

file 239/1922 for use of J. Hunt

TRINIDAD AND TOBAGO.

No. 35—1912.

2nd July.

AN ORDINANCE to amend the Municipal Corporations Ordinance, No. 210, as applicable to the Borough of San Fernando.

[L.S.]

GEORGE R. LE HUNTE,

GOVERNOR.

17th July, 1912.

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 as the Municipal Corporations (San Fernando Amendment) Ordinance, 1912. Short Title. It shall be read as one with the Municipal Corporations Ordinance, No. 210, hereinafter called the Principal Ordinance.

2. The provisions of this Ordinance and the effect of any Application. amendment or repeal thereunder shall apply and extend only to the Borough of San Fernando.

3. Section 4 of the Principal Ordinance is hereby repealed, Metes and bounds of Borough of San Fernando. and there shall be inserted in lieu thereof the following Section:—

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FORM "C."

RETURN OF OWNERSHIP TO BE MADE BY EVERY OWNER OF RATEABLE PROPERTY IN THE BOROUGH OF SAN FERNANDO.

MUNICIPAL CORPORATIONS (SAN FERNANDO AMENDMENT) ORDINANCE, 1912.

Particulars.

No.	Description of Premises.	State whether owner of house only or of house and site.	Nature of interest. (State whether absolute owner, life tenant, leaseholder or trustee.)	Title. (Give registered number and date of deed or other instrument under which your title is derived.)	Street.	(If owner of house only, give the name of the owner of the land on which the house stands.)	N.B.—If not sole owner, give names of other co-owners.	If held under Real Property Ordinance give registered number of certificate of title or Crown grant.

ATTENDANTARY MAGISTRATE
 1912 APR 14

DECLARATION.

I hereby declare that I am the owner of the Premises described in the first column of the above Schedule of particulars, and that the several particulars in such Schedule are in every respect justly and truly stated to the best of my knowledge and belief.

.....
 Signature in full of owner.

Dated this day of , 19 .

Owner's address.....

4. For the purposes of this Ordinance the metes and bounds of the Borough of San Fernando shall be as follows:—

A line commencing on the west from the sea at the point of boundary on the sea side between the lands known as the Paradise Estate and the Government lands and drawn along the sea shore until the line meets the south-western boundary of the Vista Bella Estate, and thence along the southern side of the Vista Bella Estate to the Pointe-à-Pierre Road, and thence in a northerly direction to a point 300 feet in the Vista Bella Estate, thence to a point 150 feet north of the Junction of Pointe-à-Pierre Road and Cane Street, thence running eastward parallel to Cane Street and to the new Circular Road to London Street, thence southward and parallel to the new Circular Road to the point where such parallel line crosses the road to Savanna Grande, thence to the north-eastern boundary of the lands of Etienne Thoulouis, and thence along the western boundary of the Felicity Estate to the point where such line meets the south-eastern boundary of the lands of Etienne Thoulouis, and thence in a straight line to the westward along the northern boundary of Les Efforts Estate to the point where such line meets the Ciperó tramline, and thence in a southerly direction along such tramline to the point where such line again meets the northern boundary of the Les Efforts Estate, and thence across the said tramline in a westerly direction along the northern boundary of the Les Efforts Estate to the point where such line meets the south-eastern boundary of Paradise Estate, and thence along the Eastern boundary of Paradise Estate in a northerly direction to the point where the line meets the Government lands, and thence along the northern side of the Paradise Estate to the point on the sea-side from which such line commenced.

4. Section 97 of the Principal Ordinance is hereby repealed, and in lieu thereof shall be read the following:—

Defaulters to
be returned.

- (1.) In case any person shall make default in the payment of such rate, the Town Clerk and Treasurer shall, at the first meeting of the said Council in the month of July in each year, lay before the Council a return specifying the names of all persons in default, and the amount of all such rates respectively unpaid, and thereupon it shall be lawful for the Mayor of the Borough to issue a warrant under his hand, with a list attached to and forming part of the said warrant, specifying the sums so due, addressed to the Bailiff of the Borough appointed under this Ordinance authorizing and requiring him to distrain the goods and chattels of the person or persons by whom such rates shall be payable, or who may be in possession or occupation of the houses or lands or any part of the houses or lands in respect of which such rates shall be payable, for the amount of the rates in arrear, together with a percentage at the rate of 10 per centum on the amount of the said rates and the costs of and incidental to such distress and sale
- (2.) The costs of and incidental to any abortive sale under Section 103 of this Ordinance may be included in the amount specified to be due as mentioned in the preceding Sub-section.

5. Section 99 of the Principal Ordinance is hereby repealed and in lieu thereof shall be read the following:—

Appropriation
of proceeds of
distress.

The proceeds of any such distress, after deducting the costs of and incidental to such distress and sale, shall be forthwith paid over to the Town Clerk and Treasurer of the Borough in satisfaction of the amount of the rate and percentage, next in satisfaction of the costs of and incidental to any abortive sale under Section 103 of this Ordinance, and the balance, if any, shall be paid over to the person or persons whose goods may have been so distrained as aforesaid.

Return of
warrant.

6. Section 102 of the Principal Ordinance is hereby amended by striking out the words "on the back of such warrant" in line 4 and reading in lieu thereof the words "against the sums specified in the list attached to the said warrant."

Costs and
expenses of
sale.

7. Section 103 of the Principal Ordinance is amended as follows:—

- (a.) By adding after the words "such percentage" in line 13 the words "and the expenses of such notices and the costs of and incidental to any previous abortive sale under this Section";
- (b.) By striking out the words "the expenses of such notices" in the third line from the end and reading in lieu thereof the words "the costs of and incidental to such sale and of any previous abortive sale under this Section."

Notice of intention to remove buildings.

No building to
be removed
from its site
except after
notice to
Council.

8.—(1.) It shall not be lawful for any person to pull down or to remove any building from the site on which it stands unless he shall, not more than 14 days and not less than 2 days, before such removal, have given to the Council notice in writing of his intention to pull down or remove such building.

Form of
notice.

(2.) The notice to be given under this section may be according to the form "A" in the Schedule hereto, or in such other form as may hereafter from time to time be prescribed by the Council.

Owner of land
to notify
removal of
house there-
from.

(3.) The owner of the land from which any house shall have been removed shall, within seven days after such removal, notify the Council thereof.

Form of
notice.

(4.) The notice to be given by such owner shall be according to the form "B" in the Schedule hereto.

Penalty.

(5.) Every owner of any land who shall fail or neglect to give such notice within the time prescribed by this section shall, for every such offence, be liable to a penalty not exceeding Five Pounds, and in default of payment to imprisonment with or without hard labour for any term not exceeding one month.

9.—(1.) Any person who shall pull down or remove any building from its site and any owner of any building who shall cause, permit, or suffer any building to be removed from such site, without having first given the notice prescribed by the preceding section, shall be liable on conviction thereof to a penalty not exceeding Ten Pounds, and in default to imprisonment with or without hard labour for any term not exceeding three months.

Penalty for removing a building without previous notice to Council.

(2.) Every building pulled down or removed in contravention of this Section shall be deemed to have been pulled down or removed by the owner.

Returns to be made by owners of properties.

10.—(1.) The owner of any lands, tenements or hereditaments within the Borough shall, on or before the first day of October, in the year 1912, send in to the Town Clerk and Treasurer a return in writing according to the form "C" in the Schedule hereto.

Return of ownership of houses in the town.

(2.) Every person who at any time after the first day of October in the year 1912 comes into possession whether in his own right, or as trustee for any other person or persons, or as personal representative of any person deceased, or committee of any other person, of lands, tenements or hereditaments within the said Borough shall, within one month next after he comes into possession, send in to the Town Clerk and Treasurer a return according to such form as may from time to time be prescribed by the Council describing such lands, tenements or hereditaments, in the manner indicated in such form, and stating the title under which such possession has been acquired.

Return by persons coming into possession of premises.

(3.) If any owner or person who is required by this section to make a return of lands, tenements or hereditaments fails or neglects to make any such return as hereinbefore required, and in such form as may from time to time be prescribed by the Council, or makes a return thereof which is in any respect defective or incomplete, or is wilfully untrue in any particular, every such owner or person shall be guilty of an offence and shall be liable on conviction of every such offence to a penalty not exceeding Ten Pounds, and in default of payment to imprisonment with or without hard labour for any term not exceeding three months.

Penalty for failure to make returns, or making incomplete or false returns.

Passed in Council this Second day of July, in the year of Our Lord one thousand nine hundred and twelve.

HARRY L. KNAGGS,
Clerk of the Council.

SCHEDULE.

FORM "A."

REMOVAL OF HOUSE, NOTICE BY OWNER OF HOUSE.

MUNICIPAL CORPORATIONS (SAN FERNANDO AMENDMENT) ORDINANCE, 1912.

To the Town Clerk and Treasurer.

I, the undersigned, the owner of the house now numbered and assessed as No. _____ standing on lands belonging to _____ do hereby give you notice that I intend to remove (or pull down, as the case may be), the said house from its present site on or before the _____ day of _____, 19 _____.

.....
Signature of owner of house.

Address.....

Dated.....

FORM "B."

REMOVAL OF HOUSE,—NOTICE BY OWNER OF LAND ON WHICH HOUSE STOOD.

MUNICIPAL CORPORATIONS (SAN FERNANDO AMENDMENT) ORDINANCE 1912.

To the Town Clerk and Treasurer.

I, the undersigned, the owner of the land on which stood the house heretofore numbered and assessed as No. _____ hereby notify you that the said house was removed (or pulled down, as the case may be), from my said land on or about the _____ day of _____, 19 _____.

.....
Signature of owner of land.

Address.....

Dated.....