
1st Session First Parliament Trinidad and Tobago
12 Elizabeth II



TRINIDAD AND TOBAGO

Act No. 29 of 1963

[L.S.]

AN ACT to amend the Registration of Clubs Ordinance.

[Assented to 18th July, 1963.]

BE IT ENACTED by the Queen's Most Excellent Majesty, by Enactment.
and with the advice and consent of the Senate and House
of Representatives of Trinidad and Tobago, and by the
authority of the same, as follows :—

1. This Act may be cited as the Registration of Clubs Short title.
(Amendment) Act, 1963.

Interpretation of
Act.

No. 28 of 1955

Section 2
of Ordinance
amended.

Section 4
of Ordinance
amended.

Section 5
of Ordinance
amended.

2. In this Act—

“Ordinance” means the Registration of Clubs Ordinance, 1955.

3. Section 2 of the Ordinance is amended—

(a) by the insertion immediately before the definition of “Club” of the following definition :

“certificate” means a certificate certifying that permission is granted to a members’ club under this Ordinance to carry on gambling as an activity of the club in pursuance of part only of its common objects in accordance with the provisions of this Ordinance;”;

(b) by repealing and replacing the definition of “members’ club” as follows :

“ “members’ club” means a club not constituted for the acquisition of gain, the members of which contribute to the funds out of which the expenses of conducting the club are paid and are jointly entitled to all the property and funds of the club.”

4. Subsection (2) of section 4 of the Ordinance is amended by adding thereto the following paragraph (f) :

“(f) the date of the certificate, if any.”

5. Section 5 of the Ordinance is amended—

(a) by the addition thereto of the following subsection (4)—

“(4) The secretary of any members’ club in which gambling is carried on under the Gambling and Betting Act, 1963, shall at the time of making application under subsection (1) make an application for the grant or renewal of a certificate to the Licensing Committee of the Licensing District in which the club is situated.”;

- (b) in subsection (2) thereof by the deletion of the words "In support of such application" and the substitution therefor of the words "In the case of an application to the Licensing Committee for an order to the secretary of the Licensing Committee to enter the club on the register,".

6. Section 6 of the Ordinance is amended—

Section 6
of Ordinance
amended.

- (a) in subsection (1) thereof :
- (i) by inserting immediately after the words "an order to secretary of the Licensing Committee to enter the club on the register" the words "or for the grant or renewal of a certificate";
 - (ii) by deleting the words "set out in subsection (1) of section 13 of this Ordinance" and substituting therefor the words "set out in subsections (1) and (2) of section 13";
- (b) in subsection (2) thereof, by inserting immediately after the words "under this Ordinance" the words "or of any club on behalf of which he has made application for the grant or renewal of a certificate under this Ordinance";
- (c) in subsection (3) thereof, by inserting immediately after the words "registration of the club" the words "or grant or renewal of a certificate".

7. Subsection (2) of section 7 of the Ordinance is amended by the addition thereto of the words "or whether a certificate shall be granted, or renewed as the case may be".

Section 7
of Ordinance
amended.

8. Paragraph (c) of subsection (1) of section 8 of the Ordinance is amended by the deletion of the words "set out in subsection (1) of section 13 of this Ordinance" and the substitution thereof of the words "set out in subsections (1) and (2) of section 13".

Section 8
of Ordinance
amended.

Insertion of new section 8A of Ordinance.

9. The Ordinance is amended by the insertion immediately after section 8 thereof of the following section numbered 8A :

Club rules qualifying for certificate.

“8A. In order that a club may be eligible for the grant or renewal of a certificate, the rules of the club shall provide that—

- (a) all members shall be elected by the whole body of members or by the committee or governing body, with or without specially added members;
- (b) there shall be defined entrance fee and subscription payable by members in advance;
- (c) a member who introduces a visitor to a club shall, immediately on the admission of the visitor to the premises, enter his own name and the name and address of the visitor and the date of each visit in a book which shall be kept for the purpose, and a visitor shall not before such entry aforesaid take part in any gambling on the club premises, and thereafter only on the invitation and in the company of, a member;
- (d) no persons shall be allowed to become honorary or temporary members of the club, or be relieved of the payment of the regular entrance fee or subscription, except those possessing certain qualifications defined in the rules and subject to conditions and regulations prescribed therein;
- (e) no person under twenty-one years of age shall be admitted a member of the club unless the club is one primarily devoted to some athletic purpose and, in that case, a person under eighteen years of age, or a person under the age of twenty years who is a student at any primary or secondary school shall not be permitted to take part in any gambling on the club premises;

- (f) no person resident in any city, town or village in which a club is situate shall visit the club as a visitor more frequently than four times every month.

10. Section 13 of the Ordinance is amended :

Section 13
of Ordinance
amended.

- (a) by inserting after subsection (1) thereof the following subsection (2)—

“(2) The licensing committee, on complaint in writing by any person, may cancel a certificate on any of the following grounds :

- (a) that the premises have become unsuitable for the purposes of a club to which a certificate has been issued; or
- (b) that the application made by the club, or its rules or any of them, are, in any respect specified in the objection, not in conformity with the provisions of this Ordinance; or
- (c) that the club is not conducted in good faith as a members' club, or that it is kept or habitually used for any unlawful purpose, or mainly for the purpose of gambling; or
- (d) that persons who are not members are habitually admitted to the club merely for the purpose of gambling; or
- (e) that persons are habitually admitted as members without an interval of at least seven days between the nomination and the admission; or
- (f) that the rules have been so changed as not to be in conformity with the provisions of section 8A; or
- (g) that the club has been held to be a common gaming house; or

(h) that an offence relating to gambling in, or being present at any gambling on, or being concerned in the management or organisation of, the premises of the club held to be a common gaming house under the provisions of subsection (1) of section 10 of the Gambling and Betting Act, 1963, has been committed.”;

- (b) by re-numbering subsections (2), (3), (4) and (5) thereof as subsections (3), (4), (5) and (6);
- (c) in subsection (3) thereof as re-numbered, by the addition of the words “and any other relevant fact” at the end thereof;
- (d) in subsection (6) thereof as re-numbered by the deletion of the words “under subsection (4) of this section” and the substitution therefor of the words “under subsection (5)”.

Section 21
of Ordinance
amended.

11. Section 21 of the Ordinance is amended—

- (a) in paragraph (e) of subsection (1) thereof, by the addition thereto of the words “or for the grant or renewal of a certificate”;
- (b) in subsection (4) thereof by the deletion of the words “contained in the Schedule hereto” and the substitution therefor of the words “contained in the First Schedule”.

Insertion of new
section 21A of
Ordinance.

12. The Ordinance is amended by the insertion immediately after section 21 thereof of the following :—

Fee upon
grant or
renewal of
certificate.

“21A. Every members’ club to which a grant or renewal of a certificate is made shall, before such certificate is issued, pay to the Commissioner of Inland Revenue such fee therefor as is prescribed and until fees are prescribed the fees specified in the Second Schedule shall be so paid upon the grant or renewal of a certificate.”

Application of
Ordinance.

13. (1) Subject to subsection (2), the provisions of the Ordinance shall for all purposes apply *mutatis mutandis* to a certificate.

(2) Notwithstanding subsection (4) of section 5 of the Ordinance, an application for the grant of a certificate may be made at any time during the period beginning at the commencement of this Act and ending on the 15th day of January next succeeding.

(3) A certificate granted under subsection (2) shall cease to have effect at the end of the period mentioned in the said subsection (2) but may, on an application therefor under the Ordinance, be further renewed.

14. The Schedule to the Ordinance is renamed First Schedule and the following Schedule is added to the Ordinance.

Renaming of
Schedule and
Second Schedule
added

SECOND SCHEDULE

Fees for grant or Renewal of Certificates

1. In the case of a club the membership whereof does not exceed one hundred members—\$100 together with a fee of \$1 per member.

2. In the case of a club the membership whereof exceeds one hundred members but does not exceed two hundred and fifty members—\$250 together with a fee of \$1.50 per member in excess of one hundred members.

3. In the case of a club the membership whereof exceeds two hundred and fifty members but does not exceed five hundred members—\$500 together with a fee of \$2 per member in excess of two hundred and fifty members.

4. In the case of a club the membership whereof exceeds five hundred members but does not exceed one thousand members—\$1,000 together with a fee of \$2.50 per member in excess of five hundred members.

5. In the case of a club the membership whereof exceeds one thousand members—\$2,500 together with a fee of \$3 per member in excess of one thousand members.

Passed in the House of Representatives this 12th day of July, 1963.

G. R. LATOUR
Clerk of the House of Representatives

Passed in the Senate this 17th day of July, 1963.

J. P. OTTLEY
Clerk of the Senate