

No. 5.—1882.

AN ORDINANCE to restrict the Introduction of Paupers likely to become chargeable to the Colony.

(L.S.) S. FREELING, *Governor*,

6th June, 1882.

BE it enacted by His Excellency the Governor, with the advice and consent of the Legislative Council, as follows :—

Short title.

1. This Ordinance may be cited for all purposes as “The Infirm Paupers Ordinance, 1882.”

Interpretation.

2. In this Ordinance

The term “Visiting Officer” means a visiting Officer acting under the Quarantine Ordinance, 1871 ;

The term “Infirm Pauper” means a person as to whom notice that he is an infirm pauper is given according to this Ordinance ; and

The term “Pauper Charges” means any money expended out of the public funds of the Colony or the funds of any Municipal Corporation for the relief, maintenance, care or treatment of any pauper, and the expenses, computed according to a scale prescribed by the Governor, of such relief, maintenance, care and treatment in any Hospital, Asylum, House of Refuge or other institution for the relief of sick or destitute persons, if such Hospital, Asylum, House of Refuge or other institution is maintained out of the public funds of the Colony or the funds of any Municipal Corporation.

Commencement.

3. This Ordinance shall not come into operation until Her Majesty’s confirmation and allowance thereof is proclaimed in this Colony.

Notice as to infirm paupers arriving in vessels.

4. If, on the arrival in this Colony of any vessel, there is on board any person who in the opinion of the Harbour Master or Visiting Officer visiting such vessel is unable

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by reason of physical or mental infirmity to maintain himself by his own labour and likely if permitted to land to become chargeable to the Colony, such Harbour Master or Visiting Officer shall give notice that such person is an infirm pauper. Such notice may be given verbally or in writing to the master or any of the crew of the vessel or by writing nailed or affixed to any mast or other part of the vessel, but shall where practicable be given to the master.

5. An infirm pauper shall not, except by permission of the Governor, land in any part of the Colony unless one of the following conditions is first complied with, that is to say, either Restrictions on the landing of infirm paupers.

1. Some person resident in the Colony and approved by the Receiver-General as sufficient in this behalf shall by deed (which may be in the form given in the Schedule to this Ordinance) covenant with Her Majesty the Queen, Her Heirs and Successors, to repay to the Receiver-General any pauper charges which within *one year* from the date of such deed may be incurred in respect of such infirm pauper ; or
2. The infirm pauper shall deposit with the Receiver-General the sum of *Twenty Pounds* to be applied in the first place in payment of any pauper charges incurred in respect of the depositor within *one year* from the time of the deposit, and the balance, if any, or the whole, if no part is applied as aforesaid, to be repaid to the depositor.

6. If any infirm pauper lands in any part of the Colony contrary to this Ordinance, the vessel by which such infirm pauper arrived shall be subject to a maritime lien in favour of Her Majesty the Queen, Her Heirs and Successors, for a sum of one hundred pounds in respect of each infirm pauper who lands as aforesaid, and the amount so charged may be sued for and recovered in the Vice-Admiralty Court accordingly. Penalty on vessels landing infirm paupers.

Any Harbour Master, Assistant Harbour Master, Officer of Customs or other Government officer and any officer on full pay in the Naval or Military service of

Her Majesty may detain, and by force, if necessary, any vessel charged with the payment of any sum under this section until six of the clock in the evening of the day following the landing of the infirm pauper in respect of whom the sum is charged: Provided that such detainer shall cease upon either of the following events, that is to say,

- (1) Upon payment to the officer detaining the vessel or the person placed by him in actual charge of the vessel of all sums charged upon the vessel under this section, or
- (2) Upon the vessel being arrested under process of the Vice-Admiralty Court issued in any proceedings for recovering the sums last aforesaid.

Penalty on
persons
landing
infirm pauper.

7. Any master of a vessel who knowingly suffers any infirm pauper who arrives in such vessel to land contrary to this Ordinance shall be guilty of an offence punishable on summary conviction and liable to a penalty not exceeding Fifty Pounds.

- (1) Any infirm pauper who knowingly and wilfully lands or suffers himself to be landed contrary to this Ordinance, and
- (2) Any person who knowingly lands or procures to be landed contrary to this Ordinance, or who aids or assists in landing or procuring to be landed contrary to this Ordinance, any infirm pauper

shall be guilty of an offence punishable on summary conviction and liable to a penalty not exceeding Fifty Pounds.

Publication of
scale of
expenses.

8. Any scale for the computation of expenses prescribed by the Governor under this Ordinance shall be published in the Royal Gazette and may at any time be altered or revoked by the Governor.

A copy of the Royal Gazette purporting to contain any such scale, alteration or revocation shall be *prima facie* evidence of the tenor and due making of such scale, alteration or revocation.

Execution of
deeds.

9. Notwithstanding anything in the Ordinance No. 5 of 1862, intituled "An Ordinance for regulating the

“Execution of Deeds and the proof, registration and admission in evidence of Deeds and Wills,” or in any other Ordinance, any deed executed in pursuance of this Ordinance may be registered if it is executed in the presence of one witness and before any of the following persons,

The Receiver-General, the Sub-Receiver, the Collector or any Sub-Collector of Customs,
 Any Commissioner of a Province,
 Any Harbour Master or Assistant Harbour Master,
 Any Visiting Officer,
 The Inspector-Commandant or any Inspector of Police,
 Any Justice or Clerk of the Peace,
 Any Warden or Assistant Warden,
 Any Sanitary Inspector, and
 Any Barrister, Advocate, Conveyancer, or Notary Public.

No fee shall be payable in respect of the registration of any deed executed in pursuance of this Ordinance.

10. Nothing in this Ordinance shall apply to any ^{Exemption.} immigrants brought to this Colony under any Law relating to Immigration or to any ship bringing such immigrants.

Passed in Council this First day of June, in the year of our Lord One thousand eight hundred and eighty-two.

J. CUNNINGHAM,
Acting Clerk of the Council.

THE SCHEDULE.

To all to whom these presents shall come, A.B. of [*Chacon Street in the Borough of Port-of-Spain Dealer in Spirits*] sendeth greeting:—

WHEREAS J.S. who lately arrived in this Colony by the ship [*Corsair*] is an infirm pauper within the meaning of the Infirm

Paupers Ordinance, 1881 : AND WHEREAS the said A.B. desires to enable the said J.S. to land in the Colony : NOW THESE PRESENTS WITNESS that in consideration of the said J.S. being permitted to land in the Colony HE the said A.B. DOTN HEREBY for himself, his heirs, executors and administrators COVENANT with Her Majesty the Queen, her heirs and successors, that he the said A.B. will on demand forthwith repay to the Receiver-General any pauper charges which within one year from the day of the date of these presents may be incurred in respect of the said J.S.

IN WITNESS, &c.

No. 8.—1882.

AN ORDINANCE to enable Joseph Brown Payne to lay down, work and maintain Tramways in the Borough of Port-of-Spain.

(L. S.) J. SCOTT BUSHE, *Administrator*.

7th July, 1882.

WHEREAS Joseph Brown Payne, of Port-of-Spain, a Merchant, is desirous of being allowed to lay down and work tramways in Port-of-Spain, and that the exclusive right of doing so should be granted to him for a limited term :

And whereas it is expedient that permission to lay down such tramways as aforesaid should be granted subject to the provisions hereinafter contained, but this cannot be done without the authority of the Governor and the Legislative Council :

And whereas plans and sections of the proposed lines and levels of such tramways have been deposited with the Director of Public Works and are hereinafter referred to as the deposited plans and sections, may it therefore please your Excellency to enact and be it enacted :—