

PUBLIC PROCUREMENT (AMENDMENT) ACT, 2021

(Act 37 of 2021)

ARRANGEMENT OF SECTIONS

Sections

1. Short title
2. Amendment of section 14 of Cap 305
3. Amendment of section 99
4. Transitional provisions



PUBLIC PROCUREMENT (AMENDMENT) ACT, 2021

(Act 37 of 2021)



I assent

A handwritten signature in black ink, appearing to read "Wavel".

Wavel Ramkalawan
President

12th August, 2021

AN ACT to amend the Public Procurement Act, 2008 (*Cap. 305*).

ENACTED by the President and the National Assembly.

Short title

1. This Act may be cited as the Public Procurement (Amendment) Act, 2021.

Amendment of Section 14 of Cap 305

2. Section 14 of the Public Procurement Act, 2008 (Cap. 305) (hereinafter referred to as the “principal Act”) is amended by —

- (a) renumbering subsections (2) and (3) as subsections (3) and (4);
- (b) repealing subsection (1), and substituting therefor the following subsection —

“(1) The President on the recommendation of the Minister shall appoint to the Board —

- (a) a chairperson; and
- (b) 6 other members, of which 3 members shall be from the private sector.”

- (c) by inserting after subsection (1) the following subsection —

“(2) The members appointed under subsection (1) shall be persons of integrity, possessing qualifications and experience in public administration, general economics, legal matters, finance, engineering or technical fields.”

Amendment of Section 99

3. Section 99 of the principal Act is amended —

- (a) by repealing subsection (1) and substituting therefor the following —

“(1) There shall be a Review Panel whose members shall be appointed by the President on recommendation of the Minister, consisting of —

- (a) a Chairperson; and
- (b) 4 other members, of which 2 members shall be from the private sector.”

- (b) by repealing subsection (2) and substituting therefor the following —

“(2) The members appointed under subsection (1) shall be persons of integrity, possessing qualifications and experience in public administration, general economics, legal matters, finance, engineering or technical fields.”

Transitional provisions

4. On the commencement of this Act —
- (a) the members of the Board and the Review Panel, established by sections 14 and 99 of the Public Procurement Act, 2008, prior to the commencement of this Act, shall cease to be members as such and shall vacate their office; and
- (b) such members shall not be entitled to any compensation for the premature termination of their term of office or of any contract of service.

I certify that this is a correct copy of the Bill which was passed by the National Assembly on 3rd August, 2021.



Mrs. Tania Isaac
Clerk to the National Assembly