



TRINIDAD AND TOBAGO

No. 14—1954

[L.S.]

I ASSENT,

H. E. RANCE,
Governor.

20th March, 1954.

AN ORDINANCE to provide for the establishment of a Concert Hall and Community Centre and for the management and control thereof.

Commencement [25th March, 1954.]

Enactment ENACTED by the Governor of Trinidad and Tobago with the advice and consent of the Legislative Council thereof.

Short title 1. This Ordinance may be cited as the Community Centre Concert Hall Ordinance, 1954.

2. A Concert Hall and Community Centre to be called the Community Centre Concert Hall, (hereinafter referred to as the Hall), shall be established and maintained in the manner hereinafter set out, for the purpose of providing a centre for cultural and recreational activities in the Colony.

Concert Hall
and Community
Centre to be
established

3. For the purposes of this Ordinance there is hereby established a Board, which shall be responsible for the establishment, management, control and maintenance of the Hall.

Establishment
of Board of
Management

4. (1) The first members of the Board shall be—
Dr. Peter Rostant, M.B.E.,
Lt.-Col. Roy Alston, O.B.E.,
Edwin Lee Lum, Esq.,
Miss Georgiana Beckles, M.B.E., and
Norman Burgess, Esq.,

First members
of the Board

(hereafter in this section referred to as the original nominees), together with two persons to be appointed by the Governor.

(2) One of the persons appointed by the Governor under subsection (1) of this section shall hold office for one year, and the other shall hold office for two years, the respective terms being specified by the Governor at the time of appointment.

(3) At the end of the third year, three of the original nominees, or persons appointed to fill any of their places as provided for in subsection (4) of this section, shall be eligible to continue in office for a further period of one year, and the remainder shall retire from office. If the members shall be unable to agree among themselves as to who shall retire under this subsection, the person or persons due to retire shall be determined by lot.

(4) If at any time within the first three years any of the original nominees of the Board shall die or resign or shall for any other reason vacate office, it shall be lawful for the remaining members of the Board to appoint some person to fill the place of the person whose office has become vacant; and for the purposes of this section, any person so appointed shall stand in the same position as if he were an original nominee of the Board.

(5) On the retirement of the specified number of the original nominees as provided for in subsection (3) of this section, the existing members of the Board shall elect to membership of the Board such additional number of persons as will bring the membership to five, exclusive of the appointments made or to be made by the Governor.

Constitution
of Board

5. (1) Subject to the provisions of section 4 hereof, the Board shall consist of seven members, and shall be constituted as follows:—

- (a) two persons appointed by the Governor;
- (b) five members elected in accordance with the provisions of subsection (3) of this section.

(2) Except as otherwise specified for the purposes of section 4 hereof, every person appointed or elected to be a member of the Board shall hold office for three years from the date of his appointment or election, and shall then retire,

(3) On the retirement of any member of the Board, the vacant place shall be filled—

- (a) in respect of an office falling under paragraph (a) of subsection (1) of this section, by the Governor;
- (b) in respect of the office of any other member of the Board, by the existing members of the Board.

(4) A retiring member of the Board shall be eligible for re-appointment or for re-election.

(5) Any member of the Board who shall be absent from the Colony for more than twelve months without leave of the Board shall vacate his office.

Temporary
vacancies
on Board

(6) In the event of a vacancy occurring in the office of any member of the Board, whether through death, resignation or any other cause, the vacancy may be filled in the manner prescribed for the filling of vacant places, in subsection (3) of this section; and the person so appointed or elected shall hold office for the unexpired residue of the term of the member to whose place he has been appointed or elected as the case may be.

(7) The Board may grant leave of absence to any of its members.

(8) If any member of the Board is temporarily prevented by illness or any other cause from exercising his functions as a member of the Board, the Governor or the Board, as the case may be, may, in accordance with the provisions contained in subsection (3) of this section for the filling of vacant places, appoint or elect some other person to act in his stead for the period of such illness or incapacity.

(9) The Board shall be deemed to be properly constituted for all purposes notwithstanding any vacancy in its membership, provided that a quorum can be obtained.

6. For the purposes of the transactions of the Board and the ^{Working year} term of office of its members, the year shall commence on the first day of May and end on the thirtieth day of April next ensuing.

7. (1) Four members of the Board shall constitute a quorum ^{Quorum} at meetings of the Board.

(2) The Board shall hold at least two meetings in every year, the first of which shall be in the month of June and one in the month of January; subject thereto, meetings of the Board shall be convened at such time and place as the Chairman, or in his absence or incapacity, the Secretary, shall appoint.

(3) The Board shall, at their first meeting, and at their first meeting in every year, elect one of their members to be Chairman.

(4) In the absence of the Chairman at any meeting of the Board, the members present shall elect one of their number to be Chairman for the meeting.

(5) The Chairman shall have both an original and a casting vote.

8. The Board is hereby created a body corporate, by the ^{Incorporation of Board} name of the Community Centre Concert Hall Board, and by such name shall have perpetual succession, and may sue and be sued in all courts of justice by such name, and shall have and use a common seal which may from time to time be changed in accordance with the rules of the Board.

9. All documents requiring the seal of the Board shall be ^{Mode of execution of documents} sealed with its common seal in the presence of the Chairman, and if the Chairman is not available, a member of the Board nominated by the Board for the purpose, and the Secretary, who shall both sign every such document; and such signing shall be *prima facie* evidence that the said seal was duly affixed and that the same is the lawful seal of the Board.

10. Subject to the provisions of any law for the time being ^{Power of Board to acquire and deal with real and personal property} in force the Board shall have power—

- (a) to acquire by purchase, transfer, donation, exchange, demise, bequest, grant, gift, conveyance or howsoever otherwise and hold any real or personal property or any estate or interest therein;
- (b) to accept surrenders and reconveyances and to enter into contracts;

(c) to sell, demise, mortgage or otherwise dispose of or deal with, any property which may from time to time be vested in or acquired by the Board.

Certain moneys
to vest in the
Board

11. All moneys collected by public subscription before the commencement of this Ordinance towards the establishment of a community centre and concert hall by the Committee appointed for the purpose under the chairmanship of Mrs. Robert Johnstone are hereby vested in the Board.

Appointment
of Officers
and servants

12. The Board shall have power to appoint a Secretary and such other officers and servants at such remuneration and on such terms and conditions as the Board may think fit.

Application of
Funds of
Board

13. The funds of the Board shall be applied to the establishment, management, control and maintenance of the Hall, to the remuneration of the Secretary and the other officers and servants of the Board, and to the discharge of all liabilities incurred by the Board in the exercise of its powers or in the performance of its duties or functions.

Committee of
Management

14. The Board shall appoint a Committee of Management, consisting of seven persons, for the purpose of advising and assisting them in the management and control of the Hall, and may delegate to them such powers and functions as the Board shall think fit.

Bye-laws

15. (1) The Board may make bye-laws for the management, control and use of the Hall, and, without prejudice to the generality of the foregoing, may by such bye-laws provide for all or any of the following matters :—

(a) the days and hours during which, and the conditions under which the general public may be admitted into the Hall or its premises or any part thereof;

(b) the manner in which the various entrances, passages, staircases and outbuildings of the Hall may be used;

(c) the exclusion or removal from any part of the Hall or its premises or any part thereof of any person or class of persons whom the Board may consider undesirable, or who may have committed a breach of any bye-law, or otherwise misconducted himself in the Hall, its premises or any part thereof;

(d) the prescribing of fines, not exceeding forty-eight dollars in each case, to be imposed for breaches of any bye-law;

(e) any other matter or thing which the Board may consider necessary for, or conducive to, the good management and control of the Hall and the securing of its orderly use by persons lawfully resorting thereto.

(2) All such bye-laws shall be subject to the approval of the Legislative Council and if approved shall be published in the *Royal Gazette*; and all penalties for their infringement shall be recovered on summary conviction before a Magistrate or Justice in the manner provided by the Summary Courts Ordinance. Ch. 3. No. 4

16. Subject to the provisions of this Ordinance, the Board ^{Rules} may make rules—

- (a) providing for the proper conduct of its proceedings, the discharge of its duties, and the performance of its functions;
- (b) relating to its common seal ;
- (c) prescribing the duties of officers and servants of the Board and their conditions of employment;
- (d) prescribing and regulating the constitution, duties and procedure of the Committee of Management, and the tenure of office of its members, and delegating to the Committee of Management such of the Board's duties and functions of management and control of the Hall as the Board considers expedient.

17. The accounts of the Board shall be audited in the month ^{Accounts} of May each year, and shall be displayed on the premises of the Hall in a conspicuous place for two weeks in every year as soon as possible after audit.

18. No matter or thing done by the Chairman or any other member of the Board or of the Committee of Management shall, if the matter or thing be done *bona fide* for the purpose of executing any provision of this Ordinance, render such Chairman or other member personally responsible to any action, liability, claims or demand whatsoever. Protection from liability of members of Board and Committee

19. Nothing in this Ordinance shall affect or be deemed to affect the rights of Her Majesty, Her heirs or successors, or any bodies politic or corporate or of any other persons except such as are mentioned or referred to in this Ordinance and those claiming by, through, from or under them. Saving of rights of Crown and of others

Passed in Council this fifth day of March, in the year of Our Lord one thousand nine hundred and fifty-four.

T. F. FARRELL

Clerk of the Council