GRENADA

STATUTORY RULES AND ORDERS

NO. OF 2021

RESOLUTION FOR THE PURPOSES OF SECTION 17 (5) OF THE CONSTITUTION

WHEREAS there has been a worldwide outbreak of the coronavirus disease (COVID-19) and on the 11th day March 2020 the World Health Organisation declared the outbreak a pandemic;

AND WHEREAS on the 22nd day of March 2020 the Ministry of Health of the Government of Grenada confirmed the first case of COVID-19 in the State of Grenada;

AND WHEREAS on the 11th day of January 2021 the Governor-General, by Proclamation pursuant to section 17 of the Constitution, declared that a state of emergency exists in the State of Grenada when Parliament was not sitting;

AND WHEREAS section 17 (2) (b) of the Constitution provides that, where a declaration is made when Parliament is not sitting, a declaration of emergency shall lapse at the expiration of a period of twenty-one days beginning with the date of publication of the declaration unless it has in the meantime been approved by a resolution of both Houses of Parliament;

AND WHEREAS section 17 (5) of the Constitution provides that a resolution of a House of Parliament passed for the purposes of section 17 of the Constitution shall remain in force for six months or such shorter period as may be specified therein, Provided that any such resolution may be extended from time to time by a further such resolution, each extension not exceeding six months from the date of the resolution effecting the extension;

AND WHEREAS on the 15th day of January 2021 a majority of the House of Representatives passed a resolution that the declaration of emergency by the Governor-General dated the 11th day of January 2021 be approved for the period ending on the 14th day of July 2021;

AND WHEREAS on the 27th day of January 2021 a majority of the Senate passed a resolution that the declaration of emergency by the Governor-General dated the 11th day of January 2021 be approved for the period ending on the 14th day of July 2021;

AND WHEREAS on the 21st day of May 2021 a majority of the House of Representatives passed a resolution extending the declaration of emergency by the Governor-General dated the 11th day of January 2021 to the period ending on the 20th day of November 2021;

AND WHEREAS on the 2nd day of June 2021 a majority of the Senate passed a resolution extending the declaration of emergency by the Governor-General dated the 11th day of January 2021 to the period ending on the 20th day of November 2021;

AND WHEREAS on the 2nd day of November 2021 a majority of the House of Representatives passed a resolution extending the declaration of emergency by the Governor-General dated the 11th day of January 2021 to the period ending on the 1st day of May 2022;

AND WHEREAS the Leader of Government's Business proposes that the Senate make a Resolution to extend the resolution of the Senate dated the 2nd day of June 2021;

NOW THEREFORE BE IT RESOLVED by a majority of all the members of the Senate the resolution of the Senate dated the 2nd day of June 2021 approving the declaration of emergency by the Governor-General dated the 11th day of January 2021 as set out in the Schedule to this Resolution is hereby extended to the period ending on the 1st day of May 2022.

SCHEDULE

GRENADA

STATUTORY RULES AND ORDERS

NO. OF 2021

BY THE GOVERNOR-GENERAL

A PROCLAMATION

CÉCILE LA GRENADE
Governor-General

WHEREAS there has been a worldwide outbreak of the coronavirus disease (COVID-19) and on the 11th day of March 2020 the World Health Organization declared the outbreak a global pandemic;

AND WHERES COVID-19 is highly infectious and can spread person to person and can result in serious respiratory illness or death;

AND WHEREAS on the 22nd day of March 2020 the Ministry of Health of the Government of Grenada confirmed the first case of COVID-19 in the State of Grenada;

AND WHEREAS the risk of transmission of COVID-19 may be substantially reduced by separating and restricting the movement of persons known or suspected to have contracted the disease and it is necessary to take preventive and proactive measures to slow the spread of the virus and treat those affected;

AND WHEREAS on the 25th day of March 2020 the Governor-General by Proclamation pursuant to Section 17 of the Constitution declared that a state of emergency existed in the State of Grenada, when Parliament was not sitting;

AND WHEREAS on the 30th day of March 2020 the Governor-General, by a second Proclamation pursuant to Section 17 of the Constitution, revoked the first Proclamation and declared that a state of emergency existed in the State of Grenada, when Parliament was not sitting, and on the 17th day of April 2020 that Proclamation was approved by a resolution of both Houses of Parliament;

AND WHEREAS after the expiration of six months the declaration of a state of emergency dated the 30th day of March 2020 lapsed pursuant to Section 17 (5) of the Constitution;

AND WHEREAS on the 12th day of December 2020 the Ministry of Health of the Government of Grenada confirmed that a cluster of twenty-six positive cases of COVID-19 was discovered bringing the total number of active cases of COVID-19 in the State of Grenada to forty-four;

AND WHEREAS on the 21st day of December 2020 the Governor-General, by a third Proclamation pursuant to Section 17 of the Constitution, declared that a state of emergency exists in the State of Grenada, when Parliament was not sitting;

AND WHEREAS the third proclamation will lapse on the 12th day of January 2021 pursuant to Section 17 (2) (b) of the Constitution;

AND WHEREAS this public health crisis continues to threaten public safety, public order and the maintenance of medical and other services and supplies essential to the life of the people in Grenada;

AND WHEREAS the risk of transmission of COVID-19 may be substantially reduced by separating and restricting the movement of persons known or suspected to have contracted the disease and it is necessary to take preventive and proactive measures to slow the spread of the virus and treat those affected;

AND WHEREAS Section 17 of the Constitution provides that the Governor-General may, by Proclamation declare that a state of emergency exists for the purposes of Chapter I of the Constitution;

AND WHEREAS Section 3 of the Emergency Powers Act, Chapter 88 of the Laws of Grenada provides that if at any time it appears to the Governor-General that action has been taken or is immediately threatened by any person or body of persons of such a nature and on so extensive a scale as to be likely to endanger the maintenance of public safety or any substantial portion of the community or any supplies or services essential to the life of the community, the Governor-General may, declare that a state of emergency exists in Grenada or any part thereof;

NOW THEREFORE, I CÉCILE LA GRENADE, Dame Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Officer of the Most Excellent Order of the British Empire, Governor-General in and over Grenada, acting in accordance with the advice of Cabinet, hereby:

1. revoke the declaration of emergency made on the 21st day of December 2020; and

2. declare that a state of emergency exists in the State of Grenada;

AND THAT the provisions contained in the Emergency Powers Act shall have continuing application.

GIVEN under my hand and the Public Seal of Grenada, this 11th day of January, Two Thousand and Twenty-one in the sixty-eighth year of the reign of **HER MAJESTY QUEEN ELIZABETH THE SECOND**.

GOD SAVE THE QUEEN.

Passed by the Senate this day of 2021.

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Clerk to the Senate