
4th Session Second Parliament Trinidad and Tobago
19 Elizabeth II



TRINIDAD AND TOBAGO
Act No. 38 of 1970

[L.S.]

AN ACT to amend the Defence Act, 1962.

[Assented to 28th October, 1970]

BE IT ENACTED by the Queen's Most Excellent Majesty, ^{Enactment}
by and with the advice and consent of the Senate and
House of Representatives of Trinidad and Tobago, and
by the authority of the same, as follows:—

1. This Act may be cited as the Defence (Amendment) ^{Short title}
(No. 2) Act, 1970.

Defence Act
amended.
Act No. 7
of 1962

2. The Defence Act, 1962, is amended by inserting immediately after section 209 thereof, the following heading and new sections:—

“QUASI-MILITARY ORGANISATIONS AND UNLAWFUL USE OF UNIFORMS AND DRILLING

Prohibition
of quasi-
military
organisations

209A. (1) If the members or adherents of any association of persons, whether incorporated or not, are—

(a) organised or trained or equipped for the purpose of enabling them to be employed in usurping the functions of the Defence Force or of the Police Service established by the Police Service Act, 1965;

(b) organised and trained or organised and equipped either for the purpose of enabling them to be employed for the use or display of physical force in promoting any political object, or in such manner as to arouse reasonable apprehension that they are organised and either trained or equipped for that purpose,

Act No. 30
of 1965

then any person who takes part in the control or management of the association, or in so organising or training as aforesaid any members or adherents thereof, is, subject to subsection (2), guilty of an offence and liable on indictment to imprisonment for ten years.

(2) In any proceedings against a person charged with the offence of taking part in the control or management of such an association as aforesaid, it shall be a defence to that charge to prove that he neither consented to nor connived at the organisation, training or equipment of members or adherents of the association in contravention of subsection (1).

(3) No prosecution shall be instituted under this section without the consent of the Attorney General.

Prohibition of wearing Defence Force uniform, &c.

209B. (1) A person, other than a member of the Defence Force is guilty of an offence and liable on summary conviction to a fine of five hundred dollars or to imprisonment for eighteen months or to both such fine and imprisonment, who without lawful excuse (the proof whereof shall lie on him)—

- (a) wears the uniform or any portion of the uniforms of a member of the Defence Force; or
- (b) wears any costume or any article of clothing or apparel so closely resembling the uniform or any portion thereof of a member of the Defence Force, as may cause such person to be mistaken for a member of the Defence Force.

Prohibition against unlawful drilling

209C. (1) No person shall—

- (a) train or drill any other person to the use of arms or the practice of military exercises;
- (b) be present at any gathering of persons for the purpose of training or drilling such persons to the use of arms or the practice of military exercises; or
- (c) submit to being trained or drilled to the use of arms or the practice of military exercises or be present at any gathering for the purpose of being so trained or drilled.

(2) A person who contravenes the provisions of subsection (1) is guilty of the offence of unlawful drilling and liable on indictment to imprisonment for ten years.

(3) The provisions of this section shall not apply to the training or drilling of persons or bodies of persons or the practice of military exercises in accordance with any law, including this Act.

(4) In this section "military exercise" means exercises, manoeuvres and other tactical campaigns of a training nature ordinarily carried out by military forces ("military" here meaning connected with or belonging to land, sea or air forces.)".

Passed in the House of Representatives this 16th day of October, 1970.

J. E. CARTER
Acting Clerk of the House

Passed in the Senate this 20th day of October, 1970.

A. A. DARLINGTON
Acting Clerk of the Senate