

CHAPTER 41. No. 3.

LA BREA JETTY AND TRAMWAY.

Ordinance
Ch.41. No.3-
1940.

AN ORDINANCE TO ENABLE THE TRINIDAD ASPHALT COMPANY TO ERECT AND MAINTAIN A JETTY AND TRAMWAY AT LA BREA.

Commence-
ment.

[13th June, 1894.]

Short title.

1. This Ordinance may be cited as the La Brea Jetty and Tramway Ordinance.

Interpre-
tation.

2. In this Ordinance—

“ Company ” means the Trinidad Asphalt Company, its successors and assigns;*

“ jetty ” means the jetty and any extension thereof and works connected therewith authorised by this Ordinance;

“ tramway ” means the tramway and works connected therewith authorised by this Ordinance.

Right to
construct
jetty and
tramway.

3. Subject to the conditions and restrictions contained in this Ordinance, the Company shall have the right to construct a jetty and a tramway thereon, and to drive piles into the bottom of the sea for the protection thereof, according to the deposited plans and sections, and in all respects in accordance with those plans and sections, and from time to time to erect all such piers, bulwarks, and outworks as may be necessary for the protection or repairing of the same, and the said jetty and tramway shall be vested in the Company in full and absolute dominion.

* Now the Trinidad Lake Asphalt Limited.

4. Subject to the conditions and restrictions contained in this Ordinance, the Company shall have the right to extend the jetty and tramway constructed by virtue of the powers conferred by this Ordinance and to drive piles into the bottom of the sea for the support and/or protection of such extension, according to the plans and sections so deposited as aforesaid with the Colonial Secretary, and in all respects in accordance with such plans and sections, and from time to time to erect such piers, bulwarks and outworks as may from time to time be necessary for the protection or repairing of such extension, and such extension of the existing jetty and tramway shall, subject as hereinafter provided, be vested in the Company in full and absolute dominion.

Right to extend jetty in accordance with deposited plans.

5. Whenever the Company shall be desirous of constructing any further extension of the said jetty and tramway, it shall deposit with the Colonial Secretary plans and sections of such extension, and upon the Governor in Council approving of such extension by writing under his hand it may proceed with the construction of such extension, and for that purpose the Company shall have the same rights and powers as are hereinbefore vested in the Company for the purpose of the extension mentioned in section 4, and such further extension shall, subject as hereinafter provided, be vested in the Company in full and absolute dominion.

Right to make further extensions.

6. The Company shall, at its own expense, exhibit and keep burning every night from sunset to sunrise such lights for the guidance of vessels as the Governor shall from time to time approve of; if the Company refuses or neglects to comply with this provision, it shall for each offence be liable, on summary conviction, to a fine of ninety-six dollars.

Lights.

7. The Company shall, upon being required to do so by letter from the Colonial Secretary, provide sites, approved by the Governor, for Customs offices and a boat-house, to be erected at the cost and to be the property of the Government. Any officer or employee of the Government shall, as may be required for the purposes of the Government, have free access at all times to the said jetty and tramway.

Customs offices, etc., Government officers to have access.

Protection
against
damage.

8. Every person who shall trespass upon or wilfully or by negligence do any damage to such jetty or tramway or any part thereof shall answer for the same in an action of damages at the suit of the Company.

Protection
against
obstruction.

9. (1) Any person who shall fasten any vessel, flat, or boat, or other matter or thing, to such jetty or tramway or any part thereof, or shall wilfully obstruct the approach by sea or land to such jetty or tramway, shall be liable, on summary conviction, to a fine of twenty-four dollars.

Right of
detention.

(2) It shall be lawful for any servant of the Company to take any such vessel, flat, boat, or other matter or thing which he shall find fastened to such jetty or tramway or any part thereof, and detain the same for a reasonable time until a complaint can be made before a Magistrate, and, in case of a conviction, until the amount of the penalty imposed by the court shall have been satisfied.

Jetty to
become
property of
His
Majesty on
expiration of
Pitch Lake
lease.

10. The jetty shall become and be the property of His Majesty without any compensation to the Company upon the termination of the lease of the Pitch Lake situate at La Brea granted by deed dated the 19th of February, 1925, and made between the Governor of the one part and Trinidad Lake Asphalt Limited of the other part and registered as No. 503 of the protocol of deeds for the year 1925.*

Saving of
Crown and
other rights.

11. Nothing in this Ordinance shall affect or be deemed to affect the rights of His Majesty His Heirs or Successors or of any bodies politic or corporate or of any other persons except such as are mentioned or referred to in this Ordinance and those claiming by, through, from or under them.

* Lease further extended by deed registered No. 99 of 1946 for a term expiring on 31st of January, 1956.