

TRINIDAD AND TOBAGO.

No. 6. — 1920.

I ASSENT,

[L.S.]

J. R. CHANCELLOR,

Governor.

26th March, 1920.

AN ORDINANCE to amend the Summary Convictions (Offences) (Amendment) Ordinance, 1916, (No. 43 of 1916).

[26th March, 1920.]

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 Summary Convictions (Offences) (Amendment) Ordinance, 1920.

Opening and closing hours for certain shops.

2. Section twenty-three of Ordinance No. 43 of 1916 is hereby repealed, and in lieu thereof shall be read the following:

23. Subject to the express provisions of this Ordinance, no proprietor of a dry goods, hardware, jewellery, pawn-broker's, bookselling or stationery shop shall:—

(a.) Before eight o'clock in the morning or after four o'clock in the afternoon of any week day except Saturday:

- (b.) Before eight o'clock in the morning or after one o'clock in the afternoon of any Saturday :

open or permit to be opened or kept open any such shop as aforesaid within the limits of the City of Port-of-Spain as defined from time to time under the provisions of the Port-of-Spain Corporation Ordinance, 1914.

3. Section twenty-five of Ordinance No. 43 of 1916 is hereby repealed, and in lieu thereof shall be read the following :

25. Nothing in section twenty-three of this Ordinance contained shall render any person liable to any penalty for

- (a.) Permitting any such shop to be kept open for the purpose of serving any customer who was in the shop before the closing hour ;

- (b.) Subject to the provisions of section twenty-two hereof, permitting to be kept open after the closing hours prescribed by section twenty-three hereof any shop the rental value whereof does not exceed fifty pounds per annum ; provided always that the burden of proving that such rental value does not exceed fifty pounds shall be upon the person alleging the same.

4. Section twenty-six of Ordinance No. 43 of 1916 is hereby repealed, and in lieu thereof shall be read the following :

Penalty for employing clerks contrary to law.

26. If the proprietor of any such shop as aforesaid shall keep employed or cause to be kept employed any Clerk (save assistants employed solely in clerical work)—

- (a.) before eight o'clock in the morning or after four o'clock in the afternoon of any week day except Saturday or

- (b.) before eight o'clock in the morning or after one o'clock in the afternoon of any Saturday

such proprietor is liable on conviction before a Magistrate for a first offence to a penalty not exceeding five pounds,

for a second offence to a penalty not exceeding ten pounds, and for a third and any subsequent offence to a penalty not exceeding twenty pounds.

Larceny by
a bailee.

5. There shall be inserted between section four and section five of the Ordinance No. 43 of 1916 the following additional section, viz:

4A. Whosoever being a bailee of any chattel, money, or valuable security not exceeding in value twenty pounds, fraudulently takes or converts the same to his own use or to the use of any person other than the owner thereof, although he does not break bulk, or otherwise determine the bailment, shall be deemed to have feloniously stolen the same and may be convicted and punished accordingly.

Converting
money
received under
contract.

6. There shall be inserted after section eight of the Ordinance No. 43 of 1916 the following additional section, viz:

8A. Any person who having contracted with another to make anything or execute any work, obtains from that other any money to be laid out in providing material, tools or other things necessary or suitable for the making of the thing or the execution of the work, and who, in breach of good faith and contrary to the terms of his contract, converts such money or any part thereof to his own use or to the use of any person other than the person from whom he obtained such money, shall be guilty of an offence and on conviction thereof before a Magistrate may be imprisoned, with or without hard labour, for any term not exceeding three months, and also be ordered to pay to the party aggrieved any sum not exceeding twenty pounds by way of compensation, and to be further imprisoned for the term of one month, with or without hard labour, unless such sum be sooner paid.

Verbal amend-
ment of s. 32
of Ord. 43 of
1916.

7. In section thirty-two of Ordinance No. 43 of 1916, in lieu of the word "order" shall be read the word "proclamation."

Passed in Council this Fifth day of March, in the year of Our Lord one thousand nine hundred and twenty.

G. L. GUPPY,
Acting Clerk of the Council.
