

TRINIDAD AND TOBAGO.

No. 7.—1893.

20th March, 1893.

AN ORDINANCE to provide for the enforcement and payment of penalties recoverable against a Company or Corporation under "The Port-of-Spain Electric Lighting Ordinance" and "The Port-of-Spain Gas Works Ordinance, 1888."

J. H. ...
Governor

4th April, 1893.

WHEREAS it is expedient to make further provisions in relation to the Ordinances No. 19 of 1886, "The Port-of-Spain Electric Lighting Ordinance," and No. 18 of 1888, "The Port-of-Spain Gas Works Ordinance, 1888";

Be it therefore enacted by His Excellency the Governor of the Colony of Trinidad and Tobago with the advice and consent of the Legislative Council thereof as follows:—

1. If and whenever the rights or concessions granted to the undertakers by "The Port-of-Spain Electric Lighting

Mode of suing
for penalties.

No. .

1893.

Ordinance” and “The Port-of-Spain Gas Works Ordinance, 1888,” shall be sold, transferred or assigned to a Company, all penalties incurred under the provisions of the said Ordinances by such Company may be sued for and recovered from such Company by information against such Company before any Stipendiary Justice of the Peace in a summary manner according to the form of procedure provided by the Ordinance No. 5 of 1868, intituled “An Ordinance respecting the Summary Administration of Justice.”

Service of
Summons, &c.

2. Any summons, notice, order or other document required to be served upon any such Company as aforesaid may be served by leaving the same or sending it through the post in a registered letter addressed under the name of the Company at their registered office in the Town of Port-of-Spain.

Procedure on
non-appear-
ance of Com-
pany or
Corporation.

3. If on the day and at the place appointed by any summons served upon any such Company as aforesaid for the hearing and determination of any complaint or information the Company shall not appear in obedience to such summons, then and in such case, and on due proof of the proper service of the summons upon the Company, any Stipendiary Justice of the Peace may proceed to hear and determine the case *ex parte* in the absence of the Company, and his adjudication shall be as good as if the Company had appeared.

Penalties
enforceable by
distress.

4. If upon the hearing and determination of any complaint or information against any such Company as aforesaid before a Stipendiary Justice of the Peace the amount of any penalty or penalties imposed and all costs are not paid forthwith or within such time as shall be fixed or

No. .

1893.

allowed by the Stipendiary Justice of the Peace, it shall be lawful for such Stipendiary Justice of the Peace to issue his warrant of distress under his hand to any Officer of Police or Constable, authorizing him or them or any or either of them to distrain on the goods and chattels of the Company and to sell the same or a sufficient part thereof to cover the amount of such penalty or penalties and costs, and to retain the amount of such penalty or penalties and costs, and to hand over the surplus (if any) to the Company, by virtue of which warrant the penalty or penalties aforesaid and costs shall and may be levied by the person or persons to whom such warrant was originally directed or by any other Officer of Police or Constable.

Passed in Council this Twentieth day of March, in the year of Our Lord one thousand eight hundred and ninety-three.

S. W. King

Clerk of the Council.