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5th Session First Parliament Trinidad and Tobago  
15 Elizabeth II

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TRINIDAD AND TOBAGO

**Act No. 23 of 1966**

[L.S.]

AN ACT for the Incorporation of certain persons as Trustees of the Vishva Hindu Parishad of Trinidad and Tobago.

*[Assented to 19th August, 1966]*

BE IT ENACTED by the Queen's Most Excellent Majesty, <sup>Enactment</sup> by and with the advice and consent of the Senate and House of Representatives of Trinidad and Tobago, and by the authority of the same as follows :

**1.** This Act may be cited as the Vishva Hindu Parishad <sup>Short Title</sup> of Trinidad and Tobago Incorporation Act, 1966.

Interpretation  
of certain  
terms

2. In this Act "the Incorporated Trustees" mean the Incorporated Trustees of the Vishva Hindu Parishad of Trinidad and Tobago.

"the Territory" means Trinidad and Tobago.

"the Seal" means the Common Seal of the Incorporated Trustees of the Vishva Hindu Parishad of Trinidad and Tobago.

"the Advisory Council" means the Council consisting of the Superintendent Minister and the two Deputy Superintendent Ministers of the Vishva Hindu Parishad of Trinidad and Tobago for the government and administration of the said Parishad.

Incorporation  
of Trustees

3. Pundit Teeluck Dharry of Arouca, Pundit Sahadeo Doobay of Moruga and Pundit Simbhoo Tewari of Sangre Grande, and such other persons being members of the Advisory Council as may be appointed as Trustees by the Advisory Council and their successors in office as Trustees shall be and are hereby created a body corporate by the name of "The Incorporated Trustees of the Vishva Hindu Parishad of Trinidad and Tobago and by that name shall have perpetual succession and shall have and use a Common Seal which may from time to time be changed. Such Seal shall only be used in the presence of at least two of the Incorporated Trustees and shall not be changed except by resolution of the Advisory Council at a meeting held for the purpose, such resolution to be published in the Trinidad and Tobago Gazette as soon after such meeting as possible.

Messuages &c.,  
vested in  
Trustees

4. The Messuages, lands, buildings, tenements and hereditaments and all property real and personal of whatsoever nature now vested in any person or persons for and on behalf of or in trust for the Vishva Hindu Parishad of Trinidad and Tobago shall be and the same are hereby transferred to and vested in the Incorporated Trustees.

Power to  
acquire  
property

5. The Incorporated Trustees subject to the rules regulations and control of the Advisory Council may acquire by purchase, transfer, assignment, exchange, donation, demise, gift, bequest or otherwise real and personal property in the Territory or any estate or interest

therein and also any money, securities for any money, goods or chattels whatsoever and to take, hold and enjoy the same according to the nature and tenure thereof.

6. It shall be lawful for the Incorporated Trustees subject to such rules, regulations and control as aforesaid from time to time by deed under their Seal or otherwise according to the nature and tenure thereof to sell, demise, grant, convey, transfer, assign, exchange or otherwise dispose of any lands or other property which shall or may for the time being be or become vested in or which hereinafter be acquired or vested in them as aforesaid.

Trustees may  
dispose of  
property

7. It shall also be lawful for the Incorporated Trustees subject to such rules, regulations and control as aforesaid from time to time (a) to borrow money and for the repayment of the same by deed under their Seal to give and execute mortgages, charges, pledges or other securities of their real and personal property or to make any such arrangements as they may consider expedient with such covenants, powers and provisions as they may think proper and (b) to advance money on the security of any freehold or leasehold property, to accept surrenders and reconveyances and to enter into contracts.

Power to  
borrow money  
and give  
mortgages &c.

8. All deeds, documents, and other instruments requiring the seal of the Incorporated Trustees shall be sealed with the common seal in the presence of at least two of "The Incorporated Trustees" who shall sign every such deed, document or other instrument to which the common seal is affixed, and such signing shall be *prima facie* evidence that the seal was duly and properly affixed and that the same is the lawful seal of the Incorporated Trustees.

Mode of  
execution of  
documents

9. (1) "The Incorporated Trustees" shall at all times have a fixed address for service of documents on "The Incorporated Trustees" and such address and any change thereof shall be registered with the Registrar General.

Registration of  
address for  
service  
of documents  
and manner  
of service

(2) Any document may be served on "The Incorporated Trustees" by leaving the same at or by sending the same by registered post to the address as registered under subsection (1) of this section.

Power to  
make rules,  
regulations and  
bye-laws

10. The Advisory Council shall have and shall be deemed always to have had power to make and pass all rules, regulations, byelaws and resolutions necessary for the proper discharge of any of its functions or authorities under this Act.

Saving of  
Crown and  
other Rights

11. Nothing in this Act shall affect or be deemed to affect the rights of Her Majesty the Queen, Her Heirs and Successors or any bodies politic or corporate or of any other persons except such as are mentioned in this Act and those claiming by, through from or under them.

Passed in the House of Representatives this 22nd day of July, 1966.

G. R. LATOUR

*Clerk of the House of Representatives*

Passed in the Senate this 2nd day of August, 1966.

A. A. DARLINGTON

*Acting Clerk of the Senate*

# THE INSURANCE ACT, 1963

## Arrangement of Sections

### *Preliminary*

1. Short title, commencement and application.
2. Interpretation.

### **Part I**

#### ADMINISTRATION

3. Insurance Supervisor.
4. Supervisor to administer the Act.
5. Delegation by Supervisor.
6. Annual Report and Returns.
7. Supervisor may act as arbitrator.
8. Registers to be maintained by the Supervisor.

### **Part II**

#### REGISTRATION

9. Companies to which this Part does not apply.
10. Companies not to carry on insurance business unless registered.
11. Share capital and deposit necessary for registration.
12. Application for registration.
13. Application for registration by companies carrying on insurance business prior to the commencement of this Act.
14. Refusal of application.
15. Company to make deposit before registration.
16. Registration of foreign company.
17. Certificate of registration.
18. Notification of change in particulars specified in application.
19. Cancellation of registration.
20. Appeal.

#### *Deposits*

21. Prior deposits under Ch. 31. No. 19.
22. Amount and form of deposits.
23. Interest on deposits.
24. Certificate of deposit.
25. Increase of deposit where securities have depreciated.
26. Responsibility for lost securities.
27. Substitution and withdrawal of deposits.

#### *Statutory Funds*

28. Establishment of Statutory Funds.
29. Method of trusteeing.
30. Duties of trustees.

31. Investment of statutory funds.
32. Particulars of liabilities and assets with respect to fund.
33. Inaccurate or misleading particulars.
34. Company to furnish Supervisor with information.
35. Appeal against direction by Supervisor.
36. Assets in statement deemed to be assets of Statutory Fund.

*Investment and Prohibitions*

37. Investment requirements of statutory funds.
38. Local assets ratio.
39. Prohibitions.
40. Investments in corporate name only.

*Accounts, Balance-Sheets and Audit*

41. Separate accounts for each class of insurance business.
42. Apportionment of receipts and payments between insurance business and other business.
43. Apportionment of receipts and payments between various classes of insurance business.
44. Appreciation and depreciation of assets.
45. Accounts and balance sheets.
46. Audit.
47. Certificate as to apportionment.
48. Auditors.

*Documents to be furnished to the Supervisor*

49. Returns of policies.
50. Accounts, balance sheets, &c., to be signed and deposited.
51. Copies to be furnished.

*Investigations by the Supervisor*

52. Supervisor may demand information.
53. Power to make investigations.
54. Power to obtain information.
55. Divulging of information.
56. Action after completion of investigation.

*Judicial Management and Winding-Up*

57. Winding-up.
58. Application for judicial management.
59. Margin of solvency for general business.
60. Judicial management.
61. Cancellation of judicial management order.
62. Report by judicial manager.
63. Indemnity.
64. Decision of Court on report of judicial manager.

65. Transfer of business to another company.
66. Cancellation of contracts or agreements.
67. Procedure on winding-up.
68. Ascertainment of value of liability under policies.
69. Application of certain assets.
70. Liability of directors and officers.
71. Application of deposits.
72. Winding-up of part of business of company.

*Transfer and Amalgamation*

73. Transfer or amalgamation.
74. Preparation of scheme.
75. Submission, confirmation and effect of schemes.
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**Part III**

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78. Agents of Insurers.
79. Fraudulent representations.
80. Liability for unlawful contracts.
81. Advertisement.
82. Paying over of premiums to insurer.
83. Compensation for placing or negotiating.
84. Rebating.
85. *Bona fide* salaried employees.
86. Returns by insurers.
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89. Provisions as to valuations.
90. Payment of dividends and bonuses for statutory funds.
91. Distribution of surplus.

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92. Rates of premium.
93. Commissions and reduction of premiums.
94. Form of proposal.

- 95. Notice regarding proof of age.
- 96. Procedure where company declines to accept proof.
- 97. Mis-statement of age and non-avoidance of policy.
- 98. Minors.
- 99. Insurable interest

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- 100. Regulations for Assignments of policies.

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- 101. Interest of insured protected in certain cases.

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- 102. Application of Sections 103 to 108.
- 103. Paid-up policies.
- 104. Surrender of policies.
- 105. Relaxation of obligations as to surrender values.
- 106. Non-forfeiture of ordinary policies in certain cases of non-payment of premiums.
- 107. Non-forfeiture of industrial policies in certain cases of non-payment of premiums.
- 108. Treatment of debts on grant of paid-up policies.

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- 109. Probate or administration may be dispensed with in certain cases.
- 110. Death of holder of policy not being life insured.
- 111. Company not bound to see to application of moneys paid by it.
- 112. Power to pay money to Supervisor.
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- 114. Objection to policies.
- 115. Return of industrial policies and premium-receipt books after inspection.
- 116. Falsification.
- 117. Avoidance of policy by reason of particulars in proposal filled in by agent or servant of company.
- 118. Particulars to be set forth in policies.
- 119. Issue of premium-receipt books.
- 120. Premium-receipt book to show date to which premiums paid, &c.
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- 122. Certificate as to agents or guarantor's indebtedness not conclusive evidence thereof.

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- 123. Conversion into mutual companies.

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