

THE OFFICIAL GAZETTE — 31ST AUGUST, 1977
LEGAL SUPPLEMENT — C

PARLIAMENT OFFICE,
Public Buildings,
Georgetown,
Guyana.
31st August, 1977.

The following Bills which will be introduced in the National Assembly are published for general information.

F. A. Narain,
Clerk of the National Assembly.



GUYANA

BILL No. 19 of 1977

NATIONAL SECURITY (MISCELLANEOUS PROVISIONS)

(AMENDMENT) BILL 1977

ARRANGEMENT OF SECTIONS

SECTION

1. Short title.
2. Amendment of the Principal Act by the re-enactment of Part II.
3. Amendment of section 1 of the Principal Act.
4. Insertion of section 15A in the Principal Act.

A BILL

Intituled

AN ACT to amend the National Security (Miscellaneous Provisions)

Act for the purpose of re-enacting the provisions of Part II thereof and for other purposes.

A.D. 1977 Enacted by the Parliament of Guyana:—

Short title. 1. This Act may be cited as the National Security (Miscellaneous Provisions) (Amendment) Act 1977.

Amendment of the Principal Act by the re-enactment of Part II. Cap. 16:02. No. 15 of 1973. 2. The provisions of Part II of the Principal Act re-enacted by the National Security (Miscellaneous Provisions) (Modification) Act 1973 and which expired before the enactment of this Act are hereby re-enacted subject to the following modification, that is to say, the repeal of section 14 and the substitution of the following section therefor —

"Expiration of this Part No. of 1977	14(1)	No provisions of this Part shall be in force after the expiration of a period of two years commencing with the date of the enactment of the National Security (Miscellaneous Provisions) (Amendment) Act 1977:
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Provided that the period may, from time to time, be extended for a further period of two years by resolution of the National Assembly passed before the expiration of the previous period of two years.

(2) The expiry of any provision of this Part under subsection (1) shall not prejudice the validity of anything done under such provisions, so, however, that no order or rules made thereunder shall remain in force after such expiry."

Amendment of section 1 of the Principal Act. 3. Section 1 of the Principal Act is hereby amended in the following respects —

- (a) by the deletion of subsection (2); and
- (b) by renumbering subsection (1) as section 1.

4. The Principal Act is hereby amended by the insertion of the following section as section 15A immediately after section 15 in Part III —

Insertion
of section
15A in the
Principal
Act.

- “Curfew 15A
- (1) The Minister, if he is satisfied with respects to any area that it is necessary in the interests of the public safety, public order, the defence of Guyana or for the purpose of preventing the sub-version of democratic institutions in Guyana, to impose restrictions in pursuance of article 14(3) (b) of the Constitution on the movement of persons in that area may, by order, direct that subject to any exemptions for which provision may be made by the order, no person in that area as specified in the order shall, between such hours as may be so specified, be out of doors except under the authority of a written permit granted by the Minister or such other person as may be specified in the order.
 - (2) If any person contravenes or fails to comply with any order made under sub-section (1) he shall —
 - (a) on summary conviction, be liable to a fine of five hundred dollars and to imprisonment for six months; or
 - (b) on conviction on indictment, be liable to a fine of two thousand, five hundred dollars and to imprisonment for two years.
 - (3) Without prejudice to subsection (2), any person who fails to comply with an order made under subsection (1) may be compelled to go indoors by any member of the Police Force or any member of the Guyana Defence Force who may use all force necessary for the purpose, and any person so compelled shall be deemed to be in lawful custody.”.

EXPLANATORY MEMORANDUM

The provisions of Part II of the National Security (Miscellaneous Provisions) Act, Chapter 16:02 (which relate to the preventive detention and restriction of

the movement of persons in the interests of public safety, public order or the defence of Guyana) have ceased to have effect their continuance in operation after their re-enactment by the National Security (Miscellaneous Provisions) (Modification) Act 1973 not having been authorised by resolution of the National Assembly as required by section 14 of the first mentioned Act.

It is considered to be in the public interest that those provisions should be re-enacted. This Bill seeks to provide accordingly with the modification that the provisions of Part II will expire unless renewed before the expiration of a period of two years.

C. V. Mingo,
Minister of Home Affairs.

(Bill 19/1977)