
4th Session Third Parliament Trinidad and Tobago
23 Elizabeth II



TRINIDAD AND TOBAGO

Act No. 33 of 1974

[L.S.]

AN ACT to extend the term of office of the existing members of the councils of the local authorities, and to make certain other temporary provisions for the functioning of the local authorities.

[Assented to 31st October, 1974]

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 Local Authorities ^{Short title} (Extension of Term of Office) Act, 1974.

Interpretation

2. In this Act—

No. 22 of 1967

“local authorities” means a Municipal Corporation and includes a county council established under the County Councils Act, 1967;

Ch. 39. No. 1

Ch. 39. No. 7

Ch. 39. No. 11

“members of the councils of the local authorities” means “Councillors” within the meaning of section 2 of the Port-of-Spain Corporation Ordinance, of the San Fernando Corporation Ordinance and of the Arima Corporation Ordinance and “councillors” within the meaning of the County Councils Act, 1967, respectively, and includes the Mayor and Deputy Mayor and Aldermen of the Municipal Corporations and the Chairman, Vice-Chairman and Aldermen of the County Councils established under the County Councils Act, 1967, as the case may be;

“Minister” means the member of the Cabinet to whom responsibility for Local Government is assigned;

“Municipal Corporation” means the Port-of-Spain Corporation established under the Port-of-Spain Corporation Ordinance, the San Fernando Corporation established under the San Fernando Corporation Ordinance and the Arima Corporation established under the Arima Corporation Ordinance.

Extension of term of office of members of councils

3. Notwithstanding the provisions of any other enactment relating to the term of office of members of the councils of the local authorities, the term of office of all members of the councils of the local authorities holding office on the 31st day of October, 1974, is hereby extended to such date, being a date not later than the 31st day of October, 1975, as the Governor-General may specify by Order published in the *Gazette*.

Temporary provisions for functioning of local authorities in certain cases

4. Where in the opinion of the Minister a local authority is unable to discharge its duties and functions—

(a) by reason of the inability of the members of the council of the local authority, or any of them, to perform their duties and functions, whether by resignation or otherwise; or

(b) by reason of the refusal or failure to act of the members of the council of the local authority,

then notwithstanding any other enactment relating to the duties and functions of the local authorities, the Chief Executive Officer of a County Council established under the County Councils Act, 1967, or the Town Clerk, in the case of a Municipal Corporation, shall on the direction of the Minister, by writing under his hand, and subject to such general or special directions as the Minister may give, exercise and perform such of the duties and functions of the local authority as are necessary or expedient for the proper conduct of the affairs of the local authority; and the decisions of the Chief Executive Officer or Town Clerk, as the case may be, shall be deemed to be the decisions of the local authority for all the purposes of the enactments relating to that local authority.

5. This Act shall remain in force until the date specified Duration of Act in the Order made under section 3 and shall then expire, but without prejudice to anything lawfully done hereunder.

Passed in the House of Representatives this 25th day of October, 1974.

G. R. LATOUR
Clerk of the House

Passed in the Senate this 29th day of October, 1974.

J. E. CARTER
Clerk of the Senate