

**THE OFFICIAL GAZETTE 8TH AUGUST, 1990  
LEGAL SUPPLEMENT – B**

GUYANA

No. 50 of 1990

ORDER

Made Under

THE MUNICIPAL AND DISTRICT COUNCILS ACT

(Cap. 28:01)

IN EXERCISE OF THE POWERS CONFERRED UPON THE MINISTER  
BY SECTION 305 OF THE MUNICIPAL AND DISTRICT COUNCILS  
ACT, I HEREBY MAKE THE FOLLOWING ORDER:—

Whereas section 305 (1) (a) and (b) of the Municipal and District Councils Act, Cap. 28:01, provides that if the Minister is satisfied upon inquiry held by him that a council has exceeded or abused its powers or has made default in the performance of any duty imposed upon it, or a council has failed to achieve or maintain a reasonable standard of efficiency and progress in the discharge of its functions, the Minister may by order declare the council to be in default and transfer to such person or persons as he may deem fit such of the functions of the council as may be specified in the order;

Cap. 28:01

And Whereas under sections 237 and 238 (a) respectively, of the Municipal and District Councils Act the New Amsterdam Town Council has power to let and to sell at the best price any land which it may possess;

And Whereas Messrs Wood Associated Industries Company Limited (hereinafter referred to as the said Company) has applied on 16th May, 1988 to the New Amsterdam Town Council for letting to or purchasing by the said Company lots 5 and 7 Stanleytown, Savannah Park which was subsequently corrected to include lot 9 of the said Stanleytown, Savannah Park and the said lots are in the possession of the said Town Council;

And Whereas the said lands were resurveyed on 28th April, 1989 and the said Company has since been informed that only the legal documents were to be executed for the completion of the lease or the sale;

And Whereas in spite of repeated requests the New Amsterdam Town Council has failed to complete the execution of a lease or the sale of lots 5, 7 and 9 referred to above in favour of the said Company;

Now, Therefore, in exercise of the powers conferred upon the Minister by section 305 (1) of the Municipal and District Councils Act, Cap. 28:01 referred to above, and on being satisfied upon inquiry held by him that the New Amsterdam Town Council is guilty of the defaults mentioned in paragraphs (a) and (b) of the aforesaid section 305 (1), by this Order hereby declares the New Amsterdam Town Council to be in default and hereby transfers to the Permanent Secretary, Ministry of Regional Development, the functions of the said Town Council in respect of the steps to be taken, including the execution of any documents, for the purpose of letting on a long term lease for ninety-nine years, or selling of lots 5, 7 and 9, Stanleytown Savannah Park, New Amsterdam Town further directs that the said Permanent Secretary shall exercise and perform all the powers and duties of the said Town Council in relation to the functions hereby transferred to him.

This Order may be cited as the Municipal and District Councils  
(Default By Council) Order 1990.

Made this 8th day of August, 1990.

*Jeffrey Thomas*  
Minister of Regional Development.