

TRINIDAD AND TOBAGO.

Balata gum.

No. 37.—1905.

4th December.

AN ORDINANCE relating to Balata Gum.

Amended by No 22 of 1906.

[L.S.]

H. M. JACKSON,

GOVERNOR.

16th December, 1905.

*Rep called by
42/1905*

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 Balata Gum Ordinance 1905. Short title.

2. So much of the Rules for the cutting disposal and removal of timber and forest produce within Crown lands dated 30th September 1902 as provides for the issue of licenses for the extraction of Balata gum is hereby repealed, and from and after the commencement of this Ordinance it shall not be lawful for any person to extract gum from Balata trees growing on Crown lands in this Colony. Gum not to be taken from trees on Crown land. Repeal S. 2. of 22,

3. It shall not be lawful for any person to convey or remove Balata gum except under a written permit from the Warden of the district. Every such permit shall be in the form in the Schedule hereto. Permit for removal of gum.

Such permit shall only be granted on the Warden being satisfied that the Balata gum in respect of which the permit is applied for has been obtained from trees growing on private lands.

Penalties for extracting from Crown trees and removing without permit.

Revised S. 3 of 22/06.

4. Any person contravening the provisions of Sections 2 or 3 hereof shall be guilty of an offence, and shall be liable on conviction for an offence under Section 2 hereof to a penalty of £100 and in default of payment to imprisonment with or without hard labour for any term not exceeding six months; and for an offence under Section 3 hereof to a penalty not exceeding £50 and in default of payment to imprisonment with or without hard labour for any term not exceeding three months.

Power to demand production of permit.

5. It shall be lawful for any Warden or person authorized by him or for any Ward Officer, Rural Constable, or member of the Constabulary Force in any highway, street or public place to stop any person conveying or removing or whom he may have cause to suspect is conveying or removing Balata gum, and to demand the production of the permit for such removal or conveying, and if such person is conveying or removing Balata gum and fails to produce such permit or to account satisfactorily for its absence, such Warden, authorized person, Ward Officer or member of the Constabulary Force may arrest such person and take him and such gum before a Justice of the Peace to be dealt with according to law.

Forfeiture on conviction.

6. All Balata gum in respect of which a conviction is obtained under this Ordinance shall be forfeited to the Crown, unless the same shall on an information for the larceny thereof be proved to have been stolen.

Conditions of export.

7. It shall not be lawful for any person to export from this Colony any Balata gum unless in the case of local produce the shipping bill presented to the Collector of Customs is accompanied by a Warden's permit, or in the case of imported gum, by a certificate of the landing signed by an officer of Customs.

Penalty for unlawfully exporting.

8. Any person exporting or attempting to export Balata gum in contravention of the provisions of the last preceding section shall be guilty of an offence and shall be liable on conviction to a fine not exceeding £50, and in default of payment to imprisonment with or without hard labour for any term not exceeding three months.

9. The provisions of this Ordinance shall be deemed to be in addition to and not in derogation of the provisions of the Sale of Produce Ordinance, No. 140.

10. The Forest Produce Ordinance (No. 240) shall not apply to Balata gum.

11. Any offence under this Ordinance may be prosecuted and any penalty recovered in manner prescribed by the Summary Conviction Offences (Procedure) Ordinance, No. 1.

12. In this Ordinance the term "private lands" means lands not the property of the Crown.

13. This Ordinance shall commence on such day as the Governor may by proclamation appoint.

Passed in Council this fourth day of December in the year of Our Lord one thousand nine hundred and five.

HARRY L. KNAGGS,
Acting Clerk of the Council.

SCHEDULE.

THE BALATA GUM ORDINANCE, 1905.

WARDEN'S OFFICE,

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Permission is hereby granted to _____ to remove from _____
to _____, _____ pieces of Balata gum weighing _____

Warden.