

PARLIAMENT OFFICE,
Public Buildings,
Georgetown,
Guyana,

29th July, 1981

The following Bill which will be introduced in the National Assembly is published for general information.

F. A. Narain,
Clerk of the National Assembly.



GUYANA

BILL No. 8 of 1981

RENT CONTROL ENACTMENTS (AMENDMENT) BILL 1981
ARRANGEMENT OF SECTIONS

Section.

1. Short title and commencement.
2. Amendment of Rent Restriction Act.
3. Amendment of Rice Farmers (Security of Tenure) Act.
4. Effect of expiry of Rent Control (Special Provisions) Act.

A BILL
Intituled

AN ACT to amend the Rent Restriction Act and the Rice Farmers (Security of Tenure) Act and to make certain incidental provision on the expiry of the Rent Control (Special Provisions) Act.

A.D. 1981 Enacted by the Parliament of Guyana:—

Short title
and com-
encement.

1. This Act may be cited as the Rent Control Enactments (Amendment) Act 1981 and shall be deemed to have come into operation on 1st January, 1981.

Amendment
of Rent Re-
striction Act,
Cap. 36:23.

2. The Rent Restriction Act is hereby amended in the following respects —

- (a) by substituting in section 9(1) for the words “section 15(1) (a) and (b)” the words “section 15 (1) (a) and (b) and (1A)”;
- (b) by inserting in section 15, after subsection (1), the following subsection as subsection (1A) —

“(1A) Notwithstanding anything contained in subsection (1), in computing under that subsection the amount by which the increased rent of premises, to which the Rent Control (Special Provisions) Act applied and which were the subject matter of a tenancy at 31st December, 1980, may exceed the standard rent in respect of any period after that date —

Cap. 36:25

- (a) no account shall be taken of expenditure incurred by the landlord on the improvement of structural alteration of the premises during the period when that Act was in force; and
- (b) increase, made in respect of the period when that Act was in force, in the amount payable by the landlord on account of rates and taxes over the corresponding amount paid or payable in respect of the yearly period which included the 31st December, 1973 shall be excluded.”

Amendment
of Rice
Farmers
(Security of
Tenure) Act,
C p. 69:02.

3. The Rice Farmers (Security of Tenure) Act is hereby amended by substituting in section 23(1) a colon for the full stop at the end of paragraph (d) and by inserting the following proviso immediately thereafter —

"Provided that in computing the amounts which may be added to the basic rent under this subsection in respect of a holding to which the Rent Control (Special Provisions) Act applied and which was the subject matter of a tenancy at 31st December, 1980, in respect of any period after that date, any increase made in respect of the period when that Act was in force, in the amounts referred to in paragraphs (a) to (d) inclusive, over the corresponding amounts paid or payable in respect of the yearly period which included the 31st December, 1973, shall be excluded."

4. The provisions contained in section 54 of the Interpretation and General Clauses Act shall apply *mutatis mutandis* to the expiry of the Rent Control (Special Provisions) Act in the same manner as they would apply when a written law is repealed by another written law.

Effect of
expiry of
Rent Control
(Special
Provisions)
Act, Cap.
38:25.

EXPLANATORY MEMORANDUM

The Bill seeks to make certain amendments in the Rent Restriction Act and the Rice Farmers (Security of Tenure) Act which were felt necessary on the expiry of the Rent Control (Special Provisions) Act (hereinafter referred to as the Special Provisions Act) on 31st December, 1980.

Clause 2 of the Bill seeks to insert a new subsection (1A) in section 15 of the Rent Restriction Act so as to provide that in respect of premises to which the Special Provisions Act applied and which were the subject matter of a tenancy at 31st December, 1980, when computing the increase in the standard rent permitted under section 15(1) —

- (1) no account shall be taken of the expenditure incurred by the landlord on the improvement or structural alternation of the premises during the period when the Special Provisions Act was in force; and
- (2) the amount by which the rates and taxes were increased during that period shall be excluded.

Clause 3 of the Bill seeks to insert a proviso to subsection (1) of section 23 of the Rice Farmers (Security of Tenure) Act so as to provide that in computing the additions to the basic rent permitted under that subsection in respect of a holding to which the Special Provisions Act applied and which was the subject matter of a tenancy at 31st December, 1980 the sums by which the amounts referred to in paragraph (a) to (d) (inclusive) of that subsection were increased, during the period when the Special Provisions Act was in force, shall be excluded.

Hamilton Green,
Vice-President,
Public Welfare.

(Bill No. 8/1981)
(H: 4/12)