

## No. 21.—1854.

*2nd October.*

AN ORDINANCE to authenticate certain corrected Copies of certain Orders in Council and Ordinances made and passed previous to the thirteenth day of November, one thousand eight hundred and forty-eight.

CHARLES ELLIOT.

WHEREAS an Ordinance was passed in Council on the thirteenth day of November, in the year of Our Lord one thousand eight hundred and forty-eight, entitled "An Ordinance for the appointment of Commissioners to revise the several Orders in Council and Ordinances passed from the day of the Constitution of the Legislative Council of this Colony:" And whereas the Honorable William George Knox, the Honorable Charles William Warner, the Honorable George Garcia, the Honorable Henry Fuller, and His Honor Herbert Townsend Bowen, the Commissioners appointed under the said Ordinance in pursuance of the said Ordinance, made their report, dated the twenty-eighth day of August, one thousand eight hundred and fifty, and to such report annexed an appendix containing the subject matter and titles of the several Orders in Council, and the numbers and titles of the said several Ordinances then in force, which, in the opinion of the said Commissioners, should be retained on the Statute Book and might be re-printed: And whereas in the schedule to this Ordinance are set forth the dates and subject matter of the said several Orders in Council and the numbers and titles of the said several Ordinances mentioned in the said appendix, save only and except a certain Ordinance passed in Council on the fifteenth day of October, in the year of our Lord one thousand eight hundred and forty-two, entitled "An Ordinance for Constructing Water Works, and supplying the Town of Port of Spain and its vicinity with Water:" and a certain other Ordinance passed in Council on the first day of July, in the year of our Lord one thousand eight hundred and forty-eight, and entitled "An Ordinance relating to Weights and

Measures;" which Ordinances have been since repealed: And whereas the said several Orders in Council and Ordinances, save and except the two Ordinances which have been so repealed, have been reprinted and collected together in one volume, and certain errors in the same, so reprinted, have been corrected by the said Commissioners; and whereas three copies of the said volume containing the said Orders in Council and Ordinances so reprinted, with such corrections noted and entered in the margins of the said copies, have been authenticated under the Great Seal of the Island: Be it enacted by His Excellency the Governor, by and with the advice and consent of the Council of Government, That the said copies of the said Orders in Council and Ordinances so corrected, as hereinbefore mentioned, which have been so authenticated, shall be deposited and kept, one of such copies with and by the Chief Justice of the Colony for the time being, another of such copies with and by the Colonial Secretary for the time being, and the other copy with and by the Registrar-General of the Colony for the time being, and the same shall be and be taken to be the only true and authentic copies of the said Orders in Council and Ordinances respectively.

2. And be it enacted, That it shall be lawful for any person, on payment to the Registrar-General of a fee of one guinea, to have access to and examine the copy so deposited with the Registrar-General.

Passed in Council this second day of October, in the year of Our Lord one thousand eight hundred and fifty-four.

RICHARD D. CADIZ,

*Clerk of Council.*

The foregoing Ordinance was duly proclaimed in Port of Spain, by me, this thirtieth day of October, one thousand eight hundred and forty-four.

EDWARD MURRAY,

*Marshal.*

## SCHEDULE.

Orders in Council referred to in the foregoing Ordinance.

| Date of each Order.  | Subject Matter.   |
|----------------------|---|
| 20th June, 1831      | Regulating the constitution of the Superior Courts, their practice, &c.   |
| 30th November, 1836  | Respecting Patent of John Howard Kyan.  |
| 30th July, 1838      | Respecting Contracts of Service.  |
| 7th September, 1838  | Regulating Marriages.   |
| 7th September, 1838  | Revoking Order in Council of 23rd March, 1825, relating to the Coin.  |
| 7th September, 1838  | Regulating the Rights and Duties of Masters and Servants.   |
| 7th September, 1838  | Relating to Vagrants, &c.   |
| 14th September, 1838 | Confirming the Queen's Proclamation of the same date respecting the current Coin.   |
| 6th October, 1838    | For regulating the manner of Proceeding for the removal of Squatters.   |
| 4th February, 1839   | Respecting the Militia.   |
| 20th February, 1839  | Respecting Fees of the Clergy for Marriages.  |
| 3rd May, 1839        | Confirming the Proclamation of 20th November, 1838, relating to the Coin.   |
| 22nd May, 1839       | Repealing the Laws relating to the Coin anterior to the Proclamation of 20th November, 1838.  |
| 30th September, 1839 | Confirming, with certain exceptions, the Ordinance for the encouragement of Immigration.  |
| 8th December, 1840   | Respecting Immigrants from Sierra Leone.  |
| 8th December, 1840   | Confirming, with certain exceptions, the Ordinance for regulating the Harbour of Port of Spain.   |
| 23rd June, 1841      | Respecting Contracts of Service made in the United Kingdom.   |
| 6th October, 1841    | Respecting the proportion of the Sexes in Immigrants.   |
| 4th January, 1843    | Respecting Condemned and Forfeited Slaves.  |
| 24th February, 1843  | Respecting trade with Chinese Ports.  |
| 10th June, 1843      | Authorising the Colonial Legislatures to make provision for the suppression of Squatting.   |
| 10th November, 1843  | Authorising the Governor and Council to Legislate respecting the Administration of Justice, and to repeal anterior Orders in Council.       |
| 10th July, 1844      | Repealing certain Duties imposed by the Order in Council of 17th August, 1815.  |
| 3rd September, 1844  | Confirming the Ordinance respecting Wills.  |
| 24th April, 1847     | Authorising the Governor and Council to Legislate on the subject of Registration of Deeds, Marriages, &c., and to repeal Orders in Council. |
| 20th May, 1847       | Respecting Liberated Africans and Forfeited Slaves.   |

## SCHEDULE of Ordinances referred to in the foregoing Ordinance.

| Year. | No. | Title.  |
|-------|-----|---|
| 1832  | 10  | For altering and amending the Law relating to the Age of Majority.  |
| 1835  | 8   | For the protection and relief of persons who have transferred or may hereafter transfer their claims on the Compensation Fund.  |
| 1836  | 3   | To legalise all the entries made by the late Registrar of Slaves in the Slave Registry Books of this Colony, and to make valid and effectual the said Books as legal evidence.  |
|       | 9   | For assimilating the Laws respecting Bills of Exchange and Promissory Notes to the Laws of England in like cases.   |
|       | 14  | For regulating the acknowledgment of Deeds and Contracts entered into by married women, and for giving greater validity to the same when so acknowledged.   |
| 1837  | 7   | To empower the Secretary and Registrar of Deeds to perfect the Registration of certain Deeds and Documents.   |
|       | 10  | For repealing certain Orders and Proclamations of Government, and certain rules and regulations of Police.  |
| 1838  | 1   | For appointing an officer to be called the Marshal of the Island of Trinidad, and for transferring the duties heretofore performed by the Alguacil Mayor to such Marshal.   |
|       | 11  | To declare the meaning and interpretation to be given to the word "Governor" whenever the same occurs in any Law or Ordinance now in force, or hereafter to be in force in this Colony.   |
| 1839  | 7   | To vest in Her Majesty the San Fernando Wharf and the Lands thereof, and to make provision for the rebuilding of such Wharf, and to levy certain Duties on goods landed at or shipped from such Wharf.  |
|       | 8   | For calling in the Arms and Accoutrements of the privates and non-commissioned officers in the Corps of Militia, which have hitherto remained in their own care and custody.  |
| 1840  | 7   | To remove doubts respecting an Ordinance entitled "An Ordinance for appointing an Officer to be called the Marshal of the Island of Trinidad, and for transferring the duties heretofore performed by the Alguacil Mayor to such Marshal," and to revive and make permanent the said Ordinance. |
|       | 10  | For regulating Buildings in the Town of Port of Spain.  |
|       | 12  | To facilitate the recovery of possession of Tenements, after due determination of the tenancy.  |
|       | 13  | To establish a rate of Provisions and allowances of Passengers carried on board of Merchant Vessels from this Colony.   |
|       | 14  | To promote and encourage Steam Navigation between this island and Great Britain, for conveyance of Mails and Passengers.  |

| Year. | No. | Title.  |
|-------|-----|---|
| 1840  | 17  | To establish and provide for the maintenance of a Public Hospital.  |
| 1841  | 1   | To prevent the cruel and improper treatment of Animals.   |
|       | 3   | To declare the powers of the Council of Government to punish contempt and breach of Privilege.  |
|       | 7   | For establishing an Asylum for indigent Lepers, and providing for their care, maintenance and support.  |
|       | 13  | To render the enregistered Copies of the Charter of Incorporation and the Supplemental Charter of the Colonial Bank and duly certified Copies of such enregistered Copies respectively good evidence of the said several Charters in the Courts of Justice in the Island of Trinidad. |
| 1842  | 1   | To regulate the storing of Gunpowder.   |
|       | 10  | For assimilating the Laws of the Colony relating to offences against the person to the Laws of England in the like cases.   |
|       | 11  | For assimilating Laws relative to Larceny and other offences connected therewith to the Laws of England in like cases.  |
|       | 12  | For assimilating the Laws relative to Malicious Injuries to Property to the Laws of England in the like cases.  |
|       | 13  | For the prevention and punishment of Forgery, and assimilating the Laws relating thereto to the Laws of England in like cases.  |
|       | 14  | For assimilating the Laws against offences relating to the Coin to the Laws of England.   |
|       | 15  | For assimilating the Laws with respect to Riots and unlawful and tumultuous assemblies to the Laws of England in like cases.  |
|       | 16  | To assimilate the Law of this Colony relative to Treason and Misprision of Treason to the Law of England in the like cases.   |
|       | 17  | To prohibit the setting of Spring-Guns, Man-Traps, and other Engines calculated to destroy human life, or inflict grievous bodily harm.   |
|       | 18  | To make provision for the punishment of certain offences.   |
| 1843  | 5   | To render the enregistered Copy of the Charter of Incorporation of the West India Bank, and duly certified Copies of such enregistered Copy good evidence of the said Charter in the Courts of Justice in the Island of Trinidad.   |
|       | 6   | To alter and amend the Laws which restrain the free disposition of property by persons leaving heirs in the direct descending or ascending line.  |
|       | 7   | For vesting certain Lands, Buildings, and Hereditaments, in Brunswick Square, in the Town of Port of Spain, in certain Trustees for the Minister, Elders, and Congregation of Greyfriars Church, in Albion Street, in the City of Glasgow, in connection with the United              |

| Year. | No. | Title.  |
|-------|-----|---|
| 1844  | 4   | <p>Secession Church in Scotland; and for granting unto such Trustees certain powers and authorities in respect of the said Lands, Buildings, and Hereditaments.</p> <p>To authorise the Town Council of Port of Spain to levy a Rate on Houses in the said Town and the Suburbs thereof, and to extend to persons owning or occupying Houses liable to such Rate the qualification of Burgesses of the said Town.</p> |
|       | 5   | For prevention of Frauds, and for the amendment of the Law in certain particulars.  |
|       | 8   | For the limitation of personal and mixed Actions.   |
|       | 9   | To amend an Ordinance entitled "An Ordinance for assimilating the Laws of the Colony relating to Offences against the Person to the Laws of England in the like cases."   |
|       | 10  | For the safe Custody of insane persons charged with offences.   |
|       | 11  | To introduce Trial by Jury, and to make other provisions for assimilating the Laws of this Colony relating to Criminal Offences to the Law of England in like cases.  |
|       | 14  | To vest in the Husband on marriage the same interest in the real and personal estate of the Wife as he would take according to the Law of England; to take away the right of married women to Ganancias; and to make other provisions for Widows in lieu thereof.   |
|       | 16  | For the better regulation of the Duties of the Clergy of the United Church of England and Ireland in this Colony, and for ensuring the more effectual performance of the same.  |
| 1845  | 1   | For assimilating the Law with regard to Arbitrations and Awards to the Law of England.  |
|       | 2   | To enable the Supreme Civil Court to give relief against adverse Claims made upon persons having no interest in the subject of such Claims.   |
|       | 4   | To regulate the Probate of Wills and the grant of Letters of Administration, and to ascertain and define the powers and liabilities of executors and administrators.  |
|       | 9   | For shortening the time of prescription in certain cases.   |
|       | 10  | For the limitation of Actions and Suits relating to real property.  |
|       | 11  | To amend the Law respecting Defamatory words and Libel.   |
|       | 14  | For the better administration of the Estates of Deceased persons, and for the amendment of the Law in respect of tacit Mortgages.   |
|       | 19  | For improving the remedies of Creditors against the property of their Debtors.  |
|       | 20  | To enable the Supreme Civil Court to hold Sittings in time of Vacation.   |
|       | 23  | To amend the Law with regard to Mortgages, and to assimilate the same to the Law of England.  |

| Year. | No. | Title.   |
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| 1845  | 24  | For the amendment of the Law of Inheritance, and for assimilating the same to the Law of England.  |
|       | 25  | To regulate the mode of proceeding by <i>scire facias</i> on Judgment.   |
|       | 29  | For declaring the Limits of the Town of Port of Spain and the Suburbs thereof for certain purposes.  |
|       | 30  | To prevent the undue introduction into this Colony of persons afflicted with Leprosy.  |
|       | 35  | For regulating the mode of proceeding in Actions of Ejectment and Replevin.  |
|       | 36  | For the amendment of the Law relating to Covenants and Warranties, and assimilating the same to the Law of England.  |
| 1846  | 1   | For assimilating the Law with regard to Leases, and for the recovery of Rents and other periodical sums of Money to the Law of England.  |
|       | 2   | To amend the Laws relating to Usury.   |
|       | 5   | To amend the Constitution of the Medical Board of this Colony, and to regulate the Practice of Physic and Surgery, and the compounding and selling of Drugs and Medicines therein.   |
|       | 6   | For regulating the relative rights and duties of Masters and Servants.   |
|       | 8   | For amending the Law of Evidence.  |
|       | 12  | For regulating the sale of Bread.  |
| 1847  | 5   | For the raising of Money for the purposes of Immigration.  |
|       | 6   | For facilitating the apprehension of certain offenders escaping to this Colony from any place within the territory or dominions of the Republic of Venezuela, in order that such offenders may be delivered up to Justice. |
|       | 7   | For the more easy recovery of Quit Rents.  |
|       | 8   | For extending the term for which Contracts of Service may be made.   |
|       | 10  | Relating to Weights and Measures.  |
|       | 12  | For the appointment of a Registrar-General.  |
|       | 13  | For registering Births, Deaths, and Marriages.   |
|       | 15  | To raise a Duty on Rum and other Spirits manufactured in the Colony.   |
| 1848  | 17  | To repeal certain Duties of Customs.   |
|       | 1   | For the prevention of Accidents by Fire.   |
|       | 2   | To enable the Vestry of Trinity Church to purchase certain parcels of Land adjoining the said Church.  |
|       | 3   | For consolidating and amending the Law with regard to Jurors and Juries.   |
|       | 4   | To provide for the better Administration of Justice in Civil Cases, and to extend and define the Jurisdiction and Powers of the Supreme Civil Court.   |
|       | 9   | To regulate the mode of proceeding in Criminal Cases.  |

| Year. | No. | Title.  |
|-------|-----|---|
| 1848  | 10  | To give greater facilities for the removal of persons in possession of Lands without probable claim or title.               |
|       | 12  | For regulating the Harbour of San Fernando and the Vessels and Boats therein, and the Seamen and Boatmen belonging thereto. |

## No. 22.—1854.

*1st November.*

AN ORDINANCE for the election of Auditors in certain cases where Auditors have not been elected, and to alter the times and places for the election of Auditors.

CHARLES ELLIOT.

WHEREAS by an Ordinance passed in Council on the first day of October, one thousand eight hundred and fifty-two, and entitled "An Ordinance for amending and consolidating the Law with regard to the appointment of Wardens and the powers and duties of such Wardens," it is enacted that there shall be elected annually in and for each ward two Auditors and that the election of such Auditors after the year one thousand eight hundred and fifty-two shall be held on the first Tuesday in the month of September in each year: and whereas in several wards of the Colony no election of Auditors has been held in this present year: and whereas it is expedient to make provision for the election of Auditors in such cases, and to give Authority to the Wardens to appoint the times and places for the election of Auditors after this present year: Be it therefore enacted by His Excellency the Governor with the advice and consent of the Council of Government, that in each ward for which no Auditors have been elected in this present year an election of Auditors shall be held on such day in the month of December now next ensuing, and at such place within the ward as the Warden of the Ward Union in which such ward shall be included shall,