



GUYANA

ACT No. 2 of 2002

ENERGY SECTOR (HARMONISATION OF LAWS) ACT 2002

I assent,

Bharrat Jagdeo,
President
5th June, 2002.

ARRANGEMENT OF SECTIONS

PART I

PRELIMINARY

Section

1. Short title and commencement.
2. Interpretation.

PRICE: \$190.00 To be purchased from the office of the President, Georgetown.

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PART II

HARMONISATION OF LAWS

3. Amendment of section 6(3) of the Hydro-Electric Power Act.
4. Amendment of the Guyana Energy Agency Act 1997.
5. Construction of references in the Guyana Energy Agency Act 1997 to the Electricity Sector Reform Act 1997.

AN ACT to harmonise laws governing regulatory functions in the restructured electricity and energy sectors.

A. D. 2002

Enacted by the Parliament of Guyana:-

PART I

PRELIMINARY

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| Short title and commencement. | 1. This Act may be cited as the Energy Sector (Harmonisation of Laws) Act 2002 and shall come into operation on such date as the Minister shall appoint by order. |
| Interpretation. | 2. In this Act - |
| No. 10 of 1999 | (a) "Commission" has the same meaning as in section 3 of the Public Utilities Commission Act 1999; |
| No. 11 of 1999 | (b) "governing body" and "public supplier" have the same meanings as in section 2 of the Electricity Sector Reform Act 1999. |

PART II

HARMONISATION OF LAWS

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| Amendment of section 6(3) of the Hydro-Electric Power Act.
Cap. 56:03 | 3. Section 6(3) of the Hydro-Electric Power Act is hereby amended in the following respects - |
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- (a) by the substitution for the word “shall” in the subsection above the proviso, of the word “may” and by the substitution, for the full stop at the end of the proviso, of a colon; and
- (b) by the insertion, immediately thereafter, of the following further proviso:

“Provided further that, prior to granting a final licence to a public undertaking, the Minister shall be satisfied -

- (a) that the governing bodies of both the public undertaking and any public supplier to which the public undertaking proposes to sell electricity for transmission and distribution to consumers have approved the terms and conditions upon which such electricity shall be purchased by the public supplier, and such terms and conditions insofar as they relate to rates have further been approved by the Commission in the exercise of its authority under section 35(1) of the Public Utilities Commission Act 1999; and
- (b) that the terms and conditions so approved are commercially prudent and viable, shall not adversely affect and shall enhance the system-wide capacity, reliability and efficiency of the public supplier, and are compatible with national energy policy.”.

No. 10 of 1999

4. The Guyana Energy Agency Act 1997 is hereby amended in the following respects -

Amendment of the
Guyana Energy
Agency Act.
No. 31 of 1997

- (a) by the deletion of section 5(3);
- (b) by the substitution for section 7(1) of the following subsection -

- (a) by the substitution for the word “shall” in the subsection above the proviso, of the word “may” and by the substitution, for the full stop at the end of the proviso, of a colon; and
- (b) by the insertion, immediately thereafter, of the following further proviso:

“Provided further that, prior to granting a final licence to a public undertaking, the Minister shall be satisfied -

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