

Bill 49, 1922

CHAPTER 150.

INDUSTRIAL TRAINING.

*Ordinance
No. 22 of 1922.*

AN ORDINANCE TO PROVIDE FOR THE PROMOTION OF INDUSTRIAL TRAINING.

[13th November, 1922.]

Short title.

1. This Ordinance may be cited as the Industrial Training Ordinance.

Interpretation.

2. In this Ordinance—

“ Master ” means any person or association of persons exercising, engaged in, working at, or carrying on any trade or craft mentioned in or proclaimed under section 11 of this Ordinance;

“ Apprentice ” means any boy, being under the age of twenty-one years, employed in or in connection with any trade or craft mentioned in or proclaimed under section 11 of this Ordinance, with the object or purpose of learning or acquiring any skill, dexterity, cunning, process, or method therein, and whether such boy is or is not bound to any master by contract or agreement.

Appointment of Board.

3. (1) There shall be appointed by the Governor such fit persons, not exceeding fifteen in number, to be a Board of Industrial Training (hereinafter called “ the Board ”), not less than four of whom shall be employers of artisans, and not less than four of whom shall be persons skilled in and actually engaged in one or more of the trades to which boys may be apprenticed under this Ordinance.

(2) Every such appointment shall be for a term of three years, but may, for any reasonable cause, be revoked by the Governor before the expiration of such term. During the temporary absence of any member of the Board, the Governor may appoint some fit person to act in his stead.

(3) No business shall be transacted at any meeting of the Board unless at least five of its members be present.

(4) The Governor shall nominate from the members appointed under this section a chairman of the Board.

4. The Board is hereby incorporated, and may sue and be sued in its corporate name of "The Board of Industrial Training of Trinidad and Tobago," and shall have perpetual succession and an official seal which shall be officially and judicially noticed. Incorporation of Board.

5. The Board may, with the approval of the Governor in Executive Council— Power of Board to acquire and deal with land and buildings.

(a) purchase or otherwise acquire or lease any land or building; or

(b) sell, lease, or rent any land or building vested in the Board,

for such purposes, and on such terms and conditions, as the Governor in Executive Council may approve.

6. The duties of the Board shall be:— Duties of Board.

(a) So far as possible to procure, and to enter into agreements for procuring, the training of apprentices;

(b) At its discretion to keep a register of masters;

(c) To allot apprentices and keep a register of them;

(d) To fix the periods of apprenticeship for different trades;

(e) To cause to be examined and, if satisfied with their skill, to issue certificates of efficiency to apprentices under this Ordinance on the completion of their term of service, or earlier in cases of exceptional merit;

(f) To settle disputes arising between masters and apprentices, and to transfer apprentices to new masters when desirable;

(g) To arrange as far as possible for the technical education of artisans and apprentices;

(h) To appoint and pay instructors and examiners when necessary;

(i) To issue certificates of efficiency to such artisans as are, after examination, in the opinion of the Board, qualified to be engaged in any trade or craft mentioned in or proclaimed under section 11 of this Ordinance. A register of such certificated artisans shall be kept in the office of the Board;

*replaced by § 7 of 4/19/21
which see in new 11(k)
(l) of (m)*

(j) To establish, maintain, and carry on an Institute for the training of the Blind; and

(k) To do all such acts, matters, and things as may be necessary and proper to the carrying out of the duties and functions of the Board.

Fees.

7. The Board may demand and receive any sum not exceeding five shillings from every candidate for examination, and any sum not exceeding ten shillings for every certificate of efficiency to be issued under the provisions of this Ordinance, and also such fees from students in technical instruction classes as may from time to time be fixed by the Board by regulations. The money so received shall be part of the funds of the Board:

*see § 3 in 12/1/21
added with
4/4/19/21*

Provided that the Board may, in its discretion, issue any certificate without payment of the prescribed fee.

Returns to be furnished by masters.

8. The Board, or any officer of the Board duly authorized in that behalf by the Board, may, by notice in writing, require any master to furnish to the Board a return, showing the names, occupations, lengths of service, remuneration, and any other particular as may be specified in such notice, of all apprentices employed by him, and every master shall comply with such notice within fourteen days from the delivery thereof. If any master shall fail or neglect to furnish such return within the time prescribed, or shall make a return which is defective or incomplete or which is wilfully untrue in any particular, he shall be liable to a penalty not exceeding ten pounds.

Appointment and powers of inspectors.

9. (1) The Board may appoint Inspectors whose duties shall be to visit workshops at which any trade mentioned in or proclaimed under section 11 of this Ordinance is being carried on, or at which the Board has reason to believe that any such trade is being carried on, to inspect apprentices at their work and to report to the Board.

(2) Any Inspector appointed under the provisions of this section shall have the right, at all reasonable times, to enter such workshops for the purpose of carrying out his duties, and any master who shall refuse permission to an Inspector to enter his workshop, or shall obstruct or interfere with an Inspector in the performance of his duties, shall be liable to a penalty not exceeding ten pounds.

10. The funds of the Board shall be applied to the remuneration of the secretary and servants of the Board, and to the discharge of all liabilities incurred by the Board in the exercise of its powers or in the performance of its duties, and to the giving of prizes and the holding of shows and exhibitions. The Board shall cause a true and correct account to be kept of all moneys received and expended by the Board, and shall, when required so to do, submit such account to be audited by the Auditor.

Application
of funds of
Board.

Keeping of
accounts.

11. (1) It shall be lawful for the father of any boy above the age of thirteen and under the age of seventeen years, or, in case such boy has no father, for the mother of such boy, or, in case such boy has no father or mother, for the person having the charge of and maintaining such boy, to bind such boy, with the approval of the Board, for any term not exceeding five years to be an apprentice in the trade of a bookbinder, boot and shoemaker, carpenter and joiner, cabinetmaker, coppersmith, coach-builder, cooper, farrier, fitter, goldsmith, mason, moulder, machinist, plumber, printer, painter, saddler, smith, shipwright, silversmith, tailor, tinsmith, turner, upholsterer, watchmaker, or wheelwright, or in any other trade or craft proclaimed by the Governor for that purpose, and every such contract shall be as effectual to all intents and purposes as if such boy, being of full age, by deed of covenant had bound himself :

Binding boy

Handwritten notes:
see 43/453
4/4/1931

Provided that it shall be lawful, in any case in which the Board may allow it, for such father, mother, or other person as aforesaid in the first instance to place such boy as a probationary apprentice, on such conditions as may be mutually agreed upon between the parties with the assent of the Board, in any of such trades for a period of not less than three months, such period to count under the contract of apprenticeship if entered into :

Provided also, that any such contract shall, at the option of such boy, be determinable upon his attaining the age of majority, and may be cancelled by the Board whenever it shall deem it necessary so to do.

Proclamation.

(2) Every proclamation of any trade by the Governor under this Ordinance shall be published in the *Royal Gazette*.

Master not to take on apprentice without consent of Board.

12. Any master who shall take on any apprentice or probationary apprentice without the previous knowledge and consent of the Board shall be liable to a penalty not exceeding five pounds.

Master—penalty for breach of indenture by.

13. Every master of any apprentice who wilfully refuses or neglects to perform any of the terms or conditions imposed upon him by contract in respect of such apprentice shall be liable to a penalty not exceeding ten pounds.

Apprentices—penalty for breach of indenture by.

14. (1) Every apprentice who wilfully refuses or neglects to conform to the terms or conditions of his apprenticeship, or quits his master's service without the leave of such master, shall be liable to a penalty not exceeding five pounds: Provided that the Magistrate may, in his discretion, direct that such penalty be paid by the parent, guardian, or person responsible for the apprentice.

(2) Any person who aids or abets any apprentice in any offence under this section, or who knowingly employs or maintains any such apprentice, shall be liable to a penalty not exceeding five pounds.

(3) Any person making default in the payment of any penalty under this section may be imprisoned without hard labour for any term not exceeding one month.

Skilled labour—no right to sue for wages of, unless certificated.

15. No person, other than an artisan holding a certificate of efficiency under this Ordinance, or other than an artisan engaged prior to the twenty-fourth day of July, 1911, in any trade mentioned in or proclaimed under section 11 of this Ordinance, shall be entitled to sue in any Court in the Colony for a higher rate of wage for work done by him in any such trade than that generally paid at the time for unskilled labour.

Execution of deeds.

16. Contracts executed under this Ordinance shall not be liable to stamp duty, and shall be admissible in evidence in all Courts of law if purporting to be signed

by the master and the apprentice in the presence of one witness and countersigned by the chairman and the secretary of the Board and sealed with the seal of the Board.

17. (1) All penalties imposed by this Ordinance shall be recoverable on summary conviction before a Magistrate, and proceedings for the recovery of such penalties may be instituted by any person authorized in writing by the chairman and two members of the Board. Recovery of penalties.

(2) Production of such written authority shall be sufficient evidence of the issue thereof, and no proof of the signatures or official position of the persons signing the same shall be necessary.

18. The Board may make such rules and regulations as may be necessary for the proper conduct of its proceedings and discharge of its duties under this Ordinance. All such rules and regulations shall be published in the *Royal Gazette*. Rules and regulations.

19. The Board shall be allowed the privilege of free postage within the Colony for its correspondence, notices, and publications. Free postage.