

TRINIDAD AND TOBAGO.

No. 28.—1921.

I ASSENT,

J. R. Chancellor

Governor.

19th May, 1921.

AN ORDINANCE to amend the Summary Conviction
Offences (Procedure) Ordinance, 1918.

19th May, 1921.]

BE it enacted by the Governor of Trinidad and Tobago
with the advice and consent of the Legislative Council
thereof as follows:—

1. This Ordinance may be cited as the Summary Conviction Offences (Procedure) Ordinance, 1921, and shall be read as one with the Summary Conviction Offences (Procedure) Ordinance, 1918, hereinafter called the Principal Ordinance. Short title and construction.

2. Section 139 of the Principal Ordinance, which reads as follows:— Amendment of s. 139 of Ord. 9-1918.

“139. If, on the day of hearing and at every
“ adjournment of the case, the appellant appears,
“ the Supreme Court shall, whether the

[*Price 2d.*]

“ respondent appears or not, proceed to the
 “ hearing or further hearing and the determina-
 “ tion of the case, and shall give judgment
 “ according to the very right of the case without
 “ regarding any imperfection or defect of form :
 “ Provided that if it appears or is proved to the
 “ Court that the appellant has not complied with
 “ the requirements hereinbefore contained with
 “ respect to the giving of notice of appeal and
 “ the serving of notice of reasons for appeal,
 “ the Court shall dismiss the appeal and affirm
 “ the decision, with or without costs of appeal
 “ against the appellant, as it may think fit”.

is hereby amended so as to read as follows :—

Procedure
 where
 appellant
 appears.

“ 139. If, on the day of hearing and at every
 “ adjournment of the case, the appellant appears,
 “ the Supreme Court shall, whether the
 “ respondent appears or not, proceed to the
 “ hearing or further hearing and the determina-
 “ tion of the case, and shall give judgment
 “ according to the very right of the case without
 “ regarding any imperfection or defect of form :
 “ Provided that if it appears or is proved to the
 “ Court that the appellant has not complied
 “ with the requirements hereinbefore contained
 “ with respect to the giving of notice of appeal
 “ the Court shall dismiss the appeal and affirm
 “ the decision, with or without costs of appeal
 “ against the appellant. The Court may, how-
 “ ever, in its discretion extend the time for
 “ service of notice of reasons for appeal upon
 “ such conditions as it may think fit”.

Court may
 allow amend-
 ment of notice
 of reasons for
 appeal.

3. Section 140 of the Principal Ordinance shall be read
 with the addition of the following proviso :—

“ Provided that where in the opinion of the Court
 “ other reasons for appeal than those set forth
 “ in the notice of reasons for appeal should
 “ have been given, or that the statement of
 “ reasons is defective, the Court in its discretion

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“ may allow such amendments of the notice of
“ reasons for appeal upon such conditions as to
“ service upon the respondent and as to costs
“ as it may think fit”.

Passed in Council this sixth day of May, in the year
of Our Lord one thousand nine hundred and twenty-one.

G. S. Owen
Clerk of the Council.