

# THE LAWS OF TRINIDAD AND TOBAGO.

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### CHAPTER 1.

#### STATUTE LAW REVISION.

AN ORDINANCE TO MAKE PROVISION FOR THE PREPARATION AND PUBLICATION OF A REVISED EDITION OF THE LAWS OF THE COLONY.

*Ordinances  
No. 19 of 1921,  
„ 30 of 1925.*

[15th April, 1921.]

1. This Ordinance may be cited as the Statute Law Revision Ordinance. Short title.

2. In this Ordinance, “Revised Edition” means the edition of the laws of the Colony to be prepared under the authority of this Ordinance. Interpre-  
tation.

3. (1) The Governor shall, by writing under his hand, appoint a Commissioner for the purpose of preparing a new and revised edition of the Statute Laws of the Colony, and making arrangements for the printing and publication thereof. Appointment  
of Commis-  
sioner.

(2) If the Commissioner appointed under this Ordinance shall die, resign, or be otherwise unable to act, some fit and proper person may be appointed by the Governor in his stead.

Powers of  
revision  
vested in the  
Commissioner.

4. In the preparation of the revised edition, the Commissioner shall have the following powers, that is to say :—

(1) To omit—

- (a) all Ordinances or parts of Ordinances which have been repealed expressly or specifically or by necessary implication, or which have expired, or have become spent, or have had their effect;
- (b) all repealing enactments contained in Ordinances, and also all tables or lists of repealed enactments, whether contained in Schedules or otherwise;
- (c) all preambles to Ordinances, where such omission can, in the opinion of the Commissioner, be conveniently made;
- (d) all introductory words of enactment in any section of an Ordinance where such Ordinance consists of more sections than one;
- (e) all enactments prescribing the date when an Ordinance or part of an Ordinance is to come into force, where such omission can, in the opinion of the Commissioner, be conveniently made; and
- (f) all amending Ordinances or parts of Ordinances where the amendments effected by such Ordinances or parts of Ordinances have been embodied by the Commissioner in the Ordinances to which they relate :

Provided that the provisions of section 19 of the Interpretation Ordinance shall apply to such omissions in the same way as if the Ordinance or enactments omitted had been repealed;

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- (2) To consolidate into one Ordinance any two or more Ordinances *in pari materiâ*, making the alterations thereby rendered necessary in the consolidated Ordinance, and affixing such date thereto as may seem most convenient;
- (3) To alter the order of sections in any Ordinance, and, in all cases where it is necessary to do so, to re-number the sections of any Ordinance;
- (4) To alter the form or arrangement of any section of an Ordinance, either by combining it in whole

- or in part with another section or other sections or by dividing it into two or more sub-sections;
- (5) To divide any Ordinance, whether consolidated or not, into parts or other divisions;
  - (6) To add a short title to any Ordinance which may require it, and, if necessary, to alter the short title of any Ordinance;
  - (7) To shorten and simplify the phraseology of any enactment;
  - (8) To correct grammatical and typographical mistakes in the existing copies of Ordinances, and for that purpose to make verbal additions, omissions, or alterations not affecting the meaning of any enactments;
  - (9) To make such adaptations of or amendments in any Ordinances as may appear to be necessary or proper as a consequence of the establishment of the Irish Free State; (*Added by 30 of 1925, s. 3.*)
  - (10) To do all other things relating to form and method which may be necessary for the perfecting of the revised edition.

5. The Commissioner shall omit from the revised edition the enactments specified in the Schedule to this Ordinance: Provided always that, anything in this Ordinance to the contrary notwithstanding, the said enactments shall remain in force until the same shall have been expressly repealed or shall have expired or become spent or had their effect. (*Added by 30 of 1925, s. 2.*)

Omission of certain enactments from the revised edition.

6. There shall be attached to each Ordinance contained in the revised edition a number showing its place among the Ordinances of the year to which it belongs.

Numbering of Ordinances.

7. (1) The power conferred upon the Commissioner in section 4 shall not be taken to imply any power in him to make any alteration or amendment in the matter or substance of any Ordinance or part of an Ordinance.

Mode of dealing with alterations of substance.

(2) Subject to the provisions of sub-section (4) of this section, in every case where any such alteration or amendment is, in the opinion of the Commissioner, desirable, the Commissioner shall draft a Bill setting forth such alterations and amendments, and authorizing them to be made

in the revised edition, and every such Bill shall, subject to the sanction of the Governor, be submitted to the Legislative Council and be dealt with in the ordinary way.

(3) Any such Bill may have reference to more Ordinances than one, although such Ordinances may not be *in pari materiâ*.

(4) In any case where an Ordinance, whether consolidated or not, requires such considerable alterations and amendments as to involve its entire recasting, the Commissioner shall draft a Bill accordingly, and such Bill shall be submitted to the Legislative Council and be dealt with in the ordinary way.

Chronological table and index to revised edition.

8. The Commissioner shall prepare and cause to be printed together in a separate volume a chronological table of all the Statute Laws of the Colony and a full and complete index to the Ordinances contained in the revised edition.

Printing, etc., of revised edition.

9. (1) The Commissioner shall, with the approval of the Governor, make such arrangements as he may think expedient for the printing and binding of the revised edition.

(2) The Governor shall give such directions as he may think fit with respect to the number of copies to be printed and the manner in which they shall be bound.

Bringing into force and validity of revised edition.

10. (1) The Commissioner shall, as soon as the revised edition is completed, transmit a copy thereof to the Governor, who shall lay the same before the Legislative Council.

(2) Upon the passing of a resolution of the Legislative Council authorizing him so to do, the Governor may, by proclamation, order that the revised edition shall come into force from such date as he may think fit.

(3) From the date named in such proclamation, the revised edition shall be deemed to be and shall be without any question whatsoever in all Courts of Justice and for all purposes whatsoever the sole and only proper Statute Book of the Colony in respect of Ordinances in force on the thirtieth day of June, 1925. (*Substituted by 30 of 1925, s. 4.*)

Saving of existing subsidiary legislation.

11. All Orders in Council, proclamations, regulations, bye-laws, rules, orders, and forms made under any enact-

ment included in the revised edition, and in force at the date when such revised edition shall come into force, shall continue in force until otherwise provided; and references in any such Order in Council, proclamation, regulation, bye-law, rule, order, or form to the enactment under which it is made, or to any other enactment, shall, where necessary and practicable, be deemed to apply to the corresponding enactment in the revised edition. (*Added by 30 of 1925, s. 5.*)

References.

12. The repeal or omission from the revised edition of any enactment repealed or omitted during and for the purpose of the preparation of such revised edition shall not affect the validity of any existing resolutions of the Legislative Council, or any proclamations, rules, regulations, or bye-laws made under any enactment so repealed or omitted, but such resolutions, proclamations, rules, regulations, or bye-laws, so far as they are not inconsistent with any Statute Law of the Colony for the time being in force, shall continue in force until otherwise provided.

Effect of repealed or omitted Ordinances.

13. Where, in any enactment or in any document of whatever kind, reference is made to any enactment repealed or otherwise affected by or under the operation of this Ordinance, such reference shall, where necessary and practicable, be deemed to extend and apply to the corresponding enactment in the revised edition.

Construction of reference to repealed, etc., enactment.

14. The expenses of carrying out the provisions of this Ordinance shall be paid from such moneys as may be provided by the Legislative Council for that purpose.

Payment of expenses.

SCHEDULE. (a)

(Section 5.)

ENACTMENTS TO BE OMITTED FROM THE REVISED EDITION.

Reference to number, or number and year, of Ordinance.	Title or short title.
139 .. .. .	An Ordinance to provide for the extinguishment of a certain right of way.
155 .. .. .	Dry River Ordinance.
255 .. .. .	Railway Loan Ordinance, 1880.
256 .. .. .	Railway Loan Ordinance, 1882.
261 .. .. .	Public Works Loan Ordinance, 1892.
262 .. .. .	Railway Extension and Public Works Loan Ordinance, 1894.

(a) Added by 30 of 1925, s. 2.

SCHEDULE—*continued.*

## ENACTMENTS TO BE OMITTED FROM THE REVISED EDITION.

Reference to number, or number and year, of Ordinance.	Title or short title.
263 .. .. .	Railway Extension and Public Works Loan Ordinance, 1895.
264 .. .. .	Port-of-Spain Suburban Sewerage Ordinance, 1896.
271 .. .. .	An Ordinance to alter and amend the laws which restrain the free disposition of property by persons leaving heirs in the direct descending or ascending line.
272 .. .. .	An Ordinance to vest in the husband on marriage the same interest in the real and personal estate of the wife as he would take according to the law of England, to take away the right of Married Women to <i>ganancias</i> , and to make other provisions for Widows in lieu thereof.
273 .. .. .	An Ordinance for explaining an Ordinance entitled "An Ordinance to alter and amend the laws which restrain the free disposition of property by persons leaving heirs in the direct descending or ascending line." Section 4.
277 .. .. .	Admiralty Property Ordinance.
292 .. .. .	Registrar's Securities Ordinance.
9-1908 .. .. .	An Ordinance relating to certain enactments omitted from the Revised Edition of 1905.
45-1908 .. .. .	An Ordinance to provide for the extinguishment of certain rights of way and of user.
26-1909 .. .. .	An Ordinance to provide for the appropriation of certain lands to the purposes of the Trinidad Government Railway.
11-1910 .. .. .	Arima Loan Ordinance.
31-1912 .. .. .	Cipero Tramroad Ordinance.
47-1912 .. .. .	San Fernando Market Loan Ordinance.
16-1914 .. .. .	Railway Extension and Public Works Loan Ordinance.
37-1914 .. .. .	Alien Enemies Ordinance.
3-1915 .. .. .	Trading with the Enemy (Consolidation) Ordinance.
6-1915 .. .. .	Alien Enemies (Amendment) Ordinance.
23-1915 .. .. .	Marriage (Validity) Ordinance.
2-1916 .. .. .	An Ordinance to provide for the payment of a proportion of the pensions payable, on their final retirement from the Public Service, to certain officers in the service of the Government of the Colony by the Corporation of the City of Port-of-Spain.
4-1916 .. .. .	Trading with the Enemy (Extension of Powers) Ordinance.
14-1916 .. .. .	An Ordinance to make special provision for the method of computing the pension of Sergeant Robert Dash of the Trinidad Constabulary Force on his final retirement from the said Force.
19-1916 .. .. .	Trading with the Enemy (Consolidation) (Amendment) Ordinance.
10-1917 .. .. .	Trading with the Enemy and Export of Prohibited Goods Ordinance.
15-1917 .. .. .	Trade Marks (Enemy Marks) Ordinance.
16-1917 .. .. .	Alien Enemies (Amendment) Ordinance.
23-1917 .. .. .	Trade Marks (Enemy Marks) (Amendment) Ordinance.
16-1918 .. .. .	Alien Enemies (Amendment) Ordinance.
24-1920 .. .. .	Local Clearing Office (Enemy Debts) Ordinance.
52-1920 .. .. .	Local Clearing Office (Austrian Debts) Ordinance.
45-1921 .. .. .	Marriage (Validity) Ordinance.
56-1921 .. .. .	Local Clearing Office (Hungarian Debts) Ordinance.
57-1921 .. .. .	Custodian of Enemy Property (direction) Ordinance.
10-1923 .. .. .	Change of Titles Ordinance.