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First Session Eighth Parliament Republic of Trinidad
and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 11 of 2003

[L.S.]

AN ACT to validate certain leases of State lands registered
under the Real Property Ordinance Ch. 27 No. 11 and
certain leases of State lands registered under the
Registration of Deeds Act, Chap. 19:06 and for
matters related thereto

[Assented to 19th March, 2003]

WHEREAS, prior to the commencement of the State Preamble
Lands (Amendment) Act, 2003, section 10(2) of the
State Lands Act provided, among other things, for

every lease of State lands to be delivered to the Registrar General for registration under the Real Property Ordinance (“the Ordinance”) with such other documents and fees as may have been prescribed:

And whereas certain leases of State lands were registered under the Ordinance:

And whereas the Ordinance does not provide for such registration of leases of State lands and the registration of those leases of State lands under the Ordinance is voidable:

And whereas, prior to the commencement of the State Lands (Amendment) Act, 2003, in contravention of section 10(2) of the State Lands Act, certain leases of State lands were registered under the Registration of Deeds Act (“the Act”):

And whereas it is desirable to validate the registration of the leases of State lands which was effected under the Ordinance and under the Act, respectively:

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

Short title **1.** This Act may be cited as the Leases of State Lands (Validation) Act, 2003.

Interpretation **2.** In this Act—

Chap. 19:06 “Act” means the Registration of Deeds Act;

Ch. 27 No. 11 “Ordinance” means the Real Property Ordinance.

Validation of certain leases registered under the Ordinance Act No. 10 of 2003 **3.** (1) A lease of State lands that was registered under the Ordinance after the 27th day of October, 2000 but before the commencement of the State Lands (Amendment) Act, 2003—

(a) is valid and lawful to the extent that it would have been valid and lawful had the Ordinance provided for such registration; and

(b) shall continue to be treated with, in accordance with the Ordinance,

and such treatment shall be valid and lawful to the extent that it would have been had the Ordinance provided for the registration of the said lease.

(2) Any act, omission, right, privilege, title, interest, duty, liability or proceeding arising out of a lease of State lands that was registered under the Ordinance after the 27th day of October, 2000 but before the commencement of the State Lands (Amendment) Act, 2003, is valid and lawful to the extent that it would have been valid and lawful had the Ordinance provided for the registration of the said lease.

4. (1) A lease of State lands that was registered under the Act after the 27th day of October, 2000 but before the commencement of the State Lands (Amendment) Act, 2003—
Validation of certain leases registered under the Act

(a) is valid and lawful to the extent that it would have been valid and lawful had the State Lands (Amendment) Act, 2000, not been enacted; and
Act No. 74 of 2000

(b) shall continue to be treated with, in accordance with Act,

and such treatment shall be valid and lawful to the extent that it would have been had the State Lands (Amendment) Act, 2000, not been enacted.

(2) Any act, omission, right, privilege, title, interest, duty, liability or proceeding arising out of a lease of State lands that was registered under the Act after the 27th day of October, 2000 but before the commencement of the State Lands (Amendment) Act, 2003, is valid and lawful to the extent that it would have been valid and lawful had the State Lands (Amendment) Act, 2000, not been enacted.

Penalties waived
Chap 76:01

5. Notwithstanding the Stamp Duty Act and any other written law to the contrary, no penalties shall be payable with respect to a lease of State lands that was executed before the commencement of the State Lands (Amendment) Act, 2003 and registered before the 30th day of June, 2003.

Passed in the Senate this 3rd day of December, 2002.

D. DOLLY
Clerk of the Senate

Passed in the House of Representatives this 7th day of March, 2003.

J. SAMPSON-JACENT
Clerk of the House