

Passed in council this eleventh day of November, in
in the year of our Lord one thousand eight hundred and
seventy-nine.

G. F. BUSHE,
Acting Clerk of the Council.

No. 22.—1879.

14th November.

AN ORDINANCE for the management of roads.

(L.S.) HENRY T. IRVING.
19th November, 1879.

BE it enacted by His Excellency the Governor, with
the advice and consent of the Legislative Council,
as follows :—

Preliminary.

1. This Ordinance may be cited for all purposes as Short title.
“The Roads Ordinance, 1879.”

2. In this Ordinance

Interpreta-
tion.

The term “public road” means any public cart or “Public
carriage way, and any bridge or ferry forming road.”
part of a public cart or carriage way ;

The term “Road Union” means a Road Union con- “Road
stituted by or established under the authority of union.”
this Ordinance.

3. It shall be lawful for the Governor from time to
time, by order published in the *Royal Gazette*, to declare
any public road to be a main road. All roads not so
declared to be main roads shall be local roads.

4. All main roads shall be maintained out of the

general revenue of the colony, and shall not be subject to direction or management by the Local Road Boards.

Constitution of Road Unions.

Road Unions constituted.

5. The unions of wards specified in the first schedule to this Ordinance shall, unless altered as in this Ordinance is provided, be road unions for the purpose of this Ordinance.

The Governor may, from time to time, by Order published in the *Royal Gazette*, alter such unions; and constitute any other, or new unions of wards, to be road unions.

Management of roads.

6. In each road union there shall be a Local Road Board. Such Local Road Board shall consist of the warden of any ward union within which such road union is wholly or partially situate, and of the auditors of the several wards comprised in such road union.

At any Local Road Board it shall be necessary and sufficient for the transaction of any business that there shall be present either

- (1.) A warden and two auditors; or
- (2.) Three auditors.

Failure of meeting of Local Road Board.

7. In any road union in which by reason of there being less than two auditors the Local Road Board cannot according to this Ordinance hold a meeting for the transaction of business, the Legislative Council may do any act or pass any resolution which the Local Road Board, if duly constituted for the transaction of business, might do or pass.

In any road union in which there are not less than two auditors, if, after due notice is given of a meeting of the Local Road Board, no Local Road Board duly constituted according to this Ordinance for the transaction of business can on the day named in the notice be held, the warden shall appoint a second day of meeting and shall give due notice thereof. If on the second day appointed no Local Road Board duly constituted according to this Ordinance for the transaction of business can be held, the Legislative Council may do any act or

pass any resolution which the Local Road Board on such second day of meeting, if duly constituted for the transaction of business, might have done or passed.

“Due notice” in this section means such notice as is required by any rules for the time being in force under this Ordinance, or if no such rule applies, three clear days’ notice.

8. The rules contained in the second schedule to this Ordinance shall, unless modified in manner in this Ordinance mentioned, govern proceedings of road unions. Regulations of Road Unions.

The Governor and the Legislative Council may, by resolution from time to time, alter and revoke such rules, and in addition to, or in substitution for, any rules at any time in force under this Ordinance, may make, and from time to time alter or revoke any new rules for all or any of the following objects:—

1. For the government of wardens and auditors and for regulating the meetings and proceedings of local road boards; and
2. As to the mode in which the funds available for the purposes of the local roads of the several road unions shall be distributed amongst the different district roads comprised in such unions, and such other general rules and regulations for carrying out the purposes of this Ordinance as to the Governor and Legislative Council seem fit.

9. There shall be appropriated annually out of the general revenue of the Colony thirty-four thousand pounds for the maintenance of the roads of the Island. Appropriation of money to roads.

10. The Director of Public Works shall in each year prepare estimates of the cost of the maintenance during the year next ensuing of the main roads and local roads respectively. The estimates for the local roads shall be submitted to the respective local road boards for any suggestions they may have to offer upon them, and shall be thereafter laid before the Legislative Council with the report, if any, of the Local Road Board. The Legislative Council may by resolution approve or amend the said Estimates.

estimates ; and such resolution shall be deemed to authorise the expenditure set forth in the estimates so approved or amended.

Application of Ordinance to Canals.

Application
of Ordinance
to waterways

11. The provisions of this Ordinance with respect to public roads and the maintenance and good order thereof shall be applicable to any navigable river or canal, or portion of a navigable river or canal, available to the public which the local road board of the road union within which such river or canal, or portion of a river or canal, is situate deems fit to maintain and keep in good order for the purposes of navigation or which the Governor, under the authority of a resolution of the Legislative Council, directs to be maintained and kept in good order for the purposes of navigation.

Tramroads.

Tramroads.

12. All powers and authorities vested in the Central Road Board by any Ordinance with regard to tramroads may be exercised by the Governor and the Legislative Council, by resolution, and any forms enacted by any such Ordinance shall cease to be compulsory.

13. The Ordinances specified in the Third Schedule to this Ordinance are repealed to the extent specified in the third column of such Schedule: Provided that such repeal shall not affect any rate or assessment made or any contract entered into or any right accrued or any penalty or forfeiture incurred before the commencement of this Ordinance or any remedy for the same.

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

G. F. BUSHE,

Acting Clerk of the Council.

FIRST SCHEDULE.

WARDS COMPRISED IN THE SEVERAL UNIONS.

ARIMA ROAD UNION.		TACARIGUA ROAD UNION.	
Arima	Ward	Tacarigua	Ward
Guanapo	"	St. Joseph	"
Turure	"	Caura	"
Upper Caroni	"	Maracas	"
Manzanilla	"	Lower Caroni	"
Blanchisseuse	"	MAYARO ROAD UNION.	
Toco	"	Mayaro	Ward
COUVA ROAD UNION.		Nariva	"
Couva	Ward	CEDROS ROAD UNION.	
Savannetta	"	Cedros Ward	
CARONI ROAD UNION.		NAPARIMA ROAD UNION.	
Chaguanas	Ward	North Naparima	Ward
Carapichaima	"	Savana Grande North	"
ST. ANN'S ROAD UNION.		Savana Grande South	"
St. Ann's	Ward	South Naparima East	"
Laventille	"	South Naparima West	"
Cimaronero	"	Point-a-Pierre	"
Santa Cruz	"	Oropouche	"
Aricagua	"	La Brea	"
Diego Martin	"	MONTERRAT ROAD UNION.	
Carenage	"	Montserrat Ward	
Chaguaramas	"	MORUGA ROAD UNION.	
Mucurapo	"	Moruga Ward	
Maraval	"		

SECOND SCHEDULE.

LOCAL BOARDS.

1. The local boards of road unions shall hold ordinary meetings in the first week and on such day as the warden named by the Governor, as chairman, may appoint of each of the months of February, May, August and November in each year, and shall have power to adjourn from time to time, as they see fit.
2. Such warden shall have the power to call a special meeting of the local board on any day which he may appoint.
3. Such warden, on the written request of any two auditors, shall be bound to call a meeting of a local board on any day not more than ten days from the day of such written request being made to him.
4. All meetings shall be held at the office of such warden, or such other convenient place as he may appoint.
5. Notice of every meeting shall be given by such warden to each auditor by letter to be sent by post or left at the house of each auditor, at least three clear days before the day of meeting.
6. Such warden shall preside, or in his absence such auditor as

the auditors present at the meeting may elect for the purpose, and such warden or auditor presiding shall in case of an equality of votes have a second or casting vote.

7. Such warden or auditor presiding shall take minutes of the proceedings of the board, which minutes shall be signed by all the members present, and shall afterwards be fairly entered in a book to be called "Transactions of the Local Board of the—
Road Union."

8. Such warden shall at least ten days before the meeting of the local board in the month of November in each year, transmit to each of the auditors the estimate of the Director of Public Works for the maintenance of the local roads for the ensuing year.

9. Such estimate shall be taken into consideration by the local board, and the board shall thereupon determine—

1st. Whether any, and if so what new local roads shall be opened.

2nd. As to the particular local roads to be repaired, and the nature and extent of such repairs, and the amount to be applied to such repairs respectively.

10. Any warden or auditor differing from any report of the local board, passed at any meeting at which he may be present, may protest against such report, stating the ground of such difference; and every such protest shall be reduced in writing, and signed and forwarded by the party so protesting to the chairman of the local board within seven days from the date of the meeting at which such protest was made.

11. The chairman of each local road board shall, with as little delay as possible, transmit to the Governor a correct copy of the estimate laid by him before the local board, and of the report of the local board, and of the protest, if any, of any warden or auditor against any such report.

12. If after due notice given by the warden of a meeting to be held for the purpose of laying before his auditors the estimate mentioned in the 8th Rule, no meeting is actually held by reason of the non-attendance of the required number of officers, the warden shall forthwith call a second meeting for the same purpose. If on such second meeting being called, and due notice thereof being given, the same be not held, the warden shall forthwith transmit the estimate to the Governor, to be laid before the Legislative Council.

THIRD SCHEDULE.

No. of Ordinance.	Title or Short Title.	Extent of repeal.
No. 5 of 1875 ...	The Roads Ordinance, 1875 ...	The whole.
No. 23 of 1878...	Ward Revenue Ordinance, 1878	Section 3.