

TRINIDAD AND TOBAGO.

No. 23.—1922.

I ASSENT,

[L.S.]

S. H. WILSON,
Governor.

13th November, 1922.

AN ORDINANCE to regulate the use of streets in
Port-of-Spain, San Fernando and Arima.

[13th November, 1922.]

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 City and Borough Short title.
Streets Ordinance, 1922.

2. This Ordinance shall apply to the City of Port-of-Spain Application of Ordinance.
as defined from time to time under the provisions of the
Port-of-Spain Corporation Ordinance, 1914, and to the (24 of 1914.)
Boroughs of San Fernando and Arima as defined
respectively by the Municipal Corporations (San Fernando
Amendment) Ordinance, 1912, and the Arima Charter of (35 of 1912.)
Incorporation dated the 1st day of August, 1888.

[Price 3d.]

Interpreta-
tion.

3. In this Ordinance, unless the context otherwise requires :—

“ Mayor ” means the Mayor of the City of Port-of-Spain, or of the Boroughs of San Fernando or Arima, as the case may be, and includes the Deputy Mayor ;

“ Town Clerk ” means the Town Clerk of Port-of-Spain, San Fernando or Arima, as the case may be ;

“ Constable ” means a member of the Constabulary Force ;

“ Vehicle ” includes carriages, hackney carriages, motor cars, motor cabs, motor vans, motor lorries, motor omnibuses, trailers, motor cycles, bicycles, tricycles, waggons, carts, vans, hand carts, sledges, trucks, barrows, and any detached wheels of any carriages, waggons, carts, and other machines for the portage or haulage of goods or persons ;

“ Local Authority ” means the Mayor, Aldermen and Citizens of the City of Port-of-Spain or the Mayor and Burgesses of San Fernando or Arima, as the case may be ;

“ Street ” includes any highway, and any public bridge, road, lane, footway, square, court, alley or passage, whether a thoroughfare or not.

Power to make
regulations.

4.—(1) It shall be lawful for the local authority to make regulations for all or any of the following purposes, that is to say :—

(a) For declaring and limiting the use by the public of any street both or either as to the time of such public use or as to the character of the traffic on such street ;

- (b) For the control, management, construction and repair of streets, and for the prevention and removal of obstruction thereon, for the prevention of the use thereof other than as a means of passage, and otherwise for the general good rule and management thereof ;
- (c) For prohibiting the use upon any street of any vehicle, and for regulating and declaring the manner in and the conditions under which the same may be used or driven over a street ;
- (d) Generally for the purpose of carrying out the provisions of this Ordinance and for authorising the persons named in such regulations to carry out, supervise or control the carrying out of such regulations, and for providing for the manner in which and the persons from whom the expenses of carrying out the provisions of such regulations are to be recovered.

(2) There may be imposed in respect of any breach of any such regulations a penalty not exceeding thirty pounds, or in the case of a continuing offence a penalty not exceeding one pound for each day during which such offence continues.

(3) Regulations made under this section shall not have any force or effect until they have been approved by the Legislative Council, and when so approved by Resolution shall have the same force and effect as if they were contained in and formed part of this Ordinance.

Approval and publication of regulations.

(4) All Regulations made and approved under this Ordinance shall be published in the *Royal Gazette*.

5. It shall be lawful for the Mayor from time to time

- (a) when a street or any part thereof has become, or is likely to become dangerous ; or
- (b) during the execution of any works or repairs in any street

Mayor may order street or part thereof to be closed to traffic.

to order that the traffic by vehicles or passengers or both on such street or on any part thereof shall cease, and that such street or any part thereof shall be closed to traffic during such time as the Mayor may deem requisite for public safety or for the proper and efficient performance of such works or repairs. Notice of such order shall be publicly posted in or near the street to which such order relates.

Penalties for offences.

6.—(1) Every person who shall prevent or obstruct or attempt to prevent or obstruct the use of any street, and any person who shall, without reasonable excuse, use or attempt to use any street in contravention of this Ordinance or any Order or Regulation made thereunder shall be liable to a penalty not exceeding twenty pounds.

Seizure of animals and vehicles.

(2) It shall be lawful for the Mayor, or any person authorised by him, or any constable, to seize and detain any animal or vehicle being used upon any street in contravention of this Ordinance or any order or Regulation made thereunder.

Recovery of damage expenses in cases of excessive traffic.

7.—(1) Whenever it appears to the local authority that extraordinary expenses have been incurred in repairing a street by reason of the damage caused by excessive weight carried over or along the same or by extraordinary traffic thereon, such extra expenditure so incurred may be recovered by the local authority before a Magistrate, whose decision shall be final.

(2) If the local authority agrees with any person liable for damages in respect of the carriage of excessive weight or extraordinary traffic to accept a fixed sum for and in respect of such damage, and such person shall pay such sum, then and in such case such person shall not be subject to any proceedings under this section.

Recovery of penalties.

8.—(1) All penalties and all expenses and sums of money made payable or recoverable and all claims for compensation or in respect of damage under this Ordinance or any Regulation made thereunder may be sued for, recovered and

enforced summarily on complaint before a Magistrate, and the procedure in all such cases shall be according to the Summary Conviction Offences (Procedure) Ordinance, 1918. (9-1918)

(2) All penalties, expenses and sums of money recovered under this Ordinance shall be paid to the Town Clerk for the use of the local authority.

Passed in Council this third day of November in the the year of Our Lord one thousand nine hundred and twenty-two.

JOHN DE NOBRIGA,
Acting Clerk of the Council.