



TRINIDAD AND TOBAGO

No. 2—1961

[L.S.]

I ASSENT,

SOLOMON HOCHOY

*Governor.*

2nd March, 1961.

AN ORDINANCE to amend the Aid to Pioneer Industries Ordinance.

[6th April, 1961.]

Commencement.

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

Enactment.

1. This Ordinance may be cited as the Aid to Pioneer Industries (Amendment) Ordinance, 1961, and shall be read as one with the Aid to Pioneer Industries Ordinance, hereinafter referred to as the Principal Ordinance.

Short title.

Ch. 33. No. 3.

Section 2 of  
Principal  
Ordinance  
amended.

2. Section 2 of the Principal Ordinance is amended—  
(a) by inserting before the definition of “pioneer factory”  
the following definition :

“ “Minister” means the member of the Cabinet  
for the time being charged with the adminis-  
tration of the subject of industry;”;

- (b) by inserting after the definition of “pioneer enterprise”  
the following new definition :

“ “Territory” means Trinidad and Tobago.”

Section 5 of  
Principal  
Ordinance  
amended.  
(Sec. 3. Ch. 33  
No. 1, Supp.  
Vol. I, 1951-  
1953).

3. Section 5 of the Principal Ordinance is amended by  
substituting the word “Minister” for the words “Governor in  
Council” in subsection (1) thereof.

Section 9 of  
Principal  
Ordinance  
amended.

4. Section 9 of the Principal Ordinance is amended—

- (a) as to subsections (1) and (2)—

(i) by substituting the word “Minister” for the  
words “Colonial Secretary” wherever these  
words occur;

(ii) by substituting the words “Caribbean countries”  
for the word “Colonies” wherever that word  
occurs;

- (b) by repealing subsection (3) and by substituting  
therefor the following new subsection:—

“(3) The Caribbean countries contemplated  
by this section are the Unit Territories com-  
prising the Federation of the West Indies, the  
British Virgin Islands, the Bahamas, British  
Guiana and British Honduras.”

Sections 9A and  
9B added to  
Principal  
Ordinance.

5. The following new sections are added immediately after  
section 9A of the Principal Ordinance:—

“Transfer of  
pioneer  
manufacturer  
status.

9A. (1) In the circumstances described in subsection  
(2) of this section, the Minister in his discretion may  
by order transfer the status of a pioneer manufacturer  
in respect of a pioneer factory to another person and  
thereupon all the rights, privileges, benefits, immuni-  
ties, duties and obligations conferred and imposed by  
or under this Ordinance upon the pioneer manufac-  
turer are hereby conferred and imposed upon that  
other person in all respects as though that other person  
and not the pioneer manufacturer had been named in  
the order of the Governor in Council under section 4  
of this Ordinance in respect of that pioneer factory.

(2) An order under this section may be issued by the Minister—

- (a) where a person conveys the pioneer factory in respect of which he is the pioneer manufacturer to a company incorporated under the Companies Ordinance to own, operate and manage the pioneer factory, either as the sole object of the company or as one of the objects of the company;
- (b) where a person conveys as a going concern the pioneer factory in respect of which he is the pioneer manufacturer to a purchaser who intends to continue the operations of the pioneer factory;
- (c) where a pioneer factory becomes vested in a person other than the pioneer manufacturer by operation of law or by reason of the death of the pioneer manufacturer; or
- (d) where in the opinion of the Minister in any case not elsewhere provided for by this subsection it would be equitable or in the public interest to transfer the pioneer manufacturer status in respect of an operating pioneer factory.

(3) Before making an order under this section, the Minister may require the person acquiring the pioneer factory and, where the Minister considers it expedient to do so the pioneer manufacturer, to comply with such conditions and to give such undertakings and assurances in such form as the Minister may consider advisable in the public interest.

Change of  
name of  
pioneer  
manufacturer.

9B. Where a pioneer manufacturer changes his trade name or where the pioneer manufacturer is an incorporated company and the corporate name of the company is changed, the Minister in his discretion may, by order published in the *Royal Gazette*, direct that any orders, licences and documents issued to or in respect of the pioneer manufacturer under or pursuant to this Ordinance and enumerated in the Order of the Minister, be altered to indicate the new trade name or new corporate name of the pioneer manufacturer, and all such documents shall be altered accordingly."

6. Section 10 of the Principal Ordinance is amended by substituting the word "Minister" for the words "Colonial Secretary" in paragraph (b) of subsection (1) thereof.

Section 10 of  
Principal  
Ordinance  
amended.

"Territory"  
replaces  
"Colony".

7. The Principal Ordinance is amended by substituting the word "Territory" for the word "Colony" wherever the latter word is used in the Principal Ordinance.

Passed in Council this 13th day of January, in the year of Our Lord one thousand nine hundred and sixty-one.

G. R. LATOUR  
*Clerk, Legislative Council*