

THE OFFICIAL GAZETTE 13TH JANUARY, 2010
LEGAL SUPPLEMENT — A



GUYANA

ACT No. 33 of 2009

NATIONAL INSURANCE AND SOCIAL SECURITY
(AMENDMENT) ACT 2009

I assent.

Bharrat Jagdeo
Bharrat Jagdeo,
President

January 13th, 2010

ARRANGEMENT OF SECTIONS

SECTION

1. Short title.
2. Insertion of new section 17A in the Principal Act.
3. Amendment of section 30 of the Principal Act.

4. Amendment of section 41 of the Principal Act.
5. Amendment of section 51 of the Principal Act.
6. Insertion of new section 55 in the Principal Act.
7. Insertion of new Schedule A in the Principal Act.

AN ACT to amend the National Insurance and Social Security Act.

A.D. 2009

Enacted by the Parliament of Guyana:-

Short title.
Cap. 36:01

1. This Act, which amends the National Insurance and Social Security Act, may be cited as the National Insurance and Social Security (Amendment) Act 2009.

Insertion of
new section
17A in the
Principal Act.

2. The Principal Act is amended by the insertion, immediately after section 17, of the following section as section 17A –

“Records of
contributions
and annual
compliance
reports.

17A. (1) The General Manager shall submit records of contributions to employees promptly and the records are to be known as annual contribution statements.

(2) The General Manager shall provide to employers annual compliance reports of their payments of contributions on behalf of their employees.”.

Amendment of
section 30 of
the Principal
Act.

3. Section 30 (5) of the Principal Act is amended by the substitution for the word “fifteen” the word “fifty”.

Amendment of
section 41 of
the Principal
Act.

4. Section 41 of the Principal Act is amended as follows –

- (a) in subsection (1), by the substitution for the words “three thousand dollars” the words “one percent greater than the rate charged by the Commercial Banks on overdrafts in respect of contributions not submitted”;
- (b) in subsection (2), by the substitution for the words “three” and “fifteen” the words “thirty” and “fifty”, respectively;
- (c) in subsection (3), by the substitution for the word “six” the words “seventy-five”;
- (d) in subsection (4), by the substitution for the words beginning with “to a fine” and ending with “dollars” the words “to a fine of one hundred thousand dollars”.

Amendment of
section 51 of
the Principal
Act.

5. Section 51 (3) of the Principal Act is amended by the substitution for the word “three”, where it occurs for the first and second times, the word “thirty” and for the word “three”, where it occurs for the third time, the word “five”.

Insertion of new section 55 in the Principal Act.

6. The Principal Act is amended by the insertion, immediately after section 54, of the following section as section 55 —

“Compliance certificates when tendering for government contracts.

No. 8 of 2003. Schedule A.

55. Every employer or self-employed person who tenders for a government contract shall in pursuance of section 5 (1) (iv) of the Procurement Act 2003, when submitting his tender, submit a certificate of compliance in Form 1 in Schedule A in respect of employers and in Form 2 in the said Schedule in respect of self-employed persons, issued by the General Manager to the effect that he has complied with this Act in relation to the collection and payment of contributions.

Insertion of new Schedule A in the Principal Act.

7. The Principal Act is amended by the insertion, immediately after the Schedule, of the following Schedule as Schedule A —

“SCHEDULE A

s. 55

FORM 1

NATIONAL INSURANCE SCHEME
CERTIFICATE OF COMPLIANCE
(EMPLOYERS)

Date of Issue:.....

This is to certify that of is an employer registered under the National Insurance Scheme with the registration number with effect fromand has paid contributions and fulfilled his obligations under section 55 of the National Insurance and Social Security Act, Cap 36:01, in respect of his employees unto.....

NB.: Valid for one month from the date of issue.

General Manager

FORM 2

s. 55

**NATIONAL INSURANCE SCHEME
CERTIFICATE OF COMPLIANCE
(SELF-EMPLOYED PERSONS)**

Date of Issue:.....

This is to certify that of is a self-employed person registered under the National Insurance Scheme with the registration number with effect from and has fulfilled his obligations under section 55 of the National Insurance and Social Security Act, Cap 36:01, in respect of himself unto.....

NB.: Valid for one month from the date of issue.

General Manager.”.

Passed by the National Assembly on 19th November, 2009.



Clerk of the National Assembly.

(Bill No. 39/2009)