

BILL No. 1 Of 1988

Saturday, 16th January; 1988

**PARLIAMENT OFFICE,
Public Buildings,
Georgetown,
Guyana.**

1988—01—15

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. 1 of 1988

CONSTITUTION (PRESCRIBED MATTERS) (AMENDMENT) BILL 1988

ARRANGEMENT OF SECTIONS

SECTION

1. Short title.
2. Amendment of Section 2 of the Principal Act.
3. Validation.

A BILL

Intituled

AN ACT to amend the Constitution (Prescribed Matters) Act.

Enacted by the Parliament of Guyana:—

A.D. 1988

Short title 1. This Act, which amends the Constitution (Prescribed
Cap. 27:12 Matters) Act, may be cited as the Constitution (Prescribed Mat-
ters) (Amendment) Act 1988.

Amendment of section 2 of the Principal Act 2. Section 2 of the Principal Act is hereby amended in the following respects —

- (a) by the substitution for the words “fifty-five years”, where they occur for the first time, of the words “sixty years and fifty-five year respectively”;
- (b) in paragraph (a) of the proviso, by the substitution for the word “fifty-five”, wherever it occurs, of the word “sixty”, and for the word “sixty” of the word “sixty-five”;
- (c) in paragraph (b) of the proviso, by the deletion of the words “tendered after the Prime Minister has concurred in that recommendation” and by the substitution for the full-stop of a semicolon.
- (d) by the insertion after paragraph (b) of the proviso of the following paragraph as paragraph (c) —
 - “(c) any continuance in office affected pursuant to paragraph (a) or (b) may from time to time be extended in like manner as hereinafore provided but not beyond the age of sixty-five years in the case of the Auditor General and sixty years in the case of the Commissioner of Police.”.

Validation. 3 (1) The continuance in office of the person, who held the office of Auditor General on 1st October, 1980, after he attained the age of sixty years shall, notwithstanding anything contained in any written law be deemed to be valid and always to have been valid:

Provided that such continuance in office of the aforesaid Auditor General shall stand terminated on the expiry of six months from the commencement of this Act unless he is continued in such office for any further period under paragraph

(a) of the proviso read with paragraph (c) of ~~the~~ proviso to section 2 of the Principal Act.

(2) Anything done or any action taken by the aforesaid Auditor General after he attained the age of sixty years and prior to the expiry of six months from the commencement of this Act in exercise of the powers conferred, or purported to be conferred, on him shall be deemed to be and always to have been lawfully and validly done or taken, and the Auditor General is hereby discharged and indemnified against all persons from all legal proceedings in respect of or consequent upon such thing done or action taken by him.

EXPLANATORY MEMORANDUM

Clause 2 of the Bill seeks to amend the Constitution (Prescribed Matters) Act, Cap. 27:12 so as to increase to the sixty years the age at which the Auditor General shall retire, and to sixty-five years the age to which he may be allowed by agreement to remain in office after reaching the age of retirement.

Clause 3 of the Bill seeks to validate the continuance in office, and all acts done by the Auditor General after he attained, the age of sixty years and prior to the expiry six months from the commencement of this Act.

Carl B. Greenidge
Minister of Finance