

TRINIDAD AND TOBAGO.

No. 20—1923.

I ASSENT,

[L.S.]

S. H. WILSON,
Governor.

8th November, 1923.

AN ORDINANCE to amend the Public Authorities
(Rates and Charges Recovery) Ordinance, 1913.

[8th November, 1923.]

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

1. This Ordinance may be cited as the Public Short title.
Authorities (Rates and Charges Recovery) (Amendment) Construction.
Ordinance, 1923, and shall be read as one with the Public
Authorities (Rates and Charges Recovery) Ordinance, (36-1913.)
1913, hereinafter called the Principal Ordinance.

[Price 2d.]

Amendment
of definition of
"Chairman."

2. In section 2 of the Principal Ordinance the definition of "Chairman" is hereby amended by striking out the words :

"in the case of the Port-of-Spain Town Board, the Chief Commissioner, or any other member of the Board for the time being performing the duties of the Chief Commissioner with the sanction of the Governor."

Public
Authorities.

3. Section 3 of the Principal Ordinance is hereby repealed, and in lieu thereof shall be read the following :—

3. The following shall be Public Authorities for the purposes of this Ordinance :—

(a) The Mayor, Aldermen and Citizens of the City of Port-of-Spain.

(b) The Mayor and Burgesses of San Fernando.

(c) The Mayor and Burgesses of Arima.

(d) The San Fernando Waterworks Authority.

(e) The Arima Waterworks Authority.

(f) The St. Joseph and Tunapuna Waterworks Authority.

(g) The Sangre Grande Waterworks Authority.

(h) The Director of Public Works, under the Road-drain Improvement Ordinance, 1914.

(i) Local Authorities under the Public Health Ordinance, 1915 ;

and such other bodies and such persons as may, by any Ordinance, be declared to be Public Authorities within the meaning and for the purposes of this Ordinance.

(15-1914.)

(15-1915.)

Saving certain
rights when
lands sold for
arrears of
rates.

4. Section 4 of the Principal Ordinance is hereby repealed, and in lieu thereof shall be read the following :—

4. Notwithstanding anything contained in this Ordinance authorising any Public Authority to

sell any land for the recovery of rates and charges, such sale and the conveyance executed to give effect thereto shall not affect any estate, interest, right or property of the Crown or of the Public Authority in such lands.

5. Section 5 of the Principal Ordinance is hereby repealed, and in lieu thereof shall be read the following:—

When premises sold are held on lease from the Crown or a public authority.

5.—(1) Where any premises sold under or by virtue of the powers conferred by this Ordinance are premises held by any person as lessee or tenant of the Crown or of any Public Authority, or as assignee of such lessee or tenant, the conveyance to the purchaser shall, notwithstanding anything contained in this Ordinance, operate to pass to such purchaser only the right, title and interest of such lessee or tenant or his assignee to and in such premises free from all encumbrances thereon, save and except any debts due to the Crown or to such Public Authority and charged on such premises.

(2) The conveyance to be executed in any such case shall be an assignment to the purchaser of the unexpired residue of the term of years or other the chattel interest demised by the original lease or tenancy agreement from the Crown or the Public Authority as the case may be, and may be according to the form marked "A" in the First Schedule to this Ordinance.

6. Sub-section (1) of section 7 of the Principal Ordinance is hereby repealed, and in lieu thereof shall be read the following:—

Power to distrain for arrears of rates and charges.

(1) Where under or by virtue of any Ordinance, whether passed before or after the commencement of this Ordinance, any rates or charges are due and payable to a Public Authority, it shall be lawful for the Chairman at any time after one month, or such other time as may be specified in any such Ordinance, shall have elapsed since the

same became due and payable, to levy or cause to be levied, by distress upon any goods and chattels found on the premises in respect of which such rates or charges are due and payable, any rates and charges in arrear and unpaid, together with any statutory increase thereof authorised by such Ordinance, and the costs of and incidental to any previous abortive sale under the provisions of this Ordinance held in respect of such premises.

Power to sell premises for arrears of rates and charges. 7. Sub-section (1) of section 11 of the Principal Ordinance is hereby repealed, and in lieu thereof shall be read the following:—

(1) Where under or by virtue of any Ordinance, whether passed before or after the commencement of this Ordinance, any rates or charges are due and payable to a Public Authority, such Public Authority shall have power to sell the premises in respect of which such rates and charges are due and payable for the recovery of such rates or charges, together with any statutory increase thereof authorised by the provisions of any such Ordinance.

Retrospective operation of sections 6 and 7. 8. Sections 6 and 7 of this Ordinance shall operate retrospectively, and shall be deemed to have commenced on the 1st day of February, 1914.

Repeal. (13-1914.) (1-1923.) 9. The Public Authorities (Rates and Charges Recovery) Ordinance, 1914, and the Sangre Grande Waterworks (Rates and Charges Recovery) Ordinance, 1923, are hereby repealed:

Passed in Council this second day of November in the year of Our Lord one thousand nine hundred and twenty-three.

G. D. OWEN,
Clerk of the Council.