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1st Session First Legislature Trinidad and Tobago  
11 Elizabeth II

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TRINIDAD AND TOBAGO

**Act No. 18 of 1962**

[L.S.]

AN ACT to provide for the incorporation of certain persons into a body to be known as the Incorporated Trustees of the Trinidad and Tobago Association in Aid of the Deaf and matters incidental thereto.

[Assented to 30th August, 1962]

Commencement

WHEREAS there has been established in the Territory of Trinidad and Tobago an Association now known as the "Trinidad and Tobago Association in Aid of the Deaf" (hereinafter referred to as "the Association"), with the Constitution set out in the First Schedule hereto;

Preamble.

And whereas by a resolution of the Association passed on the Seventeenth day of February in the year of Our Lord, 1961, it was resolved that Donald McBride, Esquire, O.B.E., Miss Audrey Jeffers, O.B.E., The Venerable Archdeacon Frederick Robert Banks, O.B.E., Henry Hudson Phillips, Esquire, LL.B., Q.C., Alec Darrell Jardine, Esquire, L.S., and Raymond Anthony Wright, Esquire, A.C.I.S., and their successors in office be incorporated as Trustees of the Association with power, among other things, to acquire, hold and deal with land and other property in the said Territory in trust for the Association:

**Enactment** BE IT ENACTED by The Queen's Most Excellent Majesty, 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:—

**Short Title.** 1. This Act may be cited as the Trinidad and Tobago Association in Aid of the Deaf (Incorporation of Trustees) Act, 1962.

**The Incorporation of Trustees.** 2. The said Donald McBride, Audrey Jeffers, Frederick Robert Banks, Henry Hudson Phillips, Alec Darrell Jardine and Raymond Anthony Wright and their successors in office as such Trustees as aforesaid shall be and are hereby created a body corporate by the name of "The Incorporated Trustees of the Trinidad and Tobago Association in Aid of the Deaf" (hereinafter called "The Incorporated Trustees") and by that name shall have perpetual succession, and also by that name shall and may sue and be sued in all Courts of Justice in the Territory of Trinidad and Tobago and elsewhere and shall have and use a common seal which may from time to time be changed by the Association.

**Messages &c. vested in Trustees.** 3. There shall be transferred to and vested in The Incorporated Trustees all and several the messuages, lands, buildings, tenements and hereditaments specified in the Second Schedule to this Act now vested in Donald McBride for and on behalf of the Association and all other property (both real and personal) of whatsoever nature now vested in any person or persons for and on behalf of the Association.

**Power of Incorporated Trustees to acquire property.** 4. The Incorporated Trustees shall have full power (subject to the rules regulations and control of the Association) to acquire for the Association by purchase, transfer, assignment,

donation, exchange, demise, gift, devise, bequest, grant, conveyance or otherwise any real or personal property of any kind whatsoever in the said Territory or elsewhere or any estate or interest therein and to take, hold and enjoy the same.

5. It shall be lawful for The Incorporated Trustees subject to such rules regulations and control aforesaid from time to time by deed under their seal to sell or demise, grant, convey, exchange or otherwise dispose of and deal with all property (real as well as personal) which may be vested in or may from time to time be vested in or have been acquired by them as such Trustees.

Power of Incorporated Trustees to dispose of property.

6. It shall be lawful for The Incorporated Trustees subject to the rules, regulations and control of the Association from time to time 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 or personal property, and to make such arrangements as they may consider expedient, with such covenants, powers and provisions as they may think proper.

Power of Incorporated Trustees to borrow money and give mortgages.

7. 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 sealing shall be *prima facie* evidence that the said seal was duly and properly affixed and that the same is the lawful seal of The Incorporated Trustees.

Mode of execution of documents.

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

Service of documents on The Incorporated Trustees.

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

9. The provisions of the Interpretation Act, 1962, shall as far as possible apply in the construction of this Act and of every section thereof. And, without prejudice to the generality of what is herebefore enacted in this section of this Act, but subject, nevertheless, to the express provisions of this Act and to the

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Saving of  
Crown and  
other rights.

constitution of the Association and to any rules, regulations and bye-laws made and resolutions passed thereunder, it is more particularly hereby provided that nothing enacted in sections 2, 3, 4, 5, 6 and 7 of this Act shall in any way derogate from section 19 of the said Interpretation Act, 1962.

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

### FIRST SCHEDULE

#### THE TRINIDAD ASSOCIATION IN AID OF THE DEAF

#### CONSTITUTION

##### Article 1 :

##### NAME

The name of the Association shall be The Trinidad Association in Aid of the Deaf.

##### Article 2 :

##### AIMS AND OBJECTS

(a) To aid and improve the educational, industrial and social conditions of the Deaf and Dumb of the Colony of Trinidad and Tobago.

(b) To encourage and aid scientifically approved efforts for the prevention of deafness and the conservation or restoration of speech and hearing.

(c) To maintain and administer the affairs of any schools or kindred institutions which the Association may establish from time to time for the oral and vocational or other training of deaf and dumb children of this Colony.

(d) To assist the deaf and dumb to obtain and retain employment.

(e) To encourage and carry on any other activities that may be to the benefit and the interest of the deaf and dumb in this Colony.

##### Article 3 :

##### PATRONS AND MEMBERS

(i) Membership in the Association shall consist of the following classes of persons elected by the Executive Board.

A. Active Members.

B. Honorary Members.

C. Patrons.

(ii) Active Members shall make a regular annual contribution to the funds of the Association of not less than five dollars (\$5.00).

They shall be elected by the Executive Board.

(iii) Honorary Membership in the Association may be granted to anyone who has been an active member for meritorious service in the work of the Association or to any distinguished person interested in the work of the Association. Honorary Members shall be elected by a unanimous vote of the Executive Board.

(iv) Patrons: The Executive Board of the Association may by a unanimous vote elect as patrons distinguished persons who are interested in the work of the Association.

*Article 4 :*

MANAGEMENT

The Management of the Association and the general conduct and direction of its affairs and its finance shall be vested in an Executive Board (hereinafter sometimes called the Board) comprising the Chairman, the Vice-Chairman, the Honorary Secretary (hereinafter called the Secretary) the Honorary Treasurer (hereinafter called the Treasurer), and twelve other active members of the Association.

The Board may at any Regular Meeting fill from the Active Members any vacancy in its own membership for the unexpired term of such vacant office.

*Article 5 :*

ELECTION OF OFFICERS

The Members of the Executive Board shall be elected at the Annual Meeting of the Association, and shall hold office until a new Board is appointed at the next Annual Meeting.

*Article 6 :*

ACCOUNTS

The fiscal year of the Association shall commence on the first day of January and end on the last day of December in each year.

*Article 7 (a):*

The Books and Accounts of the Association shall be kept by the Treasurer and shall be audited annually by a competent accountant whose report shall be presented at each Annual Meeting.

*Article 7 (b):*

The income and property of the Association shall not be distributed among its members but shall be utilised solely for the operation and working of the Association. In the event of the Association going into liquidation, all funds and proceeds of the Association shall be given or transferred to some other institutions having objects similar to the objects of the Association.

## Article 8 :

## MEETINGS

(a) The Annual Meeting of the Association shall be held during the first quarter of each year, at a time and place to be determined by the Board : Due Notice shall be given to each member at least seven (7) days prior to such Meeting.

(b) Special Meetings of the Association may be called at any time by the Chairman or Vice-Chairman or Secretary or upon written request of any five members of the Association.

(c) Due Notice of every Annual or Special Meeting of the Association shall be given at least seven (7) days prior to the date of meeting by letter or through the press.

(d) Regular Meetings of the Board shall be held every Second month of the year.

(e) Special Meetings of the Board may be called at the instance of the Chairman, Vice-Chairman or Secretary or on the written request of three members of the Board.

(f) No business shall be conducted at any Meeting other than that for which the meeting has been called, save and except with the consent of a majority of those present at such meeting.

(g) The non-receipt of a notice of a meeting by a member or officer or the failure of a member or officer to receive such notice on time shall not invalidate the proceedings of any meeting.

## Article 9 :

## DUTIES OF OFFICERS

(a) The Chairman shall preside at all meetings of the Association and of the Board; and he shall be *ex-officio* a member of all Committees.

(b) It shall be the duty of the Vice-Chairman to perform the duties of the Chairman in the event of his absence or his inability to attend to the affairs of the Association.

(c) The Treasurer shall receive and deposit to the credit of the Association in a Bank approved by the Board all funds of the Association, and shall make all disbursements of every amount over ten dollars (\$10.00) by cheque which shall be signed by him and the Secretary or the Chairman or the Vice-Chairman. Provided, however, that small items for postage, telegrams, &c. or any other amounts authorised by the Board may be paid from Petty Cash by the Treasurer instead of by Cheque.

(d) The Treasurer shall also keep such books of account as may be prescribed from time to time by the Board, and shall submit at each meeting of the Board a report of receipts and disbursements since the last meeting of the Board and of cash on hand and in Bank, and these reports shall be incorporated in the Minutes of the Meetings of the Board.

(e) The Secretary shall attend to all correspondence pertaining to the affairs of the Association, and shall make and keep a report of all the proceedings of all meetings of the Association, and of the Board and Committees.

*Article 10 :*

## COMMITTEES

(i) The Executive Board may at any time and from time to time appoint standing Committees or any other Committees whatsoever which it may deem necessary or advisable in the interests of the Association and shall define the duties of every such Committees.

*Article 11 :*

## QUORUMS

(i) Four members of the Executive Board shall constitute a Quorum.

(ii) Fifteen Active Members of the Association shall constitute a Quorum at any Annual or Special Meeting.

*Article 12 :*

## AMENDMENTS

This Constitution may be amended at any Annual or Special Meeting of the Association : Copy of the proposed amendment or amendments shall be submitted to the Executive Board in time such as to enable the Board to notify members of the proposed amendment or amendments and to circulate the same at least fourteen (14) days prior to the date of such meeting.

Proposed and adopted at a Special Meeting of the Association held at the Royal Victoria Institute, Port-of-Spain, this 18th day of May, 1945.

D. McBRIDE

*Chairman*

S. SCIPIO POLLARD

*Secretary*

## SECOND SCHEDULE

## PART I

*All and Singular* that certain parcel of land situate in the Ward of St. Ann's, in the County of St. George in the Island of Trinidad comprising 12,182 square feet (more or less), and abutting on the North upon the Cascade Road and upon lands reserved on the South upon the Cascade River on the East upon lands of one J. A. V. Harper and upon the Cascade River and on the West upon lands formerly of W. C. Ross now Figeroux and upon lands reserved together with the buildings standing thereon and which said parcel of land is delineated and coloured pink on the Plan marked "A" and annexed to the Deed of Conveyance of the said property.

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**PART II**

*All and Singular* that parcel of land situate in the Ward of St. Ann's, in the Island of Trinidad comprising Ten Acres Two Roods and Twenty-six Perches be the same more or less, delineated in the Diagram attached to the Crown Grant in Volume LV Folio 149 and bounded on the North by the Cascade River and by lands of Manuel Gomez Jardine on the South by lands of Eugene Henry and by a Ridge of Hills on the East by the Cascade River by lands of Manuel Gomez Jardine and by a Ridge of Hills and on the West by the Cascade River and by lands of Eugene Henry, and also described in Certificate of Title registered in Volume CDXIII Folio 579.

Passed in the House of Representatives this Tenth day of August, 1962.

**J. P. OTTLEY**

*Acting Clerk of the House of Representatives*

Passed in the Senate this Twenty-fifth day of August, 1962.

**J. E. CARTER**

*Acting Clerk of the Senate*