



SAINT VINCENT AND THE GRENADINES

ACT NO. 6 OF 2017

I ASSENT

[L.S.]

DR. FREDERICK BALLANTYNE
Governor-General
13th April, 2017.

AN ACT to amend the Bankruptcy and Insolvency Act, Chapter 136 of the Laws of Saint Vincent and the Grenadines, Revised Edition, 2009.

[13th April, 2017.]

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the House of Assembly of Saint Vincent and the Grenadines and by the authority of the same, as follows:

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| <p>1. This Act may be cited as the Bankruptcy and Insolvency (Amendment) Act, 2017.</p> | <p>Short title</p> |
| <p>2. Section 174 of the Bankruptcy and Insolvency Act is amended by -</p> | <p>Amendment of section 174</p> |
| <p>(a) repealing subsection (1) and inserting the following subsections before subsection (2) -</p> <p style="margin-left: 40px;">“(1) For the purposes of this Act, there shall be a Supervisor of Insolvency, who shall be an attorney-at-law with no less than five years experience of practising law and with knowledge in the field of accounting.</p> <p style="margin-left: 40px;">(1a) The Minister may appoint-</p> <p style="margin-left: 80px;">(a) any public officer: or</p> <p style="margin-left: 80px;">(b) with the approval of the Cabinet any other person,</p> | <p>Cap. 136</p> |

who holds the qualifications specified in subsection (1) to be the Supervisor of Insolvency.

(1b) The Supervisor of Insolvency shall be responsible to the Minister for the general administration of this Act.”

(b) inserting the following subsections after subsection (4) -

“(5) No action or other proceedings shall be brought or instituted against the Supervisor of Insolvency, any public officer or any other person, acting in accordance with the policies and procedures of the Minister, in respect of any anything done or omitted to be done in good faith in the discharge or purported discharge of the functions of the Supervisor of Insolvency.

(6) Any power or function exercised under this Act, by any public officer or other person in the purported exercise of the functions of Supervisor of Insolvency within the period 16th March, 2015 and ending on the commencement of this subsection, is declared to be valid as it would have been if performed by a duly appointed Supervisor of Insolvency.”

Passed in the House of Assembly this 6th day of April, 2017.

NICOLE HERBERT
Clerk of the House of Assembly.

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