

TRINIDAD AND TOBAGO.

No. 49.—1908.

21st December.

AN ORDINANCE to amend the Real Property Ordinance,
No. 60.

[L.S.]

S. W. KNAGGS,

ACTING GOVERNOR.

26th December, 1908.

BE it enacted by the Governor of Trinidad and Tobago with the advice and consent of the Legislative Council thereof as follows:—

Short title. **1.** This Ordinance may be cited as the Real Property
Construction. Ordinance 1908. It shall be read as one with the Real Property Ordinance No. 60 and the Real Property (Amendment) Ordinance 1905 (21-1905).

Mode of execution and effect of instrument. **2.** The following provision shall be read with Part XIII and as Section 119a of the Real Property Ordinance No. 60:—

119a. Every instrument signed by the registered proprietor, mortgagee, encumbrancer or other person having any estate or interest in any land under this Ordinance and attested by one witness at least whose occupation or other description and address or place of residence shall be specified with reasonable certainty,

shall be deemed to be duly executed within the meaning of this Ordinance; and every instrument so executed shall when registered have the force and effect of a deed made by the parties signing the same.

3. The words commencing "Provided that if a registered proprietor," in the eleventh line of Section 98 of the Real Property Ordinance No. 60, to the end of the section, are hereby repealed. Repeal.

4. Section 122 of the Real Property Ordinance No. 60 is hereby repealed, and in lieu thereof shall be read the following:— Repeal.

122. The execution of any such instrument may be proved before any such person as aforesaid by the oath or statutory declaration of a witness attesting the signing thereof. Proof of execution.

Provided that the Registrar-General may refuse to register any instrument executed by a person signing his name in foreign characters, or by making his mark, unless the same bears upon it a certificate by a barrister or conveyancer or by a duly licensed interpreter, that he has explained the true purport of such instrument to such person so signing as aforesaid.

5. Section 123 of the Real Property Ordinance No. 60 is hereby repealed, and in lieu thereof shall be read the following:— Repeal.

123. The Registrar-General or Notary Public or other person before whom such witness shall prove such signature as aforesaid shall endorse upon such instrument a certificate in the form in the Schedule to the Real Property Ordinance 1908. Certificate by Registrar-General.

6. Forms P and Q in Schedule I to the Real Property Ordinance No. 60 are hereby repealed. Repeal.

Passed in Council this Twenty-first day of December,
in the year of Our Lord one thousand nine hundred and eight.

ALFRED TAITT,
Acting Clerk of the Council.

SCHEDULE.

Appeared before me at the _____ on the _____ day of _____,
19____, C.D. of _____ a person known to me and of good repute
attesting witness to this instrument and made oath and said (or did
solemnly and sincerely affirm and declare) that the signature to the same
as of the witness to the execution of the said instrument was in his true
and proper handwriting and further that A. B. the party executing the
same was personally known to him the said C. D. and that the signature of
the said instrument is in the handwriting of the said A. B.

Signature of Registrar, Justice of
the Peace or Notary as the case
may be.
