

**THE OFFICIAL GAZETTE 22ND APRIL, 1999
LEGAL SUPPLEMENT - B**

GUYANA

No. 3 of 1999

ORDER

Made Under

THE PUBLIC CORPORATIONS ACT 1988

(No. 21 of 1988)

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

1. This Order may be cited as the Georgetown Public Hospital
Order 1999.

Citation

2. (1) In this Order -

Interpretation

(a) "Board means the Georgetown Public Hospital Board
established by Clause 3.

(b) "concerned Minister" means the Minister assigned
responsibility for the Board or, where there is no such
Minister, the President.

(2) The Board and its employees together shall be known as the
Georgetown Public Hospital Corporation (hereinafter
referred to as the "Corporation").

3. (1) There is hereby established a public corporation to be
known as the Georgetown Public Hospital Board.

Establishment
and constitu-
tion of the
Georgetown
Public Hospital
Board.

(2) The Board shall be a corporation aggregate consisting of a
chairman, and such other members, who shall be appointed
by the concerned Minister under Section 4 of the Act

as modified by Clause 7.

Functions of
Board.

4. (1) The Board shall -

- (a) operate a curative and disease management service;
- (b) operate an accident and emergency service including a service for other hospitals;
- (c) manage a medical library for use by doctors, students and other medical personnel;
- (d) operate a pharmacy to facilitate physicians in the management of patients and clients;
- (e) operate a laboratory and radiology service to provide adequate support services required for the optimal functioning of the medical programme;
- (f) operate a medical reference service, which shall also be available to other hospitals;
- (g) provide in-service and external training for medical and allied health services;
- (h) function as the primary medical in-service training facility for the University of Guyana and health education institutions;
- (i) function as the primary center for fulfilling candidate requirements for medical licentures of qualified candidates;
- (j) perform peripheral services as may be deemed necessary for the proper operation of the hospital;
- (k) facilitate an ambulance service to assist people in accessing available medical help;
- (l) facilitate the admission of patients whose health care is supervised by private medical practitioners;
- (m) carry out related activities to improve health care approved by the Board.

(2) The Board shall have power -

- (a) to accept grants, gifts or loan funds from any person in or outside Guyana, and
- (b) to submit to the concerned Minister reports on the activities of the Corporation on a timely and regular basis.

- (3) There shall be an Executive Director appointed by the Board for a period of three years or such shorter period as may be determined by the Board.
- (4) The Executive Director shall be the Chief Executive Officer of the Board and shall, subject to the general direction and control of the Board, be responsible for implementing the decisions of the Board and the management of the affairs and activities of the Corporation.
- (5) Without prejudice to the provisions of paragraph (4), the Executive Director shall be responsible for the activities and functions referred to in the First Schedule.
- (6) All proposals made by the Executive Director to the Board shall be considered approved, unless rejected by a majority of the Board and all other proposals shall be considered rejected unless approved by a majority of the Board.

First Schedule.

5. All persons employed immediately before the commencement of this Order in the Georgetown Public Hospital including those on temporary transfer to other medical institutions shall continue in the positions they held on terms and conditions no less favourable than those which they enjoyed immediately before such commencement.

Continuance in employment of existing officers and other employees.

6. The existing Collective Bargaining Agreement and all other Agreements between the Public Service Union and the Ministry of Health concerning the Georgetown Hospital staff shall continue in force until changed by agreement between the Union and the Board.

Honouring existing Collective Bargaining Agreement.

7. The provisions of the Act shall apply to the Board with the following exclusions and modifications:-

Exclusion and modification of the Act.

- (a) for Sections 4(3), (4), (5) and (6) the following shall be deemed to be substituted:-

“(3) The Board shall consist of:-

- (a) two members appointed by the concerned Minister, one to represent the Ministry of Health and one on the nomination of the Minister of Finance to represent the Ministry of Finance;
- (b) three members appointed by the concerned Minister;
- (c) three members appointed by the concerned Minister on the nomination of one person each by the Guyana Medical Association, the Guyana Nurses Association and the Guyana Public Service Union.

- (4) The Executive Director and Director of Medical and Professional Services of the Georgetown Public Hospital shall be *ex officio* members of the Board.
- (5) The members of the Board referred to in sub-section (3) shall hold office for a period of one year, but shall be eligible for re-appointment.
- (6) The members of the Board shall, subject to the approval of the concerned Minister, elect a chairman from among themselves”;

(b) references to “general manager” shall be construed as references to the “Executive Director”;

(c) sections 15 and 34 and Part VIII shall be deemed to be deleted;

(d) section 17 shall, to the extent to which 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 submitted therefor:-

“25. (1) The Board shall employ an Executive Director on such terms and conditions (including salary and allowances) as it deems fit.

(2) There shall be such other officers and employees as are necessary to carry out the functions of the Board and the Corporation.”;

(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 save that the sums provided to the Board by the government shall at least be the same percentage of the National Gross Product for the second year as that provided in the first and for the third or any subsequent year, the same as that provided in the immediately preceding year.

8. There shall be no restrictions on the access to health care at the Georgetown Hospital to any member of the public by virtue of inability to pay whether or not due to poverty.

9. The Public Hospital Georgetown shall observe standards established by law.

Standards

10. The movable property of the State referred to in the Second Schedule shall vest in the Board with effect from the commencement of this Order.

Vesting of
assets Second
Schedule.

FIRST SCHEDULE c1. 4(5)

Responsibilities of Executive Director.

1. The Executive Director shall be responsible:-

(a) for directing -

- (i) the overall planning, implementation and internal evaluation of the projects, programmes and activities of the Board and the Corporation;
- (ii) the financial activities of the Board and the Corporation including fund raising and the co-ordination of the flow and use of funds by the Board and the Corporation;

(b) for proposing for the consideration and approval of the Board, regulations, policies and procedures, the projects, programmes and activities to be financed and the budget;

(c) except where specifically prohibited by the Board, for hiring and dismissing the officers and employees necessary for carrying out the functions of the Board and the Corporation, for determining their remuneration and the other terms and conditions of employment in accordance with the budget and honouring established industrial relations practices and existing union agreement; and

(d) for keeping the Board informed on a timely and regular basis of all the activities of the Corporation.

2. The Executive Director, or such other officers of the Corporation as may be designated by him, shall be responsible for the following -

- (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 objectives of the Corporation;
- (ii) the use of all appropriate means to promote public awareness of the work of the Corporation and the assistance it can provide; and

- (iii) the making of 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.

SECOND SCHEDULE C1. 10

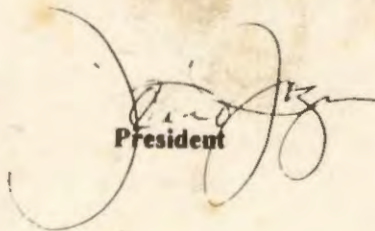
1. All the furniture and other furnishings, office and hospital equipment (including medical appliances, laboratory and radiology equipment) used by the Georgetown Public Hospital, motor vehicles and other means of transport provided to the various Units of the Georgetown Public Hospital immediately before the commencement of this Order.

2. All books, documents and other records relating to the professional functions of the Georgetown Public Hospital, in the possession of that Hospital immediately before the commencement of this Order.

3. All pharmaceuticals, medical supplies, chemicals, and hospital sundries in the possession of the Georgetown Public Hospital immediately before the commencement of this Order.

4. Cash in hand and amounts held in bank accounts in the name of Georgetown Public Hospital immediately before the commencement of this Order.

Made this 9th day of March, 1999.


President