

PARLIAMENT OFFICE,
Public Buildings,
Georgetown,
Guyana.
25th October, 1975

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. 32 of 1975

LEGAL PRACTITIONERS (AMENDMENT) BILL 1975

ARRANGEMENT OF SECTIONS

SECTION

- 1. Short title.
- 2. Amendment of section 2 of Chapter 4:01.
- 3. Amendment of section 4 of Chapter 4:01.
- 4. Insertion of section 4A in Chapter 4:01.
- 5. Amendment of section 5 of Chapter 4:01.
- 6. Amendment of section 9 of Chapter 4:01.
- 7. Amendment of section 13 of Chapter 4:01.
- 8. Amendment of section 34 of Chapter 4:01.

A BILL

Intituled

AN ACT to amend the Legal Practitioners Act.

A.D. 1975. Enacted by the Parliament of Guyana:—

Short title.
Cap. 4:01.

1. This Act, which amends the Legal Practitioners Act, may be cited as the Legal Practitioners (Amendment) Act 1975.

Amendment
of section
2 of
Chapter
4:01.

2. Section 2 of the Principal Act is hereby amended by the substitution for the words “the Court or any court subordinate thereto”, appearing in the definition of the word “tout” of the words “any court”.

Amendment
of section
4 of
Chapter
4:01.

3. Subsection (1) of section 4 of the Principal Act is hereby amended in the following respects —

- (a) by the substitution for the words “as a barrister or as a solicitor” of the words “either as a barrister or as a solicitor, as that person may elect,”; and
- (b) by the insertion in paragraph (c) immediately after the words “case of”, wherever they appear, of the words “a person desiring to be admitted as”.

Insertion
of section
4A in
Chapter
4:01

4. The Principal Act is hereby amended by the insertion immediately after section 4 of the following section as section 4A —

“Applica-
tion to
change
practice as
a legal prac-
titioner.

4A. Notwithstanding anything to the contrary in this Act a person admitted under section 4(1) to practise as a barrister or as a solicitor may at any time not earlier than one year thereafter, in lieu of such admission, apply to the Court in accordance with section 5 to be admitted to practise as a solicitor or as a barrister, as the case may be.”

Amendment
of section
5 of
Chapter
4:01.

5. Section 5 of the Principal Act is hereby amended by the insertion immediately after the words “his petition” of the words “his Legal Education Certificate referred to in section 4(1) (b) or”.

6. Section 9 of the Principal Act is hereby amended by the deletion of all the words appearing after the word "shall" and the insertion thereafter of the words "subject to the provisions of Part III, be entitled to practise in any of the Courts of Guyana." Amendment of section 9 of Chapter 4:01.

7. Subsection (3) of section 13 of the Principal Act is hereby amended by the substitution for the words "the Court or any court subordinate thereto" of the words "any court". Amendment of section 13 of Chapter 4:01.

8. Section 34 of the Principal Act is hereby amended by the deletion of the word "not". Amendment of section 34 of Chapter 4:01.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Legal Practitioners Act, Cap. 4:01, for the purpose of enabling persons holding the Legal Education Certificate of the Council of Legal Education of the Commonwealth Caribbean to be admitted to practise in the courts of Guyana either as barristers or as solicitors, as they may elect. Provision is made in clause 4 of the Bill to enable a person to change his practice as a legal practitioner.

In addition, clause 8 of the Bill seeks to confer upon a legal practitioner against whom an order has been made by the High Court under section 30 of the Act a right of appeal to the Court of Appeal.

Frederick R. Wills,
Minister of Foreign Affairs and Justice.

(Bill No. 32/1975)