

mence and take effect upon and from and after the ^{ment of} seventh day of October next. Ordinance.

Passed in Council this thirteenth day of August, in the year of our Lord one thousand eight hundred and forty-five.

THOMAS F. JOHNSTON,
Clerk of Council.

1st September, 1845.

The foregoing Ordinance was duly proclaimed in Port of Spain this day.

A. CLOGSTOUN, *Marshal.*

No. 30.—1845.

AN ORDINANCE to prevent the undue Introduction into this Colony of Persons afflicted with Leprosy.

(L. S.) H. MACLEOD.

WHEREAS under and by virtue of an Ordinance passed on the second day of August, one thousand eight hundred and forty-one, entitled, "An Ordinance for establishing an Asylum for indigent Lepers, and providing for their care, maintenance and support," an asylum has been prepared and opened for the reception of lepers at Cocorite in this Island: And whereas there is reason to believe that persons afflicted with the disease of leprosy have been brought into this Island for the purpose of being admitted into the said asylum, whereby the public charges of the Colony may be increased: For remedy thereof, Be it enacted by His Excellency the Governor in and over the Island of Trinidad and its dependencies, by and with the advice and consent of the Council of Government thereof, that from and after the commencement of this Ordinance, it shall not be lawful for any person afflicted with the disease of leprosy to come into and land in this Colony

No person afflicted with leprosy to come into and land in the Colony

without the
permission of
the Governor.

On what terms
such
permission to
be granted.

Any person
afflicted with
leprosy
coming into
this Colony to
be carried
back to the
place whence
he came, and
in the
meantime to
be detained
under warrant
of the
Governor.

Any master of
a vessel or
other person

from any place out of this Colony without the permission of the Governor first had and obtained in writing under his hand, which permission it shall be lawful for the Governor to grant, on its being made to appear to him by the solemn declaration of two resident inhabitants of this Island, that such person is a native or domiciled inhabitant of this Colony, or if such person shall not be a native or domiciled inhabitant of this Colony, then on its being certified to the Governor in writing by the Attorney-General, or in his absence, by the Solicitor-General for the time being, that two sufficient persons, being householders within the Island, and approved as sufficient by such Attorney or Solicitor-General have entered into a joint and several bond to Her Majesty in the penal sum of two hundred pounds sterling, conditioned that such person shall not wander about begging or collecting alms, or expose his or her person in any public road, street, or place in this Colony, nor do any act whereby such person may become chargeable upon the public funds of this Colony.

2. And be it enacted, That if any person afflicted with the disease of leprosy, and not being a native or domiciled inhabitant of this Colony shall come into this Colony from any place out of this Colony, and land in this Colony without such permission of the Governor for the time being, such person shall be forthwith removed and carried out of this Colony to the port or place from whence he came ; and it shall be lawful for the Governor, and he is hereby required by warrant under his hand directed to such person or persons as he shall see fit, to make order for the removing and carrying back of such person to the port or place from whence such person came into this Colony, and on board of such vessel as to the Governor shall seem fit, and in the mean time, and until such removal can be carried into effect, for the detention of such person in such place and under such restraint as the Governor shall direct, and all expenses which may be incurred in the detention and in the removal or carrying back of such person, the same being allowed by the Governor, shall be paid by the Colonial Treasurer on the warrant of the Governor.

3. And be it enacted, That every master or other person in charge of any ship or vessel who shall wilfully

and knowingly bring from any place out of this Colony and land in this Colony any person afflicted with the disease of leprosy, and every person who shall wilfully and knowingly put on shore, or aid, assist, or be concerned in the putting on shore in this Colony any person afflicted with the disease of leprosy and coming into this Colony from any place out of this Colony without such permission of the Governor being first had and obtained in writing, shall forfeit and pay for every such offence the sum of two hundred pounds sterling.

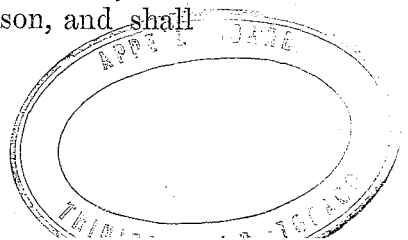
bringing into this Colony any person afflicted with leprosy to forfeit £200. sterling.

4. And be it enacted, That if the harbour master or other officer discharging the duties of a harbour master within any port in this Colony on boarding any ship or vessel which shall come into this Colony shall see reason to suspect that any person on board of such ship or vessel is afflicted with the disease of leprosy, but such person shall deny that he is so afflicted it shall be lawful for such harbour master or other officer by writing under his hand directed to the master or other person in charge of such ship or vessel to make order that the person so suspected to be so afflicted shall be detained on board of such ship or vessel until he shall be examined by the health officer of the Port and such other medical practitioner or practitioners, if any, as the Governor shall see fit to appoint; and the master, or other person in charge of such ship or vessel, shall cause such person to be detained on board of such ship or vessel until such examination; and if any such person, in respect of whom any such order of detention shall be made, shall land in this Colony without the order of the harbour master or the permission of the Governor being first granted, the Master or other person in charge of such vessel shall forfeit and pay the sum of two hundred pounds sterling.

Harbour Master may order any person on board of any vessel whom he may suspect of being afflicted with leprosy to be detained.

5. And be it enacted, That such harbour master or other officer immediately on making any such order for the detention of any person as aforesaid, shall notify the same, and the time of making such order to the Governor and the health officer of the Port; and such health officer, together with such medical practitioner or practitioners, if any, as shall be appointed by the Governor for that purpose, shall within twenty-four hours at farthest from the time of the making of such order, visit such ship or vessel and examine such person, and shall

Harbour Master to give notice of detention.



Parties
detained to be
examined by
health officer
and dis-
charged on
his certificate
or detained
until
Governor's
permission for
his landing.

How penalties
shall be
recovered.

Protection to
persons acting
in pursuance
of this
Ordinance.

certify in writing to the Governor whether such person is afflicted with leprosy or not; and if it shall appear by such certificate that such person is not afflicted with leprosy, the harbour master shall forthwith make order permitting the landing of such person; but if it shall appear by such certificate that such person is afflicted with leprosy, it shall not be lawful for such person to land in this Colony without the permission of the Governor, to be granted on its being made to appear to him in the manner hereinbefore directed, that such person is a native or domiciled inhabitant of this Colony, or on such bond as hereinbefore mentioned being first made and entered into on behalf of such person.

6. And be it enacted, That all penalties imposed by this Ordinance shall and may be sued for and recovered together with full costs of suit by an action of debt in the Supreme Civil Court of the Island; and that no action shall be commenced for the recovery of any penalty under this Ordinance, except in the name of Her Majesty's Attorney-General for the Colony, and that all issues of fact in any such action shall be tried and determined by a jury.

7. And be it enacted, That no action shall be commenced against any person for anything done by him in pursuance of this Ordinance, except within six calendar months after the cause thereof, and until one calendar month after notice in writing shall have been delivered to him or left at his usual place of abode by the solicitor of the party who intends to bring such action, in which notice shall be clearly and explicitly contained the cause of the action, the name and place of abode of the person who is to bring such action, and the name and place of abode of the solicitor, and no evidence of any cause of action shall be produced, except of such cause as shall be contained in such notice, and no verdict shall be given for the plaintiff unless he shall prove on the trial that such notice was given, and in default of such proof the defendant shall be entitled to a verdict, and the defendant in any such action may plead the general issue, and give the special matter in evidence; and if the plaintiff shall be nonsuited or shall discontinue the action, or if upon a verdict or demurrer judgment shall be given against the plaintiff, the defendant shall receive treble costs and have such

remedy for the same as any defendant can have in other cases where costs are given by law.

8. And be it enacted, That any person who shall falsely make any declaration by this Ordinance required to be made, shall for every such offence forfeit the sum of two hundred pounds sterling, and such penalty may be prosecuted, sued for and recovered with full costs of suit in like manner as any other penalty or forfeiture imposed by this Ordinance.

Penalty for
false
declaration.

9. And be it enacted, That every word in this Ordinance importing the singular number shall extend and be applied to several persons or things, as well as one person or thing; and every word importing the masculine gender only shall extend and be applied to a female as well as a male.

Interpre-
tation.

10. And be it enacted, That this Ordinance shall commence and take effect from and immediately after the promulgation thereof.

Commence-
ment of
Ordinance.

Passed in Council this eighteenth day of September, one thousand eight hundred and forty-five.

THOMAS F. JOHNSTON,

Clerk of Council.

No. 35.—1845.

AN ORDINANCE for regulating the mode of Proceeding in actions of Ejectment and Replevin.

(L. S.) H. MACLEOD.

WHEREAS it is expedient to make provisions for regulating the mode of proceeding in actions of ejectment and of replevin: Be it enacted by his Excellency the Governor in and over the Island of Trinidad and its dependencies, by and with the advice and consent of the Council of Government thereof, That the words and expressions hereinafter mentioned, which in their ordinary signification have a more con-