

No. 16.—1879.

1st October.

AN ORDINANCE for giving facilities for the Manufacture of Cordials and other Compounds.

(L.S.) HENRY T. IRVING.

7th October, 1879.

WHEREAS it is expedient that the law as to the manufacture of cordials and other compounds in the preparation whereof spirits are used should be amended: Be it enacted by His Excellency the Governor, by and with the advice and consent of the Legislative Council, as follows:—

Short title.

1. This Ordinance may be cited for all purposes as "The Manufacture of Cordials Ordinance, 1879."

Interpretation.

2. In this Ordinance

The word "spirits" means rum or other spirits:

The word "compound" means any cordial or other thing in the manufacture whereof rum or any other spirit is combined with any other ingredient:

The words "certified premises" mean any house, building or yard in respect of which a certificate is granted under this Ordinance:

The words "supervisor of the district" mean the supervisor of the district within which such certified premises are situated.

Entering and certifying premises.

3. Any person desirous of manufacturing any compound may make entry with the Receiver General in writing of the local description of the premises in which the manufacture of such compound is to be carried on, and the name of such compound and such entry shall be signed by every person by whom such manufacture is to be carried on, or by his attorney or agent duly authorised in that behalf; and the Receiver General, on such entry being made, may deliver to the person making such entry a certificate in writing under the hand of the Receiver General of such entry having

been made, which certificate may be in the form in the schedule to this Ordinance: Provided always that any person who retails or assists in the retailing of spirits in any certified premises shall forfeit and pay the sum of one hundred pounds. The Receiver General shall not deliver a certificate in respect of any premises pursuant to this section unless both the following requirements are satisfied (that is to say):

1. Unless the Receiver General is satisfied that such premises are not used or intended to be used for the purpose of selling spirits by retail; and
2. Unless such premises are fenced and enclosed to the satisfaction of the Receiver General so as to preclude access except by such entrance or entrances as the Receiver General appoints.
4. Where any change in the persons or firm carrying on such manufacture takes place by death, retirement, admission of a new partner or otherwise, a fresh entry shall be made by the persons carrying on such manufacture within ten days next after the change has taken place, and at the expiration of such ten days if no such fresh entry is made every person engaged in carrying on such manufacture shall be liable to a penalty of ten pounds for every day during which such manufacture is carried on. Fresh entries.
5. It shall be lawful for any person carrying on any such manufacture in any certified premises, on a permit first granted and signed by the supervisor of the district, to receive into such certified premises any spirits manufactured in this Island or imported into this Island without payment of any duty on the same. Admission of spirits into certified premises.
6. No such permit shall be granted except on a request note subscribed by the person or one of the persons carrying on such manufacture, or his or their agent, specifying the numbers, marks and contents of the casks containing such spirits, and the name of the plantation, distillery, place or warehouse from which the same are to be removed. Permit for admission.
7. No compound manufactured in any certified premises shall be removed from the same except on a Permit for removal.

permit first granted and signed by the supervisor of the district on a request note subscribed by the person or one of the persons carrying on such manufacture, or his or their agent, specifying the numbers of the boxes or packages containing the same, and the contents in gallons of every such box or package, and, if the same is to be consumed in this Island, the name and residence of the person to whom the same is to be sent out, and if the same is to be exported or warehoused for exportation, the name of the ship or vessel by which the same is to be exported or of the warehouse at which the same is to be warehoused for exportation.

Form of permit.

8. Every such permit shall be made to correspond in respect of the particulars above mentioned with the request note on which the same is granted, and a reasonable time shall be limited and specified on every such permit within which the same is to be in force, and no permit shall be valid or of any effect if the same is granted on any request note not made conformably to the direction of this Ordinance, and all spirits or compounds received into or sent out of any certified premises without such permit as aforesaid together with the casks, vessels and other packages containing the same, and all boats and other vessels, and the horses and other cattle and carriages made use of in the removal or conveyance thereof shall be forfeited, and may be seized by any officer of excise.

Presence of officer at reception and removal.

9. No spirits shall be received into any certified premises, and no compound manufactured on any such premises shall be sent out of the same, except in the presence of an officer of excise, who shall endorse on such permit the time when such spirits or compound are so received or sent out, and shall sign his name at the foot of such permit and return the same to the supervisor by whom such permit has been granted.

Package of compound.

10. No compound shall be sent out of any certified premises except in boxes or packages on each of which are marked in legible characters the name of such compound, the number of the bottles or vessels, and the quantity in gallons of such compound contained in every such box or package.

11. It shall be lawful for any officer of excise to open and examine the contents of any box or other package for the removal of which a permit is granted, and if the quantity of the compound contained in any such box or package exceeds the quantity mentioned in such permit, such box or other package and the contents thereof shall be forfeited, and may be seized by any officer of excise.

Examination
of packages.

12. On all compounds removed from any such premises for consumption in this Island, there shall be raised, levied and paid a duty equal to the duty to which spirits manufactured in this Island at the time of such removal are subject; and such duty shall be paid into the Colonial Treasury before the permit is issued.

Inland duty
on compound.

13. On all compounds removed from any such premises and exported from this Island there shall be raised, levied and paid the export duty to which rum is at the time of such removal subject; and such duty shall be paid before the same is cleared for exportation.

Export duty
on compound.

14. Every person carrying on any manufacture of compound in any certified premises shall keep in some public and open part thereof a book in such form as may be approved of from time to time by the Receiver General, and which shall be open at all times to the inspection of the supervisor of the district and of all officers of the excise, and shall enter in such book, in the proper columns prepared for such purposes respectively, a true and particular account of the quantity of all spirits received into such premises, and the numbers and marks of the casks or vessels containing the same, the days on which, and the dates of the permits under which, the same have been received, and also a true and particular account of the quantity of all compounds sent out from the same premises, the description, number and contents of the boxes or packages in which and the day on which the same have been sent out, and the dates of the permits under which the same have been sent out, and shall distinguish whether the same have been sent out for exportation, and the names of the persons to whom the same have been sent out for con-

Book to be
kept in
certified
premises.

sumption in this Island, or the name of the vessel by which the same have been exported, or the warehouse in which the same have been warehoused for exportation. Every person who neglects to keep the book required by this section to be kept in the manner and form before mentioned, or who neglects to make in such book any of the entries by this section required to be made therein, shall for every day on which such neglect is committed or continues forfeit the sum of ten pounds.

Penalty for
deficiency of
spirits.

15. If at any time on charging against any certified premises the quantity of spirits received therein less nine and one half per cent. allowed for loss in process of manufacture, and allowing also in discharge the quantity of spirits removed therefrom on permits granted by the supervisor, the balance exceeds the quantity of spirits actually on such certified premises, the person or persons entered in respect of such premises shall pay the excise duty on such excess, and shall be further liable to a penalty of one hundred pounds in respect of each of the persons so entered, unless the discrepancy be accounted for to the satisfaction of the Receiver General.

Entry by
officers.

16. It shall be lawful for any officer of excise at all times by night or by day to enter into any certified premises and to gauge and take an account of all spirits in or upon such certified premises, and if any officer of excise or any person acting in his aid and assistance is hindered, obstructed or prevented by any person carrying on such manufactory, or by any servant or other person employed in such manufacture from entering, or is not permitted to enter into any house, out-house, or other place of, or belonging to, or made use of for the purpose of such manufacture, or having entered is hindered, obstructed or prevented from doing or executing any part of his duty in the execution of this Ordinance, the person carrying on such manufacture, or if there be more than one such person each of the persons carrying on such manufacture, shall for every such offence forfeit the sum of one hundred pounds. Every person hindering, obstructing or preventing as

aforesaid shall for every such offence forfeit and pay the sum of twenty pounds.

17. In case any supervisor or officer of excise after having demanded admittance into any such certified premises, and having declared his name and business at the gate or entrance door, or at any window of such certified premises, is not immediately and without delay admitted into such premises, the person carrying on such manufacture, or if there be more than one such person, each of such persons shall for every such offence forfeit the sum of two hundred pounds; and if such supervisor or officer of excise is not immediately and without delay admitted into such certified premises after having so demanded admittance, it shall be lawful for such supervisor or officer of excise, or any person or persons acting in his aid or assistance, at all times as well by night (if in the presence of a constable) as by day to break open by force any of the doors or windows, or break through any of the walls of such certified premises in order to enter such premises.

Penalty on
refusing to
admit officer.

18. All penalties and forfeitures under this Ordinance may be sued for, recovered, levied and enforced according to the provisions of the Ordinance 16 of 1848, intituled "An Ordinance to regulate the mode of proceeding for the recovery of penalties and forfeitures under an Ordinance entitled 'An Ordinance to raise a duty on rum and other spirits manufactured in the Colony.'"

Recovery of
penalties.

19. "The Manufacture of Cordials Ordinance 1874" is hereby repealed: Provided that such repeal shall not affect anything done, or any right accrued, or penalty, liability or forfeiture incurred, or proceedings begun or had before the commencement of this Ordinance, or any remedy in respect of any such thing, right, penalty, liability, forfeiture or proceedings.

Repeal of
Ordinance 15
of 1874.

Passed in Council this first day of October, in the year of our Lord one thousand eight hundred and seventy-nine.

G. F. BUSHE,

Acting Clerk of the Council.

SCHEDULE.

MANUFACTURE OF CORDIALS ORDINANCE, 1879.

I the undersigned, Receiver General of the Island of Trinidad, do hereby certify that entry has been this day made with me by of the premises No. of street, in the town of for the manufacture therein of a certain compound (or compounds) under "The Manufacture of Cordials Ordinance, 1879," known as a sample of which has been deposited in the Receiver General's office.

Given under my hand at Port of Spain, in the said Island.

Receiver General.

 No. 17.—1879.

1st October.

AN ORDINANCE to vest the Guaracara Tramroad in Her Majesty the Queen.

(L.S.) HENRY T. IRVING.

7th October, 1879.

WHEREAS by a final order of the Central Road Board, dated the twenty-fourth of September, one thousand eight hundred and sixty-two, the said Board by virtue of the powers vested in them by the Ordinance No. 4 of 1856, intituled "An Ordinance for encouraging the formation of tramroads" (which Ordinance is hereinafter referred to as "The Tramroads Ordinance, 1856,") ordered that a tramroad (hereinafter referred to as the Guaracara Tramroad) should be laid down in Savannah, Grande Northern Ward and the North Naparima Western Ward, and that such tramroad should commence at the point where the Guaracara public road meets the shipping place on the Guaracara river and pass along such road, and thence unto and through the land of Harmony Hall and Reform Estates, and along the same Guaracara public road, and unto and through the Williamsville and Brothers Estates to a point or terminus on the Garth Estate in the said Savannah Grande Northern Ward, and the said Board further ordered that the sum of thirteen thousand and six