

gaol where such convict shall be imprisoned altogether to remit the residue of such whipping or to order the same to be inflicted on such other day as the Governor may see fit.

7. On the trial of any person charged with any offence punishable by whipping under this ordinance a copy of the conviction by any Stipendiary Justice for the former offence, certified by such Stipendiary Justice or by the Clerk of the Peace of the district in which such conviction shall have been had, shall upon proof of the identity of the prisoner and of the signature of such Stipendiary Justice or Clerk of the Peace be sufficient evidence of such former conviction. Copy of former conviction to be evidence thereof.

Passed in Council this First day of February, in the year of Our Lord One thousand eight hundred and sixty-seven.

R. LECHMERE GUPPY,

Clerk of Council.

No. 9—1867.

1st April.

AN ORDINANCE for the Relief of Destitute Persons resident within the Rural Districts of the Island.

(L. S.) ARTHUR GORDON.

8th April, 1867.

WHEREAS it is expedient to make provision for the relief of destitute persons resident within the rural districts of the Island: Be it enacted by His Excellency the Governor, with the advice and consent of the Legislative Council, as follows:

1. It shall be lawful for the Governor to establish in such place as he shall see fit a House of Refuge for the reception and relief of destitute persons within the meaning of this Ordinance, and from time to time to House of refuge to be established.

appoint such officers and servants as he shall see fit for the management and service of such house of refuge and to defray the expenses of its establishment and of the maintenance and support of the inmates of such house of refuge, and the salaries and wages of the officers and servants thereof, from the Colonial Treasury.

Who shall be deemed a "destitute person."

2. Every person who by reason of old age, permanent bodily injury or incurable disease, shall be unable to earn means sufficient for his maintenance, and shall not be possessed of such means, shall be deemed to be "a destitute person" within the meaning of this Ordinance.

Admission to be granted on order from Colonial Secretary to be made on certificate of warden excepting in urgent cases.

3. No such destitute person shall be admitted to such house of refuge except on the order in writing of the Colonial Secretary, which order may be granted by the Colonial Secretary on the certificate of the warden of any ward, or without such certificate in any case where it shall appear to the Colonial Secretary that there is immediate danger of death from destitution.

Warden may grant certificate to destitute persons.

4. It shall be lawful for the warden of any ward to grant such certificate to any person being a destitute person within the meaning of this Ordinance who shall have been found within the limits of such ward; and in every such certificate shall be stated the name of such person and the grounds, whether of old age, permanent bodily injury or incurable disease, on which the certificate is granted.

Control of house of refuge to be vested in a board.

5. The control of the house of refuge shall be vested in a board to be styled "The Board for the Relief of the Destitute," and such board shall consist of the Governor and such persons as the Governor may from time to time appoint, not more than six nor less than four in number, of whom three (including the Colonial Secretary) shall be Members of the Legislative Council.

Board to make rules and to regulate admissions and discharges.

6. The Board shall have power to make from time to time such rules as it shall see fit for its own government, and for regulating the internal economy and discipline, and the duties of the officers and servants of the house of refuge and the admission of persons into the house of refuge and their discharge or removal therefrom, and also from time to time to repeal, alter, suspend, or amend such rules or any of them; and a copy of

such rules shall be laid before the Legislative Council at their next meeting.

7. The Board shall meet twice at least in every calendar month, and a list of the persons admitted to the house of refuge since the last meeting of the Board shall be laid before it; and the Board shall thereupon proceed to enquire into the particulars of each case, and shall make order for confirming the admission or for the discharge of every person so admitted; and where any Order shall be made confirming the admission of any person the Board shall proceed to enquire and determine on whom or on what funds the expense of maintaining such person in the house of refuge is to be charged.

Board to meet and make order for the confirmation of the admission or for the discharge of inmates.

8. The cost of maintaining any person admitted as an inmate of the house of refuge shall be charged against and shall be paid from the funds of the ward within which such person shall have been resident for the space of six calendar months at the least next before his admission to such house of refuge, or if the person so admitted shall be an immigrant under indenture then against the owner of the plantation in respect of which the services of such immigrant shall be due, and after the expiration of such term of indenture then to the ward in which such plantation is situated.

Upon whom the cost of maintenance of inmates is to be charged.

9. Where it shall be made to appear to the Board that any person so admitted to the house of refuge was at the time of his admission, and for six calendar months immediately preceding a resident within the limits of the borough of Port of Spain or the borough of San Fernando, the Board shall make order for the discharge of such person from the house of refuge, and shall cause notice of such order to be given to the Town Clerk of the borough of Port of Spain, or of the borough of San Fernando, as the case may be, so that order may be taken by the proper officer of such borough for the care of such person.

Residents of boroughs to be discharged from house of refuge, and notice thereof given to town clerk.

10. The Board may by summons under the hand of any two members of the Board make order for the attendance before the Board of such persons as the Board may think necessary to be examined concerning any matter into which the Board are authorised to enquire; and may examine upon oath any person who

Board may summon and examine persons upon oath.

may be so summoned or who may voluntarily attend before them.

Parents to contribute towards the maintenance of children, and vice versa; such contribution to be enforced by warrant of distress.

11. Every father shall be liable to contribute to the maintenance of his legitimate child, and every mother shall be liable to contribute to the maintenance of her child, whether legitimate or illegitimate, being an inmate of such house of refuge, and every person shall be liable to contribute to the maintenance of his lawful father or of his mother (whether lawful or not) being an inmate of such house of refuge; and it shall be lawful for the Board to summon any person so liable to appear before the Board, and to show cause why an order should not be made for the contribution by such person towards the maintenance of his or her father or mother or his or her child, as the case may be; and if such person being summoned shall appear, or being summoned shall fail to appear, then on the proof of such summons, and on its being made to appear to the satisfaction of the Board that such person is of ability to contribute towards such maintenance, the Board shall make order for the payment by such person towards the maintenance of his or her father or mother or child, as the case may be, being an inmate of the house of refuge, of such reasonable sum as the Board shall see fit, for every day during which he or she may have been or may be an inmate of the house of refuge; and if payment of all sums so ordered to be paid shall not be duly made from time to time as shall be directed by such order, it shall be lawful for the Board from time to time by warrant under the hands of any two members of the said Board directed to the Marshal of the said Island to cause the amount of the moneys mentioned in such warrant to be levied by distress and sale of the goods of the person liable to pay the same; and all moneys so paid by the father, mother or child of any inmate of the house of refuge shall be carried to the credit of the ward, if any, on the funds of which the costs of the maintenance of such inmate shall have been charged.

Return to be laid before council half-yearly.

12. Returns brought down to the 30th day of June and the 31st day of December of each year shall be laid before the Legislative Council, at the first sitting of the Council in the months of August and February in

each year, showing the number and names of persons admitted into the house of refuge within the six calendar months ending on such 30th day of June and 31st day of December respectively, the grounds of admission, the days of their admission and of their discharge, if discharged, and the names of the persons who, or of the wards the funds of which shall have been charged towards the maintenance of such inmates respectively, and the amount and particulars of all moneys expended in respect of such house of refuge, and the maintenance of the inmates thereof, and of the moneys received by way of contribution towards their maintenance during the same term of six months.

13. All the powers and authorities given by this Ordinance to the Board for the relief of the destitute shall and may be exercised by any two of the members of the same. Quorum of board to be two.

14. In the construction of this Ordinance words importing the masculine gender shall include the feminine, and words importing the singular number shall include the plural, and the word "oath," shall include affirmation and declaration in cases of persons allowed by law to declare or affirm instead of swearing. Interpretation clause.

Passed in Council this first day of April, in the year of our Lord one thousand eight hundred and sixty-seven.

R. LECHMERE GUPPY,

Clerk of Council.

No. 10.—1867.

1st April.

AN ORDINANCE to Facilitate the Sales of Infants' Estates.

(L. S.) ARTHUR GORDON.
8th April, 1867.

WHEREAS it is expedient that the Supreme Civil Court should have power to authorise the sale of infants' estates where it shall deem that such sales