

# THE OFFICIAL GAZETTE 12<sup>TH</sup> JUNE, 2019

## LEGAL SUPPLEMENT — A

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GUYANA

ACT NO. 14 OF 2019

PROCUREMENT (AMENDMENT) ACT 2019

I assent

A handwritten signature in black ink, appearing to read 'David A. Granger'.

David A. Granger,  
President.

2019.06.12

### ARRANGEMENT OF SECTIONS

#### SECTION

1. Short title.
2. Insertion of new section 3A in Part II of the Principal Act.
3. Insertion of new section 4A in the Principal Act.
4. Insertion of new section 11A in the Principal Act.
5. Amendment of section 26 of the Principal Act.

## AN ACT to amend the Procurement Act.

A.D. 2019

Enacted by the Parliament of Guyana:-

Short title.  
Cap. 73:05.

1. This Act, which amends the Procurement Act, may be cited as the Procurement (Amendment) Act 2019.

Insertion of  
new section 3A  
in Part II of the  
Principal Act.

2. Part II of the Principal Act is amended by the insertion immediately before section 4 of the following section as section 3A-

“Small business set-  
aside.

Act No. 2 of 2004.

3A. (1) Procuring entities shall procure only from small businesses approved under the Small Business Act, goods, works and services as specified by regulations made by the Minister with the advice of the Public Procurement Commission or the National Board.

(2) In this section, “small business” has the same meaning assigned to it in the Small Business Act.”.

Insertion of  
new section 4A  
in the Principal  
Act.

3. The Principal Act is amended by the insertion immediately after section 4 of the following section as section 4A –

“Register of bidders.

4A. (1) The National Procurement and Tender Administration shall maintain and keep updated in a registry, a register of bidders comprising

such information as is appropriate to enable a procuring entity to identify suppliers and contractors that are suitable to participate in any of that procuring entity's procurement proceedings.

(2) Every supplier or contractor shall apply to be registered as a bidder in the register of bidders in order to participate in procurement proceedings at least seven days before taking part in any procurement proceedings.

(3) The Minister may, with the advice of the Public Procurement Commission or the National Board prescribe by regulations –

- (a) the duties and functions of the registry;
- (b) the form and manner of applications for registration;
- (c) the grounds for refusing to register a supplier or contractor; and
- (d) the grounds for revoking the registration of a supplier or contractor.”.

No. 13]

LAWS OF GUYANA

[A.D. 2019

Insertion of new  
section 11A in  
the Principal  
Act.

4. The Principal Act is amended by the insertion immediately after section 11 of the following section as section 11A

—

“Procurement plans.

11A. (1) Every procuring entity shall submit that entity’s procurement plans to the Public Procurement Commission for the fiscal year covered in the National Budget within three weeks after the National Budget is approved.

(2) The Minister may, with the advice of the Public Procurement Commission or the National Board, prescribe by regulations the form and contents of a procuring entity’s procurement plans.”.

Amendment  
of section 26  
of the  
Principal Act.

5. Section 26(1)(a) of the Principal Act is amended by the insertion of the word “or” immediately after the semi-colon.

*Passed by the National Assembly on 15<sup>th</sup> May, 2019*



S.E. Isaacs,

Clerk of the National Assembly

(Bill No. 2/2019)