

JAMAICA

No. 44-2002

I assent,

[L.S.]

H. F. COOKE,  
*Governor-General.*

30th December, 2002.

AN ACT to Validate acts done in good faith by the National Irrigation Commission Limited acting as the Irrigation Authority, beginning on the 26th day of March, 1999, to September 17, 2001 and to indemnify persons from liability in respect of such acts.

WHEREAS section 4 of the Irrigation Act authorizes the Minister to license, by order subject to affirmative resolution, a company to be the Irrigation Authority for the purposes of the Irrigation Act:

AND WHEREAS the National Irrigation Commission Limited has, in good faith and with the approval of the Minister, acted as the Irrigation Authority during the period March 26, 1999, to September 17, 2001:

AND WHEREAS no licence was issued to the National Irrigation Commission to act as the Irrigation Authority, as required by section 4 of the Irrigation Act :

AND WHEREAS it is desirable to validate the acts done in good faith by the National Irrigation Commission Limited acting as the Irrigation Authority during the period aforesaid :

[ 31st December, 2002 ]

NOW, THEREFORE, BE IT ENACTED by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and House of Representatives of Jamaica, and by the authority of the same, as follows :—

Short title. 1. This Act may be cited as the Irrigation (Validation and Indemnity) Act, 2002.

Validation of National Irrigation Commission as Irrigation Authority. 2. Notwithstanding anything to the contrary in any enactment, all acts done in good faith by the National Irrigation Commission Limited as the Irrigation Authority for the purposes of the Irrigation Act, without a licence issued under section 4 of that Act, between March 26, 1999, and September 17, 2001, are hereby declared to have been validly, properly and lawfully carried out to all intents and purposes and with effect as if done under a licence as aforesaid; and every person liable to be legally proceeded against on the ground of any illegality of the aforesaid acts are hereby freed, acquitted, discharged and indemnified as well against The Queen's Most Gracious Majesty, Her Heirs and Successors as well as against all other persons whatever, from all legal proceedings of any kind in respect of or consequent on such acts.