

LAWS OF TRINIDAD AND TOBAGO

DRY RIVER ACT

CHAPTER 26:50

Act
26 of 1928
Amended by
45 of 1979

Current Authorised Pages

<i>Pages</i>	<i>Authorised</i>
<i>(inclusive)</i>	<i>by L.R.O.</i>
1-5	1/1980

**Note
on
Subsidiary Legislation**

This Chapter contains no subsidiary legislation.

**Note
on
Adaptation**

Under paragraph 6 of the Second Schedule to the Law Revision Act (Ch. 3:03) the Commission amended certain references to public officers in this Chapter. The Minister's approval of the amendments was signified by L.N. 120/1980, but no marginal reference is made to this Notice where any such amendment is made in the text.

**Note
on
Revision Date**

As this Act was amended by the Law Revision (Miscellaneous Amendments) (No. 1) Act 1979 (Act 45 of 1979), this Chapter has been revised up to 31st December 1979, instead of the normal revision date (31st December 1977).

CHAPTER 26:50

DRY RIVER ACT

ARRANGEMENT OF SECTIONS

SECTION

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An Act to authorise the Corporation of Port-of-Spain to undertake sanitary works in the bed of the Dry River.

1950 Ed.
Ch. 39 No. 3.
26 of 1928.

[15TH NOVEMBER 1928]

Commence-
ment.

1. This Act may be cited as the Dry River Act.

Short title.

2. In this Act "Corporation" means the Mayor, Aldermen and Citizens of the City of Port-of-Spain.

Interpretation.

3. The Corporation may, with all necessary workmen and other servants, at all times enter upon any lands in that portion of the Dry River which lies between the bridge known as Chaytor's Causeway and the sea, and erect or cause to be erected upon any part of such lands such works as they may consider fit for the purpose of repairing, making, preserving or maintaining the said portion of the Dry River as a fit and proper channel for the passage of surface water to the sea.

Corporation
may enter and
construct
works.

Plans to be deposited.

4. Plans of such works as may from time to time be authorised by the Corporation and approved by the Minister for the better carrying out of the provisions of this Act, shall be made and deposited in the Office of the City Clerk of Port-of-Spain, and shall be open to inspection by any person between the hours of 10 a.m. and 3 p.m. on any week day.

Licences to dig gravel, etc.

5. (1) No person shall without a licence from the City Clerk of Port-of-Spain dig, win, take or carry away any sand, stone or gravel from the Dry River at any part of such river between the bridge on the Belmont Circular Road known as Chaytor's Causeway and the sea.

Penalty.

(2) Any person who contravenes this section is liable on summary conviction to a fine of one thousand dollars.

Protection of Corporation against actions and injunctions.

6. No action shall be brought against the Corporation or any of their authorised servants or agents for anything done in furtherance of the purposes of this Act, and no injunction or order restraining the execution or maintenance of any of the works authorised by this Act shall be granted by any court of justice.

Protection of servants and agents of Corporation.

7. No authorised servant or agent of the Corporation shall be liable to prosecution for anything done by him *bonâ fide* in furtherance or intended furtherance of any of the purposes of this Act.

Assault or obstruction.

8. Any person who assaults or hinders or obstructs or causes or procures to hinder or obstruct the Corporation or their agents or servants or any workman or any person authorised by them or employed in doing or performing any works by this Act authorised to be done or performed or in the exercise of any of the powers and authorities contained in this Act, is liable on summary conviction to a fine of one thousand dollars.

Power to make Bye-laws and Regulations.

9. The Corporation may make Bye-laws and Regulations for all or any of the following purposes:

- (a) for ensuring and regulating the use of the said portion of the Dry River as a fit and proper channel for the passage of surface water to the sea;
- (b) empowering such person or persons as they may appoint to do all such acts and things in over or upon the bed of such River as may be deemed necessary for placing or keeping such River under proper control;

- (c) forbidding absolutely or regulating the drainage from any public or private sewer or drain into the said River;
- (d) for the prevention of the deposit of filth or rubbish in the bed or on the banks of the said River between the limits mentioned above;
- (e) for the regulation and maintenance of the said watercourse in such a manner as to prevent any nuisance arising therefrom; and
- (f) generally for the more effective carrying out of the provisions of this Act.

10. Any person who contravenes any of such Bye-laws or Regulations is liable on summary conviction to a fine of four hundred dollars for each offence, and in the case of a continuing offence to a further fine of one hundred dollars for each day during which the offence continues after written notice thereof from the Corporation.

Penalties—
recovery of.

11. (1) Bye-laws and Regulations made by the Corporation under this Act shall not take effect unless and until they have been confirmed by the Minister.

Confirmation,
publication and
commence-
ment of
Bye-laws and
Regulations.

(2) All such Bye-laws and Regulations shall, when confirmed by the Minister be published in the *Gazette*, with a statement of the confirmation thereof by the Minister and of the date on which they shall come into force.

12. Two-thirds of the cost of the works authorised by this Act, as certified on an account submitted by the City Clerk to the Minister on the 31st December in each year during which the work continues, and approved by such officer as may from time to time be designated by the Minister, shall be paid from funds in the hands of the Corporation, and the remaining one-third shall be paid to the Corporation by the Comptroller of Accounts out of moneys provided by Parliament.

Payment of cost
of works.
[45 of 1979].