



THE  
**JAMAICA GAZETTE**  
**SUPPLEMENT**

**PROCLAMATIONS, RULES AND REGULATIONS**

840G

Vol. CXLII

THURSDAY, SEPTEMBER 19, 2019

No. 100B

No. 164E

Extract from the Minutes of the meeting of the Honourable Senate held on the 19th day of September, 2019:

**PUBLIC BUSINESS**

Senator the Honourable Kamina Johnson Smith, Minister of Foreign Affairs and Foreign Trade and Leader of Government Business, having obtained suspension of the Standing Orders, moved:

**THE EMERGENCY POWERS ACT**

**THE EMERGENCY POWERS (NO. 3) (CONTINUANCE) RESOLUTION, 2019**

WHEREAS by virtue of section 20(1) and (2)(b) of the *Constitution of Jamaica* the Governor-General may make a Proclamation declaring that a state of public emergency exists if satisfied that action has been taken or is immediately threatened by any person or body or persons of such a nature and on so extensive a scale as to be likely to endanger the public safety:

AND WHEREAS the Governor-General was satisfied that a state of public emergency existed as a result of the aforementioned circumstances:

AND WHEREAS on the 5th day of September, 2019, the Governor-General by Proclamation declared that a state of public emergency exists in the entire area comprising the parishes of Clarendon and St. Catherine, and further declared that the said Proclamation shall, unless previously revoked, remain in force for fourteen days or for such longer period, not exceeding three months, as both Houses of Parliament may determine by a resolution supported by a two-thirds majority of all the members of each House:

AND WHEREAS it is provided by section 20(3) of the Constitution of Jamaica that a Proclamation made by the Governor-General for the purposes of and in accordance with that section shall, unless previously revoked, remain in force for fourteen days or for such longer period, not exceeding three months, as both Houses of Parliament may determine by a resolution supported by a two-thirds majority of all the members of each House:

AND WHEREAS under the provisions of section 3(1) of the Emergency Powers Act, it is lawful for the Governor-General, during a state of public emergency, by order, to make Regulations for securing the essentials of life to the community:

AND WHEREAS the Governor-General, in exercise of the powers conferred upon him by section 3(1) of the Emergency Powers Act, made the Emergency Powers (No. 3) Regulations, 2019, for securing the essentials of life to the entire area comprising the parishes of Clarendon and St. Catherine during the state of public emergency:

AND WHEREAS section 3(4) of the Emergency Powers Act provides that any Regulations so made shall be laid before the Senate and House of Representatives as soon as may be after they are made, and shall not continue in force after the expiration of seven days from the time they are so laid before the Senate and the House of Representatives, whichever shall be the later unless a resolution is passed by the Senate and House of Representatives, providing for the continuance thereof:

AND WHEREAS the Emergency Powers (No. 3) Regulations, 2019, were laid in the House of Representatives on the 10th day of September, 2019, and in the Senate on the 13th day of September, 2019:

AND WHEREAS it is desirable that—

- (a) the state of public emergency declared as aforementioned remain and continue in force for a period of forty-four days until the 19th day of October, 2019; and
- (b) the Emergency Powers (No. 3) Regulations, 2019, continue in force until the expiration of the state of public emergency:

NOW, THEREFORE, BE IT RESOLVED by this Honourable House as follows:—

1. This Resolution may be cited as the Emergency Powers (No. 3) (Continuance) Resolution, 2019.
2. The state of public emergency declared by the Governor-General by Proclamation on the 5th day of September, 2019, shall remain in force for a period of forty-four days, until the 19th day of October, 2019.

3. The Emergency Powers (No. 3) Regulations, 2019, are hereby continued in force until the 19th day of October, 2019.

Senator Dr. Floyd Morris and Senator Lambert Brown also spoke on the motion.

On the question that the motion be approved, and in accordance with Section 20(3)(a) of the Constitution, the Senate voted as follows:

*Ayes:* R. Braham; L. Brown, P. Charles; S. Frazer Binns; K. Gayle; A. Hill; K. Johnson Smith; S. Longmore; R. Morgan; K. Morrison; M. Samuda; D. Scott Mottley; C. Sinclair; W. Skeffery; D. Wehby; D. Williams; Mr. President—17

*Noes*—Nil

*Declined to vote*—Nil

*Absent*—D. Crawford, A. Haughton, K. Knight, F. Morris—4

Approved.

I certify that the above is a true extract from the Minutes.

HEATHER E. COOKE, CD, JP, (MRS.)  
Clerk to the Houses

No. 164F

Extract from the Minutes of the meeting of the House of Representatives held on the 17th day of September, 2019:

#### PUBLIC BUSINESS

The Most Honourable Andrew Holness, Prime Minister, having obtained suspension of the Standing Orders, moved:

#### THE EMERGENCY POWERS ACT

##### THE EMERGENCY POWERS (NO. 3) (CONTINUANCE) RESOLUTION, 2019

WHEREAS by virtue of section 20(1) and (2)(b) of the *Constitution of Jamaica* the Governor-General may make a Proclamation declaring that a state of public emergency exists if satisfied that action has been taken or is immediately threatened by any person or body or persons of such a nature and on so extensive a scale as to be likely to endanger the public safety:

AND WHEREAS the Governor-General was satisfied that a state of public emergency existed as a result of the aforementioned circumstances:

AND WHEREAS on the 5th day of September, 2019, the Governor-General by Proclamation declared that a state of public emergency exists in the entire area comprising the parishes of Clarendon and St. Catherine, and further declared that the said Proclamation shall, unless previously revoked, remain in force for fourteen days or for such longer period, not exceeding

three months, as both Houses of Parliament may determine by a resolution supported by a two-thirds majority of all the members of each House:

AND WHEREAS it is provided by section 20(3) of the Constitution of Jamaica that a Proclamation made by the Governor-General for the purposes of and in accordance with that section shall, unless previously revoked, remain in force for fourteen days or for such longer period, not exceeding three months, as both Houses of Parliament may determine by a resolution supported by a two-thirds majority of all the members of each House:

AND WHEREAS under the provisions of section 3(1) of the Emergency Powers Act, it is lawful for the Governor-General, during a state of public emergency, by order, to make Regulations for securing the essentials of life to the community:

AND WHEREAS the Governor-General, in exercise of the powers conferred upon him by section 3(1) of the Emergency Powers Act, made the Emergency Powers (No. 3) Regulations, 2019, for securing the essentials of life to the entire area comprising the parishes of Clarendon and St. Catherine during the state of public emergency:

AND WHEREAS section 3(4) of the Emergency Powers Act provides that any Regulations so made shall be laid before the Senate and House of Representatives as soon as may be after they are made, and shall not continue in force after the expiration of seven days from the time they are so laid before the Senate and the House of Representatives, whichever shall be the later unless a resolution is passed by the Senate and the House of Representatives providing for the continuance thereof:

AND WHEREAS the Emergency Powers (No. 3) Regulations, 2019, were laid in the House of Representatives on the 10th day of September, 2019, and in the Senate on the 13th day of September, 2019:

AND WHEREAS it is desirable that—

- (a) the state of public emergency declared as aforementioned remain and continue in force for a period until the 19th day of October, 2019; and
- (b) the Emergency Powers (No. 3) Regulations, 2019, continue in force until the expiration of the state of public emergency:

NOW, THEREFORE, BE IT RESOLVED by this Honourable House as follows:—

1. This Resolution may be cited as the Emergency Powers (No. 3) (Continuance) Resolution, 2019.
2. The state of public emergency declared by the Governor-General by Proclamation on the 5th day of September, 2019, shall remain in force for a further period of forty-four days, until the 19th day of October, 2019.
3. The Emergency Powers (No. 3) Regulations, 2019, are hereby continued in force until the 19th day of October, 2019.

On the question that the motion be approved, and in accordance with Section 20(3)(a) of the Constitution, the House voted as follows:

*Ayes:* E. Bartlett; D. Brown; L. Campbell; H. Chang; D. Chuck; H. Clarke; N. Clarke; J. Cuthbert Flynn; H. Dalley; N. Dunn; F. Ferguson; O. Grange; F. Green; M. Guy; L. Hanna; L.M. Henry; A. Holness; J. Holness; W.J.C. Hutchinson; G.A. Hylton; F. Jackson; M. Malahoo Forte; Z. Mayne; D. McKenzie; K. McNeill; R. Montague; P. Paulwell; M. Phillips; P. Phillips; J. Robertson; J. Robinson; S. Robinson; K. Samuda; A. Shaw; R. Spencer; M. Stewart; A. Terrelonge; R. Thwaites; C. Tufton; Daryl Vaz; Dwayne Vaz; C. Warmington; F. Williams; F. Witter; Mr. Speaker—45

*Noes*—Nil

*Declined to vote*—Nil

*Absent*—N. Arscott; R. Azan; A. Brown Burke; L. Buchanan; P. Bunting; D. Campbell; J. Daley; M. Dalrymple Philibert; C. Fagan; M. Golding; I. Hayles; D. Kellier; N. Neita; R. Pickersgill; E. Redman; A. Vaz; A. Wheatley; V. Wright—18

Passed in the affirmative.

I certify that the above is a true extract from the Minutes.

HEATHER E. COOKE, CD, JP, (MRS.)  
Clerk to the Houses

### THE EMERGENCY POWERS ACT

#### THE EMERGENCY POWERS (NO. 3) (CONTINUANCE) RESOLUTION, 2019

WHEREAS by virtue of section 20(1) and (2)(b) of the *Constitution of Jamaica* the Governor-General may make a Proclamation declaring that a state of public emergency exists if satisfied that action has been taken or is immediately threatened by any person or body or persons of such a nature and on so extensive a scale as to be likely to endanger the public safety:

AND WHEREAS the Governor-General was satisfied that a state of public emergency existed as a result of the aforementioned circumstances:

AND WHEREAS on the 5th day of September, 2019, the Governor-General by Proclamation declared that a state of public emergency exists in the entire area comprising the parishes of Clarendon and St. Catherine and further declared that the said Proclamation shall, unless previously revoked, remain in force for fourteen days or for such longer period, not exceeding three months, as both Houses of Parliament may determine by a resolution supported by a two-thirds majority of all the members of each House:

AND WHEREAS it is provided by section 20(3) of the *Constitution of Jamaica* that a Proclamation made by the Governor-General for the purposes of and in accordance with that section shall, unless previously revoked, remain in force for fourteen days or for such longer period, not exceeding three months, as both Houses of Parliament may determine by a resolution supported by a two-thirds majority of all the members of each House:

AND WHEREAS under the provisions of section 3(1) of the Emergency Powers Act, it is lawful for the Governor-General, during a state of public emergency, by order, to make Regulations for securing the essentials of life to the community:

AND WHEREAS the Governor-General, in exercise of the powers conferred upon him by section 3(1) of the Emergency Powers Act, made the Emergency Powers (No. 3) Regulations, 2019, for securing the essentials of life to the entire area comprising the parishes of Clarendon and St. Catherine during the state of public emergency:

AND WHEREAS section 3(4) of the Emergency Powers Act provides that any Regulations so made shall be laid before the Senate and House of Representatives as soon as may be after they are made, and shall not continue in force after the expiration of seven days from the time they are so laid before the Senate and the House of Representatives, whichever shall be the later unless a resolution is passed by the Senate and House of Representatives, providing for the continuance thereof:

AND WHEREAS the Emergency Powers (No. 3) Regulations, 2019, were laid in the House of Representatives on the 10th day of September, 2019, and in the Senate on the 13th day of September, 2019:

AND WHEREAS it is desirable that—

- (a) the state of public emergency declared as aforementioned remain and continue in force for a period of forty-four days until the 19th day of October, 2019; and
- (b) the Emergency Powers (No. 3) Regulations, 2019, continue in force until the expiration of the state of public emergency:

NOW, THEREFORE, BE IT RESOLVED by this Honourable House as follows:—

1. This Resolution may be cited as the Emergency Powers (No. 3) (Continuance) Resolution, 2019.
2. The state of public emergency declared by the Governor-General by Proclamation on the 5th day of September, 2019, shall remain in force for a period of forty-four days, until the 19th day of October, 2019.
3. The Emergency Powers (No. 3) Regulations, 2019, are hereby continued in force until the 19th day of October, 2019.