

**THE OFFICIAL GAZETTE**      **1<sup>ST</sup> FEBRUARY, 2014**  
**LEGAL SUPPLEMENT — B**

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GUYANA

No. 3 of 2014

**REGULATIONS**

**MADE UNDER**

**PROTECTED AREAS ACT NO. 14 of 2011**

**PROTECTED AREAS (BOARD OF TRUSTEES ADDITIONAL MEMBERS)  
REGULATIONS**

These regulations are made by me, in exercise of the powers conferred upon me, by section 131(1)(g) of the Protected Areas Act No. 14 of 2011.

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- Citation and commencement 1 These regulations may be cited as the **Protected Areas (Board Of Trustees Additional Members) Regulations 2014** and shall come into operation on the 10<sup>th</sup> January, 2014.
- Definitions 2 In these Regulations, unless the context requires otherwise
- “Act” means the Protected Areas Act No. 14 of 2011;
- “Board of Trustees” means the Board of Trustees established under Part VIII of the Act;
- “Minister” means the Minister with responsibility for Protected Areas;
- “nominee” means a person under consideration to be appointed a Trustee by virtue of these Regulations;
- “Trust Fund” means the trust fund established by Part IX of the Act.
- Additional members of the Board of Trustees 3 The Board of Trustees is hereby vested with the power and authority to appoint three additional members of the Board of Trustees.
- Notice of Meeting 4 (1 A meeting of the Board of Trustees shall be convened ) for the purpose of appointing additional members of the Board of Trustees.

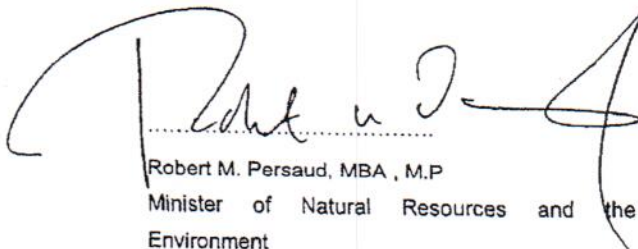
- (2 At least 7 days notice shall be given to each member  
) of the Board of Trustee before convening the meeting pursuant to Sub-regulation 1.
- Source of Nominations 5 (1 The Board of Trustees may consult with the Minister,  
) nominating bodies and major donors in relation to the identity, qualifications and other criteria of a nominee.
- (2 The Board of Trustees may consider nominees from  
) any names or list of names submitted pursuant to section 91(3) and 91(5) of the Act.
- (3 A member of the Board of Trustees may identify a  
) nominee for review, consideration and decision pursuant to these Regulations.
- (4 The consent in writing of the nominee shall be  
) obtained prior to review, consideration and decision by the Board of Trustees.
- Selection Criteria 6 (1 The Board of Trustees shall, in relation to sourcing a  
) nominee, consider the criteria set out in Section 92(1)(a), 92(1)(b), 92(1)(c), 92(1)(d) and 92(2) of the Act.
- (2 The Board of Trustees shall consider such other  
) criteria as may be deemed relevant for the achievement of the objectives of the Trust Fund, including:

- (a) qualifications;
  - (b) relevant experience; and
  - (c) balance of institutional representation on the Board of Trustees.
- Consideration of Nominations 7 (1) The Board of Trustees shall review, consider and ) decide the nominations at the meeting convened pursuant to Regulation 4.
- (2) The decision of the Board of Trustees pursuant to ) Sub-regulation (1) shall be made unanimously.
- (3) If a unanimous decision cannot be reached, the ) process as set out in Regulations 4, 5 and 6 and sub-regulations 1 and 2, shall be repeated until such time that a unanimous decision can be reached.
- Communication of Decision 8 (1) The Board of Trustees shall communicate the decision ) reached pursuant to Regulation 7 to the accepted nominee in writing within seven days of the decision.
- (2) The Board of Trustees shall communicate the decision ) not to accept a nominee, within seven days of the decision to both the nominee and the nominating party.
- Commencement of service. 9 The term of service of the Trustee appointed by virtue of these Regulations shall be deemed to have commenced on the first meeting of the Board of Trustees convened after

communication of the decision pursuant to Regulation 8.

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| Resignation,<br>Cessation                            | 10 | Section 96 of the Act shall apply in relation to the resignation and cessation of the appointment of a Trustee appointed by virtue of these Regulations.  |
| Replacement of<br>Trustee                            | 11 | If a Trustee appointed by virtue of these Regulations dies, resigns, or ceases to be a Trustee by operation of Section 96 of the Act, the Board of Trustees may appoint a replacement Trustee in accordance with these Regulations. |
| Term of<br>Appointment                               | 12 | Section 98 of the Act shall apply in relation to the term of appointment of a Trustee appointed by virtue of these Regulations.   |
| Duty to Act in Best<br>Interest of the<br>Trust Fund | 13 | A Trustee appointed by virtue of these Regulations shall act in the best interests of the Trust Fund as required by Section 99 of the Act.  |
| Remuneration   | 14 | Section 100 of the Act shall apply in relation to the remuneration of a Trustee appointed by virtue of these Regulations.   |
| Second Schedule                                      | 15 | A Trustee appointed by virtue of these Regulations is bound by the Operating Rules for the Board of Trustees of the Trust Fund set out in the Second Schedule of the Act.   |

Made this day of 10<sup>th</sup> January, 2014



Robert M. Persaud, MBA, M.P.  
Minister of Natural Resources and the  
Environment