

## TRINIDAD AND TOBAGO.

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No. 13—1938.

I ASSENT,

[L.S.]

A. W. SEYMOUR,

*Acting Governor.*

31st May, 1938.

2nd June, 1938.

AN ORDINANCE to amend the Crown Lands Ordinance,  
Cap. 158.

**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 Crown Lands Short title.  
(Amendment) Ordinance, 1938, and shall be read as one Construction.  
with the Crown Lands Ordinance, hereinafter referred Cap. 158.  
to as the Principal Ordinance.

2. Section 7 of the Principal Ordinance shall be numbered Section 7 of  
7(1) and the following sub-section numbered (2) shall Principal  
be added thereto :— Ordinance  
amended.

(2) The following Deeds and Instruments Deeds, &c.,  
dealing with or affecting Crown lands or any which may be  
interest therein made in the name of the Governor executed by  
may be signed and delivered by the Sub-Intendant the Sub-  
on behalf of and as the act and deed of the Governor, Intendant.  
namely :—

- (a) Mining and other leases and licences ;
- (b) Surrenders of leases and licences ;

- (c) Grants of rights and liberties over the foreshore or lands under territorial waters, or for reclaiming of lands from the sea ;
- (d) Any instrument dealing with, or affecting any other right or interest in Crown lands :

Provided always that the provisions of this sub-section shall not apply to Crown Grants or to any other Deed or Instrument to which the Seal of the Colony is required to be affixed.

Repeal of  
ss. 10 to 14 of  
Principal  
Ordinance.

Registration  
of Crown  
Grants and  
Leases.

Power to enter  
land adjoining  
Crown land.

Owner or  
occupier to  
answer  
questions as to  
boundaries.

3. Sections 10 to 14 of the Principal Ordinance are hereby repealed and replaced by the following :—

10.—(1) Every grant of Crown lands shall be issued under the Public Seal of the Colony, and shall be registered by the Registrar-General under the provisions of the Real Property Ordinance, on being tendered to him for that purpose.

(2) Every lease of Crown lands under the Public Seal of the Colony shall be registered by the Registrar-General in the same manner as a deed, on being tendered to him for that purpose.

11. It shall be lawful for the Director of Works and Transport, the Director of Surveys, the Sub-Intendant, the Conservator of Forests, the Warden, or any person authorized in writing by anyone of these officers, at any time between the hours of six o'clock in the morning and six o'clock in the evening, with all proper assistants upon giving at least seventy-two hours' previous notice in writing of his intention so to do, to enter upon, and view any land adjoining any lands of the Crown for the purpose of ascertaining whether lands of the Crown have been encroached upon.

12.—(1) Every owner or occupier of land adjoining any Crown lands shall be bound, whenever required by any person authorized as in the preceding section provided, to answer according to the best of his knowledge, information and belief all questions of such person relating to the boundaries of such adjoining land.

(2) Any owner or occupier acting in contravention of this section shall be liable to a penalty not exceeding forty-eight dollars.

13.—(1) It shall be lawful for the Director of Surveys or any licensed Surveyor authorized in writing by the Director of Works and Transport or the Director of Surveys whenever it may be necessary for any public purpose to ascertain or define the boundaries of any private land, to enter upon such land, with all proper assistants, at any time between the hours of six o'clock in the morning and six o'clock in the evening upon giving at least seventy-two hours previous notice in writing of his intention so to do, and to survey such land and to call upon the owner or occupier thereof to show his boundaries.

Power to enter private land.

(2) Any owner or occupier wilfully neglecting or refusing to show such boundaries to any such person as aforesaid shall be liable to a penalty not exceeding forty-eight dollars.

14. Any person who :—

- (a) assaults, hinders or obstructs any person or any of his assistants mentioned in either of the three last preceding sections ; or
- (b) prevents or attempts to prevent any such person or any of his assistants from entering or re-entering upon any such land as is mentioned in such sections,

Penalty for assault or obstruction.

shall be liable to a penalty not exceeding one hundred and twenty dollars, or to imprisonment, with or without hard labour for any term not exceeding three months.

4. Sections 18 and 19 of the Principal Ordinance are hereby repealed and replaced by the following :—

Repeal of ss. 18 and 19 of Principal Ordinance.

18. Every owner of land adjoining any Crown lands shall be bound to maintain undefaced and in their proper positions and clear of vegetation so

Adjoining owner to maintain landmarks.

as to be visible at all times all landmarks indicating the boundary between his land and any lands of the Crown.

Penalty for failure to maintain landmarks.

19. Any owner of land adjoining Crown lands who fails to maintain any landmarks indicating the boundary between his land and any lands of the Crown in the manner required by the preceding section shall be liable to a penalty not exceeding forty-eight dollars.

Repeal.

5. The following enactments are hereby repealed :—

No. 22 of 1926.

(a) The Crown Lands (Amendment) Ordinance, 1926.

No. 32 of 1934  
s. 4.

(b) Section 4 of the Land Survey (Amendment) Ordinance, 1934.

Passed in Council this twenty-seventh day of May, in the year of Our Lord one thousand nine hundred and thirty-eight.

W. E. GOCKING,  
*Clerk of the Council.*