

**ATTORNEY GENERAL'S CHAMBERS
MINISTRY OF LEGAL AFFAIRS**

95 Carmichael Street
North Cummingsburg,
Georgetown, Guyana,
South America.



Tel: 225-3607 / 226-2616-8
Fax: 227-5419
Email: agchambers@mola.gov.gy

HON. MOHABIR ANIL NANDLALL

Mr. Colvin Heath-London

Executive Residence (Whitehouse)
Guyana Sugar Corporation (GuySuCo) LBI Estate Compound
La Bonne Intention
East Coast Demerara

30th October 2020

Dear Mr. Heath-London,

Re: Termination of Employment

I act on behalf of the Government of Guyana.

By contract dated February 15, 2018, Government retained you to perform various duties on its behalf, including those related to a Special Purpose Unit (the "SPU") for the privatization and divestment of identified assets of the Guyana Sugar Corporation ("GuySuCo"). During the course of your employment you were also tasked with the responsibility of performing of duties of the Chief Executive Officer of National Industrial and Commercial Investments Limited ("NICIL"). A review of NICIL's and SPU's operations have revealed the following illegalities and serious failures in the performance of your duties, all of which were approved or performed by you, or at your request or under your ostensible authority, which have had a detrimental effect to the Government's, NICIL's and the State's best interest.

These include but are not limited to the following:

- The issuance of various leases of various NICIL properties located in Peters Hall, East Bank Demerara without (i) public tender, (ii) valuations, (iii) board approval, (iv) Cabinet approval, (v) review by approved NICIL counsel and (vi) ensuring that the issued leases contained the standard and customary provisions relating to termination and non-assignment and other protections to NICIL.
- The issuance of approximately 14 agreements of sale and leases for NICIL lands located at Ogle, East Coast Demerara (the "Ogle Transactions"), and the subsequent vesting of 7 tracts of lands without ensuring that full payment was received for those lands in accordance with the terms of the relevant

" wherever law ends, tyranny begins..."

agreements, and without ensuring that the vesting orders issued were drafted by approved NICIL counsel or contained the usual and customary language sufficient to protect NICIL's interests.

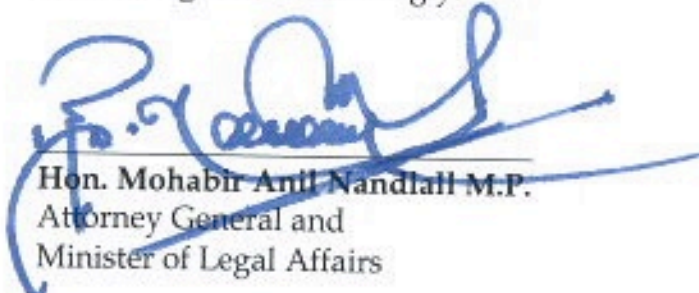
- Procuring the execution and gazetting the aforementioned vesting orders without first ensuring that payments were made in accordance with the terms of the various agreements executed by the parties.
- Failing to facilitate and procure the auditing SPU's accounts by the Auditor General for several years.
- Failing to facilitate and procure the necessary NICIL account reconciliations in order to allow the Auditor General to audit NICIL's accounts from 2014 to 2019, these reconciliations being performed within six (6) weeks of the appointment of new management.

Your failure in the performance of your duties and referenced transgressions constitute serious misconduct and dereliction of duty generally, not only breaching applicable laws and violating policies established by the Government and NICIL but causing NICIL and the Government to lose billions of dollars. Your actions also amount to a breach of the fiduciary duties and duty of care owed by you to NICIL imposed by the relevant provisions of the Companies Act 1991 and generally.

In the circumstances, your employment with the Government of Guyana is hereby terminated with immediate effect and for cause.

Please immediately surrender all Government and NICIL property in your possession, including but not limited to your company vehicle, as well as the keys to the premises you currently occupy, forthwith.

Please be guided accordingly.



Hon. Mohabir Anil Nandlall M.P.
Attorney General and
Minister of Legal Affairs