T he O fficial G azette

(EXTRAORDINARY)

OF GUYANA

Published by the Authority of the Government

GEORGETOWN, THURSDAY 1ST FEBRUARY, 2018

TABLE OF CONTENTS

FIRST SUPPLEMENT

LEGAL SUPPLEMENT

A. ACTS — NIL

B. SUBSIDIARY LEGISLATION —
Commission of Inquiry Seal No. 7 and 8 of 2018 . . . . . . . 41

C. BILLS — NIL

GEORGETOWN, Demerara – Printed and Published every Saturday and on such Extraordinary Days as may be directed by the Government by Guyana National Printers Limited, 1 Public Road, La Penitence, Greater Georgetown.

THURSDAY 1ST FEBRUARY, 2018
COMMISSION OF INQUIRY

A Commission has been constituted for the purpose:

“To inquire into the circumstances surrounding the killing of Cecil Arokium, Dax Arokium, Horace Drakes, Bonny Harry, Lancelot Lee, Compton Speirs, Nigel Torres and Clifton Berry Wong at Lindo Creek in the Upper Demerara-Berbice Region on, or about, 2008.06.21 and to report the findings and recommendations to His Excellency Brigadier David Granger, President of the Co-operative Republic of Guyana.”

By the President of the Co-operative Republic of Guyana.

WHEREAS it is provided by Section 2 of the Commission of Inquiry Act, Cap. 19:03 of the Laws of Guyana, that the President may issue a Commission appointing one or more Commissioners and authorizing such Commissioner or Commissioners to inquire into any matter in which an Inquiry would, in the opinion of the President be for the Public Interest.

AND WHEREAS, it is the opinion of the President that such an inquiry into the circumstances surrounding the killing of Cecil Arokium, Dax Arokium, Horace Drakes, Bonny Harry, Lancelot Lee, Compton Speirs, Nigel Torres and Clifton Berry Wong at Lindo Creek in the Upper Demerara-Berbice Region on, or about 2008.06.21 would be for public interest.

NOW THEREFORE, acting under the provisions of the Commission of Inquiry Act, Cap. 19:03 and by virtue and in exercise of all powers enabling me in that behalf, I do hereby issue this Commission and appoint:

Justice Donald Ashley Bevil Trotman, CCH

as Commissioner.
“To inquire into the circumstances surrounding the killing of Cecil Arokium, Dax Arokium, Horace Drakes, Bonny Harry, Lancelot Lee, Compton Speirs, Nigel Torres and Clifton Berry Wong at Lindo Creek in the Upper Demerara-Berbice Region, on, or about 2008.06.21 and to report the findings and recommendations to His Excellency Brigadier David Granger, President of the Co-operative Republic of Guyana”

(A) Terms of Reference

1. The Commission of Inquiry will investigate and make findings of fact on all matters in relation to the killing of Cecil Arokium, Dax Arokium, Horace Drakes, Bonny Harry, Lancelot Lee, Compton Speirs, Nigel Torres and Clifton Berry Wong at Lindo Creek in the Upper Demerara-Berbice Region on, or about 2008.06.21;

2. Based on the determination of the above, the Commission of Inquiry will make recommendations on actions to be taken against all persons and/or organizations that are deemed responsible for the deaths of those persons;

(B) Rules of Procedure

1. The Commission must interview all persons, examine available documents and consider the views of all persons deemed relevant in the opinion of the Commissioner;

2. The Commissioner shall render the final report, findings and recommendations to His Excellency, The President, Brigadier David Arthur Granger on or before the 31st of April, 2018 or any later date as may be determined by His Excellency;

3. The Commissioner shall conduct the inquiry continually at the Conference Room of the Department of Public Service, Ministry of the Presidency, 164 Waterloo Street, and at such other places as may be determined by the Commissioner;

4. The Commissioner shall conduct this inquiry in public, with reservation, nevertheless, to the Commissioner to exclude any person/persons if the Commissioner deems fit for the due conduct of the inquiry or the preservation of Order;

5. The Commissioner may make such rules for his own guidance, conduct and management of the proceedings before the Commission and the times and places for such proceedings as he may from time to time think fit;

6. The Commissioner shall have the powers of the High Court to summon witnesses; to examine witnesses under oath; and to call for the production of books and documents;

7. The Commissioner may authorize any person giving evidence or any person who appears to him to have an interest in the subject of the proceedings before him to be represented at such proceedings or in any part thereof;

8. The Commissioner shall commence work on the 1st of February, 2018 and shall take appropriate steps to ensure that its work is completed and report submitted within the aforesaid time;
9. The Minister of State shall appoint a Secretary to the Commission, and may appoint Officers of the Commission as may be determined for the purpose of assisting the Commissioner in the discharge of his duties;

10. Subject to the above, the Commissioner shall establish and regulate his own procedures for the conduct of the Inquiry and shall be governed by the aforesaid provisions of the Constitution of Guyana, the Commission of Inquiry Act, Chapter 19:03, the High Court Act, Chapter 3:01 and any other Laws enabling.

Given under my hand and the Seal of Guyana, the Ministry of the Presidency, Georgetown, Guyana this 14th day of July, Two Thousand and Sixteen in the Forty-seventh year of the Republic.

By the President's Command,

[Signature]
Minister of State
COMMISSION OF INQUIRY

Instrument

Appointing the Commissioner of the Commission of Inquiry

“To inquire and investigate the circumstances surrounding the killing of Cecil Arokium, Dax Arokium, Horace Drakes, Bonny Harry, Lancelot Lee, Compton Speirs, Nigel Torres and Clifton Berry Wong at Lindo Creek in the Upper Demerara-Berbice Region, on, or, about 2008.06.21 and to report the findings and recommendations to His Excellency Brigadier David Granger, President of the Co-operative Republic of Guyana”

By the President of the Co-operative Republic of Guyana.

In exercise of the powers conferred upon me by Section 2 of the Commissions of Inquiry Act, Cap.19:03, I appoint-

Justice Donald Ashley Bevil Trotman, CCH

as Commissioner of the above mentioned Commission of Inquiry with effect from the date of this Instrument.
Given under my hand and the Seal of Guyana, the
Ministry of the Presidency, Georgetown, Guyana this 14th day of July, Two Thousand
and Sixteen in the Forty-seventh year of the
Republic.

By the President’s Command,

[Signature]

Minister of State