



TRINIDAD AND TOBAGO

No. 8—1956

[L.S.]

I ASSENT,

E. B. BEETHAM

*Governor.*

29th March, 1956.

AN ORDINANCE to amend the Pipe-lines Ordinance,  
Ch. 26. No. 9.

ENACTED by the Governor of Trinidad and Tobago with the Enactment.  
advice and consent of the Legislative Council thereof.

**[On Proclamation]**

Commencement.

1. (1) This Ordinance may be cited as the Pipe-lines Short title  
(Amendment) Ordinance, 1956, and shall be read as one with and commence-  
the Pipe-lines Ordinance, hereinafter referred to as the Principal ment.  
Ordinance. Ch. 26. No. 9.

(2) This Ordinance shall come into operation on a day to  
be appointed by the Governor by proclamation in the *Royal*  
*Gazette.*

Section 2 of  
Principal  
Ordinance  
amended.

2. Section 2 of the Principal Ordinance is hereby amended—

(a) by inserting immediately before the definition of the expression "pipe-line", the following:—

Ch. 16. No. 1  
' "main road" means a main road as defined in section 2 of the Roads Ordinance; ' ;

(b) by inserting immediately before the word "means" in the definition of the expression "road" the words and inverted commas "or "public road" "; and

(c) by inserting the word and comma "trace," between the word "any" and the word "track", in the definition of the expression "trace".

Section 4 of  
Principal  
Ordinance  
repealed and  
replaced.

3. Section 4 of the Principal Ordinance is hereby repealed and replaced by the following:—

'Licence to  
lay pipe-lines.

4. (1) No person shall lay or connect any pipe-line, in, along, across, over or under any road, trace, waterway, railway or land vested in the Crown unless he first obtains a licence in writing so to do under the provisions of this section, and unless he complies with all conditions, if any, attaching to such licence.

(2) A licence authorising a person to lay or connect a pipe-line, in, along, across, over, or under any road, trace, waterway, railway or land vested in the Crown may be granted—

(a) in the case of any main road or waterway, by the Director of Works and Hydraulics;

(b) in the case of any public road or Crown trace the formation, maintenance and repair of which are functions of a County Council by virtue of section 102 of the County Councils Ordinance, by the Chief Executive Officer of the County Council of the electoral district in which such road or Crown trace is situate;

(c) in the case of any railway, by the General Manager of the Railway;

(d) in the case of any other land vested in the Crown, by the Sub-Intendant of Crown Lands,

or by such other officer or officers as may be authorised by any of the aforesaid persons or by the Governor to grant such licence.

Ch. 39. No. 15.  
(Laws 1951-53  
Vol. 1, p. 199).

(3) A licence under subsection (2) of this section shall not be unreasonably withheld but shall be subject to such conditions, if any, as may be specified therein.

(4) Notwithstanding any provision of this section to the contrary, the powers conferred by this section on the Chief Executive Officer of a County Council, or any other officer authorised in that behalf, to grant or to refuse a licence in the case of any public road or Crown trace mentioned in paragraph (b) of subsection (2) of this section shall be exercised in accordance with the directions of the County Council concerned and not otherwise.

(5) Where a licence under this section is granted by the Chief Executive Officer of a County Council or any other officer authorised to grant such a licence in respect of any public road or Crown trace mentioned in paragraph (b) of subsection (2) of this section, the provisions of subsection (4) of this section shall be deemed, so far as the validity of the licence is concerned, to have been complied with.

(6) If a licence is refused, or the applicant considers that any condition attached thereto is unreasonable, he may, within twenty-one days of notification of refusal to grant a licence or of the grant of a licence subject to conditions, as the case may be, appeal in writing to the Governor in Council who shall consider the matter, and, in his discretion, direct that the licence shall be granted free of conditions or subject to such conditions as to him may seem fit, or withheld, as the case may be; and on communication of such decision to the officer concerned such officer shall forthwith give effect thereto.

(7) Notwithstanding any provision of this section to the contrary, the Governor in Council may by order specify the fees which may be charged as a condition of the grant of a licence under this section, and no fee shall be charged for any such licence except in accordance with the provisions of such order. The said fees shall be paid into the Treasury to the credit of general revenue."

Passed in Council this sixteenth day of March, in the year of Our Lord one thousand nine hundred and fifty-six.

T. F. FARRELL

*Clerk of the Council.*