

TRINIDAD AND TOBAGO.

No. 7.—1895.

18th February.

AN ORDINANCE to provide protection against Dogs.

[L.S.]

F. NAPIER BROOME,

GOVERNOR.

7th March, 1895.

WHEREAS it is expedient to provide for the licensing of dogs, and also to establish precautions against the spread of hydrophobia in this Island.

Be it enacted by the Governor of Trinidad and Tobago with the advice and consent of the Legislative Council thereof as follows:—

1. This Ordinance may be cited for all purposes as Short title.
“The Dogs Ordinance, 1895.”

2. In this Ordinance, the term Interpretation.
“Inspector of Police” includes the Inspector-General of Police, any Inspector of Police, and all Sergeants of Police in charge of Towns or Districts outside the Towns of Port-of-Spain and San Fernando.

“Police Officer,” means and includes Commissioned and Non-Commissioned Officers of Police and Police Constables.

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“Owner” shall include the head of a family occupying any house or premises in which a dog is kept or permitted to live or remain, and in case there are more occupiers than one in any house or premises let in separate apartments, or lodgings, or otherwise, the occupier of that particular part of the premises in which such dog shall have been kept, or permitted to live or remain shall be deemed to be the owner of such dog.

License to keep
dogs.

3. From and after the commencement of this Ordinance no person shall keep a dog above the age of three months within this Island unless such person shall for each dog which he may have or keep obtain a license

- (a.) In the Borough of Port-of-Spain, from the Inspector-General of Police ;
- (b.) In the Borough of San Fernando, from the Warden of Naparima ;
- (c.) In the Borough of Arima, from the Warden of Arima ;
- (d.) In the several Wards of this Island, from the Wardens of such Wards respectively ;

for which license shall be paid the sum of Four Shillings and twopence.

Issue of badges.

4. With every license granted under the preceding Section there shall together with such license be issued free of charge and delivered to the licensee or his agent a metal label or other badge in such form as may from time to time be prescribed or allowed by Regulations under this Ordinance.

Expiry of
license.

5. Every license granted under this Ordinance shall expire on the 30th June of each year.

6. Every person on renewal of his license to keep a dog shall return to the person granting any such renewed license the label issued to the licensee for the previous year in respect of such dog.

7. Except as provided in Section 9 hereafter, every dog found in or upon any place other than private premises, without having the prescribed label secured to a collar or otherwise round his neck may be destroyed by any Police Officer or Police Constable or person authorized in writing by any Inspector of Police, in such manner and by such means as may from time to time be prescribed by the Inspector-General of Police.

8. Any person who shall keep any dog without a license shall be guilty of an offence against this Ordinance and shall on conviction before any Stipendiary Justice of the Peace forfeit and pay a sum of Twenty Shillings, and in default of payment shall be imprisoned either with or without hard labour for any term not exceeding fourteen days, and the sum so recovered shall be paid one moiety to the Informer not being a Police Officer and the other moiety into the Colonial Treasury for the use of Her Majesty.

9. Where the owner of any dog found at large without the prescribed label attached as aforesaid is known, any Police Officer or Police Constable or other person as aforesaid shall forthwith communicate with the owner of such dog, and if it shall appear that the owner thereof is licensed to keep the same, then and in such case such dog shall be restored to the owner upon payment by him of the costs and expenses attendant on the detention and delivery of such dog to its owner.

If the owner shall refuse or neglect to pay such costs and expenses, the same may be recovered summarily on the information of such Police Officer or other person before any Stipendiary Justice of the Peace, and in default of payment of the costs and expenses awarded by any Stipendiary Justice of the Peace on any such information, the person against whom such order is made may be imprisoned without hard labour for any term not exceeding one month.

Dangerous
dogs.

10. Any Stipendiary Justice of the Peace may take cognizance of a complaint that any dog in respect of which a license is granted is dangerous, and not kept under proper control, and if it appears to the Stipendiary Justice of the Peace taking cognizance of such complaint that such dog is dangerous, such Stipendiary Justice of the Peace may make an order in a summary way directing the dog to be kept by the owner under proper control or he may order it to be destroyed, and any person failing to comply with such order shall be liable to a penalty not exceeding Twenty Shillings for every day during which he fails to comply therewith.

Counterfeiting
label.

11. If (a) any person shall counterfeit any prescribed label, or if

(b) upon any dog there shall be found any false or counterfeit label,

such person, or the owner of such dog, as the case may be, shall be guilty of an offence against this Ordinance, and on conviction thereof before any Stipendiary Justice of the Peace shall be imprisoned either with or without hard labour for any term not exceeding three months,

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12. If any person shall assault or obstruct or aid or abet any other person to assault or obstruct any Police Officer or Police Constable or other person authorized as aforesaid in the execution of his duty he shall be guilty of an offence against this Ordinance, and on conviction thereof before any Stipendiary Justice of the Peace shall forfeit and pay any sum not exceeding Twenty Pounds, and in default of payment shall be imprisoned either with or without hard labour for any term not exceeding six months.

Penalty for
assaulting, &c.,
Police.

13. The Governor in Executive Council may make Rules and Regulations

Governor in
Council may
make Rules.

- (a) as to the badges to be worn by dogs ;
- (b) as to the placing restrictions on dogs during such periods as he may think expedient, and
- (c) as to all other matters and things whatsoever including the payment of the necessary expenses which may be deemed necessary for the better carrying into effect of the provisions of this Ordinance.

Any person contravening any such Rules and Regulations shall be guilty of an offence against this Ordinance, and on conviction thereof shall forfeit and pay any sum not exceeding Twenty Shillings, and in default of payment shall be imprisoned either with or without hard labour for any term not exceeding fourteen days.

Such Rules and Regulations shall be published in the *Royal Gazette*,

Evidence.

14. Production of a copy of the *Royal Gazette* containing such Rules and Regulations shall be received as *prima facie* evidence of the making and tenor thereof in all Courts of Justice throughout the Island.

Liability and immunity of Police.

15. All Police Officers, Police Constables and other persons authorized as aforesaid acting under this Ordinance shall be entitled in all actions or suits brought against them to the same protection and to the same rights, privileges and immunities as are afforded to Officers of Police and Police Constables by "The Police Ordinance, 1885."

Proclamation excluding Districts.

16. It shall be lawful for the Governor by Proclamation under his hand to exclude any Town, Village or District from the operation of this Ordinance either permanently or temporarily, and such Proclamation to revoke or alter, if he shall think fit.

Appropriation.

17. All money arising from licenses granted under this Ordinance shall be paid into the Colonial Treasury for the use of the Colony.

Repeal

18. The Ordinance 18 of 1887 is hereby repealed, and all Municipal Bye-laws, Rules or Regulations as to dog licenses, or as to the prevention of the keeping of unlicensed dogs, are hereby repealed.

Proviso.

Provided that this repeal shall not affect the validity or invalidity, or any operation, effect, or consequence of any instrument executed or made or anything done or suffered before the commencement of this Ordinance or any proceeding or thing pending or uncompleted, and every proceeding and thing may be carried on and completed as if there had been no such repeal as contained in this Ordinance.

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19. This Ordinance shall not apply to Tobago. Tobago.

20. This Ordinance shall come into operation on the First day of July, 1895. Date of Com-
mencement of
Ordinance.

Passed in Council this Eighteenth day of February, in the year of Our Lord one thousand eight hundred and ninety-five.

CHAS. J. ROOKS,
Acting Clerk of the Council.
