



TRINIDAD AND TOBAGO.

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[L.S.]

I ASSENT.

HUBERT YOUNG,

Governor.

22nd July, 1940.

AN ORDINANCE to amend the Naval Volunteer Ordinance, 1939, and provide for Naval Defence.

[On Proclamation.]

Commencement.

WHEREAS by the Colonial Naval Defence Act, 1931 (21 Geo. 5 Ch. 9) it is provided that the legislature of any colony may, with the approval of His Majesty in Council, make provision, either in conjunction with any other colony or not, for maintaining vessels of war; and that where the legislature of any colony has made provision for raising a force for the naval defence of the colony

within its territorial waters, that legislature may, with the approval of His Majesty in Council, further make such provision regarding the discipline and service of officers and men of that force as is contained in this Ordinance ;

And Whereas by the said Act it is further provided that His Majesty in Council may, on such conditions as he thinks fit, authorise the Admiralty to accept any offer made by the Government of a colony to place at His Majesty's disposal for general service in the Royal Navy vessels of war maintained, or officers or men of such force as aforesaid raised, by the colony ;

And Whereas by The Naval Volunteer Ordinance, 1939, (No. 27 of 1939) provision has been made for raising and maintaining a force for the Naval Defence of the Colony called the Trinidad Naval Volunteer Force.

And Whereas by an Order of His Majesty in Council dated the 31st day of May, 1940, intituled The Trinidad Naval Defence Order, 1940, approval has been given to the making by the legislature of the Colony of provisions as aforesaid :

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

Short title and commencement

1. (1) This Ordinance may be cited as the Naval Volunteer and Defence Ordinance, 1940, and this Ordinance and the Naval Volunteer Ordinance, 1939, may be cited together as the Naval Volunteer and Defence Ordinances, 1939-1940.

(2) This Ordinance shall come into operation on such date as may be fixed by the Governor by Proclamation.

Interpretation

2. (1) In this Ordinance, "The Force" means the Trinidad Naval Volunteer Force.

(2) This Ordinance shall be construed as one with the Naval Volunteer Ordinance, 1939.

3. (1) The Governor in Council may provide, either in conjunction with any other colony or not, for maintaining and using vessels of war.

(2) The Governor in Council may, by agreement with such other colony, if any, offer to place at His Majesty's disposal for general service in the Royal Navy any vessel of war so maintained, provided that, as regards any such vessel maintained in conjunction with any other colony, a like offer is made by such other colony.

4. Officers and men of the Force are liable to service and training in any ship establishment or other place without the limits of the Colony or its territorial waters whether belonging to the Colony or not.

5. All the enactments and regulations for the time being in force for the enforcement of discipline in the Royal Navy shall apply, with the modifications set out in the Schedule to this Ordinance, to the officers and men of the Force during such period as they are under instruction, training or exercise or in actual service, whether ashore or afloat or within or without the limits of the Colony.

6. All or any of the officers and men of the Force may be entered on the express terms of accepting general service in the Royal Navy in emergency, and officers and men so entered shall form part of the Royal Naval Volunteer Reserve under the designation of the Trinidad Royal Naval Volunteer Reserve.

7. The Governor in Council may offer to place at His Majesty's disposal for general service in the Royal Navy such officers and men of the Trinidad Naval Volunteer Force as have been entered on terms of accepting such service;

SCHEDULE.

1. Where in the Naval Discipline Act and in the King's Regulations and Admiralty Instructions, in so far as the same are applicable to the officers or men of the Force, any power or duty is vested in or imposed upon the Admiralty, such power or duty shall, in respect of the Force, be vested in, exercised or performed by the Governor.

2. Where not inconsistent with the subject matter of the Naval Discipline Act, the words "the Colony" shall be read in place of the words "England" or "United Kingdom" or "United Kingdom of Great Britain and Ireland" wherever they occur.

3. Section 52 of the Naval Discipline Act shall be read as if after the words "from time to time be allowed by the Admiralty" there were inserted the following:—

"(12). Fine not exceeding ten dollars. In default of payment of a fine imposed under this section the fine shall be recoverable by any Summary Court as though it were a fine imposed by such Court. Every such fine shall be applied as the Governor shall direct."

4. In Section 56 (2) of the Naval Discipline Act "the officer in command of the ship to which the offender belongs" shall be read to include the officer in command of the Force.

5. Sections 90 (a) and 98 (a) of the Naval Discipline Act shall not apply to the officers and men of the Force.

6. Wherever fines are mentioned in the Naval Discipline Act, the corresponding amounts in local currency shall be substituted for the amounts expressed therein in British currency.

Passed in Council this twelfth day of July
in the year of Our Lord one thousand nine hundred and
forty.

WM. GOCKING,
Clerk of the Council.