

1. Where under any Ordinance now in force, a copy certified under the hand of the Registrar General of any deed, will, or other document would be admissible in evidence, a copy of such deed, will, or other document certified under the hand of the Chief Clerk of such Registrar General shall be admissible in evidence without further proof of the execution or registration of the same.

Copies of deeds, &c., certified by the chief clerk of the Registrar-General to be admissible in evidence.

2. Any person forging the signature of such Chief Clerk to any copy of any deed, will, or other document, and every accessory before or after the fact to such forgery shall be guilty of felony, and shall on conviction be liable to such punishment, and may be dealt with, indicted, and tried in such manner as is provided by the Clause marked XXIII of the Ordinance passed on the 1st day of April of the year one thousand eight hundred and sixty-two, entitled—"An Ordinance for Regulating the Execution of Deeds, and the Proof, Registration and Admission in evidence of Deeds and Wills."

Penalty for forging signature of chief clerk.

3. Throughout this Ordinance the words "Registrar General" shall extend to and include any person acting for the time being as such Registrar General.

Definition of term "Registrar General."

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

A. C. ROSS,  
*Acting Clerk of the Council.*

## No. 3.—1868.

*2nd April.*

AN ORDINANCE to Amend and Consolidate the Laws with regard to the Removal of Persons from Crown Lands.

(L.S.) ARTHUR GORDON.

WHEREAS it is expedient that the laws with regard to the removal of persons from Crown Lands of which they may be in possession without probable claim

or pretence of title should be amended and consolidated; and whereas it is also expedient to make provision for the more easy recovery of the possession of Crown Lands in those cases where petitions for grants of such lands may have been made to the Court of Intendant, and possession may have been taken of such lands, but the purchase money thereof may not be paid :

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

Stipendiary justice may on information issue summons and make order for removal of squatters.

Squatter to be imprisoned, unless possession was acquired by devise or purchase.

Where petition for purchase of land has been filed, but the purchase-money is unpaid or in arrear.

1. It shall be lawful for any Stipendiary Justice of the Peace, on information that any person is in possession without any probable claim or pretence of title, of any lands in this Colony which may belong to or be vested in Her Majesty, Her Heirs or Successors, to issue a summons calling on such persons to appear and answer to such information, and if such person, after being duly summoned, shall not appear, or appearing shall fail to satisfy such Justice, that he, or those under whom he claims hath or had some probable claim or pretence of title to such lands, such Stipendiary Justice shall make order for putting the person in possession of such lands out of possession of the same, and the delivering of the possession thereof to the Warden of the Ward within such lands may be situate; and unless on the hearing of such information the person, against whom such information may be preferred shall prove to the satisfaction of such Justice that he holds the possession of such lands by inheritance, devise or purchase from some other person the Stipendiary Justice shall make further order, that the person so informed against shall be imprisoned with hard labor for such term not exceeding six calendar months as the Stipendiary Justice shall see fit, such term to be computed from the day on which such person shall be delivered into the custody of the keeper of the gaol or place of imprisonment to which he shall be committed.

2. Where it shall be made to appear to any Stipendiary Justice on information that any person is in possession of any Crown Lands for a grant whereof a petition has been filed, but that no part of the purchase money of such lands has been paid, or that some part of the purchase money of such lands is in arrear and un-

paid it shall be lawful for such Stipendiary Justice to issue a summons calling on the person in possession of such lands to appear and answer to such information; and if such person, after being duly summoned, shall not appear, or appearing shall fail to satisfy such Justice that the whole of such purchase money has been paid, such Stipendiary Justice shall make order for putting the person in possession of such lands out of possession and delivering possession of the same to the Warden of the Ward within which such lands may be situate: provided always that where in any case the person in possession of such lands shall offer to pay the purchase money of such lands, it shall be lawful for such Stipendiary Justice, on the consent of the Surveyor-General, or his assistant, or the Warden, by whom such information shall be preferred, and on such purchase money and the costs of the grant of such lands, with such sum as the Stipendiary Justice may allow for the costs of the information, being paid to the Surveyor General, his assistant, or the Warden by whom such information shall be preferred, to make order that no further proceeding be had on such information, and the Stipendiary Justice shall in such case report to the Court of Intendant the fact of such purchase money having been paid, and a grant of the lands shall thereupon issue to the person paying such purchase money.

summons may be issued; and squatter may be removed unless the purchase-money be paid.

3. It shall be lawful for any Stipendiary Justice if he shall see fit, on making any order, under this Ordinance, for putting any person out of possession of any lands, to make further order that any sum of money, which such Stipendiary Justice may find to have been paid to the Crown in part of the purchase money of such lands, and also such further sum of money as such Stipendiary Justice may see fit to allow as the value of any building or growing crops, or cultivation on such lands, be allowed to such person, and such sums shall be paid to such person by the Warden of the Ward within which such lands shall be situate, on possession of such lands being given to such Warden: And in those cases, where the money so paid on account of the purchase of any lands shall have been paid into the Colonial Treasury for the public uses of the island, the money so repaid by any Warden shall be allowed by the Receiver General,

On removal of squatter, compensation may be paid for buildings or cultivation and instalments of purchase-money refunded.

and paid to the credit of the ward from the moneys in the Colonial Treasury; but in those cases, where the money so paid on account of the purchase of any lands shall have been received by any Warden for the uses of his Ward, the moneys so repaid by such Warden shall be allowed to him from the funds of such Ward.

By whom  
information  
may be  
preferred.

4. Every information under this Ordinance may be preferred by the Surveyor General or any assistant of the Surveyor General, or by the Warden of the Ward in which the lands mentioned in such information may be situate, and it shall not be necessary in any such information to charge, or on the hearing thereof to prove when the possession of the lands mentioned in such information, by the person informed against, or those under whom he may claim title, commenced.

Mode and  
time of issuing  
and serving  
summons.

5. Every summons to issue upon any information under this Ordinance shall specify a time and place at which the person informed against is to appear, and every such summons shall be served at least eight days next before the day appointed for such appearance, by delivering the same to the person summoned in person or by leaving the same at his usual place of abode, or if such abode is not known then by affixing the same to some building upon, or in some open and conspicuous part of the lands mentioned in the information.

Copy of  
petition and  
proceedings to  
be evidence.

6. On the hearing of any information under this Ordinance a copy of any petition to the Court of Intendant and of any proceeding on such petition certified under the hand of the Surveyor General to be a true copy shall be admissible in evidence of the fact of such petition having been filed and of the proceeding had thereon without any further proof of the same.

Forms.

7. All informations, summonses, warrants, or orders under this Ordinance may be in the form of words set forth in the schedule annexed to this Ordinance or any other form of words to the same effect.

Certain laws  
repealed.

8. So much of the order of the Queen's Most Excellent Majesty in Council, made on the sixth day of October, one thousand eight hundred and thirty-eight, as relates to Crown Lands and the recovering and obtaining possession of the same, is hereby revoked; And so much of an Ordinance passed in Council on the four-

teenth day of August, one thousand eight hundred and forty-eight, and entitled "An Ordinance to give greater facilities for the removal of persons in possession of lands without probable claim or title" as relates to Crown Lands and the recovering and obtaining possession of the same; and also the Ordinance passed in Council on the sixth day of November, one thousand eight hundred and fifty-two, and entitled "An Ordinance for the more effectual prevention of the occupation of Crown Lands without probable claim or pretence of title," are hereby repealed.

Passed in Council this second day of April, in the year of our Lord one thousand eight hundred and sixty-eight.

R. LECHMERE GUPPY,  
*Clerk of the Council.*

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*Form of Information under Clause I.*

TRINIDAD.

*(Name of Police District and Ward)*

Be it remembered that on this            day of            in the year one thousand eight hundred and            comes before me the undersigned Stipendiary Justice of the Peace, C. D., Surveyor General of the Island, (or E. F., Assistant Surveyor General of the Island, or Warden of the Ward of            *as the case may be*) and informeth me that one R. J. of K. is without any probable claim or pretence of title, in possession of certain lands belonging to Her Majesty the Queen, situate in            and comprising *(describe situation and extent of the lands)*.

Signed            C. D.

Taken before me the undersigned Stipendiary Justice this day of            in the year of our Lord one thousand eight hundred and

*Signature of Stipendiary Justice.*

*Form of information under Clause II.*

TRINIDAD.

*(Name of Police District and Ward.)*

Be it remembered that on the            day of            in the year one thousand eight hundred and            comes before me the undersigned Stipendiary Justice of the Peace, C. D., Surveyor General of the Island, (or E. F., Assistant Surveyor General, or G. H., Warden of the Ward of            ) and informeth

me that one I. J. is in possession of certain lands belonging to Her Majesty the Queen, situate in the Ward of \_\_\_\_\_ and comprising (*describe situation and extent of the lands*) and that a petition to the Court of Intendant for a grant of the said lands was made by the said I. J. (*or by one \_\_\_\_\_ as the case may be*, but that no part of the purchase money of the said lands has been paid, *or that the sum of \_\_\_\_\_ has been paid in part of the purchase money of the said lands, but the sum of \_\_\_\_\_ is in arrear and unpaid.*)

Signed \_\_\_\_\_ C. D.

Taken before me the undersigned Stipendiary Justice this day of \_\_\_\_\_ in the year one thousand eight hundred and \_\_\_\_\_

*Signature of Stipendiary Justice.*

*Form of Summons under Clause I.*

TRINIDAD.

To I. J. of \_\_\_\_\_

Whereas information has been preferred before me the undersigned Stipendiary Justice of the Peace, by C. D., Surveyor General of the Island (*or as the case may be*), that you I. J. are without any probable claim or pretence of title in possession of certain lands belonging to Her Majesty the Queen (*describe the situation and extent of the Lands according to the Information*): Now, I, the said Stipendiary Justice of the Peace, do hereby summon you to attend before me at the Police Station at \_\_\_\_\_ at the hour of \_\_\_\_\_ in the \_\_\_\_\_ noon of the day of \_\_\_\_\_ then and there to answer touching the matters of the said information; and in default of your so appearing, or if you shall fail to show to my satisfaction that you have some probable claim or pretence of title to such lands, then I, the said Stipendiary Justice, shall forthwith make order for the putting you out of the possession of the said lands, and also shall, unless you shall show to my satisfaction that you hold such lands by inheritance, devise, or purchase from some other person, make order for your imprisonment.

Given under my hand at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ in the year one thousand eight hundred and \_\_\_\_\_

*Signature of Stipendiary Justice.*

*Form of Summons under Clause II.*

TRINIDAD.

To I. J. of K. \_\_\_\_\_

Whereas information has been preferred before me the undersigned Stipendiary Justice of the Peace by C. D., Surveyor General of the Island (*as the case may be*), that you the said I. J. are in possession of certain lands belonging to Her Majesty the Queen, situate in the ward of \_\_\_\_\_ (*describe situation and*



purpose, to enter upon the said lands situate in the ward of \_\_\_\_\_ and comprising \_\_\_\_\_ being the lands mentioned in the said information, or any part thereof in the name of the whole, and then and there to put the said I. J. out of possession of the said lands, and deliver possession of the said lands together with all buildings (if any) thereon, and all crops growing thereon to the Warden of the \_\_\_\_\_ ward on behalf of Her Majesty. And I do further command you the said constables to apprehend the said I. J. and him safely to convey to the (*Place of Imprisonment*), and there to deliver him to the keeper thereof, together with this precept, and I do hereby command you the said (*Keeper of the Place of Imprisonment*) to receive him and there to imprison him and keep him at hard labour for the space of \_\_\_\_\_ calendar months, to be computed from the day on which he shall be so delivered to your custody, and for your so doing this shall be your sufficient warrant.

Given under my hand at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ in the year one thousand eight hundred and \_\_\_\_\_

*Signature.*

*Order for delivery of Possession of Lands under Clause II.*

TRINIDAD.

To A. B., Constable of Police, and all other Constables.

Whereas an information was on the \_\_\_\_\_ day of \_\_\_\_\_ preferred before me the undersigned Stipendiary Justice of the Peace by C. D., Surveyor-General of the Island (*or as the case may be*), that I. J. is in possession of certain lands belonging to Her Majesty the Queen, situate in the ward of \_\_\_\_\_ (*describe situation and extent of the lands according to the information*), and that a petition to the Court of Intendant for the grant of the said land was made by\* (*as the case may be*), but that no part of the purchase money of the said lands has been paid; (*or*, that the sum of £ \_\_\_\_\_ has been paid in part of the purchase money of the said lands, but that the sum of £ \_\_\_\_\_ being other part of the said purchase money is still in arrear and unpaid; And I the said Stipendiary Justice thereupon issued my summons to the said I. J. to appear before me at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ and answer touching the matter of the said information;\* and whereas the said summons was on the \_\_\_\_\_ day of \_\_\_\_\_ duly served on the said I. J. by delivering the same to him personally (*or by leaving the same at \_\_\_\_\_ being his usual place of abode, or, by affixing a copy of such summons on \_\_\_\_\_ being an open and conspicuous part of the lands mentioned in the said information*), and whereas the said I. J. failed to appear before me on the said \_\_\_\_\_ day of \_\_\_\_\_ (*or did appear before me, but failed to satisfy me that the said sum is not due, and has not paid the said sum so in arrear and unpaid*). Now I the said Stipendiary Justice do hereby order and require you the said constable, taking such force as may be required



SUMMARY ADMINISTRATION OF JUSTICE ORDINANCE,  
1868.

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## No. 5.—1868.

*7th April.*

### AN ORDINANCE respecting the Summary Administration of Justice.

(L.S.) ARTHUR GORDON.

**B**E it enacted by His Excellency the Governor with the advice and consent of the Legislative Council as follows:—

#### *Interpretation.*

Interpretation of terms.

1. The following words and expressions in this Ordinance shall have the meaning hereby assigned to them unless there be something in the subject or context repugnant to such construction; that is to say:—

Words importing the singular number shall include the plural number, and words importing the plural number shall include the singular number;

Words importing the masculine gender shall include females;

The word “person” shall include a corporation whether aggregate or sole;

The words “justice” and “justice or justices” shall mean any stipendiary or other justice and justices of the peace having jurisdiction;

The word “complainant” shall mean the person who shall have laid the information or complaint;