

First Session Fourth Parliament Republic of Trinidad
and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 8 of 1992

[L.S.]

AN ACT to amend the Municipal Corporations Act

[Assented to 17th July, 1992]

ENACTED by the Parliament of Trinidad and Tobago as Enactment
follows:—

1. This Act may be cited as the Municipal Short title
Corporations (Amendment) Act, 1992.

Interpretation
No. 21 of 1990

2. In this Act the Municipal Corporations Act is referred to as "the Act".

Section 7A inserted

3. The Act is amended by inserting after section 7 the following section:

"Vesting of
powers,
rights and
property
of former
County
Councils in the
State

7A. (1) With effect from 1st October, 1991—

(a) all land and other property of every kind, including things in action, vested immediately before that date in a former County Council is vested in the State;

(b) all the rights, privileges and advantages and all the liabilities and obligations that, immediately before that date, a former County Council was entitled or subject to, are transferred and conferred or imposed upon the State.

(2) Every Act giving power or authority to or imposing any duty or liability upon or otherwise relating to a former County Council or providing any forms or proceedings relating to a former County Council, shall, unless the context otherwise requires and so far as applicable, be read and have effect as if in the Act, the State were substituted for a former County Council.

(3) Any reference in any Act, or in any rule, regulation or bye-law made under any Act or in any deed, contract, bond, security, or other document of whatever kind, public or private, to a former County Council shall, with effect from that date, be deemed to refer to the State.

(4) Legal proceedings pending immediately before 1st October, 1991 by or against a former County Council may be continued on and after that day by or against the State as the party to the proceedings instead of that former County Council.

(5) The President may by Order transfer to any of the several Municipal Corporations referred to in section 4 any of the land and other property and any of the rights, privileges and advantages and any of the liabilities and obligations that by virtue of subsection (1) are vested in the State.

(6) An Order under subsection (5) is subject to a negative resolution of Parliament.

(7) In this section—

Chap. 25:04 “former Act” means the County Councils Act repealed by this Act;

“former Council” means a County Council established under section 4 of the former Act for an area referred to in the former Act as an “electoral area”.

(8) For the avoidance of doubt it is declared that nothing in this section shall have the effect of reviving a claim against a former County Council that on 1st October, 1991 was statute-barred.”.

4. Section 11 of the Act is amended by inserting after subsection (4) the following subsection—

“ (4A.) An election referred to in subsection (1) shall be held within three months of the expiry of the term of office of the Mayor, Councillors and Aldermen comprising the Council.”.

Section 15 amended

5. Section 15 of the Act is amended by—

(a) deleting subsection (1) and substituting the following subsection—

“ (1) The Mayor shall hold office for a term which shall be the same as that of the Councillors and Aldermen.”; and

(b) deleting subsection (3).

Section 20 amended

6. Section 20 of the Act is amended by deleting subsection (2).

Section 35 amended

7. Section 35 of the Act is amended by deleting the words “each Corporation” and substituting the words “the Corporations mentioned in the First Schedule, and the Public Service Commission established under section 120 of the Constitution shall appoint, remove, transfer and exercise disciplinary control over the officers of the Corporations mentioned in the Second Schedule”.

Section 39 amended

8. Section 39 of the Act is amended—

(a) by deleting the words “be an attorney-at-law and shall”; and

(b) in paragraph (d) by deleting the words “legal advice and”.

Part III amended

9. The heading to Part III of the Act is amended by substituting for the word “FORCE” the word “SERVICE”.

Sections 48, 49, 50,
52, 53 and 57
amended

10. Sections 48, 49, 50, 52, 53 and 57 of the Act are amended by deleting the word “Force” wherever it occurs and substituting the word “Service”.

Section 60 amended

11. Section 60 of the Act is amended by—

(a) deleting the word “Force” and substituting the word “Service”; and

(b) deleting the word “Forces” in both places where it occurs and substituting the word “Services”.

12. Section 61 of the Act is amended by deleting the word "Forces" and substituting the word "Services". Section 61 amended

13. Section 232 of the Act is amended— Section 232 amended

(a) in paragraph (e) by deleting the words commencing with the words "water-courses" in the second place where it occurs to the end and substituting the words "drains and main water-courses, and drains along main roads and highways"; and

(b) by deleting paragraphs (i) and (k).

14. Part XIV of the Act is repealed. Part XIV repealed

15. The Second Part of the Second Schedule to the Act is amended by— Second Schedule amended

(a) deleting items II, III, IV and V and substituting the following items—

"II. Name of Corporation:

The Chairman, Aldermen, Councillors
and Electors of the Region of San Juan/
Laventille.

BOUNDARIES OF THE REGION OF SAN JUAN/LAVENTILLE

The Region of San Juan/Laventille comprises of:

NORTH —From the point of the sea coast at the north-western boundary of the Ward of St. Ann's proceeding in a generally easterly direction along the sea coast to the point at the mouth of the Yarra River.

EAST —From the last mentioned point proceeding in a generally southerly direction along the Yarra River to the point at its source at a ridge of hills forming part of the Northern Range (southern boundary of Blanchisseuse Ward) thence north-westwards along the said ridge of hills forming part of the Northern Range (southern boundary of Blanchisseuse Ward) to the point where it crosses the eastern boundary of the Ward of St. Ann's; thence in a generally southerly direction along the

eastern boundary of the Ward of St. Ann's to the point at its junction with Hutton Road and the Eastern Main Road; thence westwards along the Eastern Main Road to the point at the junction with the Uriah Butler Highway; thence in a generally southerly direction along the Uriah Butler Highway to the point where it crosses the northern boundary of the Ward of Chaguanas (Munroe Road).

SOUTH — From the last mentioned point proceeding westwards along the northern boundary of the said Ward (Munroe Road) to the point where it is crossed by Bejucal Canal; thence southwards along Bejucal Canal to its confluence with Madam Espagnol River, thence in a generally south-westerly and then in a westerly direction along the west bank of the Madam Espagnol River to the point at its mouth on the sea coast.

WEST — From the last mentioned point proceeding in a generally north-westerly direction along the said sea coast to the point at the mouth of the Caroni River; thence in a generally northerly and then westerly direction along the sea coast to the point where an imaginary straight line drawn southwards from the south-eastern boundary of the Powder Magazine meets it; thence proceeding northwards along the said imaginary straight line to the south-eastern boundary of the Powder Magazine, (the eastern boundary of the City of Port-of-Spain); thence continuing northwards along the said imaginary straight line to the point on Laventille Road; then north-eastwards along Laventille Road and continuing northwards along the eastern boundary of the City of Port-of-Spain to Santa Barbara Ravine; thence in a generally North-westerly direction along Santa Barbara Ravine; to the Point where it is crossed by Belle Eau Road; thence north-westwards along Belle Eau Road to the point where it meets Blenman Lane; thence proceeding northwards along the eastern boundary of the City of Port-of-Spain to the point at its north-

eastern boundary on Lady Young Road; thence westwards and then south-westwards along the Lady Young Road to its intersection with Circular Road; north-westwards along Circular Road to its junction with Cotton Hill at the western boundary of the Ward of St. Ann's; thence north-eastwards along the western boundary of the Ward of St. Ann's to the point where it meets a ridge of hills separating the St. Ann's and the Santa Cruz Valleys; thence northwards along the said Ward boundary to the point at its north-western boundary on the sea coast at the point of commencement.

III. Name of Corporation:

The Chairman, Aldermen, Councillors and Electors of the Region of Tunapuna/Piarco.

BOUNDARIES OF THE REGION OF TUNAPUNA/PIARCO

The Region of Tunapuna/Piarco comprises of:

NORTH —From the point of the sea coast at the mouth of the Yarra River proceeding in a generally easterly direction along the sea coast to the point on the north-eastern boundary of the County of St. George (as described in section 2 of the Division of Trinidad Act, Chap. 26:01)

EAST —From the last mentioned point proceeding in a generally southerly direction along the eastern boundary of the County of St. George (as described in section 2 of the Division of Trinidad Act, Chap. 26:01) to wit: "by a line commencing from the sea at the point North of the north-eastern corner of land originally granted to Bascillia Coa and running South along the eastern boundary of the said lands and the eastern boundaries of lands originally granted to Luciana Casadillo, Edward John and Bascillia Romero and thence southwards until it reaches the crest of the ridge of hills forming the eastern watershed of the Madamas River; thence along the eastern and southern watershed of the Madamas River to

Aripo Trigonometrical Station No. 86; thence along the western watershed of the Cuare River to that spur on which Palmar Trigonometrical Station No. 87 is situate and along the above-mentioned spur to the west bank of the Aripo River; thence in a generally southerly direction along the west bank of the Aripo River to the point at its confluence with the Caroni River.

SOUTH —From the last mentioned point proceeding in a generally south-westerly direction along the north bank of the Caroni River to El Carmen Branch Road; thence in a generally south-westerly direction along El Carmen Road to Caroni Road also known as Caroni South Bank Road; thence in a generally southerly direction along the latter road to the point where it crosses the north bank of the Guayamare River; thence in a generally westerly direction along the north bank of the Guayamare River to the point where it crosses the eastern boundary of Mon Plaisir Estate at the Mon Plaisir Branch Trace; thence southwards along the said trace passing along the eastern boundary of the Mon Plaisir Estate to Mon Plaisir Road; thence westwards along the Mon Plaisir Road to the point where it meets the Southern Main Road; thence southwards along the Southern Main Road to the point where it meets the Cunupia Railway Station Road; thence proceeding westwards along the Cunupia Railway Station Road to Munroe Road to the point where it meets Uriah Butler Highway.

WEST —From the last mentioned point proceeding in a generally northerly direction along the Uriah Butler Highway to the point at its junction with the Eastern Main Road; thence eastwards along the Eastern Main Road to the point at its junction with the Hutton Road at its western boundary of the Ward of Tacarigua; thence in a generally northerly direction along the western boundary of the Ward of Tacarigua to its northern boundary; thence eastwards along the northern

boundary of the Tacarigua Ward (Main Ridge of hills forming part of the Northern Range) to the point at the south-western boundary of lands to Carlos Prieto (10a. 2r. 11p.); thence proceeding eastwards along the said Ward boundary to the point at the source of the Caura River; thence south-eastwards along the said ridge of hills forming part of the Northern Range (southern boundary of the Blanchisseuse Ward) to the source of the Yarra River; thence in a generally northerly direction along the Yarra River to the point at its mouth on the sea coast at the point of commencement.";

- (b) renumbering item VI as item IV;
- (c) deleting items VII and VIII and substituting the following item—
“(V) Name of Corporation:
The Chairman, Aldermen, Councillors and Electors of the Region of Mayaro/Rio Claro.

BOUNDARIES OF THE REGION OF MAYARO/RIO CLARO

The Region of Mayaro/Rio Claro comprises of:

- NORTH —From the point where the Guaico-Tamana Road meets Edwards Trace proceeding eastwards along an imaginary straight line passing across the Central Range Reserve (39706a. 2r. 34p.) to the point where the north bank of the Poole River crosses the eastern boundary of the Central Range Reserve; thence in a generally easterly direction along the north bank of the Poole River to the point where it crosses Plum Mitán Road; thence proceeding eastwards along an imaginary straight line passing across the Nariva Swamp to the point on the sea coast at the north bank of the Dubloon River at its mouth.
- EAST —From the last mentioned point proceeding in a generally southerly direction along the sea coast to Galeota Point.

SOUTH —From the last mentioned point proceeding in a generally westerly direction along the sea coast to a point on the south-western boundary of the Trinity Ward of Canari Point.

WEST —From the last mentioned point proceeding northwards along the western boundary of the said Ward to the point at its north-western boundary at the north bank of the Poole River; thence in a generally westerly direction along the north bank of the Poole River to the point where it meets the north-western corner of lands of Augustin Valdez (4a. 2r. 22p.); thence proceeding eastwards along the northern boundary of lands of Augustin Valdez (4a. 2r. 22p.) and a contiguous parcel owned by the said Augustin Valdez (9a. 3r. 16p.) to its north-eastern boundary where it abuts San Pedro Trace; thence in a generally north-easterly direction along the said trace to San Pedro Road; thence northwards along San Pedro Road to the point where it crosses the Trinidad Government Railway Reserve formerly known as the Rio Claro Line, thence eastwards along the said Railway Reserve to the south-eastern corner of lands of Richard O'Connor (19a. 3r. 27p.); thence northwards along the eastern boundary of the said lands to its north-eastern corner at the Tabaquite-Rio Claro Road; thence north-westwards along the said road to Mahangasingh Trace; thence north-eastwards along the said trace to Mahangasingh Crown Trace; thence northwards along the said Mahangasingh Crown Trace to the Killdeer Crown Trace; thence proceeding northwards along an imaginary straight line to and along the eastern boundary of the Central Range Reserve to the Guaico-Tamana Road; thence in a generally easterly and then northerly direction along Guaico-Tamana Road to the point where it meets Edwards Trace at the point of commencement.";

- (d) renumbering item IX as item VI;
- (e) deleting items X and XI and substituting the following item—

"VII. Name of Corporation:

The Chairman, Aldermen, Councillors
and Electors of the Region of Couva-
Tabaquite-Talparo.

BOUNDARIES OF THE REGION OF COUVA-TABAQUITE-TALPARO

The Region of Couva-Tabaquite-Talparo comprises of:

NORTH —From the point at the junction of the Southern Main Road and Mon Plaisir Road proceeding eastwards along Mon Plaisir Road to Mon Plaisir Branch Trace; thence northwards along the said Branch Trace passing along the eastern boundary of Mon Plaisir Estate (425a. Or. 13p.) to the point where it crosses the south bank of the Guayamare River; thence eastwards along the south bank of the said river to the point where it is crossed by Caroni Road also known as the Caroni South Bank Road; thence in a generally northerly direction along Caroni Road to El Carmen Branch Road; thence in a generally north-easterly direction along El Carmen Branch Road to the point where it crosses the south bank of the Caroni River; thence in a generally north-easterly direction along the south bank of the said river to the point at the confluence of the Caroni, the Aripo and the Cumuto Rivers (the easterly boundary of the County of St. George as described in section 2 of the Division of Trinidad Act, Chap. 26:01).

EAST —From the last point mentioned proceeding in a generally southerly direction along the eastern boundary of the County of St. George (as described in section 2 of the Division of Trinidad Act, Chap. 26:01), to the point at the junction of Tamana Road and Cumuto Main Road; thence in a generally southerly direction along Cumuto Main Road to the point where it crosses the northern boundary

of the Central Range Reserve; thence eastwards along the northern boundary of the Central Range Reserve to the point on Guaico-Tamana Road; thence in a generally southerly and then westerly direction along Guaico-Tamana Road to the point where it crosses the eastern boundary of the Central Range Reserve, thence southwards along the eastern boundary of the said Reserve to and along an imaginary straight line drawn due North from the junction of Mahangasingh Crown Trace and the Branch of Killdeer Crown Trace, thence proceeding southwards along the said imaginary straight line to the junction of Mahangasingh Crown Trace and the Branch of Killdeer Crown Trace; thence southwards along Mahangasingh Crown Trace to Tabaquite-Rio Claro Road; thence south-eastwards along the said road to the north-eastern corner of lands of Richard O'Connor (19a. 3r. 27p.); thence southwards along the eastern boundary of the said lands to its south-eastern corner of the Trinidad Government Railway Reserve formerly known as the Rio Claro Line, thence westwards along the said Railway Reserve to the point where it is crossed by San Pedro Road; thence southwards along the said road to San Pedro Trace; thence in a generally south-westerly direction along the said Trace to the north-eastern corner of lands of Augustin Valdez (9a. 3r. 16p.); thence westwards along the northern boundaries of the said lands and a contiguous parcel owned by the said Augustin Valdez to the point where it meets the east bank of the Poole River.

SOUTH —From the last mentioned point proceeding in a generally north-westerly direction along the northern bank of the Poole River to the point where it is crossed by St. John's Road; thence south-westwards along St. John's Road into and along St. John's Trace to Pascual Road; thence north-westwards along Pascual Road to Piparo Road; thence south-westwards along Piparo Road to the point where it crosses the north bank of the Guaracara River; thence in

a generally south-westerly direction along the north bank of the said river to the point where it is crossed by Solomon Hochoy Highway; thence proceeding in a generally westerly direction along the north bank of the Guaracara River to the point of its mouth at the sea coast.

WEST —From the last mentioned point proceeding in a generally northerly direction along the said sea coast to the point at the mouth of the Caparo River; thence proceeding in a generally easterly direction along the south bank of the Caparo River to its confluence with the Honda River to and along the south bank of the Caparo River to the point where it is crossed by the Caparo Valley-Brasso Road; thence continuing northwards along the Caparo Valley-Brasso Road to Railway Road; thence north-westwards along Railway Road to the point where it crosses a Railway Reserve formerly known as the Rio Claro Line; thence south-eastwards along the said Railway Reserve to the south-western corner of lands of Rampall (15a. Or. Op.); thence northwards along the western boundary of the said parcel of land to the point where it is crossed by Depot Road; thence in a generally easterly direction along Depot Road to Paul Augustus Road; thence in a generally northerly direction along Paul Augustus Road to Pokor Road; thence westwards along Pokor Road to Longdenville Local Road; thence northwards along Longdenville Local Road to Ragoonannan Road; thence eastwards along Ragoonannan Road to the point where it crosses the east bank of the Claire Le Riche River (Ghandia River); thence in a generally north-easterly direction along the east bank of the Claire Le Riche River (Ghandia River) to its confluence with the Cunupia River; thence in a generally north-westerly direction along the east bank of the Cunupia River to the point where it is crossed by the Southern Main Road; thence in a generally northerly direction along the Southern Main Road to the point at its junction with Mon Plaisir Road at the point of commencement.";

(f) renumbering items XII and XIII as VIII and IX respectively.

Consequential
amendments

16. The written laws set out in the first column of the Schedule to this Act are amended as set out in the Second Column of that Schedule.

SCHEDULE

<i>Law to be Amended</i>	<i>Amendments to be made</i>
PUBLIC HEALTH ORDINANCE Ch. 12. No. 4 section 2(1)	In paragraph (b) of the definition of "constable" delete the word "Force" and substitute the word "Service".
REPRESENTATION OF THE PEOPLE ACT section 2	<p>In the definition of "Municipality"—</p> <p>(a) delete the words "the Regional Municipality of Laventille, the Regional Municipality of San Juan, the Regional Municipality of Tunapuna, the Regional Municipality of Piarco" and substitute the words "the Regional Municipality of San Juan-Laventille, the Regional Municipality of Tunapuna-Piarco";</p> <p>(b) delete the words "the Regional Municipality of Mayaro, the Regional Municipality of Rio Claro" and substitute the words "the Regional Municipality of Mayaro-Rio Claro";</p> <p>(c) delete the words "the Regional Municipality of Tabaquite-Talparo, and the Regional Municipality of Couva", and substitute the words "the Regional Municipality of Couva-Tabaquite-Talparo".</p>

*Law to be Amended**Amendments to be made*

INTERPRETATION ACT

Chap. 3:01

section 82

In the definition of "Municipality"—

- (a) delete the words "the Regional Municipality of Laventille, the Regional Municipality of San Juan, the Regional Municipality of Tunapuna, the Regional Municipality of Piarco" and substitute the words "the Regional Municipality of San Juan-Laventille, the Regional Municipality of Tunapuna-Piarco";
- (b) delete the words "the Regional Municipality of Mayaro, the Regional Municipality of Rio Claro" and substitute the words "the Regional Municipality of Mayaro-Rio Claro";
- (c) delete the words "the Regional Municipality of Tabaquite-Talparo, the Regional Municipality of Couva" and substitute the words "the Regional Municipality of Couva-Tabaquite-Talparo".

Section 83

In the definition of "constable" delete the word "Force" and substitute the word "Service".

SUMMARY COURTS ACT

Chap. 4:20
section 15(1)

Delete the word "force" and substitute the word "service".

FIREARMS ACT

Chap. 16:01
section 7(1)

Delete the word "Force" and substitute the word "Service".

LITTER ACT

Chap. 30:52
section 16A(6)(b)

Delete the word "Force" and substitute the word "Service".

PRAEDIAL LARCENY

ACT Chap. 10:03
section 2

In the definition of "constable" delete the word "Force" and substitute the word "Service".

ELECTIONS AND
BOUNDARIES
COMMISSION (LOCAL
GOVERNMENT) ACT
Chap. 25:50
section 3

In paragraph (b) delete the word "thirteen" and substitute the word "nine".

FIRST SCHEDULE

Delete Part II and substitute the following Part—

“Part II

<i>No.</i>	<i>Name of electoral area</i>	<i>Description of electoral area</i>
1.	Diego Martin	The Regional Municipality of Diego Martin as described in the Municipal Corporations Act.
2.	San Juan-Laventille	The Regional Municipality of San Juan-Laventille as described in the Municipal Corporations Act.
3.	Tunapuna-Piarco	The Regional Municipality of Tunapuna-Piarco as described in the Municipal Corporations Act.
4.	Sangre Grande	The Regional Municipality of Sangre Grande as described in the Municipal Corporations Act.
5.	Mayaro-Rio Claro	The Regional Municipality of Mayaro-Rio Claro as described in the Municipal Corporations Act.

<i>No.</i>	<i>Name of electoral area</i>	<i>Description of electoral area</i>
6.	Princes Town	The Regional Municipality of Princes Town as described in the Municipal Corporations Act.
7.	Couva-Tabaquite-Talparo	The Regional Municipality of Couva-Tabaquite-Talparo as described in the Municipal Corporations Act.
8.	Penal-Debe	The Regional Municipality of Penal-Debe as described in the Municipal Corporations Act.
9.	Siparia	The Regional Municipality of Siparia as described in the Municipal Corporations Act".

Representation of
the People Act,
Chap. 2:01
First Schedule

Repeal and
substitute with
the following
Schedule—

"FIRST SCHEDULE

REGISTRATION AREAS

The City of
Port-of-Spain
The City of
San Fernando

REGISTRATION AREAS
—Cont'd

The Borough of
Arima

The Borough of
Point Fortin

The Borough of
Chaguanas

The Regional
Municipality of
Diego Martin

The Regional
Municipality
of San Juan-
Laventille

The Regional
Municipality of
Tunapuna-
Piarco

The Regional
Municipality
of Sangre
Grande

The Regional
Municipality
of Couva-
Tabaquite-
Talparo

The Regional
Municipality
of Mayaro - Rio
Claro

The Regional
Municipality of
Siparia

The Regional
Municipality of
Penal-Debe

The Regional
Municipality
of Princes
Town."

Passed in the House of Representatives this
24th day of June, 1992.

N. COX

Acting Clerk of the House

Passed in the Senate this 7th day of July, 1992.

J. SAMPSON

Acting Clerk of the Senate