

**TENTH PARLIAMENT OF GUYANA – FIRST SESSION (2012)**

**NATIONAL ASSEMBLY**

**NOTICE PAPER NO. 39**

**Member Giving Notice:     **Mr. Carl Greenidge, M.P.****

**MOTION**

**THE COURTS OF GUYANA**

WHEREAS under Article 122A of the Constitution all Courts and all persons presiding over courts shall exercise their function independently of the control and direction of any other person or authority and shall be free and independent from political, executive and any other form of direction and control;

AND WHEREAS in accordance with Article 122A of the Constitution all courts shall be administratively autonomous and shall be funded by a direct charge upon the Consolidated Fund and such courts shall operate in accordance with the principles of sound financial and administrative management;

AND WHEREAS the Supreme Court of Guyana and all other Courts are being treated as a Budget Agency, a practice which seriously calls into question the independence and autonomy of the Courts,

BE IT RESOLVED:

That the National Assembly takes steps to amend the Schedule to the Financial Management and Accountability Act 2003 so as to remove the Supreme

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Court from the Schedule of Budget Agencies and restore it to its rightful place as an autonomous body drawing directly from the Consolidated Fund and that the changes should be reflected in the Annual Estimates to be submitted by the Minister of Finance for the approval of the National Assembly.

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