

THE OFFICIAL GAZETTE 27TH JUNE, 2012
LEGAL SUPPLEMENT — C

BILL No. 10 of 2012

Wednesday 27th June, 2012

PARLIAMENT OFFICE
Public Buildings,
Georgetown,
Guyana.

27th June, 2012.

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

S.E. Isaacs,
Clerk of the National Assembly.



GUYANA

BILL No. 10 of 2012

CIVIL LAW (RIGHTS OF PERSONS IN COMMON LAW UNION) BILL 2012

ARRANGEMENT OF SECTIONS

SECTION

1. Short title.
2. Rights of persons in common law union under intestacy.
3. Amendment of the Family and Dependants Provision Act.

A BILL
Intituled

AN ACT to provide for the rights of persons in common law union in intestate succession.

A. D. 2012.

Enacted by the Parliament of Guyana:-

Short title.

1. This Act may be cited as Civil Law (Rights of Persons in Common Law Union) Act 2012.

Rights of persons
in common law
union under
intestacy.

2. (1) Where a single woman and a single man have lived together in a common law union for not less than five years immediately preceding the death of either one of them, and the person died intestate, the surviving woman or man shall be entitled to the same power and rights regarding intestate succession as a widow or widower or a surviving wife or husband in the Civil Law of Guyana Act, the Deceased Persons Estates' Administration Act, or under any other law relating to intestate succession.

Cap. 6:01.

Cap. 12:01.

(2) For the purposes of subsection (1), only one such union shall be considered.

Amendment of the
Family and
Dependants
Provision Act.
Cap. 12:24.

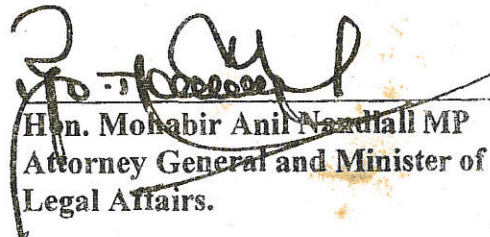
3. Section 2(6)(a) of the Family and Dependants Provision Act is amended by the substitution for the words "seven years" of word "five years" wherever those words appear.

EXPLANATORY MEMORANDUM

This Bill seeks to provide for the rights of persons in common law union in Intestate succession.

Clause 2 of the Bill provides that a single woman living with a single man in common law union for not less than five years, or vice versa, shall have the same power and rights regarding intestate succession under the law as widow or widower or a surviving spouse. However, only one such union shall be considered for any benefit.

Clause 3 amends section 2(6) (a) of the Family and Dependants Provision Act to substitute for the words 'seven years', the words 'five years' to make the section accord with other laws relating to a common law union.



Hon. Mohabir Anil Nandlal MP
Attorney General and Minister of
Legal Affairs.