



For Immediate Release

January 23, 2020

Court Upholds e-Learning Jamaica’s Decision to Terminate GeoTechVision’s Contract



Kingston, Jamaica – For the second time in three months the Supreme Court has sided with e-Learning Jamaica Company Limited (“e-Learning Jamaica”) in the termination dispute with GeoTechVision Enterprises Limited (“GeoTechVision”). On January 23, 2020, the Court handed down judgment in favour of e-Learning Jamaica, refusing to grant the order sought by GeoTechVision for the appointment of an Arbitrator. Costs were also awarded to e-Learning Jamaica.

On November 23, 2018, e-Learning Jamaica entered into a contract with GeoTechVision for the provision of Tablets, Syncing Carts and Services for the Tablets in Schools Project.

However, due to the failure of GeoTechVision to perform and meet its obligations under the contract, e-Learning Jamaica served a Notice of Termination on GeoTechVision on the 16th of September, 2019.

Further to the Notice of Termination, e-Learning Jamaica called on the Performance Bond under the contract. Following this, GeoTechVision sought, by way of an injunction, to prevent e-Learning Jamaica from calling on the said Performance Bond. However, GeoTechVision was unsuccessful and costs were awarded to e-Learning Jamaica.

GeoTechVision then proceeded to file an action against e-Learning Jamaica in December 2019, claiming that the termination of the contract by e-Learning Jamaica was invalid and that the contract was therefore still subsisting. GeoTechVision today failed once more and the court ruled in e-Learning Jamaica’s favour. The Court found that GeoTechVision did not have a serious issue to be

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tried in contending that the contract still subsists and found that the contract was validly terminated by e-Learning Jamaica using the contractually agreed termination procedure.

Legal advice was provided by the law firm Foga Daley and representation in the matter by Frater, Ennis and Gordon, Attorneys-at-Law.

Chief Executive Officer of e-Learning Jamaica, Keith Smith stated “We are satisfied with the court’s ruling as it upholds the action we took, and we were confident in the legal process.” Mr. Smith also stated “e-Learning Jamaica continues to pursue its programmes and very shortly we will inform the public about the continued execution of the Tablets in Schools Project.”

Mr. Smith added, “e-Learning Jamaica trusts that this is the end of the matter with GeoTechVision and has already begun the process to procure a new supplier to proceed with the Tablets in School Project.”

e-Learning Jamaica Company Limited is an Agency of the Ministry of Science, Energy and Technology assigned with the responsibility of providing expertise in the management and implementation of innovative technology projects to support the improvement of national learning outcomes by providing and supporting Information and Communications Technology (ICT) solutions.

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