject to the general direction and control of the Board, be responsible for implementing the decisions of the Board and the efficient discharge of the functions of the Corporation.

(3) The responsibilities of the Chief Executive Officer are set out in the First Schedule.

First  
Schedule.

Continuance  
in employment  
of existing  
officers  
and other  
employees.

7. All persons employed, immediately before the commencement of this Order, at the Cheddi Jagan International Airport, may continue in the employment of the Corporation on terms and conditions in relation to their employment which shall be no less favourable than those which they enjoyed immediately before such commencement.

Exclusion  
and  
modification  
of the Act.

8. The provisions of the Act shall apply to the Board with the following exclusions and modifications –

(a) for section 4(3)(4) and (5) the following shall be deemed to be substituted –

“(3) The Board of Directors shall consist of -

(a) the chairman who shall be appointed by the concerned Minister;

(b) a representative nominated by the Minister responsible for finance;

(c) a representative nominated by the concerned Minister;



- (d) a representative from the employees of the Corporation nominated by their recognised union;
- (e) two members, chosen by a panel of five person to be submitted by the respective interest groups to represent the private sector business and industrial and tourism undertakings and non-governmental organisations.

(4) The Chief Executive Officer shall be an ex officio member of the Board.

(5) The members of the Board, other than the Chief Executive Officer including the Chairman shall be appointed for a period of one year, but shall be eligible for re-appointment.”;

- (b) reference to “general manager” shall be construed as references to the “Chief Executive Officer”;
- (c) sections 15 and 34 and Part VIII shall be deemed to be deleted;
- (d) section 17 shall, to the extent that it is inconsistent with the provisions of this Order, be read and construed with such modifications as may be necessary to bring it into conformity with this Order;
- (e) section 25 shall be deemed to be deleted and the following section substituted therefor –



**"Chief Executive Officer and other staff.**

**25. The Corporation shall appoint**

**a Chief Executive Officer and such other officers and employees as are necessary to carry out the functions of the Board and the Corporation on such terms and conditions (including salary and allowances) as it deems fit.";**

**(f) in section 31(1), after paragraph (a) the following paragraph shall be deemed to be inserted as paragraph (aa) –**

**"(aa) sums received as grants, gifts or otherwise from any person other than the Government of Guyana, in or outside Guyana;"**

**Vesting of assets.  
Second Schedule.**

**9. The movable and immovable property of the State referred to in the Second Schedule shall be transferred to and be vested in the Corporation with effect from the commencement of this Order.**



FIRST SCHEDULE  
RESPONSIBILITIES OF THE CHIEF EXECUTIVE OFFICER

Cl. 6(3)

1. The Chief Executive Officer shall be responsible –
  - (a) for directing –
    - (i) the overall planning, implementation and internal evaluation of the projects, programmes and activities of the Corporation;
    - (ii) the financial activities of the Corporation including fund raising and the co-ordination of the flow and use of the funds by the Corporation;
  - (b) for proposing policies, regulations, procedures and budgets of the Corporation for the consideration and approval of the Board;
  - (c) for implementing the projects and programmes to be financed by the Corporation except where specifically prohibited by the Board;
  - (d) for the discipline of the officers and employees of the Corporation, and for their efficient functioning; and
  - (e) for keeping the Board informed on a timely and regular basis of all activities of the Corporation.
  
2. The Chief Executive Officer or such other offices of the Corporation as may be designated by him, shall be responsible for –
  - (i) the establishment of contact with Government Ministries, external agencies, local authorities and community groups as the Executive Director may deem necessary to carry out the Corporation goals;



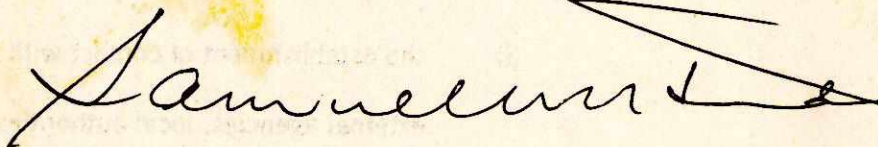
- (ii) the use of all appropriate means to promote public awareness of the work of the Corporation and the assistance it can provide.
- (iii) making presentations of the Corporation's activities to potential donor organisations, and providing them with activity reports and statements on the use of funds provided by them; and
- (iv) ensuring that the physical amenities meet the standards as established by the Guyana Civil Aviation Authority, the International Civil Aviation Organisation and any other international Agreements to which the Government of Guyana is a party.

#### SECOND SCHEDULE

Cl. 9

1. The Cheddi Jagan International Airport and the movable property of that Airport belonging to the State.
2. The airstrips and its facilities owned by the Government.

Made this 17<sup>th</sup> day of August, 2001.



Prime Minister and Minister of Public Works and  
Communications performing the functions of the  
President.