

TRINIDAD AND TOBAGO.

No. 5.—1909.

15th February.

AN ORDINANCE to amend the Indictable Offences
(Magistrates Procedure) Ordinance No. 2.

[L.S.]

S. W. KNAGGS,

ACTING GOVERNOR.

23rd February, 1909.

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

Short title.

1. This Ordinance may be cited as the Criminal Procedure (Amendment) Ordinance 1909. It shall be read as one with the Ordinances Nos. 2 and 53 and No. 14 of 1908.

Repeal.

2. Section 12 of Ordinance No. 2 is hereby repealed, and in lieu thereof shall be read the next following section hereof.

Discharge or
commitment
for trial of
accused.

3. If the evidence offered upon the part of the prosecution against the accused is in the opinion of the Stipendiary Justice of the Peace insufficient to put such accused person upon his trial for any indictable offence, such Stipendiary Justice shall forthwith order such accused person, if in custody, to be discharged as to the information then under enquiry; but if there shall appear to such Stipendiary Justice sufficient grounds for putting the accused on his trial for any indictable

offence, or if the evidence given raise a strong or probable presumption of the guilt of such accused party, such Stipendiary Justice shall grant his warrant for the commitment of such person so accused to gaol, there to be detained until brought to trial upon any indictment which may be preferred against him, or until discharged in due course of law.

The commitment shall be in the form in the Schedule hereto.

Provided always that nothing herein shall be construed to prevent the Stipendiary Justice from admitting the accused person to bail if the offence charged be of a bailable nature.

4. The words "for the offence wherewith he is charged" in the tenth line of Section 24 of Ordinance No. 2 are hereby repealed.

Passed in Council this Fifteenth day of February, in the year of Our Lord one thousand nine hundred and nine.

H. L. KNAGGS,
Clerk of the Council.

SCHEDULE.

Warrant of Commitment.

To _____ (Constable),
and to _____, Superintendent of the Royal
Gaol.

WHEREAS A.B. was this day charged before me the undersigned Stipendiary Justice of the Peace on the information of _____, for that (*state shortly the offence*):

These are therefore to command you, the said _____ to take the said A.B. and him safely to convey to the Royal Gaol in the Town of Port-of-Spain, and there to deliver him to the Keeper thereof, together with this precept: and I do hereby command you, the said Keeper

of the said Royal Gaol to receive the said A.B. into your custody in the said Royal Gaol, and there safely keep him until he shall be thence delivered by due course of law.

Date _____

S.J.P.
