

TRINIDAD AND TOBAGO.

No. 39—1925.

I ASSENT,

[L.S.]

H. A. BYATT,  
*Governor.*

29th June, 1925.

AN ORDINANCE to amend the Port-of-Spain Corporation Ordinances, 1914 to 1924.

[29th June, 1925.]

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

1. This Ordinance may be cited as the Port-of-Spain Short title. Corporation (Amendment) Ordinance, 1925, and shall be read as one with the Port-of-Spain Corporation Ordinance, 1914 (hereinafter called the Principal Ordinance), and the Port-of-Spain Corporation (amendment) Ordinances No. 36 of 1918 and No. 15 of 1924.

2. Section 13 of the Principal Ordinance is hereby Qualification of Councillors. amended by inserting after the word "be" in the second line of sub-section (3) the words "or to continue to be";

[Price 6d.]

and by the insertion of the following after sub-section (5) :—

(6) Provided also that a person shall not be disqualified by reason of his receiving, as a medical practitioner, from the Corporation, as the Local Authority of an urban sanitary district, fees for the notification of cases of infectious diseases under the Public Health Ordinance, 1915.

Expenses of Mayor.

3. Section 16 of the Principal Ordinance is hereby amended by striking out sub-section (3) and inserting in lieu thereof the following:—

(3) The reasonable travelling and other expenses incidental to the office of Mayor shall be paid out of the ordinary revenues of the Corporation ; Provided that such expenses shall not in any year exceed the sum of One Hundred Pounds.

Expenses of Deputy-Mayor.

4. Section 18 of the Principal Ordinance, as set out in section 6 of Ordinance No 36 of 1918 is hereby amended by inserting, after the word "same" in the ninth line, the words "and in the event of the Deputy-Mayor discharging the duties of the Mayor for one month or more, he shall, during such period be entitled to be paid the reasonable travelling and other expenses incidental to the office of Mayor subject to the proviso contained in section 16 of the Principal Ordinance as amended by section 3 of this Ordinance."

Power to appoint person to act as Town Clerk.

5. Section 22 (2) of the Principal Ordinance is hereby amended by inserting after the words "Town Clerk" in the seventh line, the words "and pending such appointment by the Council, the Mayor may appoint a fit and proper person not being a member of the Council to act as Town Clerk."

Power to appoint officers of Public Health Department.

6. The following shall be inserted as section 27a of the Principal Ordinance :—

27A.—The Corporation may appoint and employ at such remuneration as they may think reasonable and on such terms and conditions as they may think fit such officers and other servants as they may deem necessary for the efficient discharge of any duties imposed upon the Corporation by

the Public Health Ordinance, 1915, or any other Ordinance; and all such officers and servants shall be subject to all the provisions of this Ordinance affecting officers and servants of the Corporation and shall hold their offices during the pleasure of the Council.

7. Section 48 of the Principal Ordinance as set out in section 8 of Ordinance No. 36 of 1918 is hereby repealed, and in lieu thereof shall be inserted the following — Declaration of acceptance of Corporate Office.

48.—A person elected to a corporate office shall not until he has made and subscribed a statutory declaration in the form set forth in the schedule hereto, act in such office.

8. Section 49a of the Principal Ordinance, as set forth in section 9 of Ordinance No. 36 of 1918 is hereby amended by inserting after the word "swear" in the third line of the Oath of Office, the words "that I am qualified to hold such office and." Oath of Office.

9. Section 52a of the Principal Ordinance set out in section 7 of Ordinance 15 of 1924, is hereby amended by striking out the words "a Commissioner of Affidavits" in the second and third lines, and inserting in lieu thereof the words "the Mayor." Declaration of disqualification.

10. Section 54 of the Principal Ordinance is hereby amended by striking out all the words after the word "pounds" in the sixth line, and by inserting in lieu thereof the words "which shall, at any time on a resolution of the Council, be recoverable with full costs of suit by action in the Supreme Court by the Town Clerk in the name of the Corporation." Recovery of penalty by Council against disqualified person acting in Corporate Office.

11. Section 56 of the Principal Ordinance is hereby repealed. Repeal.

12. Section 79 (1) of the Principal Ordinance, as set out in section 9 of Ordinance No. 15 of 1924 is hereby amended by inserting the word "triennial" after the word "the" at the end of the second line; and by striking out the words "on that day" in the third line and inserting in lieu thereof the words "for that purpose." Election of Aldermen.

Election of  
Aldermen.

✓ **13.** Section 79 (2) (b) of the Principal Ordinance, as set out in section 9 of Ordinance 15 of 1924, is hereby amended by inserting the words " after declaring the result of the election " after the word " and " in the fourth line, and deleting the word " then " in the same line.

Omission to  
hold election.

✓ **14.** Section 85 of the Principal Ordinance is hereby amended by striking out all the words after " electing " in the fifth line of sub-section (2), and inserting in lieu thereof the words " but the Council may, by resolution fix a new day of election, and may give all such directions as may be necessary for holding such election ; Provided that if the Council refuses or fails to fix a day of election, the Supreme Court may by mandamus order the election to be held on a day to be appointed by the Court."

Fixing of  
annual rateable  
value.

✓ **15.** Section 106 of the Principal Ordinance is hereby amended by inserting, after the word " rates " in the second line of sub-section (2), the words " or premiums of insurance against loss or damage by fire or otherwise," and by inserting after the word " thereof " in the third line, the words " or who is under obligation to pay any land rent which his landlord is liable to pay to the owner of the site of such rateable hereditament, then," and by adding at the end of the section the words " and the amount of the premium payable in respect of such insurance and the land rent which the landlord is liable to pay to the owner of the site."

Assessment  
Committee.

✓ **16.** Section 108 of the Principal Ordinance is hereby amended by striking out the word " four " in the fourth line and inserting in lieu thereof the word " seven " ; and by striking out the words " (two to form a quorum) " in the same line, and substituting " such quorum as may be fixed by the Council at the time of appointment."

Appointment  
of Valuers, &c.

✓ **17.** Section 109 of the Principal Ordinance is hereby amended by striking out the words " or the Assessment Committee " in the first line, and the words " or such Committee " and the words " or the Committee " in the fourth, fifth, and sixth lines.

No. 39. *Port-of-Spain Corporation (Amendment).* 1925.

✓ 18. Section 134 of the Principal Ordinance is hereby amended by striking out all the words after "writing" in the fifth line down to and including the word "Ordinance" in the eleventh line; and by inserting in lieu thereof the words "in the form set forth in the second schedule hereto." Returns from Owners.

✓ 19. Section 136 of the Principal Ordinance, as set out in section 15 of Ordinance No. 15 of 1924, is hereby amended by adding at the end thereof the following proviso:— House Rates on Government Properties.

"Provided that should notice be given to the Corporation by the Colonial Secretary during the months of January, February or March in any year that any of the said premises belonging to His Majesty the King have ceased to be occupied for public purposes by the Government then the amount payable by the Government by way of house rates under the provisions of the first paragraph of this section shall be diminished by the amount of rates which would be payable on such premises if the same were in the occupation of some private person."

✓ 20. Section 137 of the Principal Ordinance is hereby amended by substituting the word "fifteenth" for the word "first" in the first line; and by inserting the words "head or" after the word "any" in the second line of the first proviso thereto and after the word "another" in the last line of the same proviso. Estimates.

✓ 21. Section 138 of the Principal Ordinance as set out in section 20 of Ordinance No. 36 of 1918 is hereby amended by striking out the words "of the annual allowance if any of the Mayor," in the fourth line, and inserting the words "of the expenses incidental to the office of Mayor," and by the addition of the following words at the end of the section:—"and all expenses incidental to the carrying out of the provisions of the Public Health Ordinance, or any other Ordinance imposing duties on the Corporation entailing expenditure." Application of Corporate funds.

Finance  
Committee

✓ 22. The following new section shall be inserted after section 138 of the Principal Ordinance :—

## FINANCE COMMITTEE.

138A—(1) The Corporation may, from time to time by resolution, appoint a Finance Committee consisting of all the members of the Council, to whom shall be submitted matters of a financial nature relating to the affairs of the Corporation, and all vouchers for the payment of any monies due by the Corporation, except petty disbursements not exceeding £5.

(2) All payments out of Corporate Funds, shall be made by the Town Clerk and no such payments, except petty disbursements not exceeding £5, shall be made by the Town Clerk except upon vouchers duly submitted to the Finance Committee and signed by the Mayor and by any one member of such Committee:

Provided that, in cases of urgency, it shall be lawful for monies to be paid out on vouchers signed by the Mayor and any one member of the Finance Committee; but such vouchers shall be laid before the Finance Committee at their next meeting.

Repeal.

✓ 23. Section 142 of the Principal Ordinance is hereby repealed.

Amendment  
of section 163a  
of Principal  
Ordinance.

✓ 24. Section 163A of the Principal Ordinance as set out in section 24 of Ordinance No. 36 of 1918 is hereby amended by striking out the words "City Engineer" in lines 4 and 11 of sub-section (3), and inserting in lieu thereof the word "Corporation," and replacing the word "him" in the fifth line by the word "them."

Repeal.

✓ 25. Section 110A of the Principal Ordinance as set out in section 12 of Ordinance No. 15 of 1924 is hereby repealed.

Amendment  
of 235c of  
Principal  
Ordinance

✓ 26. Section 235 (4) of the Principal Ordinance, as set out in section 27 of Ordinance No. 36 of 1918 is hereby amended by striking out the words "City Engineer" in the fourth and fifth lines and inserting in lieu thereof the word "Corporation, or any person authorized by them in writing."

✓27. Section 236 of the Principal Ordinance is hereby amended by inserting as a heading the words "Demarcation of lands"; and by inserting the words "or within the Waterworks and Sewerage Districts" after the word "City" in the first line; and by adding the words "and the name of the tenant of every such plot" at the end of the tenth line.

✓28. Section 242 of the Principal Ordinance is hereby amended by striking out the words "and the Southern Market" in the second and third lines of sub-section (2) and inserting in lieu thereof the words "the Woodbrook Market and the Fish Market."

✓29. Sections 262 to 268 of the Principal Ordinance are hereby amended by inserting after the words "fresh meat" wherever they occur the words "or fresh fish." Section 265 of the Principal Ordinance is further amended by inserting the words "or fish" after the word "meat" in the third and fourth lines.

✓30. Section 273 of the Principal Ordinance, as set out in section 35 of Ordinance No. 36 of 1918 is hereby amended by inserting the words "the Woodbrook Cemetery" after the word "Cemetery" in the first line.

✓31. Section 274 of the Principal Ordinance as set out in section 35 of Ordinance 36 of 1918 is hereby amended by inserting the words "the Woodbrook Cemetery" after the words "Lapeyrouse Cemetery" in the fourth line.

✓32. Sections 289 to 293 of the Principal Ordinance are hereby amended by striking out the words "the Western Cemetery" wheresoever they occur, and inserting in lieu thereof the words "any Cemetery under their control." in sections 289 to 292, and the words "every Cemetery under their control" in section 293.

✓33. Section 316 of the Principal Ordinance is hereby amended by striking out the words "City Engineer" in the third and ninth lines, and inserting in lieu thereof the word "Corporation."

Amendment of  
section 317 of  
Principal  
Ordinance.

✓ **34.** Section 317 of the Principal Ordinance is hereby amended by striking out the words "City Engineer" in the fifth and sixth lines of sub-section (1) and inserting in lieu thereof the word "Corporation"; and by striking out the words "City Engineer" in the second line of sub-section (3) and the word "him" in the fourth line and inserting the words "Corporation" and "them" in lieu thereof.

Definition of  
Carriage.

✓ **35.** Section 320 of the Principal Ordinance is hereby amended by striking out the words "vehicles whether with two or four wheels used solely for the conveyance of persons, and motor cars," and by inserting in lieu thereof the words "any carriage or other vehicle drawn by a horse or any other animal and used or intended to be used for the conveyance of passengers, and any hackney carriage, motor car, motor cab, motor omnibus, motor van or lorry, trailer, and any cart, dray, van, waggon, truck or car drawn by a horse or other animal and used or intended to be used for the conveyance of any goods, wares or other burden, in respect of which a licence is payable under the Licensing of Vehicles Ordinance, 1923."

Amendment of  
section 339 of  
Principal  
Ordinance.

✓ **36.** Section 339 of the Principal Ordinance is hereby amended by striking out all the words after the word "situate" in the eleventh line of sub-section (1).

Water Rate  
Book to be  
adopted by  
Council.

✓ **37.** Section 354 of the Principal Ordinance is hereby amended by adding at the end thereof the following words :—

"On completion of the entries for each year such Water Rate Book shall be signed by the Mayor and laid before the Council for adoption."

Amendment of  
section 371 (1)  
of Principal  
Ordinance.

✓ **38.** Section 371 (1) of the Principal Ordinance is hereby amended by striking out the words "the Corporation and" in the first line, and by substituting the word "Corporation" for the words "Mayor or the Engineer" in the third line.

Amendment of  
section 372  
of Principal  
Ordinance.

✓ **39.** Section 372 of the Principal Ordinance is hereby amended by striking out the words "the Corporation and" in the first lines of sub-sections (1) and (2).

40. Section 397 of the Principal Ordinance is hereby amended by inserting the words "suspended or" before the word "revoked" wheresoever the latter occurs and by inserting the words "suspension or" before the word "revocation" wheresoever the latter occurs.

*Suspension of Licences.*

41. Section 405 of the Principal Ordinance is hereby amended by adding the following words at the end thereof:—  
"On completion of the entries for each year such Sewerage Rate Book shall be signed by the Mayor and laid before the Council for adoption."

*Sewerage Rate Book to be adopted by Council.*

42. Section 408 of the Principal Ordinance as set out in section 29 of Ordinance 15 of 1924 is hereby amended by inserting the words "the sewerage district" after the word "City" in the fifth line.

*Sewerage Rates on Government Properties.*

43. Section 410 of the Principal Ordinance is hereby amended by striking out the words "or the Corporation" in the first line thereof and inserting in lieu thereof the words "or any other person authorized in writing by the Corporation."

*Amendment of section 410 of Principal Ordinance.*

44. Section 411 of the Principal Ordinance is hereby amended by striking out the word "Corporation" in the second line, and by inserting in lieu thereof the word "Council."

*Amendment of section 411 of Principal Ordinance.*

45. Section 412 of the Principal Ordinance is hereby amended by striking out the words "the Engineer or" in the fourth line, and the words "and his assistants" in the seventh line and by substituting the word "person" for the word "officer" in the eighth line.

*Amendment of section 412 of Principal Ordinance.*

46. Section 413 of the Principal Ordinance is hereby amended by striking out the words "in the judgment of the Engineer or the Corporation would be" in the third and fourth lines, and the words "the Engineer or" in the fifth and sixth lines.

*Amendment of section 413 of Principal Ordinance.*

47. Section 419 of the Principal Ordinance is hereby amended by striking out the words "the Engineer and" in the sixth line and the word "respectively" in the seventh line.

*Amendment of section 419 of Principal Ordinance.*

48. Section 420 of the Principal Ordinance is hereby amended by striking out the words "by the Engineer or" in the fourth line, and the words "the Engineer or" in the seventh line, and the words "him or" in the eighth line and

*Amendment of section 420 of Principal Ordinance.*

the words "of the Engineer or" in the tenth and eleventh lines and by inserting the words "from the Corporation" between the words "recoverable" and "by" in the fourteenth line.

Amendment  
of section 421  
of Principal  
Ordinance.

✓ 49. Section 421 of the Principal Ordinance is hereby amended by striking out the words "of the Engineer or" in the third line, and the words "the Engineer or" in the fifth and sixth lines, and the words "as the case may be" in the fourth and sixth lines.

Amendment  
of section 429  
of Principal  
Ordinance.

✓ 50. Section 429 of the Principal Ordinance is hereby amended by striking out the words "may not be brought except by a" in the fourth and fifth lines and by inserting in lieu thereof the words "may be brought by any," and by substituting the word "but" for the word "and" in the fifth line.

Amendment  
of section 433  
of Principal  
Ordinance.

✓ 51. Section 433 of the Principal Ordinance is hereby amended by striking out the words "the Mayor or by" in the third line of sub-section (2) and the words "or the City Engineer" in the last line of sub-section (2) thereof.

Power of  
Mayor to  
suspend  
Licences.

✓ 52. Section 440 of the Principal Ordinance is hereby amended by adding at the end of sub-section (1) thereof the words:—

"Provided that it shall be lawful for the Mayor at any time if it shall appear advisable to him so to do to suspend any license pending the decision of the Council."

Amendment  
of section 446  
of Principal  
Ordinance.

✓ 53. Section 446 of the Principal Ordinance is hereby amended by striking out the words "at the commencement of the year in respect of which such rates are payable," and inserting the words "for the current year."

Entertainment  
of distin-  
guished  
persons.

✓ 54. Section 448 of the Principal Ordinance is hereby amended by striking out all the words after the words "Royal Family" and inserting in lieu thereof the following:—

"the Governor of the Colony or any distinguished person visiting the Colony."

Schedules—  
Power to alter  
or amend.

✓ 55. The Corporation may, by resolution alter or amend any of the forms or tables of articles or fees set out in any of the schedules to this Ordinance: Provided that no such resolution shall come into force until it has been approved by the Governor in Executive Council, and published in the *Royal Gazette*.

## FIRST SCHEDULE.

*(Declaration to be made by Person elected to a Corporate Office.)*

I,.....having been elected (Mayor, Deputy Mayor, Alderman or Councillor) for the City of Port-of Spain, do hereby declare that I take the said office upon myself, and I declare that I am qualified as follows:—

- (a) I am of the male sex, and I am entitled to be and I am in fact enrolled as a burgess of the..... Ward of the City for the year commencing the 1st November, 192....
- (b) I am a British subject by birth (or naturalisation).
- (c) I am the absolute owner (or the tenant for life) of the property assessed in the House Rate Book for the current year as No.....at an annual rateable value of \$....., or
- (d) I am the actual tenant of premises No.....Street in Port-of-Spain assessed in the House Rate Book at an annual rateable value of \$..... and I have *bona fide* paid for the same one year's rent within the preceding twelve months; or
- (e) I reside at No.....Street in Port-of-Spain and, I am and have during the preceding twelve months been in receipt of an annual income of not less than \$..... derived from.....

Signature.

## SECOND SCHEDULE.

*(Assessment Return.)*

To the Owner of Premises No.....

Take notice that you are hereby required, pursuant to the provisions of section 134 of the Port-of-Spain Corporation Ordinance, No. 24 of 1914, to send in to the City Engineer, at his office at the Town Hall, Port-of-Spain, within 14 days after the date of the service of this notice, a return on this form for the purpose of enabling the Corporation to fix the assessment of your premises for the year.

E. PRADA,  
Town Clerk.

Return Required by the Corporation under Section 134 of the Port-of-Spain Corporation Ordinance, 1914.

I hereby declare that I am the Owner or Agent of the premises mentioned hereunder, and that the several particulars stated in this return are to the best of my knowledge and belief true and correct.

1. Premises :.....

2. Name of Owner :.....
3. For what purpose used :.....
4. Whether Rented or Leased or Occupied by Owner :.....
- (a) If rented,
- (i) Number of Rooms occupied by Tenants.....
- (ii) Name of Tenant or Tenants, with monthly rent payable by each.  
(If space here provided is not sufficient, details must be given on the back hereof, or on a separate sheet.)  
.....  
.....
- (iii) Number of Rooms untenanted, with rental value of each :  
.....
- (iv) Rent paid :.....
- (v) Whether tenant pays land rent of site; if so, how much?.....
- (b) If leased—Name of Lessee :.....
- Rent reserved under lease..... per year.
- Whether Lessee pays the rates :.....
- Whether Lessee pays premiums of insurance and if so, how much they amount to?.....
- Whether Lessee pays land rent of site and if so, how much?.....
- (c) If occupied by owner or relatives—Rental value thereof : } \$.....  
Do. do. do. in part do.
5. Additions or alterations to buildings (if any) since date of last Return  
.....  
.....  
.....

.....  
\* Signature of Owner or his Agent.

Dated..... 19.....

Address of Owner or Agent.....

*N.B.—Every person who fails to send in the above return to the City Engineer at the Town Hall, Port-of-Spain, within 14 days next after service of the form on the premises above described or who makes a return which is defective or incomplete or wilfully false in any particular, is liable to a penalty not exceeding £10.*

Passed in Council this twenty-sixth day of June, in the year of Our Lord one thousand nine hundred and twenty-five.

E. F. AANENSEN,  
Acting Clerk of the Council.