

**THE OFFICIAL GAZETTE      19<sup>TH</sup> JUNE, 2014**  
**LEGAL SUPPLEMENT — C**

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**BILL No. 9 of 2014**

*Thursday 19<sup>th</sup> June, 2014*

PARLIAMENT OFFICE  
Public Buildings,  
Georgetown,  
Guyana.

19<sup>th</sup> June, 2014.

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

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



**BILL No. 9 of 2014**

**SUMMARY JURISDICTION (APPEALS) (AMENDMENT) BILL 2014**

**ARRANGEMENT OF SECTIONS**

**SECTION**

1. Short title.
2. Amendment of section 12 of the Principal Act.

**A BILL**  
**Intituled**

AN ACT to amend Summary Jurisdiction (Appeals) Act.

A.D. 2014            Enacted by the Parliament of Guyana:-

Short title.            1. This Act, which amends the Summary Jurisdiction (Appeals) Act, may be cited  
Cap. 304                as the Summary Jurisdiction (Appeals) (Amendment) Act 2014.

Amendment of  
section 12 of  
the Principal  
Act.

2. Section 12 of the Principal Act is amended as follows-

- (a) in the marginal note, by the substitution for the words “suspension of execution” of the words “Decision under appeal”;
- (b) by the substitution for subsection (1) of the following subsection as subsection (1)-

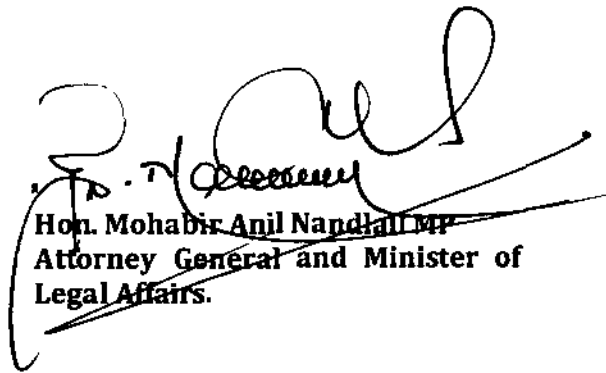
“(1) Subject to this section, on compliance by the appellant with the provisions of sections 4 and 5, an appeal shall not operate as stay of the execution of the decision under appeal:

Provided that a magistrate whose decision is likely to be appealed, may grant a stay of execution of that decision for a period not exceeding four weeks from the date of the decision upon an application made at the time of the delivery of the said decision.”;

- (c) by the deletion of subsection (2).

**EXPLANATORY MEMORANDUM**

This Bill seeks to amend section 12 of the Summary Jurisdiction (Appeals) Act, Cap. 3:04, to remove the provision where an appeal from a magistrate acts as an automatic suspension of an execution of a decision unless the appeal is determined by the Court or is abandoned. This Bill now brings consistency between the procedure in the Magistrates' Court and the procedure in the High Court. Where a decision is appealed in the High Court in any of its Divisions it does not operate as a stay of execution in respect of the decision.



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