

I assent.

R. F. A. GREY

Governor.

17th October, 1963.

ORDINANCE NO. 9 OF 1963

FOREIGN JUDGMENTS (RECIPROCAL ENFORCEMENT)
(AMENDMENT) ORDINANCE, 1963.

Arrangement of Sections.

Section

1. Short title.
2. Amendment of section 2 of the Principal Ordinance.
3. Amendment of section 3 of the Principal Ordinance.
4. Repeal and re-enactment of section 9 of the Principal Ordinance.

AN ORDINANCE to amend the Foreign Judgments (Reciprocal Enforcement) Ordinance.

[19th October, 1963]

A.D. 1963.

Enacted by the Legislature of British Guiana:—

Short title.

1. This Ordinance may be cited as the Foreign Judgments (Reciprocal Enforcement) (Amendment) Ordinance, 1963, and shall be construed and read as one with the Foreign Judgments (Reciprocal Enforcement) Ordinance, 1961, and any Ordinance amending the same.

No. 19 of 1961.

Amendment of section 2 of the Principal Ordinance.

2. Subsection (1) of section 2 of the Principal Ordinance is hereby amended by the substitution of a semi-colon for the comma after the word "party" in the fifth line of the definition of the word "judgment" and the deletion of the remaining words following thereafter in the definition.

Amendment of section 3 of the Principal Ordinance.

3. Paragraph (c) of subsection (2) of section 3 of the Principal Ordinance is hereby repealed and the following paragraph is substituted therefor —

"(c) it is given after the coming into operation of the order directing that this Part of this Ordinance shall extend to that foreign country."

Repeal and re-enactment of section 9 of the Principal Ordinance.

4. Section 9 of the Principal Ordinance is hereby repealed and the following section substituted therefor —

"Power to apply Part I of Ordinance to other parts of Commonwealth.

9. (1) The Governor may by order direct that this Part of this Ordinance shall apply to any part of the Commonwealth outside British Guiana and to judgments obtained in the superior courts of such parts of the Commonwealth as it applies to foreign countries and judgments obtained in the superior courts of foreign countries and, in the event of the Governor so directing, this Ordinance shall

have effect accordingly and the Judgments Extension Ordinance shall cease to have effect except in relation to those parts of the Commonwealth to which it extends at the date of the order. Cap. 27.

(2) If at any time after the Governor has directed as aforesaid an order is made under section 3 of this Ordinance extending Part I of this Ordinance to any part of the Commonwealth to which the Judgments Extension Ordinance extends as aforesaid, then, in relation to that part of the Commonwealth —

- (a) the last mentioned Ordinance shall cease to have effect;
- (b) Part I of this Ordinance shall have effect as if —
 - (i) the expression “judgment” included an award in proceedings on an arbitration if the award has, in pursuance of the law in force in the place where it was made, become enforceable in the same manner as a judgment given by a court in that place;
 - (ii) the fact that a judgment was given before the coming into operation of the order did not prevent it from being a judgment to which Part I of this Ordinance applies, but the time limited for the registration of a judgment were, in the case of a judgment so given, twelve months from the date of the judgment or such longer period as may be allowed by the Supreme Court;
 - (iii) a judgment registered in the Supreme Court under the Judgments Extension Ordinance before the coming into operation of the order had been registered under Part I of this Ordinance, and anything done in relation thereto under the said Judgments Extension Ordinance or any rules of court or other provisions applicable to the said Judgments Extension Ordinance, had been done under Part I of this Ordinance or the corresponding rules of court or other provisions applicable to the said Part I.

(3) References in this section to any part of the Commonwealth outside British Guiana shall be construed as including references to any territories which are under Her Majesty’s protection and to any territories administered by the Government of any part of the Commonwealth under the trusteeship of the United Nations.”

Passed by the Legislative Assembly on the 9th August, 1963.

Passed by the Senate on the 24th September, 1963.

E. V. VIAPREE,
Acting Clerk of the Legislature.