

No. 26. *Summary Jurisdiction (Miscellaneous Provisions)*. 1936.

TRINIDAD AND TOBAGO.

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No. 26—1936.

I ASSENT,

[L.S.]

M. FLETCHER,

*Governor.*

21st December, 1936.

24th December, 1936.

AN ORDINANCE to amend the law relating to the Summary jurisdiction of Magistrates in civil matters including maintenance actions.

BE 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 Summary Short title. Jurisdiction (Miscellaneous Provisions) Ordinance, 1936.

*Petty Civil Courts Ordinance, Cap. 64.*

2. Section 7 of the Petty Civil Courts Ordinance is Sec. 7 of  
Cap. 64  
replaced. hereby repealed and replaced by the following :

7. The Magistrates shall be the Judges of the Judges and  
Jurisdiction Courts in their respective districts. Whenever more than one Magistrate is assigned to a district, such Magistrates shall have concurrent jurisdiction as Judges of the Courts in that district.

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7. Section 5 of the Bastardy Ordinance is hereby amended as follows:—

Sec. 5 of  
Cap. 65.  
amended.

(1) By deleting the words "the Magistrate" in the fifth line of sub-section (1) and substituting therefor the following words—

"a Magistrate of the district in which the summons was issued";

(2) By deleting the words "two shillings and sixpence" in sub-section (1) and substituting therefor the following words "one dollar";

(3) By deleting the words "the Magistrate" in the third line of sub-section (2) and substituting therefor the following words—"a Magistrate of the district in which the order was made".

8. The following sub-section numbered 4 shall be added to and form part of section 5 of the Bastardy Ordinance:—

Sub-sec. (4)  
added to  
sec. 5 of  
Cap. 65.

(4) Upon the application of either the mother or other person having the custody of the child, or of the putative father, a Magistrate may, after inquiring into the circumstances, make an order either increasing or decreasing the amount previously ordered to be paid by the putative father, but so that in no case shall such amount exceed one dollar per week.

9. Sub-section (1) of section 7 of the Bastardy Ordinance is hereby amended by substituting the word "a" for the word "the" where the latter word occurs before the word "Magistrate" in the seventh line of the said sub-section.

Sec. 7 of  
Cap. 65  
amended.

10. Section 8 of the Bastardy Ordinance is hereby repealed and replaced by the following:—

Sec. 8 of  
Cap. 65  
replaced.

8. Any Order made under this Ordinance may be appealed against either by the mother or other person having the custody of the child or by the putative father in the same manner as any other Order made by a Magistrate under and subject to the provisions of the Summary Conviction Offences (Procedure) Ordinance.

Appeal  
against order.

Cap. 24

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ii. The following form may, with such variations and additions as the circumstances of the particular case require, be used in the cases to which it applies and when so used shall be good and sufficient in law :—

Form of  
Warrant.

TRINIDAD AND TOBAGO.

In the Matter of  
The Maintenance Ordinance, 1934.

*Warrant of apprehension for disobedience of Order.*

To all Constables.

WHEREAS it has been made to appear to me  
Magistrate for the County of \_\_\_\_\_ on the oath of  
that \_\_\_\_\_ of

has made default in payment of the sum (or sums) of  
Dollars and \_\_\_\_\_ cents which the said  
was ordered to pay to the said \_\_\_\_\_ his wife  
(or to \_\_\_\_\_ having  
the care of a child (or children) under the age of sixteen years of the said  
) which sum (or sums) is  
(or are) the weekly (or monthly) payment (or payments) which became  
payable on the \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_,  
by virtue of an Order made under the authority of the said Ordinance  
on the \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_, which sum  
was (or were) not paid and is (or are) still unpaid :

This is to command you to apprehend the said  
and to bring him before a Magistrate unless the said sum (or sums) and  
the costs and charges of executing this warrant amounting to the further  
sum of \_\_\_\_\_ shall be sooner paid ;

And for your so doing this shall be your sufficient warrant.

Dated the \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_ .

*Magistrate.*

*Maintenance Orders (Enforcement) Ordinance, Cap. 67.*

13. The following shall be substituted for Section 12 of the Maintenance Orders (Enforcement) Ordinance :—

Sec. 12 of  
Cap 67  
replaced.

12. Where the Governor is satisfied that reciprocal provisions have been made by the Legislature of any British Possession or any territory under His Majesty's protection for the enforcement within such possession or territory

Extension of  
Ordinance to  
other British  
possessions.