

TRINIDAD AND TOBAGO.

No. 38.—1920.

I ASSENT,

[L.S.]

J. R. CHANCELLOR,
Governor.

4th November, 1920.

AN ORDINANCE to make provision for the punishment of a person using a motor car without the consent of the owner.

[4th November, 1920.]

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 Motor Car (Unlawful User) Ordinance, 1920, and shall be construed as one with the Motor Car Ordinance, 1912.

Short title and construction.

Ord. 36 of 1912.

2.—(1.) If any person uses a motor car without the consent of the owner, he shall on summary conviction before a magistrate be liable for each offence to a fine not exceeding ten pounds or to imprisonment, with or without hard labour, for any term not exceeding six months, or to both such fine and imprisonment.

Punishment for using motor car without consent of owner.

(2.) But a person shall not be convicted under this section if he proves either--

- (a.) That he had good reason to believe and did in fact believe in good faith that the owner of the motor car would, had he been present, have consented to the motor car being used in the manner in which it was used, or
- (b.) That he had reasonable cause to believe and did in fact believe in good faith that he had a right to use the motor car.

Award of
compensation.

3. If any person is convicted under this Ordinance, the magistrate may, if he thinks fit, either in addition to or without inflicting any punishment, order that the person convicted do pay to the owner of the motor car either or both of the following sums, namely--

- (a.) Such sum as, in the opinion of the magistrate, would have been charged if the motor car had been hired by the person convicted.
- (b.) Such sum as, in the opinion of the magistrate, represents fair compensation for any damage done to the motor car.

Saving
clause.

4. Nothing in this Ordinance shall prevent a prosecution under any other law, but so that a person shall not be punished twice for the same offence.

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

E. F. AANENSEN,
Acting Clerk of the Council.