

Oath of
Executive
Councillor.

5. The oath in this Ordinance referred to as the oath of an executive councillor shall be in the form following that is to say :—

“ I, _____ being chosen and admitted of Her Majesty’s Executive Council in the Island of Trinidad, do swear that I will, to the best of my judgment, at all times when thereto required, freely give my counsel and advice to the Governor, Lieutenant-Governor or officer administering the Government of Trinidad for the time being, for the good management of the public affairs of the Island; that I will not directly nor indirectly reveal such matters as shall be debated in Council and committed to my secrecy, but that I will in all things be a true and faithful Councillor. So help me GOD.”

By whom oath
of allegiance
shall be taken.

6. The oath of allegiance and the official oath shall be tendered to and taken by the Governor and each of the superior executive officers, and the oath of allegiance shall be taken by each of the members of the Legislative Council, as soon as may be after his acceptance of office, in the manner mentioned in the first part of the schedule to this Ordinance.

By whom oath
of allegiance
and judicial
oath shall be
taken.

7. The oath of allegiance and judicial oath shall be taken by each of the officers named in the second part of the said schedule to this Ordinance in the manner mentioned in second part of the schedule to this Ordinance as soon as may be after his acceptance of office.

By whom
oath of
Executive
Councillor
shall be taken.

8. The oath of an Executive Councillor shall be taken by every member of the Executive Council, as soon as may be after his acceptance of office, in the manner mentioned in the third part of the schedule to this Ordinance.

Neglect or
refusal to take
oaths required
to be taken by
any officer to
disqualify
him from
holding office.

9. If any officer specified in the schedule hereto declines or neglects, when any oath required to be taken by him under this Ordinance is duly tendered, to take such oath, he shall, if he has already entered on his office, vacate the same, and if he has not entered on the same, be disqualified from entering on the same; but no person shall be compelled, in respect of the same appointment to the same office, to take such oath or make such affirmation more times than one.

10. Every person of the persuasion of the people called quakers, and every other person for the time being by law permitted to make a solemn affirmation or declaration instead of taking an oath, may, instead of taking and subscribing the oath hereby appointed, make and subscribe a solemn affirmation in the form of the oath hereby appointed, substituting the words "solemnly, sincerely and truly declare and affirm," for the word "swear," and omitting the words "So help me God;" and the making and subscribing such affirmation with such substitution as aforesaid by a person hereby authorised to make and subscribe the same shall have the same effect as the taking and subscribing by other persons of the oath hereby appointed.

Provision in favour of Quakers, &c.

11. Where in any oath or affirmation under this Ordinance the name of her present Majesty is expressed, the name of the sovereign of the United Kingdom of Great Britain and Ireland for the time being, shall be substituted from time to time.

Name of reigning sovereign to be used in oath.

PART 2.

OATHS TO BE ABOLISHED.

Substitution of Declaration for Oaths.

12. The following regulations shall be enacted with respect to the substitution of declarations for oaths; (that is to say):

Regulations with respect to the substitution of declarations for oaths.

- 1.—Where before the passing of this Ordinance an oath was required to be taken by any person on or as a condition of accepting any office in or under a municipal corporation, or on or as a condition of admission to membership in or participation in the privileges of any municipal corporation, there shall be substituted for such oath, in the case of an office, a declaration that the declarant will faithfully perform the duties of his office; and in the case of admission to membership or participation in the privileges of a municipal corporation, a declaration that the declarant will faithfully demean himself as a

member of or participator in the privileges of such corporation.

2. Where in any case not otherwise provided for by this Ordinance or included within the saving clauses thereof an oath is required to be taken by any person on or as a condition of his accepting any employment or office, a declaration shall be substituted for such oath to the like effect in all respects as such oath.
- 3.—The making a declaration in pursuance of this section instead of an oath shall in all respects have the same effect as the taking the oath for which such declaration is substituted would have had if this Ordinance had not passed.

Penalty on not making Declaration required by this Ordinance.

Penalty on refusing to make Declaration.

13. If any person required by this Ordinance to make a declaration instead of an oath declines or neglects to make such declaration, he shall be subject to the same penalties and disabilities, if any, as he would have been subjected to for declining or neglecting to take the oath for which the declaration provided by this Ordinance is substituted.

PART 3.

SAVING CLAUSE.

Not to Affect Matters herein stated.

Not to affect matters herein stated.

14. Nothing in this Ordinance contained shall affect.
- 1.—The oath taken by aliens on being naturalised, with this exception, that the form of the oath of allegiance prescribed by this Ordinance shall be substituted for the form of the oath of allegiance required so to be taken by aliens previously to the passing of this Ordinance.
 - 2.—Any oath required or authorised by Ordinance to be taken or made for the purpose of attesting any fact or verifying any account or document.
 - 3.—Any oath required to be taken by any juror, witness or other person in pursuance of any

Ordinance or custom as preliminary to or in the course of any civil, criminal or other trial, inquest or proceedings of a judicial nature, including any arbitration.

15. Where a declaration has been substituted for an oath under this Ordinance, any person, guild, body corporate, or society, which before the passing of this Ordinance had the power to alter such oath, or to substitute another oath in its place, may exercise a like power with regard to such declaration.

Case in which a declaration that has been substituted for an oath under this Ordinance may be altered.

Passed in Council this first day of December, in the year of our Lord one thousand eight hundred and sixty-nine.

A. C. ROSS,
Clerk of the Council.

SCHEDULE.

FIRST PART.

The Governor.

The oath is to be tendered by the Chief Justice, and taken in the presence of the Legislative Council.

The Members of the Legislative Council.

The oath is to be tendered by the Clerk, and taken in the presence of the Legislative Council.

Superior Executive Officers.

The oath is to be tendered by the Colonial Secretary and taken in the presence of the Governor.

SECOND PART.

The Chief Justice, the Puisne Judges, Stipendiary and other Justices of the Peace.

The oath is to be tendered by the Colonial Secretary, and taken in the presence of the Governor.

THIRD PART.

The Executive Councillors.

The oath is to be tendered by, and taken in the presence of the Governor.