

THE OFFICIAL GAZETTE 18TH AUGUST, 1990
LEGAL SUPPLEMENT – B

GUYANA

No. 53 of 1990

ORDER

Made Under

THE PUBLIC CORPORATIONS ACT 1988

(No. 21 of 1988)

IN EXERCISE OF THE POWERS CONFERRED UPON THE MINISTER
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 Social Impact Amelioration Programme Board Order 1990.

Citation.

2. (1) In this Order —

Interpretation.

(a) “Board” means the Social Impact Amelioration Programme 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 Social Impact Amelioration Programme Agency (hereinafter referred to as the "Agency").

Establishment and constitution of Social Impact Amelioration Programme Board.

3. (1) There is hereby established a public corporation to be known as the Social Impact Amelioration Programme 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 6.

Functions of Board.

4. (1) The Board shall, subject to the availability of funds to the Board, approve projects and programmes and provide, either wholly or partially, finances to municipal councils, regional administrations or other local democratic organs, community groups and non-governmental organisations with charitable and development goals, for the execution of such projects or programmes which will serve to alleviate the negative effects, of structural economic adjustment measures taken by the Government, on the most severely affected groups in the country.

(2) In approving a project or programme under paragraph (1), the Board shall have regard to all relevant matters, including the following —

- (a) the size of the proposed project or programme;
- (b) whether the proposed project or programme can be undertaken expeditiously;
- (c) the time required for the completion of the proposed project;
- (d) whether the proposed project or programme has the capacity to demonstrate technical, institutional and economic viability according to established project approval criteria;
- (e) whether the proposed project or programme is in the sectoral priority areas of public

services and productive infrastructure, social services and productive income generation;

(f) the operating costs in relation to the proposed project or programme; and

(g) where the applicant is an organisation or other group of persons, whether the organisation or group has been incorporated or registered under any written law.

(3) The Board shall have exclusive power —

(a) to approve —

(i) the procedures and criteria for project and programme selection, and the projects and programmes submitted for its consideration in accordance therewith;

(ii) its policies regarding the management of projects, programmes and activities, its financial regulations and tendering procedures;

(iii) the terms and conditions of appointment of the Executive Director;

(iv) the budget; and

(v) the rules prescribing the procedures of, including the quorum for, the meetings of the Board, and the manner in which it will transact its business;

(b) to accept grants, gifts or loan funds from any person in or outside Guyana; and

(c) to submit to the concerned Minister reports on the activities of the Agency on a timely and regular basis.

(4) 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.

(5) 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 Agency.

First Schedule.

(6) Without prejudice to the provisions of paragraph (5), the Executive Director shall be responsible for the activities and functions referred to in the First Schedule.

(7) 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.

Continuance in employment of existing officers and other employees.

5. All persons employed immediately before the commencement of this Order, in the Social Impact Amelioration Programme Unit of the Ministry of Culture and Social Development shall be continued in employment by the Board in suitable positions, having regard to the positions they held immediately before such commencement in the said Unit.

Exclusion and modification of the Act.

6. The provisions of the Act shall apply to the Board with the following exclusions and modifications —

(a) for section 4(3), (4), (5) and (6) the following shall be deemed to be substituted —

“(3) The Board shall consist of —

(a) one member to represent the Ministry of Finance;

(b) two members appointed on a rotational basis to represent the Ministries of Health, Education, Agriculture and Works;

(c) three members, one each to be chosen from panels of three persons to be submitted by the respective interest group to represent the private sector business and industrial undertakings, non-governmental organisations and the faculties of engineering, economics or social studies of the University of Guyana.

(4) The Executive Director shall be an *ex officio* member of the Board.

(5) The members of the Board referred to in subsection (3) shall be appointed by the Minister and shall hold office for a period of one year, but shall be eligible for re-appointment.

(6) The members of the Board shall 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 substituted therefor —

Executive
Director
and other
staff.

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 Agency."

- (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;"

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

Vesting of
assets,
Second
Schedule,

FIRST SCHEDULE

cl. 4(6)

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 Agency;
 - (ii) the financial activities of the Board and the Agency, including fund-raising and the co-ordination of the flow and use of funds by the Board and the Agency.
- (b) for proposing for the consideration and approval of the Board, policies, regulations and procedures; the projects, programmes, and activities to be financed, and the budget.
 - (c) for hiring the officers and employees necessary for carrying out the functions of the Board and the Agency, to determine their remuneration and the terms and conditions of their employment in accordance with budget, and to dismiss them.
 - (d) for keeping the Board informed on a timely and regular basis of all the activities of the Agency.
2. The Executive Director, or such other officers of the Agency as may be designated by him, shall be responsible for the following —
- (i) to establish contact with Government Ministries, external agencies, local authorities and community groups, as the Executive Director may deem necessary to carry out the Agency's goals;
 - (ii) to use all appropriate means to promote public awareness of the Agency's work and the assistance it can provide; and
 - (iii) to make presentations of the Agency's activities to potential donor organisations, and provide them with activity reports and statements of uses of funds provided by them.

SECOND SCHEDULE

cl. 7

1. ONE IBM PS/2 MODEL COMPUTER.
SERIAL NO. 72 — 601.
2. ONE SUZUKI VITARA FOUR WHEEL DRIVE JEEP (1990 MODEL) VEHICLE NO. PDD 1151.
3. ONE SUZUKI SAMURAI FOUR WHEEL DRIVE JEEP (1990 MODEL) VEHICLE O. PDD 1397.

4. TWO EEC SUPER DE LUXE TABLE MODEL FANS.
5. ONE WOODEN EXECUTIVE DESK.
6. THREE WOODEN OFFICE CHAIRS.
7. THREE WOODEN OFFICE DESKS.
8. ONE 18" OLIVETTI TYPEWRITER
SERIAL NO. 3218878.
9. ONE WESTINGHOUSE AIR CONDITIONER.
10. ONE ICEBERG REFRIGERATOR
MODEL NO. G525
SERIAL NO. 109827.
11. ONE 14" DAYTON PEDESTAL FAN.

Made this 9th day of August, 1990.

H. D. Hoyte,
President.