

THE OFFICIAL GAZETTE— 14TH JULY, 1984
LEGAL SUPPLEMENT — B

GUYANA

No. 9 of 1984

REGULATIONS

Made Under

THE MINING ACT

(Cap. 65:01)

IN EXERCISE OF THE POWERS CONFERRED UPON ME BY SECTION 79 OF THE MINING ACT, I HEREBY MAKE THE FOLLOWING REGULATIONS:—

1. These Regulations, which amend the Mining Regulations*, may be cited as the Mining (Amendment) (No. 2) Regulations 1984.

2. Regulation 6(5) of the Principal Regulations is hereby amended by the substitution for the words "guilty of a breach of these Regulations" of the words "liable to a fine of ten thousand dollars together with imprisonment for one year".

3. Regulation 10(2) of the Principal Regulations is hereby amended by the substitution for the words "deemed guilty of a breach of these Regulations" of the words "liable to a fine of twenty-five thousand dollars together with imprisonment for five years".

4. Regulation 14(2) of the Principal Regulations is hereby amended by the substitution for the words "shall be guilty of an offence" of the following —

"shall be liable —

- (i) in respect of an offence under sub-paragraph (a), to a fine of twenty-five thousand dollars together with imprisonment for five years;
- (ii) in respect of an offence under sub-paragraph (b), to a fine of fifteen thousand dollars together with imprisonment for two years".

*Cap. 65:01 Subsidiary Legislation.

Amendment
of regulation
35 of the
Principal
Regulations.

5. Regulation 35(3) of the Principal Regulations is hereby amended by the substitution, in sub-paragraph (c), for the words beginning with "An annual rent" and ending with "after the fourth year" of the following words —

"An annual rent of one dollar and ninety cents per acre shall be payable during the first year a permission is in force. If the permission is renewed or extended, the annual rent payable shall be, two dollars and twenty-five cents per acre during the second year, three dollars and seventy-five cents per acre during each of the third, fourth and fifth years, and eleven dollars and twenty-five cents per acre during each of the sixth and seventh years, when a permission is in force."

Amendment
of regulation
43 of the
Principal
Regulations.

6. Regulation 43 of the Principal Regulations is hereby amended by the substitution for the word "cents" wherever it occurs of the word "dollars".

Amendment
of regulation
59 of the
Principal
Regulations.

7. Regulation 59 of the Principal Regulations is hereby amended in the following respects —

(i) in paragraph (1), by the addition at the end of the following words —

"Every person contravening this regulation shall be liable to a fine of fifteen thousand dollars together with imprisonment for one year.";

(ii) in paragraph (2), by the substitution for the words "for a breach of this regulation" of the words "under paragraph (1)".

Amendment
of regulation
65 of the
Principal
Regulations.

8. Regulation 65 of the Principal Regulations is hereby amended by the addition at the end of the following words —

"Every person contravening this regulation shall be liable to a fine of twenty thousand dollars."

Amendment
of regulation
67 of the
Principal
Regulations.

9. Regulation 67 of the Principal Regulations is hereby amended by the addition at the end of the following words —

"Every person contravening this regulation shall be liable to a fine of twenty thousand dollars."

Amendment
of regulation
69 of the
Principal
Regulations.

10. Regulation 69 of the Principal Regulations is hereby amended by the addition at the end of the following words —

“Any person who refuses or fails without just cause to remove the tree felled within the time provided therefor shall be liable to a fine of five thousand dollars.”.

11. Regulation 98 of the Principal Regulations is hereby amended by the addition at the end of the following words —

Amendment
of regulation
98 of the
Principal
Regulations.

“Every person contravening this regulation shall be liable to a fine of twenty-five thousand dollars together with imprisonment for five years.”.

12. Regulation 99 of the Principal Regulations is hereby amended by the substitution for the words “to a fine of three hundred dollars” of the words “to a fine of twenty-five thousand dollars together with imprisonment for five years.”.

Amendment
of regulation
99 of the
Principal
Regulations.

13. Regulation 108 of the Principal Regulations is hereby amended by the substitution for the words “guilty of a breach of these Regulations” of the words “liable to a fine of fifteen thousand dollars”.

Amendment
of regulation
108 of the
Principal
Regulations.

14. Regulation 109(2) of the Principal Regulations is hereby amended by the substitution for the words “guilty of a breach of these Regulations” of the words “liable to a fine of twenty-five thousand dollars together with imprisonment for five years”.

Amendment
of regulation
109 of the
Principal
Regulations.

15. Regulation 110 of the Principal Regulations is hereby amended by the addition at the end of the following words —

Amendment
of regulation
110 of the
Principal
Regulations.

“Every holder or person in charge of the premises or claim who refuses or fails to comply with any direction of a mines officer to abate and remove any such nuisance shall be liable to a fine of ten thousand dollars.”.

16. Regulation 117(x) of the Principal Regulations is hereby amended by the substitution for the words “guilty of a breach of these Regulations” of the words “liable to a fine of twenty-five thousand dollars together with imprisonment for five years”.

Amendment
of regulation
117 of the
Principal
Regulations.

17. Regulation 122 of the Principal Regulations is hereby amended by the substitution for the words “guilty of a breach of these Regulations” of the words “liable to a fine of twenty-five thousand dollars together with imprisonment for five years”.

Amendment
of regulation
122 of the
Principal
Regulations.

Amendment of regulation 126 of the Principal Regulations. 18. Regulation 126(1) of the Principal Regulations is hereby amended by the substitution for the words "to a fine of three hundred dollars, and, if he is any other person, to a fine of one hundred and fifty dollars" of the words "to a fine of twenty-five thousand dollars together with imprisonment for five years, and, if he is any other person, to a fine of twelve thousand and five hundred dollars together with imprisonment for two years and six months".

Amendment of regulation 143 of the Principal Regulations. 19. Regulation 143(1) of the Principal Regulations is hereby amended by the addition at the end of the following words —
 "Every person contravening this regulation shall be liable to a fine of twenty thousand dollars."

Amendment of regulation 144 of the Principal Regulations. 20. Regulation 144(1) of the Principal Regulations is hereby amended by the substitution for the words "three hundred" of the words "ten thousand"

Amendment of regulation 147 of the Principal Regulations. 21. Regulation 147 of the Principal Regulations is hereby amended by the addition at the end of the following words —
 Every person contravening this regulation shall be liable to a fine of ten thousand dollars."

Amendment of regulation 148 of the Principal Regulations. 22. Regulation 148 (1) of the Principal Regulations is hereby amended by the substitution for the words "guilty of a breach of these Regulations" of the words "liable to a fine of ten thousand dollars together with imprisonment for two years".

Insertion of new regulation 148A in the Principal Regulations. 23. The Principal Regulations are hereby amended by the insertion after regulation 148 of the following as regulation 148A —

"Work of tributor not to be interfered with. 148A. (1) No person in charge of a claim, and no tributor, shall interfere with the work of any other tributor who is a ready permitted to be or to work on the claim or any part thereof, within a distance of one hundred and fifty feet from where he is working, or within such other distance as the Commissioner or mines officer may decide.

(2) Every person contravening this regulation shall be liable to a fine of twenty-five thousand dollars together with imprisonment for five years."

24. Regulation 149 of the Principal Regulations is hereby amended by the renumbering of it as paragraph (1) thereof and by the insertion, after the paragraph (1) as so renumbered, of the following paragraph as paragraph (2) —

Amendment
of regulation
149 of the
Principal
Regulations

“(2) Any tributor contravening the proviso to paragraph (1) shall be liable to a fine of ten thousand dollars.”.

25. Regulation 150 of the Principal Regulations is hereby amended by the substitution for the words “three hundred” and “five” of the words “ten thousand” and “one hundred” respectively.

Amendment
of regulation
150 of the
Principal
Regulations.

26. Regulation 152 of the Principal Regulations is hereby amended by the addition at the end of the following words —

Amendment
of regulation
152 of the
Principal
Regulations

“Every person contravening this regulation shall be liable to a fine of five thousand dollars.”.

27. Regulation 153 of the Principal Regulations is hereby amended by the substitution for the words “to a fine of three hundred dollars, and shall further pay to the person in charge of such claim the sum of five dollars” of the words “to a fine of twenty thousand dollars together with imprisonment for two years, and shall further pay to the person in charge of such claim the sum of five hundred dollars”.

Amendment
of regulation
153 of the
Principal
Regulations

28. Regulation 154 of the Principal Regulations is hereby amended by the substitution for the words “to a fine of three hundred dollars” of the words “to a fine of twenty-five thousand dollars together with imprisonment for five years”.

Amendment
of regulation
154 of the
Principal
Regulations.

29. Regulation 155 of the Principal Regulations is hereby amended by the substitution for the words “to a fine of three hundred dollars” of the words “to a fine of twenty-five thousand dollars together with imprisonment for five years”.

Amendment
of regulation
155 of the
Principal
Regulations

30. Regulation 158 of the Principal Regulations is hereby amended by the insertion, after paragraph (2), of the following paragraph as paragraph (3) —

Amendment
of regulation
158 of the
Principal
Regulations

“(3) No person who is not a citizen of Guyana shall be entitled for registration under paragraph (1) unless such person shall satisfy the requirements of the Immigration and Public Health laws and pay a sum of five hundred dollars for such registration.”.

Amendment of regulation 160 of the Principal Regulations. 31. Regulation 160 of the Principal Regulations is hereby amended by the substitution for the words "to a fine of three hundred dollars" of the words "to a fine of twenty thousand dollars together with imprisonment for two years".

Amendment of regulation 170 of the Principal Regulations. 32. Regulation 170 of the Principal Regulations is hereby amended by the insertion immediately after the word "officer" of the words "and every person contravening this regulation shall be liable to a fine of ten thousand dollars together with imprisonment for two years".

Amendment of regulation 174 of the Principal Regulations. 33. Regulation 174 of the Principal Regulations is hereby amended by the substitution for the words "to a fine of one hundred and fifty dollars" of the words "to a fine of twenty thousand dollars together with imprisonment for two years".

Amendment of regulation 184 of the Principal Regulations. 34. Regulation 184 of the Principal Regulations is hereby amended by the substitution for the words "guilty of a breach of these Regulations" of the words "liable to a fine of twenty-five thousand dollars together with imprisonment for five years".

Amendment of regulation 205 of the Principal Regulations. 35. Regulation 205 of the Principal Regulations is hereby amended by the substitution for the words "to a fine of three hundred dollars" of the words "to a fine of twenty-five thousand dollars together with imprisonment for five years".

Amendment of regulation 206N of the Principal Regulations. 36. Regulation 206N of the Principal Regulations is hereby amended by the insertion immediately after the word "dollars" of the words "together with imprisonment for five years".

Made this 4th day of July, 1984.

H. Rashid,
Minister of Energy and Mines.