

TRINIDAD AND TOBAGO.

No. 16 — 1924.

I ASSENT,

M. West
Acting Governor.

29th October, 1924.

AN ORDINANCE to amend the Agricultural Credit Societies Ordinance, 1915.

[29th October, 1924.]

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 Agricultural Credit Societies (Amendment) Ordinance, 1924, and shall be read as one with the Agricultural Credit Societies Ordinance, 1915, hereinafter called the Principal Ordinance. Short title.
Construction.
(30-1915.)

2. Section 16c of the Principal Ordinance is hereby repealed and in lieu thereof shall be read the following :— Penalty for dealing with property charged.

16c. Any person who disposes of or deals with or attempts to dispose of or deal with any property comprised in any charge without first obtaining the leave in writing of the Chairman of the Society shall be liable to a penalty not exceeding £50.

[Price 2d.]

Notice to
purchasers of
property
charged.

3. The following shall be inserted as section 16e of the Principal Ordinance:—

16e. The Secretary of any Society which holds a charge on any property under this Ordinance may give notice in writing in the form set out in Schedule VII of this Ordinance to any person who has purchased any property on which such charge is in force, and such purchaser after receipt of such notice shall not without the written consent of the Secretary pay to the vendor any sum in respect of the purchase money until such charge has been satisfied, and in the event of his so doing without such consent he shall be liable to pay to the Society the amount of such purchase money which shall be recoverable from him by ordinary process of law. On the receipt of such notice the purchaser may, if the vendor does not consent to such purchase money being paid to the Society, or if there is more than one claimant to the said sum, deposit such purchase money with the Clerk of the Peace for the district in which the property charged is situated, who shall in such case give a receipt for the same which shall be a full discharge therefor; and the Clerk of the Peace shall thereupon issue summonses by way of interpleader to be adjudicated upon by a Magistrate to the several persons alleged to have claims upon the same, deducting in the first instance the prescribed costs of issuing such summonses from the money so paid in.

Petty Civil
Court to have
jurisdiction
up to £50.

4. The following shall be inserted as section 16f of the Principal Ordinance:—

16f Notwithstanding anything in the Petty Civil Courts Ordinance, 1911, contained, any claim or demand the amount whereof does not exceed £50 arising out of any charge upon any property under this Ordinance between a Society and a member of such Society shall

be heard and determined in the Petty Civil Court of the district where such property is situated, and except as herein provided the procedure in all such matters shall be that prescribed by the said Ordinance. Provided that there shall be no appeal from the decision of the Magistrate on any dispute adjudicated upon by him in pursuance hereof except on a case to be stated by the Magistrate at his discretion.

5. Section 20 of the Principal Ordinance is hereby repealed and in lieu thereof shall be read the following:— No fees to be charged.

20. No instruments executed in pursuance of the provisions of this Ordinance or on account of any Credit Society registered under the provisions of this Ordinance shall be charged or chargeable with any fee or duty whatsoever, and no charge shall be made by the Registrar or by the Registrar-General for certifying copies of any forms or agreements made under the provisions of this Ordinance.

6. The following shall be inserted as section 21a of the Principal Ordinance:— Limit of time for prosecution.

21a. Proceedings in respect of offences under this Ordinance may be commenced at any time within two years from the date on which the offence was committed.

7. The following shall be inserted as Schedule VII to the Principal Ordinance:— Form of notice to purchasers of property charged (section 16e).

SCHEDULE VII.

NOTICE.

Take notice that the
Agricultural Credit Society being the holder of a charge under the Agricultural
Credit Societies Ordinance, 1915, dated the _____ day of
192____; made by (C. D.) in respect of
(describe crop or other property).

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I require that you should not pay to (C. D.) any sum in respect of the said property until the claim of the said Society as holder of the above-mentioned charge shall have been satisfied.

(Sgd.) A. B.
Secretary,
Agricultural Credit Society.

Passed in Council this seventeenth day of October, in the year of Our Lord one thousand nine hundred and twenty-four.


Acting Clerk of the Council.