

GUYANA

No. 6 of 2004

ORDER

Made Under

THE PUBLIC CORPORATIONS ACT 1988

(No. 21 of 1988)

IN THE EXERCISE OF THE POWERS CONFERRED UPON ME BY SECTIONS 8,9 AND 11 OF THE PUBLIC CORPORATIONS ACT 1988, AS APPLIED TO THE GUYANA TELEVISION COMPANY LTD. BY NOTIFICATION UNDER SECTION 66 OF THAT ACT, I HEREBY MAKE THE FOLLOWING ORDER:-

1. This Order may be cited as the Guyana Broadcasting Corporation and the Guyana Television Company Ltd. (Dissolution and Transfer of Assets and Liabilities) Order 2004 and shall come into operation on the appointed day. Citation and commencement.

2. In this Order – Interpretation.
 - (a) "appointed day" means 1st day of March 2004;
 - (b) "Company" means National Communications Network Inc. being a company incorporated under the Companies Act having its registered office at Homestretch Avenue, Durban Park, Georgetown, Demerara, Guyana; No. 29 of 1991
 - (c) "GBC" means the Guyana Broadcasting Corporation being a corporation established by Order No. 11 of 1979 and re-named as such by Order under the Public Corporations Act with registered office at Lot 44 High Street, Werk-en-Rust, Georgetown; No. 11 of 1979
No.21 of 1988
 - (d) "GTV" means the Guyana Television and Broadcasting Company Ltd., being a company incorporated under the Companies Act, and continued under the Companies Act 1991, with registered office at Homestretch Avenue, Durban Park, Georgetown, Demerara, Guyana; Cap 89:01
No.29 of 1991

(e) "NICIL" means National Industrial and Commercial Investments Limited, being a company incorporated in Guyana under the Companies Act and continued under the Companies Act 1991, having its registered office situated at 126 Barrack Street, Kingston, Georgetown, Demerara

Cap 89:01
No.29 of 1991

3. GBC and GTV are hereby dissolved with effect from the appointed day. Dissolution of the entities.
4. (1) Except as provided for in Schedule 2 Parts C and D, all the assets of GTV and GBC, whether movable or immovable, tangible or intangible (including intellectual property rights, claims and/or interests) vested in the GBC and GTV immediately before the appointed day shall, as from the appointed day, stand transferred to and vested in the Company. Transfer of assets.
- (2) The assets transferred to and vested in the Company under paragraph (1) shall include –
- (i) the immovable (freehold and/or leasehold and/or rights of occupation) properties described in Schedule 1, Part A and Schedule 2, Part A; Schedules 1 and 2 Part A.
 - (ii) all movable assets listed in Schedule 1 Part B and Schedule 2, Part B; Schedules 1 and 2 Part B.
 - (iii) all other assets, rights, and interests not specifically listed herein that exist prior to the appointed day but are necessary for the operation of the company.
- (3) Movable assets owned by GBC and listed in Schedule 2 Part C are hereby transferred to the Government of Guyana from the appointed day. Schedule 2 Part C.
- (4) Immovable assets owned by GBC and listed in Schedule 2 Part D shall be transferred to NICIL from the appointed day. Schedule 2 Part D.

5. (1) All contractual rights, benefits and obligations of GTV and GBC relating to any assets and/or liabilities under contracts and/or agreements, leases, and/or any existing deeds, bonds, instruments or other documents subsisting immediately before the appointed day, shall be transferred to and vested in the Company on the said day. Transfer of contractual rights and obligations.
- (2) All intellectual property rights, broadcasting rights to any material owned by or possessed by GTV and GBC on the appointed day shall stand transferred and vested in the Company at the said day. Transfer of intellectual property rights etc.
- (3) The rights and obligations of GTV and GBC under any licences and permits, including all rights to broadcast, held by GTV and GBC jointly or severally, are transferred to the Company and the said Licences and permits shall be of full force and effect in favour of or against the Company as fully and effectively as if, instead of GTV and GBC, the Company had been a party thereto. Transfer of licences and permits.
6. All liabilities of GBC and GTV subsisting on the appointed day are, as from the appointed day, transferred to the Company and shall be discharged by, and be enforceable against the Company, as if the said liabilities had been incurred by the Company. Transfer of liabilities.
7. (1) All deeds, bonds, instruments or other documents subsisting immediately before the appointed day, relating to any assets or liabilities listed in the Schedules that are transferred to the Company shall be of full force and effect against or in favour of the Company and be enforceable fully and effectively as if instead of GBC and GTV, the Company had been named therein or had been a party thereto. Enforceability of deeds, etc and legal proceedings.
- (2) All proceedings commenced prior to the appointed day for the enforcement of any rights or liabilities which are transferred to the company, by virtue of this Order, or affects in any manner any such rights or liabilities, may be continued by or against the Company, and any such proceedings may be amended accordingly.

SCHEDULE 1**PART A****GTV IMMOVABLE ASSETS**

Firstly: all rights, interests and claims in the area of land including buildings and erections occupied or otherwise used by GTV situate at Homestretch Avenue bordered by Homestretch Avenue on the North, Hadfield Street at the South, East by the fence between the National Cultural Centre and GTV and West by the fence between the National Sports Hall, Georgetown, subject to the conducting of a cadastral survey to demarcate the boundaries more specifically at a later date.

Secondly: all rights, interests and claims in the area of land including structures, towers, buildings and erections occupied or otherwise used by GTV situate at Richmond Hill, Linden subject to the conducting of a cadastral survey to demarcate the boundaries more specifically at a later date.

PART B**GTV MOVABLE ASSETS**

- Firstly:** Cash and balances with local and foreign banks;
Secondly: Items and Trade receivables and/or debts in the course of collection;
Thirdly: Furniture; office equipment including but not limited to computers; broadcasting equipment and towers, equipment and materials used in the course of business;
Fourthly: Motor vehicles listed below:

Motor Vehicle	Registration number
Toyota Corona Station Wagon	PHH 101
Toyota Corona Station Wagon	PHH 102
Toyota Jeep Rav 4	PHH 3007
Toyota Hiace Mini bus	PHH 3169
Jialing Motor Cycle	CD 7666
Jialing Motor Cycle	CD 7667

SCHEDULE 2**PART A**

GBC IMMOVABLE ASSETS

Firstly: All rights, interests and claims in Lot R Victoria Road, North Public Road, Sparendam, East Coast Demerara comprising of 649, 653 square feet with buildings and erections attached thereto subject to the conducting of a cadastral survey to demarcate the boundaries more specifically at a later date.

Secondly: All rights, interests and claims in a portion of land, being part of Block E Blue Berry Hill, Wismar, Linden Region 10 that is occupied by GBC subject to the conducting of a cadastral survey to demarcate the boundaries more specifically at a later date.

PART B**GBC MOVABLE ASSETS**

- Firstly:** Cash and balances with local and foreign banks;
Secondly: Items and Trade receivables and/or debts in the course of collection;
Thirdly: Furniture; office equipment including but not limited to computers; broadcasting equipment, equipment and materials used in the course of business;
Fourthly: Motor vehicles listed below:

Motor Vehicle	Registration number
Toyota Hiace white mini-bus	PJJ 503
Toyota Carina Motor Car Grey	PHH 1150
Motor Car	PDD 3728

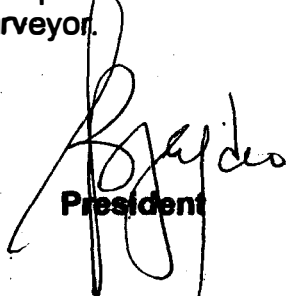
PART C

One GMC chevy motor vehicle registration number PFF5493 with all broadcasting equipment and/or materials attached to the motor vehicle.

PART D

All leasehold rights, interests and obligations by virtue of lease number A11651 for 0.8 of an acre of property being a portion of St. Phillips Green, situate at Lot 44 High Street, Werk-en-Rust, Georgetown as shown on a plan marked 5957 and dated 1st day of November, 1948 by Government Surveyor.

Made this 26th day of February 2004.

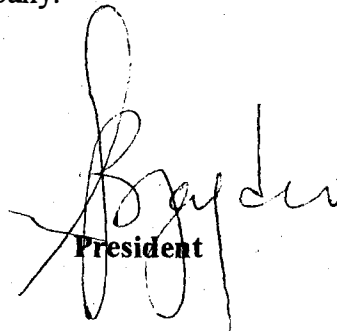

President

NOTIFICATION**Under****THE PUBLIC CORPORATION ACT 1988****(No. 21 of 1988)**

In exercise of the powers conferred upon me by section 66(1) of the Public Corporations Act, 1988 (No. 21 of 1988) (“the Act”) it is hereby notified that sections 9 and 11 of the Act shall, with effect from 25th February, 2004, be deemed to apply to Guyana Television Broadcasting Company Limited being a company incorporated under the Companies Act Cap. 89:01 and continued under the Companies Act 1991, with registered office at Homestretch Avenue, Durban Park, Georgetown and wholly owned by the Government on behalf of the State; with the following modification:

- i. that the reference in sections 9 and 11 to dissolving a corporation shall be deemed to be reference to dissolving the aforesaid company.

Made this 25 day of February 2004.


President