

CHAPTER 289.

PUBLIC LOAN AND COLONIAL TREASURY BILLS.

ARRANGEMENT OF SECTIONS.

SECTION.

1. Short title.
2. Authorisation of loan not exceeding \$15,000,000.
3. Previous sanction of Legislative Council.
4. Issue of bonds for sum sanctioned.
5. Power of Legislative Council to limit time for repayment.
6. Provision for repayment of loan.
7. Pledge of colonial revenues for repayment.
8. Defaced bonds.
9. Bonds lost or destroyed.

REGISTRATION OF BONDS.

10. Exchange of registered for bearer bonds or *vice versa*.
11. Annual date for exchange.
12. Provisions relating to bonds—
 - (a) register may be kept in London;
 - (b) bearer bond may become registered by endorsement of registration, and *vice versa*, by cancellation of endorsement;
 - (c) registered bond transferable at place where registered.

SUPPLEMENTARY PROVISIONS RELATING TO PUBLIC LOANS.

13.
 - (1) Raising a loan and costs of doing so.
 - (2) Method of raising.
 - (3) Appropriation and application.
 - (4) Principal and interest of loan to be a charge on colonial revenues.
14. Payment of interest on loan.
15. Sinking fund.
16. Investment of moneys to provide for sinking fund.

ABOLITION OF POWERS TO RAISE LOANS.

(No. XII of 1929.)

17. No further loan under preceding sections hereof.

COLONIAL TREASURY BILLS.

18.
 - (1) Power to borrow by the issue of Treasury bills.
 - (2) Principal.
 - (3) Proceeds.
 - (4) Amounts and period of currency.
19. Repayment.
20. Cancellation of repaid bills.

SCHEDULE.

CHAPTER 289.

PUBLIC LOAN AND COLONIAL TREASURY BILLS.

[6TH MAY, 1916.]

1929 Ed.
c. 47.

Short title.

1. This Ordinance may be cited for all purposes as the Public Loan and Colonial Treasury Bills Ordinance.

Authorisa-
tion of loan
not exceeding
\$15,000,000.

2. Where the Legislative Council sanctions the cost of any public work being defrayed by a loan, or where it sanctions any advance being made on loan to any local authority, body corporate or person, or where it authorises any amount being raised on loan for any purpose, the Governor, for and on behalf of the Colony, in order to procure the necessary funds, may borrow and raise by loan under the provisions of this Ordinance from time to time and as occasion shall require, on the security hereinafter mentioned, sums of money not exceeding in the whole fifteen million dollars.

Previous
sanction of
Legislative
Council.

3. No sum shall be raised on account of the loan unless the sanction of the Legislative Council is first obtained to its being so raised, and the amount so raised shall be appropriated for the special object sanctioned by that Council.

Issue of bonds
for sum
sanctioned.
Schedule.

4. (1) The Governor may, for and on behalf of the Colony, from time to time and as occasion shall require, cause bonds to be issued in the form in the schedule hereto, or in any other form sanctioned by the Governor in Council, signed by the persons legally holding the offices of Chief Secretary and Financial Secretary for the time being, or by any other person or persons on behalf of the Colony thereto specially authorised by the Governor in Council.

(2) (a) Each bond shall be for the sum of fifty dollars, or of one hundred dollars, or of two hundred dollars, or of five hundred dollars, or of one thousand dollars, or of two thousand dollars, or of two thousand five hundred dollars, or of three thousand dollars, or of four thousand dollars, or of five thousand dollars, payable to bearer; or registered as stated in section 10 of this Ordinance, and shall become repayable within the number of years not exceeding fifty from the time of issue and bearing interest to be paid half-yearly at the rate *per centum per annum*, from time to time approved by the Legislative Council and sanctioned by the Secretary of State.

(b) the authority by this section conferred on the Governor includes authority to cause bonds to be issued for sums of ten pounds sterling (equivalent to forty-eight dollars at the rate of four shillings and two pence to the dollar) or any multiple of ten pounds.

5. Where the Legislative Council directs that the amount raised for any special object shall be paid within any less number of years than fifty, the bonds drawn for the purpose of raising the necessary funds shall be so drawn that the whole of them shall become payable within the time specified by the Legislative Council.

Power of Legislative Council to limit time for repayment.

6. (1) In order to provide for the repayment of the loan there shall be set apart in each year from the colonial revenues, in addition to the interest of the amount of the bonds from time to time issued under this Ordinance, that portion of the capital sum of those bonds which will be sufficient in the aggregate to pay it as and when it becomes payable.

Provision for repayment of loan.

(2) The amount to be so set apart in each year for the repayment of the capital sum raised for each special object sanctioned by the Legislative Council shall be an equal proportion of the capital sum so raised.

(3) Where the sum set apart in each year cannot be immediately applied to the redemption of the bonds to which it is applicable, it shall be invested under the direction of the Governor until it, with the accruing interest, can be so applied:

Provided that, when in determining the amount to be set apart in each year any allowance is made for interest to accrue on the sums to be invested, the interest to be obtained shall not be estimated at a higher rate than five *per centum per annum*.

7. During the continuance of this Ordinance, all the colonial revenues not specially appropriated by any Ordinance already in force shall be held to be pledged for the payment of the interest and principal becoming due in respect of the bonds issued under the provisions hereof.

Pledge of colonial revenues for repayment.

8. If any bond issued under this Ordinance is by accident defaced, the Governor may cause a new bond to be made and delivered to the bearer and the defaced bond to be cancelled, and the new bond shall bear the same interest and be subject to the same rules as the original bond.

Defaced bonds.

Bonds lost or destroyed.

9. The Governor on proof to his satisfaction that any bond issued under this Ordinance has by accident been lost or destroyed before it has been paid off, may, if the number and amount of the bond is ascertained, and upon due security being given to his satisfaction for indemnifying the Colonial Government for any loss to which it may at any time be subjected by reason thereof, issue a new bond corresponding in all respects with the bond so lost or destroyed, or, if any bond when so lost or destroyed is overdue, the Governor may cause the money due thereupon to be paid off and discharged.

REGISTRATION OF BONDS.

Exchange of registered for bearer bonds or *vice versa*.

10. (1) The holder of any bond may, at his option, have his name registered as a bond holder in the books of the Financial Secretary and a registered bond issued to him in exchange for the bond, and the bond will thenceforth while so registered be transferable only by an instrument of transfer registered in the books of the Financial Secretary.

(2) The holder of a registered bond may, at his option, have the registration cancelled by the Financial Secretary and a new bond transferable to bearer issued to him in exchange for the registered bond.

(3) The fee in each case of exchange will be one shilling.

Annual date for exchange.

11. The Governor shall annually by proclamation fix a date or dates for the receipt of applications for the exchange of any issue of bearer bonds for registered bonds and *vice versa*, and bond holders shall transmit their applications to the Financial Secretary on or before that date or those dates.

Provisions relating to bonds;

register may be kept in London;

bearer bond may become registered by endorsement of registration, and *vice versa*, by cancellation of endorsement;

12. Where any loan has been or shall be raised under this or any amending Ordinance the following provisions shall apply—

(a) the Governor may, in respect of the bonds to secure the loan, authorise to be kept in London by the person he appoints books in which the holder of any bond may at his option have his name registered as a bondholder;

(b) a bond payable to bearer shall become a bond payable to the registered holder if there is endorsed on it a note of its registration, and a bond payable to the registered holder shall become a bond payable to bearer if there is endorsed on it a note of the cancellation of its registration, and the endorsement aforesaid shall be executed if the bonds are registered in British Guiana, by the Financial Secretary, or if the bonds are registered in London by the person appointed by the Governor under the last preceding paragraph;

(c) a registered bond shall, unless otherwise provided by the conditions thereof, be transferable by instrument of transfer registered in the books of the Financial Secretary in British Guiana if registered in British Guiana, or in the books kept in London if registered in London.

registered
bond trans-
ferable at
place where
registered.

SUPPLEMENTARY PROVISIONS RELATING TO PUBLIC LOANS.

13. (1) Notwithstanding anything contained in any Ordinance, whenever by any resolution the Legislative Council authorises any amount being raised on loan for any purpose, the Governor, or the Crown Agents for the Colonies acting on his behalf, may raise by loan in London an amount sufficient to produce as nearly as may be the sum authorised by the resolution and any further sum necessary to defray the expenses of issue.

Raising a
loan and
costs of
doing so.

(2) The loan so authorised or any part of it may be raised from moneys belonging to sinking funds held by the Crown Agents for the Colonies on behalf of all or any of Her Majesty's colonies and protectorates, or it may be raised under the provisions of the General Loan and Stock Ordinance, as the Governor or the Crown Agents acting on his behalf may decide.

Method of
raising.

Cap. 287.

(3) The money so borrowed under the authority of this section shall be appropriated and applied for the purpose or purposes specified in any resolution from time to time passed by the Legislative Council.

Appropriation and
application.

(4) The principal moneys and interest represented by the loan issued under the provisions of this section are hereby charged upon and shall be payable out of the general revenues and assets of the Colony not specially appropriated by any Ordinance already in force.

Principal and
interest of
loan to be a
charge on
colonial
revenues.

14. While any portion of the loan remains outstanding the Governor shall, in each half-year ending with the day on which the interest on the loan falls due, appropriate out of the general revenues and assets of the Colony a sum equal to one half-year's interest on the whole of the loan outstanding and remit that sum to the Crown Agents at a time that will enable them to pay thereout the then current half-year's interest on the day on which it falls due.

Payment of
interest on
loan.

15. The Governor shall also appropriate out of the said revenues and assets of the Colony, for the formation of a sinking fund for the repayment of the loan, an additional sum in respect of the total nominal amount of the loan outstanding equal to

Sinking fund.

one-half of the annual contribution to be decided by the Governor on the issue of the loan, and shall remit that sum to the Crown Agents in each half-year as aforesaid with the remittance hereinbefore mentioned:

Provided that the contribution shall commence not later than three years after the date from which the interest on the loan commences to run.

Investment
of moneys to
provide for
sinking fund.

16. The Crown Agents shall invest so much of the money so remitted to them as shall not be required for the payment of interest for the current half-year in the purchase of securities approved by the Secretary of State as a sinking fund for the final extinction of the debt, and shall also invest the dividends, interest, or produce of those investments in the purchase of like securities, and may, from time to time with the approval of the Secretary of State, change any of those investments and shall hold the funds in trust for the repayment of the principal moneys for the time being represented by the loan.

ABOLITION OF POWERS TO RAISE LOANS.

[No. XII of 1929.]

No further
loan under
preceding
sections
hereof.

17. From and after the 26th January, 1929, it shall not be lawful for the Legislative Council to exercise any of the powers conferred by the preceding sections of this Ordinance with respect to the raising of loans, or for the Governor to raise any further or other loan under those sections.

COLONIAL TREASURY BILLS.

Power to
borrow by
the issue of
Treasury
bills.

18. (1) The Governor, whenever authorised thereto by a resolution of the Legislative Council, may request the Crown Agents for the Colonies to borrow, by the issue in London of British Guiana Government Treasury bills (hereinafter shortly called bills), sums not exceeding the amount specified in the resolution; and the Crown Agents may also, with the approval of the Governor, borrow from time to time by the issue of those bills any sums required to pay off at maturity bills already lawfully issued by them and outstanding.

Principal.

(2) The principal moneys represented by the bills so issued are hereby charged upon and shall be payable out of the general revenues and assets of the Colony.

Proceeds.

(3) The proceeds of the issue of the bills shall be paid into the general account of the Colony with the Crown Agents.

(4) Every bill so issued shall be for the sum of one thousand pounds, or a multiple of one thousand pounds, and shall be payable at par at the time or times fixed and determined by the Governor, or the Crown Agents on his behalf, before the issue of the bills, but not later than one year from the date of issue.

Amounts and period of currency.

19. The Governor shall appropriate out of the general revenues of the Colony the necessary sum to pay the principal represented by the bills, and shall remit that sum to the Crown Agents in London at a time that will enable them to pay the principal at their office in London when the bills fall due.

Repayment.

20. Upon repayment of the principal moneys represented by the bills, they shall be delivered up to the Crown Agents, to be by them cancelled and transmitted to the Government of the Colony.

Cancellation of repaid bills.

SCHEDULE.

s. 4.

The Governor of British Guiana is authorised by the Public Loan and Colonial Treasury Bills Ordinance, to cause this bond to be issued, and all the revenues of British Guiana not specially appropriated by any Ordinance in force before the passing of the Public Loan Ordinance, are pledged by the last mentioned Ordinance for the payment of the capital sum of this bond with the interest accruing thereon, and due provision for the redemption of this bond is prescribed by the said Ordinance.

BRITISH GUIANA.

PUBLIC LOAN BOND.

Issued under the Public Loan and Colonial Treasury Bills Ordinance.

(Chapter 47 of the 1929 Edition of the Laws).

SERIES.....No.....

The undersigned, the Chief Secretary and the Financial Secretary (or..... being specially hereto authorised by the Governor in Council) of British Guiana, for and on behalf of the said Colony, do hereby acknowledge that the Colony of British Guiana is indebted unto....., or bearer, in the sum of..... for the payment of which at..... on the.....day of..... 19.... with interest at the rate of..... per centum per annum, payable half-yearly at the same place, on the successive..... days of..... and..... next ensuing the date of this bond, on the surrender of the respective coupons hereto attached, the colonial revenues are pledged as security under the provisions of the Public Loan and Colonial Treasury Bills Ordinance.

Given under our hands at..... this.....day of.....19....

A.B., Chief Secretary.

C.D., Financial Secretary.

or A.B.,

C.D., specially authorised to sign this bond by the Governor in Council.

Recorded.

.....
Director of Audit.

COUPONS.

Series..... bond no..... coupon no.....

The undersigned, the Chief Secretary, and the Financial Secretary (or.....
.....being specially hereto authorised by the Governor in Council) of
British Guiana, hereby undertake for and on behalf of the said Colony, to pay the bearer,
on the.....day of.....19....., at.....the sum
of....., being one half year's interest on their bond no.....

A.B., Chief Secretary
C.D., Financial Secretary.

or *A.B.*,
C.D., specially authorised to sign this
coupon by the Governor in Council.

