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Fourth Session First Parliament Republic of Trinidad  
and Tobago

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REPUBLIC OF TRINIDAD AND TOBAGO

**Act No. 45 of 1979**

[L.S.]

AN ACT to amend and repeal miscellaneous enactments  
and to make other miscellaneous provisions for the  
purposes of a revision of the laws of Trinidad and  
Tobago.

*[Assented to 24th December, 1979]*

ENACTED by the Parliament of Trinidad and Tobago as Enactment  
follows: —

1. This Act may be cited as the Law Revision Short title  
(Miscellaneous Amendment) (No. 1) Act, 1979, and shall  
come into operation on such date or dates as the  
President may appoint by Proclamation,

## AMENDMENTS AND REPEALS

Amendments  
First Schedule

2. (1)(a) The laws specified in the first column of the First Schedule are hereby amended in the manner specified in the second column of that Schedule.

Second Schedule

(b) The laws specified in the first column of the Second Schedule (which relate mainly to fees and other monetary sums) are hereby amended in the manner specified in the second column of that Schedule.

(2) The provisions of the statutory instruments amended in the First and Second Schedules notwithstanding such amendment by Act of Parliament, may be hereafter amended or revoked in the same manner and by the same authority as immediately before such amendment.

Third Schedule

(3) The transitional and other provisions contained in the Third Schedule shall have effect with respect to the relevant amendments and to the other related matters referred to in that Schedule.

Repeals  
Fourth Schedule

3. The laws specified in the Fourth Schedule are hereby repealed.

## MISCELLANEOUS VALIDATIONS AND OTHER PROVISIONS

Acts done under  
lapsed delegations

4. Any powers exercised or duties performed after 19th July, 1962 (date of the repeal of the Interpretation Ordinance) and before the date of commencement of this Act by any person deputed under section 18 of the Interpretation Ordinance to exercise powers or perform duties shall be deemed to have been lawfully exercised and performed and to have been of full force and effect as if that section had not been replaced.

Ch. 1. No. 2  
(1950 Ed.)

Savings of  
Patent Rules  
in relation to  
patents and  
designs

5. The Patents Rules shall be deemed not to have been wholly revoked by rule 107 of the Trade Marks Rules 1956 but to have been revoked only in so far as they related to trade marks and shall be deemed, notwithstanding the said rule 107, to have continued for all purposes to have full force and effect in so far as they related to patents and designs and all acts and things done thereunder in relation to patents or designs since such revocation shall be deemed to have been fully valid and effectual.

6. Where any law of Trinidad and Tobago enacted before the commencement of the Trinidad and Tobago (Constitution) Order in Council 1962 required or authorised any act or thing to be done by before or in relation to a diplomatic agent or consular officer of the United Kingdom, then any such act or thing done or purporting to be done under and in accordance with that law at any time between the commencement of the said Order in Council and the coming into operation of this section shall be deemed to be and always to have been fully valid and effectual for all purposes if done by, before or in relation to a diplomatic agent or consular officer either of the United Kingdom or of Trinidad and Tobago.

Acts done in relation to diplomatic or consular officers

S.I. 1962 No. 1875 (U.K.)

7. Any written law having effect as part of the law of Trinidad and Tobago immediately before the date of commencement of the Constitution but which had not been brought into operation at that date shall be deemed for all purposes to have continued to have such effect on and after that date as if that law had been an existing law in force for the purposes of section 5 of the Constitution of the Republic of Trinidad and Tobago Act, 1976; and the provisions of the said section 5 shall be deemed to apply and to have at all times since that date applied for the purposes of construing that law.

Laws not proclaimed before Constitution saved as existing laws

8. The Royal Victoria Institute Ordinance shall have effect and shall be deemed for all purposes always to have had effect as from 1st October, 1947 as if it had been brought into operation on that date by virtue of section 1 thereof.

Commencement of Ordinance No. 15 of 1947

9. The Water and Sewerage Act, 1965 shall have effect and shall be deemed for all purposes from its commencement to have had effect as if in the Seventh Schedule—

Correction of amendments contained in Act 16 of 1965

(a) in item (2) relating to the Waterworks and Water Conservation Ordinance Ch. 15. No. 2, the following paragraph were substituted for paragraph (b) of amendment E (relating to section 31):

“(b) by renumbering paragraphs (d), (e), (h), (i) and (j) thereof as paragraphs (a), (b), (c), (d), and (e) respectively”.

- (b) amendments O and P of the above-mentioned item (2) were deleted from that item and inserted in item (3) relating to the Oil and Water Board Ordinance, Ch. 26. No. 6 as amendments G and H respectively in their appropriate alphabetical order.

Saving of awards granted under repealed Regulations.  
G.N. 73/1957  
G.N. 16/1958  
G.N. 17/1958  
G.N. 53/1958  
G.N. 70/1960

10. Notwithstanding the revocation in the Fourth Schedule of the Colonial Prison Service Medal Regulations, 1957 the Colonial Police Long Service Medal Regulations, 1958, the Colonial Fire Brigade Long Service Medal Regulations, 1958, the Colonial Special Constabulary Medal Regulations, 1958, and the Cadet Force Medal Regulations, 1960, any medal or clasp granted under any of those Regulations shall continue to be as valid and effective, and may be worn and used by the persons entitled to do so under those Regulations, in all respects as if those Regulations were still in force.

#### FIRST SCHEDULE

*Law to be amended*

*Amendments to be made*

Petty Civil Courts  
Ordinance,  
Ch. 3. No. 3

Section

2

In the definition of "Clerk", for the words "or person lawfully acting as such Clerk" substitute the words "or any person for the time being performing the functions of Clerk in accordance with section 8."

In the definition of "district", for the words "the district in and for which a Court is held" substitute the words "a district established by Order under section 3."

3

Substitute the following section:

"Districts 3. For the purposes of this Act, the President may, by Order divide Trinidad and Tobago into districts and require that one or more Courts be held in each such district."

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Petty Civil Courts Ordinance, Ch. 3. No. 3— <i>Contd.</i>	
Section	
3A	<p>Insert the following new section immediately after section 3:</p> <p>“Assignment of Magistrates to districts; and jurisdiction</p> <p>3A. (1) The Chief Justice may assign one or more Magistrates to a district or may assign a Magistrate to more than one district, and every Magistrate assigned to any district shall be a Judge of the Court or Courts of that district.</p> <p>(2) Where more than one Magistrate is assigned to a district each such Magistrate shall exercise concurrent jurisdiction in that district with the other or others so assigned.</p> <p>(3) Every Magistrate wherever assigned shall have jurisdiction throughout Trinidad and Tobago.”</p>
4	Delete this section.
5	<p>(a) For the word “Governor” substitute the words “Chief Justice”.</p> <p>(b) Delete all the words following the words “by proclamation, appoint,” and substitute the words—</p> <p>“but a Judge may at his discretion adjourn a court to any day or hour that he considers convenient and, subject to any general or special directions the Chief Justice may issue from time to time, may hold sittings at times and places other than those appointed by proclamation under this section where satisfied that it is in the interest of justice to do so.”</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Petty Civil Courts Ordinance, Ch. 3. No. 3— <i>Contd.</i>	
Section	
7	Delete this section.
8	Substitute the following section:— “Clerks to be assigned to districts      8. The Chief Justice shall assign to every district one or more Clerks of the Peace appointed in pursuance of section 5 of the Summary Courts Ordinance and a Clerk of the Peace assigned to a district may perform the functions of Clerk of any Court in the district.”
22(1)	For the words “twenty-one” substitute “eighteen” wherever they occur.
55	Delete the words commencing “Rules may be” and ending “of this Ordinance” in the fourth line and substitute the words “The Rules Committee established by the Supreme Court of Judicature Act, 1962, may make rules of Court prescribing any matter of procedure that is necessary or expedient for the purposes of any of the provisions of this Act.”
Summary Courts Ordinance, Ch. 3. No. 4	
Section	
3	Substitute the following section: “Appoint-ment of Magistrates for the purposes of this Act      3. (1) There shall be such number of Magistrates in the public service as may be required for the purposes of this Act. (2) Every Magistrate shall be <i>ex-officio</i> a Justice of the Peace for Trinidad and Tobago.”

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Summary Courts Ordinance, Ch. 3. No. 4— <i>Contd.</i>	
Section	
5	Substitute the following section:  <div style="display: flex; align-items: flex-start;"> <div style="margin-right: 10px;"> <p>“Clerks and Interpre- ters</p> </div> <div> <p>5. (1) There shall be in the public service such number of Clerks of the Peace as may be required for the purposes of this Act.</p> <p>(2) Every Clerk of the Peace shall act for such district and shall attend at such place and time as may be required.</p> <p>(3) A Clerk of the Peace shall, if competent in the opinion of the Magistrate, act as interpreter but nothing in this Act shall prevent the appointment of interpreters to be attached to the Courts of the various districts.</p> <p>(4) In any particular case the Magistrate may appoint a fit and proper person to act as interpreter if the services of any of the officers mentioned in subsection (3) cannot be made available.”</p> </div> </div>
6(4)	Delete the words “or of the Magistrate of the district in which the offence is triable”
7	Substitute the following section:  <div style="display: flex; align-items: flex-start;"> <div style="margin-right: 10px;"> <p>“Magisterial districts</p> </div> <div> <p>7. The President may by Order divide Trinidad and Tobago into magisterial districts and require that one or more Courts be held in each such district.”</p> </div> </div>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Summary Courts Ordinance, Ch. 3. No. 4—<i>Contd.</i></p> <p>Section 156—<i>Contd.</i></p>	<p>subject to negative resolution of Parliament, make rules for the practice and procedure of the Court of Appeal with regard to appeals and special cases and may frame a table of fees to be taken in respect of such appeals and special cases and of the costs that may be allowed to any party to any appeal.”</p>
<p>Second Schedule</p>	<p>(a) In paragraph 6, delete the words and figure “; and under section 36 of the said Ordinance, so far as it applies to the offences mentioned in this paragraph”.</p> <p>(b) In paragraph 7, for the figure “\$200.00” wherever it appears substitute the figure “\$2,500.00”.</p>
<p>Coroners Ordinance, Ch. 3. No. 5</p> <p>Section 16</p>	<p>Delete the words from the beginning of this section up to “necessary and desirable” and substitute therefor the words “The State shall provide and maintain”.</p>
<p>25 } 26 } 27 }</p>	<p>For the words “of felony” wherever they occur substitute the words “on indictment”.</p>
<p>28 } 30 }</p>	<p>For the word “felony” wherever it occurs substitute the words “an indictable offence”.</p>

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

## Indictable Offences

(Preliminary  
Enquiry) Ordinance,  
Ch. 4. No. 1

## Section

6

For the word "Magistrate" wherever it occurs substitute the words "Magistrate or Justice of the Peace".

27(2)

For the word "felony" substitute the words "arrestable offence".

23(1)

For the words "sufficient case is made out to put the accused person upon his trial" substitute the words "*prima facie* case of any indictable offence is made out".

23(2)

For the words "sufficient case is made out to put the accused person upon his trial" substitute the words "*prima facie* case for any indictable offence (whether an offence with which the accused is charged or otherwise) is made out".

23A

Immediately after section 23 insert the following section:

"Copy of  
depositions  
for accused  
person

23A. Every person committed for trial, whether bailed or not shall be entitled, at any reasonable time before the trial, to have copies of the depositions and of his own statement (if any) from the Clerk of the Magistrate's Court, or, if the documents relating to the inquiry have been transmitted by the Magistrate as hereinafter provided from the Registrar."

Jury Ordinance,  
Ch. 4. No. 2

## Section

5

For the words "felony or any misdemeanour involving dishonesty in respect of which misdemeanour" substitute the words "arrestable

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Jury Ordinance,  
Ch. 4. No. 2—*Contd.*

## Section

5

offence or any indictable offence not being an arrestable offence involving dishonesty in respect of which offence”.

20

Substitute the following section:

“Oath of  
Jurors

20. Before proceeding to any trial, each juror shall, in open Court, take the oath in the following form—

“I, AB, do solemnly swear to try the issue between the State and the prisoner at the Bar and a true verdict give according to the evidence”.”

*Subsidiary Legislation*

Payment to Common  
Jurors Regulations  
(1950 Ed. Vol. VIII  
p. 59)

## Regulation

3, 4 and 5

For regulations 3, 4 and 5 substitute the following:

“Payment to  
common  
jurors

3. Every common juror summoned to appear at a Jury Sessions shall be paid a subsistence allowance of ten dollars for each day he attends the Sessions.

Transporta-  
tion costs

4. A common juror who travels by public transport to and from a Jury Sessions shall be reimbursed such transportation costs necessarily and reasonably incurred in travelling to and from the Sessions.

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Jury Ordinance,  
Ch. 4. No. 2—*Contd.*

## Regulations

3, 4 and 5

Travelling  
allowances

5. Every common juror who uses his motor vehicle for the purpose of travelling to or from a Jury Sessions may in the discretion of the Registrar be paid such allowances for the use of his motor vehicle as are ordinarily paid from time to time to public officers under the Travelling Allowances Ordinance and the regulations made thereunder.

6

Delete this section.

Criminal Procedure  
Ordinance,  
Ch. 4. No. 3

## Section

7, 8

For the words "treason, felony or misdemeanour" substitute the word "offence".

13(3)

For the words "for more than one felony or for more than one misdemeanour and charges for both felonies and misdemeanours" substitute the words "charges for more than one offence".

15(2)

Delete the words "criminal informations in the Court, and inquisitions, and also to".

26

For the words "felony or misdemeanour" substitute the words "an offence".

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Criminal Procedure Ordinance, Ch. 4. No. 3—<i>Contd.</i></p> <p>Section 30</p>	<p>For section 30 substitute the following section—</p> <p>"Arraignment of accused person</p> <p>30. (1) Where a person is arraigned on an indictment—</p> <p>(a) he shall in all cases be entitled to make a plea of not guilty in addition to any demurrer or special plea;</p> <p>(b) he may plead not guilty of the offence specifically charged in the indictment but guilty of another offence of which he might be found guilty on that indictment;</p> <p>(c) if he stands mute of malice or will not answer directly to the indictment, the Court may order the Registrar or officer deputising as such to enter a plea of not guilty on his behalf, and he shall then be treated as having pleaded not guilty.</p> <p>(2) On an indictment for murder a person found not guilty of murder may be found guilty—</p> <p>(a) of manslaughter;</p> <p>(b) of any offence of which he may be found guilty under a written law specifically</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Criminal Procedure Ordinance, Ch. 4. No. 3— <i>Contd.</i>	
Section 30	<p>so providing or under section 2D(2) of the Criminal Offences Ordinance; or</p> <p>(c) of an attempt to commit murder, or of an attempt to commit any other offence of which he might be found guilty;</p> <p>but may not be found guilty of an offence not included above.</p> <p>(3) Where, on a person's trial on indictment for any offence except treason or murder, the jury find him not guilty of the offence specifically charged in the indictment, but the allegations in the indictment amount to or include (expressly or by implication) an allegation of another offence falling within the jurisdiction of the court of trial, the jury may find him guilty of that other offence or of an offence of which he could be found guilty on an indictment specifically charging that other offence.</p> <p>(4) For the purposes of subsection (3) any allegation of an offence shall be taken as including an allegation of attempting to commit that offence; and where a person is charged on indictment with attempting to commit an offence or with any assault or</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Criminal Procedure, Ordinance, Ch. 4. No. 3—<i>Contd.</i></p> <p>Section 30</p>	<p>other act preliminary to an offence, but not with the completed offence, then (subject to the discretion of the Court to discharge the jury with a view to the preferment of an indictment for the completed offence) he may be convicted of the offence charged notwithstanding that he is shown to be guilty of the completed offence.</p> <p>(5) Where a person arraigned on an indictment pleads not guilty of an offence charged in the indictment but guilty of some other offence (whether an offence of which he might be found guilty on that charge or an offence separately charged), and he is convicted on that plea of guilty without trial for the offence of which he has pleaded not guilty, his conviction of the one offence shall be an acquittal of the other.</p> <p>(6) Any power to bring proceedings for an offence by criminal information in the Court is hereby abolished.</p> <p>(7) Subsections (1) to (3) (inclusive) apply to an indictment containing more than one count as if each count were a separate indictment.”</p>
<p>35</p>	<p>Repeal.</p>
<p>48 ) 49 )</p>	<p>Repeal.</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Criminal Procedure Ordinance, Ch. 4. No. 3— <i>Contd.</i>	
Section 76	For the words “treason, felony, or misdemeanour, that such treason, felony, or misdemeanour” substitute the words “offence that the offence”.
First Schedule Rule 3	Delete the words “, whether felonies or misdemeanours,”.
Rule 15	Delete the words “to criminal informations in the Court and also”.
Form 4	Repeal and substitute the following: “4 STATEMENT OF OFFENCE Assisting Offender, contrary to section 2D(1) of the Criminal Offences Ordinance PARTICULARS OF OFFENCE AB, on the day of after CD had committed an arrestable offence, namely, the theft of coat, the property of EF and bearing the name of the manufacturer knowing or believing that the said CD had committed the said offence or some other arrestable offence, without lawful authority or excuse removed from the said coat the name of the said manu- facturer, with intent to impede the apprehension or prosecution of the said CD.”.
Form 24	For the words “accessory before the fact to same offence” substitute the words “being aider and abettor to same offence”.
Form 30	For the words “being accessory to same offence” substitute the words “being aider and abettor to same offence”.

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Criminal Offences  
Ordinance, Ch. 4.  
No. 4

## Section

2

(a) For the words "a felony or misdemeanour" where they first appear substitute the words "an offence".

(b) For the words "a felony or misdemeanour, as the case may be" substitute the words "an indictable offence".

2A

Insert the following sections immediately after section 2:—

"Abolition of  
distinction  
between  
felony and  
misdemean-  
our

2A. (1) All distinctions between felony and misdemeanour are hereby abolished.

(2) (a) Subject to this Act, on all matters on which a distinction has previously been made between felony and misdemeanour including mode of trial, the law and practice in relation to all offences cognisable under the law of Trinidad and Tobago (including piracy) shall be the law and practice applicable on the appointed day in relation to misdemeanour.

(b) The appointed day for the purposes of paragraph (a) is the day immediately before the day of commencement of the amendments to this Act contained in the First Schedule to the Law Revision (Miscellaneous Amendments) (No. 1) Act, 1979.

28

Arrest  
without  
warrant

2B. (1) The powers of summary arrest conferred by the following subsections shall apply to capital offences or offences for which a

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Criminal Procedure Ordinance, Ch. 4. No. 3— <i>Contd.</i>	
Section 76	For the words “treason, felony, or misdemeanour, that such treason, felony, or misdemeanour” substitute the words “offence that the offence”.
First Schedule Rule 3	Delete the words “, whether felonies or misdemeanours,”.
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Form 4	Repeal and substitute the following: “4 STATEMENT OF OFFENCE Assisting Offender, contrary to section 2D(1) of the Criminal Offences Ordinance PARTICULARS OF OFFENCE AB, on the day of after CD had committed an arrestable offence, namely, the theft of coat, the property of EF and bearing the name of the manufacturer knowing or believing that the said CD had committed the said offence or some other arrestable offence, without lawful authority or excuse removed from the said coat the name of the said manu- facturer, with intent to impede the apprehension or prosecution of the said CD.”.
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## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Criminal Offences  
Ordinance, Ch. 4.  
No. 4

## Section

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(b) The appointed day for the purposes of paragraph (a) is the day immediately before the day of commencement of the amendments to this Act contained in the First Schedule to the Law Revision (Miscellaneous Amendments) (No. 1) Act, 1979.

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## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Criminal Offences  
Ordinance,  
Ch. 4, No. 4—*Contd.*

Section

28

person (not previously convicted) may under or by virtue of any written law be sentenced to imprisonment for a term of five years, and to attempts to commit any such offence; and in this Act, including any amendment made by the Law Revision (Miscellaneous Amendments) (No. 1) Act, 1979 in any other written law, "arrestable offence" means any such offence or attempt.

(2) Any person may arrest without warrant anyone who is, or whom he, with reasonable cause, suspects to be, in the act of committing an arrestable offence.

(3) Where an arrestable offence has been committed, any person may arrest without warrant anyone who is, or whom he, with reasonable cause, suspects to be, guilty of the offence.

(4) Where a police officer, with reasonable cause, suspects that an arrestable offence has been committed, he may arrest without warrant anyone whom he, with reasonable cause, suspects to be guilty of the offence.

(5) A police officer may arrest without warrant any person who is, or whom he, with reasonable cause, suspects to be, about to commit an arrestable offence.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Criminal Offences Ordinance, Ch. 4. No. 4—<i>Contd.</i></p> <p>Section 28</p>	<p>(6) For the purposes of arresting a person under any power conferred by this section a police officer may enter (if need be, by force) and search any place where that person is or where the police officer, with reasonable cause, suspects him to be.</p> <p>(7) This section shall not affect the operation of any written law restricting the institution of proceedings for an offence, nor prejudice any power of arrest conferred by law apart from this section.</p>
<p>Section 2c</p>	<p>Use of force in making arrest, etc.</p> <p>2c. (1) A person may use such force as is reasonable in the circumstances in the prevention of crime, or in effecting or assisting in the lawful arrest of offenders or suspected offenders or of persons unlawfully at large.</p> <p>(2) Subsection (1) shall replace the rules of the common law on the question when force used for a purpose mentioned in the subsection is justified by that purpose.</p>
<p>2d</p>	<p>Penalties for assisting offenders</p> <p>2d. (1) Where a person has committed an arrestable offence, any other person who, knowing or believing him to be guilty of the offence or of some other arrestable offence, does without lawful authority or reasonable</p>

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

## Criminal Offences

Ordinance,

Ch. 4. No. 4—*Contd.*

## Section

2D

excuse any act with intent to impede his apprehension or prosecution is guilty of an offence.

(2) If on the trial of an indictment of an arrestable offence the jury are satisfied that the offence charged (or some other offence of which the accused might on that charge be found guilty) was committed, but find the accused not guilty of it, they may find him guilty of any offence under subsection (1) of which they are satisfied that he is guilty in relation to the offence charged (or that other offence).

(3) A person committing an offence under subsection (1) with intent to impede another person's apprehension or prosecution shall on conviction on indictment be liable to imprisonment according to the gravity of the other person's offence, as follows:

- (a) if that offence is a capital offence, he is liable to imprisonment for not more than ten years;
- (b) if it is one for which a person (not previously convicted) may be sentenced to imprisonment for a term of fourteen years, he is liable to imprisonment for not more than seven years;
- (c) if it is not one included in paragraphs (a) and (b) but is one for which a person (not previously convicted) may be sentenced

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

## Criminal Offences

## Ordinance,

Ch. 4. No. 4—*Contd.*

## Section

2D

to imprisonment for a term of ten years, he is liable to imprisonment for not more than five years;

(d) in any other case, he is liable to imprisonment for not more than three years.

(4) No proceedings shall be instituted for an offence under subsection (1) except by or with the consent of the Director of Public Prosecutions but this subsection shall not prevent the arrest, or the issue of a warrant for the arrest, of a person for such an offence, or the remand in custody, or on bail of a person charged with such an offence.

(5) Offences under subsection (1), and incitement to commit them, shall be included in the Second Schedule to the Summary Courts Ordinance where that Schedule includes or is under any written law to be treated as including the arrestable offence to which they relate.

(6) For purposes of the Extradition Ordinance offences in relation to an extradition crime which in Trinidad and Tobago would be offences under subsection (1) shall be extradition crimes and be deemed to be included in Schedule 1 to the Extradition Act, 1870 of the United Kingdom.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Criminal Offences	
Ordinance,	
Ch. 4. No. 4— <i>Contd.</i>	
Section	
2E	<p>Penalties for concealing offences or giving false information</p> <p>2E. (1) Where a person has committed an arrestable offence, any other person who, knowing or believing that the offence or some other arrestable offence has been committed, and that he has information which might be of material assistance in securing the prosecution or conviction of an offender for it, accepts or agrees to accept for not disclosing that information any consideration other than the making good of loss or injury caused by the offence, or the making of reasonable compensation for that loss or injury, is liable on conviction on indictment to imprisonment for not more than two years.</p> <p>(2) Where a person causes any wasteful employment of the police by knowingly making to any person a false report tending to show that an offence has been committed, or to give rise to apprehension for the safety of any persons or property, or tending to show that he has information material to any police inquiry, he is liable on summary conviction to a fine of one thousand dollars and to imprisonment for six months.</p> <p>(3) Offences under subsection (1) and incitement to commit them shall be included in</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Criminal Offences Ordinance, Ch. 4. No. 4— <i>Contd.</i>	
Section	
2E	the Second Schedule to the Summary Courts Ordinance where that Schedule includes or is under any written law to be treated as including the arrestable offence to which they relate.
	(4) The compounding of an offence other than treason shall not be an offence otherwise than under this section."
4	For the words "capital felony" substitute the words "capital offence".
5	(a) For the words "made felony" substitute the words "made an indictable offence". (b) For the words "punishable as a felony" substitute the words "punishable as an indictable offence".
7	Delete the words "effecting a public mischief;".
Treason Ordinance, Ch. 4. No. 5	
Section	
2	Substitute the following section: "Treason 2. Any person owing allegiance to the State who, whether in Trinidad and Tobago or elsewhere— (a) forms an intention to levy war against the State or to overthrow the Government or the Constitution of Trinidad

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

## Treason

Ordinance,  
Ch. 5. No. 4—*Contd.*

## Section

2

and Tobago by force and  
manifests such intention  
by an overt act;

(b) adheres to the enemies of  
the State by giving them  
aid or comfort,

is guilty of treason and liable to  
suffer death by hanging.

2A

Insert the following section immediately after  
section 2:

“Offence  
akin to  
Treason

2A. (1) Any person who forms  
an intention to effect any of the  
following purposes, that is to say—

(a) to levy war within  
Trinidad and Tobago in  
order by force to depose  
from his office the Presi-  
dent or any member of  
cabinet or in order by  
force or constraint to  
compel the Government  
of Trinidad and Tobago  
to change its measures or  
counsels, or in order to  
put any force or con-  
straint upon, or in order  
to intimidate or overawe  
Parliament;

(b) to induce any alien to  
attempt with force to  
invade Trinidad and  
Tobago, and

manifests such intention by an  
overt act is liable to imprisonment  
for life.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<b>Treason</b>	
Ordinance, Ch. 4. No. 5— <i>Contd.</i>	
Section	
2A	(2) Nothing in this section shall lessen the force of or in any manner affect anything enacted in section 2."
<b>Riot Ordinance,</b> Ch. 4. No. 7	
Section	
10	For the words "felony" and "a felon" substitute the words "an offence" and "an offender" respectively.
15	Delete the words—"All members of the Legislative Council of the Colony and" appearing at the beginning of this section.
16(1)	Delete the word "Warden" in the third line.
<b>Coinage Offences</b> Ordinance, Ch. 4. No. 8	
Section	
2	In the definitions of "copper coin", "current coin" and "current gold or silver coin", for the words "coined in any of His Majesty's mints" substitute the words "coined in any mint belonging to the Government or the Central Bank or coined for or on behalf of the Government or the Central Bank".
7	For the words "for any term of years" occurring in line 8 thereof substitute the words "ten years".
13	For the words "for any term of years" occurring in lines 7 and 8 thereof substitute the words "ten years".

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Coinage Offences	
Ordinance,	
Ch. 4. No. 8— <i>Contd.</i>	
Section	
21	For the words “for any term of years” occurring in lines 28 and 29 thereof substitute the words “ten years”.
27	Delete this section.
Offences Against the	
Person Ordinance,	
Ch. 4. No. 9	
Section	
4	(a) In subsection (1) delete the words “as a felon” and renumber section 4(1) as section 4. (b) Repeal subsection (2).
7	For the word “felony” substitute the word “criminality”.
8	(a) For the word “feloniously” wherever it appears substitute the word “criminally”. (b) Delete the words “, or of being accessory to murder or manslaughter.”.
9 to 12 (inclusive)	Delete.
13	Delete the words “by any means other than those specified in any of the preceding sections.”.
16	For this section substitute the following:— <div style="display: flex; align-items: flex-start; margin-top: 5px;"> <div style="flex: 1; padding-right: 10px;"> <p>“Shooting or wounding with intent to do grievous bodily harm</p> </div> <div style="flex: 2;"> <p>16. Any person who unlawfully and maliciously by any means whatsoever wounds or causes any grievous bodily harm to any person or shoots at any person with intent to do some grievous bodily harm to any person, or with intent to resist or prevent the lawful apprehension or detainer of any person is liable to imprisonment for fifteen years.”</p> </div> </div>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<b>Offences Against the Person Ordinance, Ch. 4. No. 9—<i>Contd.</i></b>	
Section	
33	Delete the words "shall assault any person with intent to commit felony, or".
63-64	For the word "felonies" wherever it appears substitute the words "arrestable offences".
66	Delete this section.
67	Delete this section.
68	Delete this section.
<b>Libel and Defamation Ordinance, Ch. 4. No. 10</b>	
Section	
7	For the words "nine dollars and sixty cents" substitute the words "one hundred dollars".
<b>Larceny Ordinance, Ch. 4. No. 11</b>	
Section	
34(1)	For section 34(1) substitute the following section— "Receiving      34. (1) Any person who receives any property knowing the same to have been stolen or obtained in any way whatsoever under circumstances which amount to an indictable offence is liable to imprisonment for ten years."
34(2)	Delete the word "feloniously".
34(4)	Delete the words "of the like degree (whether felony or misdemeanour)".

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Larceny Ordinance,  
Ch. 4. No. 11  
—*Contd.*

## Section

34(5)

In section 34 add as subsection (5) the following:—

“(5) For the purposes of this section and of any other written law relating to receivers or receiving, a person shall be treated as receiving property if he dishonestly undertakes or assists in its retention, removal, disposal or realisation, or if he arranges to do so.”

36

Delete this section.

38(1)

For the word “felony” substitute the words “an arrestable offence”.

38(3) and (4)

Delete these subsections.

40(3)

Delete this subsection.

43

Delete subsection (1) thereof and renumber subsections (2), (3), (4) and (5) as subsections (1), (2), (3) and (4).

Forgery Ordinance,  
Ch. 4. No. 12

## Section

5(2)(c)

Insert immediately after the word “Governor” the words “, a Minister”.

7

Delete the words “which is not made felony under this or any other enactment for the time being in force”.

9(1)

Delete the words “of the like degree (whether felony or misdemeanour)”.

12(c)

(a) For the words “Commonwealth Country or of any foreign state” substitute the words “any country”.

(b) For the words “Commonwealth Country” substitute the words “Trinidad and Tobago”.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Forgery Ordinance, Ch. 4. No. 12 —<i>Contd.</i></p>	
Section	
14	Delete this section.
17(1)	Delete the words "or information".
<p>Malicious Damage Ordinance, Ch. 4. No. 13</p>	
Section	
8	Delete this section.
15	Delete the proviso.
20	Delete this section.
21	For the words "four dollars and eighty cents" substitute the words "five hundred dollars".
22	For the words "twenty-four dollars" substitute the words "five hundred dollars".
23	Delete the words beginning "dam or reservoir" to the end of the section and substitute the following:— <p style="margin-left: 40px;">"dam, reservoir or other Waterworks vested in the Water and Sewerage Authority, constructed under the provisions of the Water and Sewerage Authority Act, 1965, or operated, managed or controlled by the Authority whether vested in the Authority or not is guilty of an offence and liable on conviction on indictment to imprisonment for ten years."</p>
37	Delete the words from "or shall unlawfully" to "board the same," where the latter words occur the second time.
38	Delete this section.
48	For the words "twenty-four dollars" occurring therein substitute the words "five hundred dollars".

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Malicious Damage Ordinance, Ch. 4 No. 13— <i>Contd.</i>	
Section	
51	Delete this section.
55	Delete the words "fine the offender, and" and the words from "and in case of any felony" to "authorised:".
Perjury Ordinance, Ch. 4. No. 15	
Section	
2	Delete the definition "indictment".
16(a)	Delete the words "felony or".
Accessories and Abettors Ordinance, Ch. 4. No. 16	
Section	
2	Delete the words from "felony" and "misdemeanour" to "felony and" and substitute therefore the words "misdemeanour means".
3 to 8	Delete these sections.
Summary Offences Ordinance, Ch. 4. No. 17	
Section	
2	(a) For the definition of the term "convicted felon" substitute the following definition: "convicted offender" means any person convicted of an arrestable offence; (b) In the definition of the term "convicted person" for the word "felony" substitute the words "an arrestable offence".
3	For the words "twenty-four dollars" substitute the words "two hundred dollars".

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Summary Offences Ordinance, Ch. 4 No.17 — <i>Contd.</i>	
Section	
8	For the word “felony” substitute the words “an arrestable offence”.
10	Delete the word “feloniously”.
19	For the words “twenty-four cents” substitute the words “one dollar”
25	(a) For the words “four dollars and eighty cents” in paragraphs (a) and (b) substitute the word “fifty dollars”. (b) For the words “twenty-four dollars” in paragraphs (b) and (c) substitute the words “two hundred dollars”. (c) For the words “ninety-six dollars” in paragraph (c) substitute the words “one thousand dollars”.
27	For the words “twenty-four cents” substitute the words “one dollar”.
51(c)	In the marginal note for the word “felonious” substitute the word “criminal” and for the word “felony” appearing in the paragraph substitute the words “indictable offence”.
57	For the words “or convicted felons” substitute the words “convicted offenders”.
61 } 62 } 63 } 65 }	For the words “convicted felons” wherever they appear substitute the words “convicted offenders”.
66(1)	For the words “felony or misdemeanour” substitute the words “indictable offence”.
67	(a) Renumber subsections (4), (5), (6), (7) and (8) as subsections (8), (9), (10), (11) and (12) respectively.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Summary Offences Ordinance, Ch. 4 No. 17— <i>Contd.</i>	
Section	
67	(b) For subsections (1), (2) and (3) substitute the following subsections:— <p>“(1) For the purposes of this section, the President may, by Order, declare any day to be a day of Public Festival in Trinidad and Tobago and may specify areas in which and conditions subject to which such public festival may be celebrated.</p> <p>(2) The President may make regulations for the conduct and management of public festivals or any particular public festival and for the proper behaviour of persons and the preservation of the peace at such festivals; and, without prejudice to the generality of this provision, regulations made under this subsection may permit persons to celebrate such festivals in the streets and other public places with parades, processions, music and fireworks, and may permit them to throw specified substances at other persons, to appear masked or otherwise disguised and generally to celebrate the festivals in any manner that may be prescribed.</p> <p>(3) Regulations under subsection (2) may prohibit any person from having with him in any public place during the celebration of a public festival any specified article which in the opinion of the President may be used for causing injury to the person.</p>

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

## Summary Offences

Ordinance,  
Ch. 4, No. 17—*Contd.*

## Section

67

(4) Regulations made under subsection (2) may provide a penalty for any contravention of such regulations not exceeding a fine of one thousand dollars and imprisonment for six months.

(5) Any person who appears in public masked or otherwise disguised except during a public festival at which he is authorised to do so by regulations under subsection (2) is liable to a fine of one thousand dollars and to imprisonment for six months.

(6) Any person who contravenes any regulation made under subsection (2) for which no penalty is expressly provided is liable to a fine of five hundred dollars and to imprisonment for three months.

(7) In the following subsections of this section the expression "specified festival" means carnival or any other public festival specified for this purpose by Order of the President."

(c) For the expression "the carnival" in the renumbered subsections (8) and (9) where it appears the first and the second time substitute the expression "a specified festival"; and where it occurs the third time substitute "the specified festival".

(d) In the renumbered subsection (10), for the references to subsections (4) and (5) substitute references to subsections (8) and (9), respectively.

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

## Summary Offences

Ordinance,  
Ch. 4. No. 17  
—*Contd.*

## Section

67

(e) In the renumbered subsection (12), for the words “paragraph (d) of subsection (2), and of subsections (4), (5), (6) and (7)” substitute the words “subsections (3), (8), (9), (10) and (11)”; and for the words “said paragraph (d)” substitute the words “said subsection (3)”.

103

Substitute the following section:

“Bringing  
intoxicating  
liquor to  
Defence  
Force ships

103. (1) Any person who brings any intoxicating liquor on board any ship of the Trinidad and Tobago Defence Force without the previous consent of the officer commanding the ship, or approaches or hovers about any such ship for the purpose of bringing any intoxicating liquor on board the same without such previous consent or for the purpose of giving or selling intoxicating liquor without such previous consent to other ranks of the Trinidad and Tobago Defence Force, is liable to a fine of four hundred dollars for every such act or offence.

(2) Any officer, warrant officer or non-commissioned officer of the Trinidad and Tobago Defence Force, with or without any men under his command, may search any vessel hovering about or approaching, or which may have hovered about or approached, any ship of the Trinidad and

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Summary Offences  
Ordinance,  
Ch. 4. No. 17—  
*Contd.*

Tobago Defence Force, and any such officer, warrant officer or non-commissioned officer, with or without any men under his command, or any constable or peace officer, with or without any warrant or other process, may apprehend or cause to be apprehended any person contravening any of the provisions of this section and bring him or cause him to be brought before a Magistrate.

(3) Any intoxicating liquor found or board such vessel shall be seized and forfeited to the State”.

104

- (a) For the words “His Majesty’s Military Forces” or “His Majesty’s Naval, Military and Air Forces” substitute the words “the Trinidad and Tobago Defence Force”.
- (b) For the words “His Majesty” substitute the words “the Minister”.
- (c) Delete subsection (4).

115(8)

For the definition of resident substitute the following definition:

“ “resident” means a person who, not being a citizen of Trinidad and Tobago is a resident of Trinidad and Tobago for the purposes of the Immigration Act, 1969;”.

Children Ordinance,  
Ch. 4. No. 21  
Section  
3(4)

Delete this subsection.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Children Ordinance, Ch. 4. No. 21— <i>Contd.</i>	
Section 77	Delete this section.
Probation of Offenders Ordinance, Ch. 4. No. 22	
<i>Subsidiary Legislation</i>	
Rules made under section 20—R.G. 21.7.27 (1950 Ed. Vol. VIII p. 63)	
Rules 1 to 4	Delete these rules.
French Guiana Extradition Ordinance, Ch. 4. No. 26	
Section 2	For the word "Governor" where it first appears substitute the word "Prefect".
5(1)	For the word "Governor" where it first appears substitute the word "Prefect".
6	For the word "Governor" where it first appears substitute the word "Prefect".
6(a)	For the word "Governor" where it last appears, substitute the word "Prefect".
7	For the word "Governor" substitute the word "Prefect".

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Venezuela Extradition Ordinance, Ch. 4. No. 27	
Section 4	For the word "felony" substitute the words "arrestable offence".
Habeas Corpus Ordinance, Ch. 5. No. 10	
Section 2	Substitute the following section:— "Application of United Kingdom laws to Trinidad and Tobago. Schedule 2. The Statutes of the United Kingdom mentioned in the Schedule relating to the writ of Habeas Corpus shall be in force in Trinidad and Tobago and shall have effect as though they were enactments of the Parliament of Trinidad and Tobago intended for the purpose of securing the liberty of persons in Trinidad and Tobago, so far as such statutes are not repugnant to any written law for the time being in force in Trinidad and Tobago".
Schedule	Substitute the following schedule:— <b>SCHEDULE</b> (a) The Habeas Corpus Act, 1679 (31 Charles II; c. 2) (b) The Habeas Corpus Act, 1816 (56 George III; c. 100)
Infants Ordinance, Ch. 5. No. 12	
Section 3	Delete this section.
24	Delete the words "to any male infant under the age of twenty years, or".

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Separation and Maintenance Ordinance, Ch. 5. No. 15	
Section 3(b)	For all the words after the word "fine" substitute the words "or to be imprisoned".
4(3)	For the words "subsection (4)" substitute the words "this section".
Maintenance Orders (Enforcement) Ordinance, Ch. 5. No. 16	
Long Title	For the words "British Possessions" substitute the words "Commonwealth Territories".
Section 12	Substitute the following section:—
"Extension of Act to other Common- wealth Territories	12. Where the Minister is satisfied that reciprocal provisions have been made by the Legislature of any Commonwealth territory for the enforcement within that territory of maintenance orders made by the Courts in Trinidad and Tobago, the Minister may by Order published in the <i>Gazette</i> extend this Act to such territory and this Act shall thereupon apply in respect of such territory as though the references to England or Northern Ireland were references to such territory and the references to the Secretary of State were references to the appropriate official designated by the Government of that territory".

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Bankruptcy Ordinance, Ch. 6. No. 6</p> <p>Section 97(2)</p>	<p>Delete the words commencing “before a jury” and ending “with a jury” and substitute the words “before a referee or a Judge with the assistance of assessors, or which the Court thinks ought to be tried by a referee or by a Judge with the assistance of assessors, the Court may if it thinks fit, direct the question be tried by a referee or by a Judge with the assistance of assessors”.</p>
<p>100(1)</p>	<p>(a) Delete the proviso to this subsection.</p> <p>(b) Substitute a full stop for the colon immediately before the proviso.</p>
<p>126</p>	<p>Delete this section.</p>
<p>136(3)</p>	<p>Delete the words appearing immediately after the words “as aforesaid” and substitute therefor the words “is liable on conviction on indictment to imprisonment for five years or on summary conviction to imprisonment for twelve months”</p>
<p>145(1)</p>	<p>Delete the words “declared to be a felony or misdemeanour”.</p>
<p>Bankruptcy Rules, Ch. 6. No. 6 Vol. VIII p. 96</p> <p>Rule 3</p>	<p>Substitute the following rule:—</p> <p>“Computation of time      3. In its application to the doing of any act under the Act or these Rules at an office of the Supreme Court, section 35 of the Interpretation Act 1962 shall have effect as if the reference in subsection (4)</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bankruptcy Rules, Ch. 6 No. 6 Vol. III p. 96— <i>Contd.</i>	of that section to a “public holiday” includes a reference to a day on which that office of the Supreme Court is closed and by reason thereof the act cannot be done on that day”.
Solicitors Ordinance, Ch. 7. No. 4 Section 31(1)(h)	(a) Delete the proviso to this paragraph. (b) Substitute a semi-colon for the colon immediately before the proviso.
Part IV	Delete the whole of this Part.
Notaries Public (Tobago) Ordinance, Ch. 7. No. 5 Long title	Delete the words “in Tobago”.
Section 1 1A and 1B	Delete the word and brackets “(Tobago)”. Immediately after section 1 insert the following sections:—
“Interpre- tation	1A. In this Act “Registrar” means the Registrar of the Supreme Court.
“Appoint- ment of Notaries Public	1B. (1) The President, after consultation with the Chief Justice, may by warrant under his hand and seal appoint any person to be a Notary Public of Trinidad and Tobago.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Notaries Public (Tobago) Ordinance, Ch. 7. No. 5—<i>Contd.</i></p> <p>Section 1B</p>	<p>(2) (a) Before making an appointment under subsection (1) the President shall be satisfied of the fitness of the person to be appointed and that for the due convenience and accommodation of the public the number of Notaries in Trinidad and Tobago is insufficient.</p> <p>(b) For the purpose of paragraph (a), the President may take into account the views and recommendations of bankers, businessmen and other appropriate groups or bodies resident in Trinidad and Tobago.</p> <p>(c) Where an application for appointment as a Notary is made to the President, the President may refuse the application without assigning any reasons. A decision to refuse an application shall be final and conclusive and there shall be no appeal or other relief against such a decision.</p> <p>(3) Subject to section 2, no person shall be appointed a Notary Public unless he is a Barrister or Solicitor of at least fifteen years standing.</p> <p>(4) Every person appointed as a Notary Public shall—</p> <p>(a) on his appointment, pay to the Registrar a fee of one thousand dollars; and</p>

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Notaries Public  
(Tobago) Ordinance,  
Ch. 7. No. 5  
—*Contd.*

(b) before entering upon the duties of his office, make and subscribe in a book to be kept in the Office of the Registrar, the following Oath—

I, AB, do swear or solemnly affirm (as the case may be) that I will truly and honestly conduct myself in the office of Notary Public according to the best of my knowledge and ability—SO HELP ME GOD.

(5) Subsection (3) does not apply—

(a) to the person appointed as Notary Public under section 2;

(b) to a person who is deemed to be appointed as a Notary Public under section 4”.

2 (1)

Renumber section 2(1) as section 2 and delete subsections (2) and (3).

4

Substitute the following section:

“Notaries  
Public  
appointed  
by Master  
of Faculties  
in the U.K.

4. Every person who before the commencement of the Law Revision (Miscellaneous Amendments) (No. 1) Act, 1979 was entitled to practise as a Notary Public in Trinidad and Tobago shall be deemed to be appointed as a Notary Public under this Act”.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Notaries Public (Tobago) Ordinance, Ch. 7. No. 5 —<i>Contd.</i></p>	
<p>4A and 4B</p>	<p>Insert the following sections immediately after section 4:</p> <p>“Notaries Public to have Notarial Seal</p> <p>4A. Every Notary Public entitled to practice under this Act shall provide himself with a seal, to be impressed upon all documents issued by him as a Notary Public.</p> <p>Registrar to keep Roll</p> <p>4B. The Registrar shall keep a list of persons entitled to practice as Notaries Public under this Act, which shall be called the Roll of Notaries Public”.</p>
<p>5</p>	<p>For the words “not being duly appointed as such” appearing in line 2 thereof substitute the words “not being appointed or deemed to be appointed as a Notary Public under this Act”.</p>
<p>Section</p> <p>5A and 5B</p>	<p>Insert the following sections immediately after section 5:</p> <p>“Notaries not to be suspended except by decision of a Judge</p> <p>5A. No Notary Public entitled to practise under this Act shall be suspended from the performance of his duties as a Notary Public, unless he is guilty of some crime, gross misconduct, negligence or unskilfulness which must be represented to, heard and determined by a Judge of the High Court in a summary way, and if any Notary Public is condemned the Court shall order the Registrar to strike off his name from the Roll of Notaries Public, and he shall be disabled thenceforth from performing any notarial</p>

FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Notaries Public (Tobago) Ordinance, Ch. 7. No. 5— <i>Contd.</i>	
Section	act whatever; or if in the opinion of the Court the circumstances of the case are such as to justify a lesser punishment, the Court may suspend him from practising as a Notary Public for such period as the Court thinks fit.
	Request to revoke appointment
	5B. Any Notary Public may, by application in writing to the Registrar request the revocation of his appointment, and the Registrar upon receipt of such application shall remove his name from the Roll of Notaries Public. Nothing in this section shall prohibit any Notary Public whose name has been so removed, from again applying to be appointed as a Notary Public."
9(1)	(a) For the words appearing after the words "such fees" substitute the words "as are prescribed in the Schedule". (b) Add the following subsection: "(3) The Minister may from time to time, by Order, amend the Schedule."
Schedule	Insert the following Schedule at the end of the Ordinance:

SCHEDULE

Presenting and noting protest on Bill of Exchange or promissory note	...	\$25.00
Extending protest on Bill of exchange or promissory note	... ..	75.00
Attestation of any document	... ..	50.00
Notarial Certificate	... ..	75.00
Attendances—according to length	... ..	15.00
		to 50.00
Minuting or noting ship protest	... ..	25.00

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<i>Schedule—Contd.</i>	
	Extending ship protest according to complication and length ... .. \$100.00
	Furnishing copy of extended protest per folio of 72 words ... .. 1.00
	Declaration to ship protest for the Master and for each additional declarant ... 50.00
	Attestation of ships manifest whether in duplicate or more ... .. 25.00
	In all cases where the Notary has to travel to perform his duties under this Act, he may charge a reasonable fee for his travelling expenses.
	If any dispute arises as to the reasonableness of the fees charged for travelling expenses, the dispute may be referred to the Registrar whose decision shall be final.

*Subsidiary Legislation*  
Fees prescribed under section 9 and published in the *Royal Gazette* of 19th December, 1907

The Fees prescribed under section 9, published in the *Royal Gazette* of 19th December, 1907 and appearing at the end of the Ordinance are hereby revoked.

Statutory Declarations  
Ordinance,  
Ch. 7. No. 7

Section  
2

Substitute the following section:—

“Power  
to take  
declaration

2. Where a written law requires, authorises or permits any person to make a statutory declaration or where a person voluntarily desires to make a statutory declaration, the person designated for the purposes by the written law or any Judge, Magistrate, Justice of the Peace, Notary Public, Commissioner of Affidavits, or the

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Statutory Declarations

Ordinance,

Ch. 7. No. 7—*Contd.*

Commissioner of State Lands or any other officer authorised to administer an oath, may take the declaration, in the form set out in the Schedule.”

Section

3

Substitute the following section:

“Fee payable

3. (1) Subject to subsection (2), for every declaration referred to in section 2, there shall be paid in stamps by the person making the declaration the fee which is payable by means of stamps under the Commissioner of Affidavits Ordinance, and the stamps shall be affixed to the declaration and cancelled by the person taking the declaration.

Ch. 7. No. 6

(2) Where a statutory declaration is taken by a Commissioner of Affidavits authorised by the President under section 5(3) of the Commissioners of Affidavits Ordinance, the fee shall not be payable by means of stamps, but shall be retained by the Commissioner of Affidavits for his own use.”

Evidence Ordinance,

Ch. 7. No. 9

Section

2

For the words “of England for the time being in force” substitute the words “in force in England on 30th August, 1962”.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Evidence Ordinance, Ch. 7. No. 9 Section</p> <p style="padding-left: 40px;">2A and 2B</p>	<p>Insert the following as sections 2A and 2B immediately after section 2:—</p> <p style="padding-left: 40px;">“Judicial Notice of statutory instrument</p> <p style="padding-left: 80px;">2A. A court shall take judicial notice of any statutory instrument made under a written law of Trinidad and Tobago if the statutory instrument has been published in the <i>Gazette</i> or in the Revised Edition of the <i>Laws of Trinidad and Tobago</i>.</p> <p style="padding-left: 40px;">Proof of Common- wealth enactment</p> <p style="padding-left: 80px;">2B. The written laws of the legislation of any Commonwealth territory may be proved by copies thereof purporting to be printed by the authority of the legislature or the Government of that country.”</p>
<p style="text-align: center;">6</p>	<p>For the words “felony or misdemeanour” substitute the word “offence”.</p>
<p style="text-align: center;">21</p>	<p>(a) Immediately after the words “If any person prints any” insert the words “enactment or”.</p> <p>(b) Immediately after the words “Government Printer” insert the words “or by the authority of the legislature or the Government of any Commonwealth territory”.</p>
<p>Oaths Ordinance, Ch. 7. No. 10 Section</p> <p style="padding-left: 40px;">6</p>	<p>Substitute a semi-colon for the full-stop after the word “oath” appearing at the end thereof and add the following words: “and the penalties and other legal consequences that would apply in relation to the oath shall apply in relation to the affirmation.”</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Magistrates Protection Ordinance, Ch. 9. No. 5	
Section 13	For the word "farthing" substitute the word "cent".
Deceased Officers Salary Ordinance, Ch. 9. No. 10	
Section 7(1)	Delete the words " , not exceeding in all two hundred and forty dollars".
Travelling Allowances Ordinance, Ch. 9. No. 12	
Section 4(1)	Substitute the following for the proviso— "but this allowance shall not be paid in respect of any period during which such means of transport is not available for travelling in and for the performance of such duties."
Supplemental Police Ordinance, Ch. 11. No. 2	
Section 2	(a) For the definition of "constable" substitute the following definition:— " "constable" means— (a) any member of the supplemental bodies of Police established under section 3; (b) any person appointed a special constable under section 29."  (b) Delete the definitions of "gazetted police officers" and "subordinate officer".

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Supplemental Police Ordinance, Ch. 11. No. 2— <i>Contd.</i>	
Section	
2	(c) Insert in alphabetical order the following definitions:— “First Division Officer” means any of the officers specified in the First Schedule to the Police Service Act, 1965; “Second Division Officer” means any of the officers specified in the Second Schedule to the Police Service Act, 1965.
6	For the words “gazetted police officer, inspector and subordinate police officer” substitute “member”.
8(1)	Delete the word “male”.
10(1)	For the words “gazetted police officer thereunto” substitute “First Division Officer”.
(3)	For the words “gazetted police officer” substitute “First Division Officer”.
15(2)	For the words “officer of the police service” substitute “member of the police service of or above the rank of Corporal”.
16	For the words “at and after the rates specified in the Second Schedule hereto, or at and after such other rates as may from time to time be fixed by resolution of the Legislative Council” substitute the words “at such rates as may be prescribed from time to time by the Minister of Finance, or at such other rates as may be fixed from time to time by Parliament.”
21	For the words “specifying the subordinate officers” substitute “their rank”.
23(1)	For the words “subordinate police officer” substitute the words “police officer”.
24(1)	For the words “subordinate police officer” substitute the words “police officer”.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Supplemental Police Ordinance, Ch. 11. No. 2— <i>Contd.</i>	
Section	
25(a)	For the words "Officer of Police" substitute "First Division Officer".
31	For the words "senior officer of police" substitute "senior police officer".
32	For the words "officer of police" substitute "other First Division Officer".
34	For the words "Superintendent or non commissioned officer of Police" substitute "police officer".
Second Schedule	Delete this Schedule.
Third Schedule	For the words "Third Schedule" substitute the words "Second Schedule".
Supplemental Police Regulations, Ch. 11. No. 2	
Regulations	
2	Substitute the following regulation: "2. Every rural and estate constable shall be directly under the orders of magistrates and police officers of or above the rank of Corporal. Every estate constable shall also be under the orders of a senior member of the Estate Police."
3	For the words "gazetted police officers, inspectors and subordinate police officers" substitute the words "magistrates, police officers of or above the rank of Corporal and any senior member of the Estate Police."
5, 7 and 8	Delete the words "inspector or subordinate".
13(c)	(a) Delete "gazetted" in line 1. (b) For the word "gazetted" in line 3 substitute the word "senior".
15	Delete the words "Gazetted" and "subordinate police officers and".

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Special Reserve Police Ordinance, Ch. 11. No. 3</p> <p>Section 2</p>	<p>(a) Delete the definitions of the expressions— “Assistant Commissioner”, “Senior Superintendent”, “Superintendent”, “Assistant Superintendent”, “officer” and “subordinate officer”.</p> <p>(b) Insert in alphabetical order the following definition:— “First Division Officer” means any of the officers specified in the First Schedule to the Police Service Act 1965;”.</p>
<p>4(1)</p>	<p>For the words “or an Assistant Commissioner or any Senior Superintendent or Superintendent or Assistant Superintendent” substitute the words “or any other First Division Officer”.</p>
<p>(1)(a)</p>	<p>(a) For the words “or an Assistant Commissioner or any Senior Superintendent or Superintendent or Assistant Superintendent” substitute the words “or any other First Division Officer”.</p> <p>(b) For the words “officer or subordinate officer” substitute the word “member”.</p>
<p>5 (1)</p>	<p>(a) For the words “Every subordinate officer and constable who shall be guilty of any of the following offences” substitute the words “Every member of the Special Reserve Police who commits any of the following offences”.</p> <p>(b) For the word “Superior” substitute the word “senior”.</p> <p>(c) For the words “imposed by any officer” appearing in the third line from the bottom substitute the words “imposed by any senior officer”.</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Special Reserve Police Ordinance, Ch. 11. No. 3— <i>Contd.</i>	
(2)	For the words "A subordinate officer or Constable" substitute the words "A member of the Special Reserve Police".
7	For the words "member and grades of officers subordinate officers and constables" substitute the words "numbers and ranks".
9	(a) For the word "officers" substitute the word "members". (b) Between the words "such" and "division" insert the words "ranks and be posted to such".
10	Delete.
11	(a) Renumber as section 10(1). (b) For the words "subordinate officer or constable" substitute the words "member of the Special Reserve Police".
(2)	Renumber as section 10(2).
(3)	(a) Renumber as section 10(3) (b) For the words "commissioned officer of Police" substitute the words "First Division Officer".
13 and 14	Renumber as sections 11 and 12 respectively
15	(a) Renumber as section 13. (b) For the words "an Assistant Commissioner, or any Senior Superintendent or Superintendent or Assistant Superintendent" substitute the words "or any other First Division Officer".
16 and 17	Renumber as sections 14 and 15 respectively.
18	(a) Renumber as section 16.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Special Reserve Police Ordinance, Ch. 11. No. 3—<i>Contd.</i></p> <p>Section 11</p>	<p>(b) For the words “subordinate officers and constables” in paragraph (a) of this section substitute the words “members of the Special Reserve Police”.</p>
<p>Special Reserve Police (Extra Duty Pay) Regulations, 1970 G.N. 27/1970</p> <p>Regulation 2</p> <p>3(1)</p> <p>(2)</p> <p>4(1)</p>	<p>For the words “subordinate officers” and “subordinate officer” appearing in lines 4 and 8 respectively substitute the words “members” and “member” respectively.</p> <p>For the words “subordinate officer” substitute the words “member of the Special Reserve Police”.</p> <p>For the word “officers” substitute the words “members of the Special Reserve Police”.</p> <p>For the words “Subordinate officer” substitute the words “Members of the Special Reserve Police”.</p>
<p>Prevention of Crimes Ordinance, Ch. 11. No. 5</p> <p>Section 2(2)</p>	<p>For the word “felony” substitute the words “indictable offence”.</p>
<p>Bruce Stephens Trust Ordinance, Ch. 13. No. 3</p> <p>24</p>	<p>Add the following section as section 24: “Rules 24. (1) The Trustees, with the approval of the President, may make rules for the maintenance and administration of any pro-</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Bruce Stephens Trust Ordinance, Ch. 13. No. 3—<i>Contd.</i></p>	<p>vident fund established under this Act for employees of the Trust.</p> <p>G.N. 249/1949 (2) The Bruce Stephens Provident Fund Rules shall be deemed to have been made under this section.</p>
<p>Schools (Medical Inspection) Ordinance, Ch. 14. No. 4</p> <p>Section 2</p>	<p>Substitute the following section:—</p> <p>“Interpreta- 2. In this Act— tion “school” means any school whether public or private within the meaning of the Education Act;</p> <p>1 of 1966 “School Medical Officer” means a member of the Medical Board designated by the Minister for the purposes of this Act.”</p>
<p>3</p>	<p>Delete this section.</p>
<p>8</p>	<p>Insert the words “Principal or” immediately after the word “The” appearing at the beginning of the section.</p>
<p>Waterworks and Water Conservation Ordinance, Ch. 15. No. 2</p> <p>Section 2</p>	<p>(a) Delete the definitions of “Central Authority”, “Central Water Board”, and “Director”.</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Waterworks and Water Conservation Ordinance, Ch. 15. No. 2— <i>Contd.</i>	(b) Insert in alphabetical order the following definition:— “ “competent authority” means the officer or authority designated for the purpose by the Minister;”.
10 and 11	Delete these sections.
Motor Vehicles Insurance (Third Party Risk) Ordinance, Ch. 16. No. 4	
Section 2	For the definition of the expression “insurer” substitute the following:— “ “insurer” has the same meaning 49 of 1966 assigned to it by the Insurance Act 1966;” ”
4(1)	For the figures “\$50,000” in paragraph (v) of the proviso and “\$500,000” in paragraph (vi) of the proviso, substitute the figures “\$200,000” “\$1,000,000” respectively.
4(1B)	For the figures “\$15,000” and “\$100,000” substitute the figures “\$50,000” and “\$200,000”, and respectively.
5	For the figure “\$48,000” where it appears in subsections (1) and (3) substitute the figure “\$200,000”.
Immigration (Indian) Ordinance, Ch. 20. No. 1	
Section 53 to 56	Delete these sections.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Truck Ordinance, Ch. 22. No. 12	
Section 2	In the definition of the term "labourer" for the word "twenty-one" substitute the word "eighteen".
Sugar Industry Special Funds Ordinance, Ch. 23. No. 14	
Section 8(1)(a)	Delete the words "and any sugar manufacturer who is not a member thereof".
8(1)(a)(i)	Delete the words "and any sugar manufacturer who is not a member thereof".
8(3)	Delete subsection (3).
Fertilisers and Feeding Stuffs Ordinance, Ch. 23. No. 15	
Section 2	Insert the following definitions in their appropriate alphabetical position:— "Analyst" means any officer designated as such by Notification issued by the Minister; "Chief Analyst" means any Analyst designated as such by Notification issued by the Minister; "Official Sampler" means any officer designated as such by Notification issued by the Minister;".
6(1)	Substitute the following subsection: "(1) There shall be appointed in the public service such number of Analysts and Official Samplers as may be necessary for the purposes of this Act".

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Mines Borings and Quarries Ordinance, Ch. 26. No. 4	
<i>Subsidiary Legislation</i> Drilling Regulations	
Regulation 4	Substitute the following:— “No person under the age of sixteen years shall be allowed on a derrick floor during the time any well is being drilled or repaired”.
32	Delete this regulation.
Asphalt Industry Regulation Ordinance, Ch. 26. No. 10	
Section 3	For the definition of “Inspector” substitute the following definition: “ “Inspector” means a public officer appointed as such by the Minister by Notification for the purposes of this Ordinance;”.
6	Substitute the following section: “Regulations 6. (1) The Minister may make regulations (subject to affirmative resolution of Parliament) for carrying into effect the provisions of this Act and, without prejudice to the generality of this provision, may prescribe the procedure for the application for, and the granting of, permits under section 10 and regulate the manner of digging of asphalt. (2) The regulations contained in the First Schedule and the forms contained in the Second Schedule shall have effect as if they were made and prescribed under subsection (1).”
	First Schedule Second Schedule

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Oil Mining (High Water Mark) Ordinance, Ch. 26. No. 12</p> <p>Section 12</p>	<p>For the definition of "submarine area" substitute the following:—</p> <p style="padding-left: 40px;">"submarine area" has the same meaning assigned to it by section 2 of the Petroleum Act;".</p> <p style="text-align: center;">46 of 1969</p>
<p>Land Surveyors Ordinance, Ch. 27. No. 2 (1951-1953)</p> <p>Section 9A</p>	<p>Insert the following immediately after section 9:—</p> <p>'Register of Surveys</p> <p style="padding-left: 40px;">9A. (1) The Director of Surveys shall keep in his office a Register of Surveys in which, subject to rules made under section 14(2), any survey made by a licensed Surveyor may be registered.</p> <p style="padding-left: 40px;">(2) Any survey entered in the Register shall be identified (by number or otherwise) in such manner as may be necessary or expedient to facilitate the use of the Register.</p> <p style="padding-left: 40px;">(3) Rules made under section 14 may make compulsory the registration of all surveys or any category of surveys.</p> <p style="padding-left: 40px;">(4) Any person may, subject to the prescribed fee and to such conditions as may be prescribed by the Board, make a</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Land Surveyors Ordinance, Ch. 27. No. 2 (1951–1953)— <i>Contd.</i></p>	
<p>Section 9A—<i>Contd.</i></p>	<p>search and examination of the Register and make copies of any registered survey.”</p>
<p>12</p>	<p>Delete subsection (3) and renumber subsection (4) as subsection (3).</p>
<p>14(2)</p>	<p>Insert the following after paragraph (i):—</p> <p>(ii) prescribing the form, system, maintenance and use of the Register of Surveys established by section 9A;</p> <p>(iii) prescribing the fees that a member of the public may be charged for making a search or examination of the Register, for making a copy of a registered survey, for being supplied with a copy of a registered survey and for other similar purposes;”.</p>
<p>State Lands Ordinance, Ch. 27. No. 5</p>	
<p>Section All sections</p>	<p>For the words “Sub-Intendant” substitute the words “Commissioner of State Lands”.</p>
<p>4</p>	<p>Substitute the following section:—</p> <p>“Powers of President over State lands</p> <p>4. (1) All rights of ownership vested in the State in respect of State lands may be exercised by the President on behalf of the State.</p> <p>(2) The President may by Order empower the Commissioner of State lands or any Deputy</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>State Lands Ordinance, Ch. 27 No. 5— <i>Contd.</i></p> <p>Section 4—<i>Contd.</i></p>	<p>Commissioner of State lands to exercise any of the rights exercisable by him under subsection (1).</p> <p>(3) Subject to this Act, the President may make regulations with respect to the administration, management and protection of State lands and the preservation of order on State lands to which the public are for the time being allowed access, and with respect to the manner in which the Commissioner of State lands shall exercise his functions.</p> <p>(4) (a) The regulations specified in paragraph (b) made by the Governor of Trinidad and Tobago as Intendant of Crown lands and all proclamations and orders made under them shall have effect as if they were made by the President under this section.</p> <p>(b) The regulations referred to in paragraph (a) are as follows:—</p> <p>(i) The Land Regulations published in the <i>Royal Gazette</i> of January 10th 1918, as amended from time to time;</p>

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Edition  
[1950, p. 766]

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>State Lands Ordinance, Ch. 27. No. 2</p> <p>Section 4—<i>Contd.</i></p>	<p style="text-align: right;">120/1955 Edition G.N. No.</p> <p style="text-align: right;">(ii) The Crown Lands Forest Produce Rules published in the <i>Royal Gazette</i> of January 14th 1937, as amended from time to time;</p> <p style="text-align: right;">G.N. No. 120 of 1955</p> <p style="text-align: right;">(iii) The Burnt Mora Rules, 1955.</p>
<p>5</p>	<p>Substitute the following section:—</p> <p>“State Lands Commissioner 5. There shall be in the public service a Commissioner of State Lands who shall have the functions vested in him by this or any other Act or by any Order made under section 4(2) and who shall perform his functions in accordance with this Act, any regulations made under section 4(3) and any directions addressed to him by the President.</p>
<p>6</p>	<p>Delete the words “ , under the direction of”-</p>
<p>8</p>	<p>Substitute the following section:—</p> <p>“Deputy Commissioner 8. There shall be in the public service one or more Deputy Commissioners of State Lands.”</p>
<p>Land Acquisition Ordinance, Ch. 27. No. 10</p> <p>Section 14(1)</p>	<p>For paragraph (a) substitute the following:— “(a) regulations made under section 7(1) of the Constitution or an Act passed under</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Land Acquisition Ordinance, Ch. 27. No. 10 — <i>Contd.</i>	
Section 14(1)— <i>Contd.</i>	section 7(3) of the Constitution for the purpose of dealing with a public emergency;”
50-51	For the heading to these sections substitute the following heading:  “ACQUISITION OF LAND BY HIGHWAY AUTHORITIES, MUNICIPALITIES AND STATUTORY CORPORATIONS”
50	Substitute the following section:—  “Acquisition of land by highway authorities 50. (1) A highway authority constituted under the Highways Act, 1970 may at any time exercise the powers conferred by this Ordinance for the entry into, acquisition and taking possession of land required for the improvement of existing roads, and the making of new roads, within the district.  (2) This Ordinance shall apply <i>mutatis mutandis</i> in relation to the exercise of the powers aforesaid but with the following specific modifications:  (a) references in this Ordinance to the Commissioner of State Lands shall be construed as references to—  (i) the Permanent Secretary to the Minister

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Land Acquisition Ordinance, Ch. 27. No. 10— <i>Contd.</i>	
Section 50— <i>Contd.</i>	<p>responsible for public works, where that Minister is the highway authority;</p> <p>(ii) the Town Clerk or the Chief Executive Officer, where a municipal council or a county council, respectively, is the highway authority;</p> <p>(b) the references to the Secretary to the Cabinet in section 7 and to the President in section 9 shall be construed as references to—</p> <p>(i) the Permanent Secretary to the Minister responsible for public works, where that Minister is the highway authority;</p> <p>(ii) the Mayor, where a municipal council is the highway authority;</p> <p>(iii) the Chairman of the county council, where a county council is the highway authority;</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Land Acquisition Ordinance, Ch. 27. No. 10 —<i>Contd.</i></p> <p>Section 50—<i>Contd.</i></p>	<p>(c) a notification by the Minister responsible for public works where he is the highway authority or a resolution by the municipal council or the county council where a municipal council, or as the case may be, a county council is the highway authority shall when published in the <i>Gazette</i> be equivalent for all purposes to the notification for which provision is made in section 3.</p> <p>(d) a notification authorising acquisition by the Minister responsible for public works, where that Minister is the highway authority or a resolution authorising acquisition by the municipal council or the county council, where a municipal council or, as the case may be, a county council is the highway authority shall, where approved by the President and published in the <i>Gazette</i>, be equivalent for all purposes to the notification for which provision is made in section 5;</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Land Acquisition Ordinance, Ch. 27. No. 10 —<i>Contd.</i></p>	
<p>Section 50—<i>Contd.</i></p>	<p>(e) all sums which under this Ordinance would be payable by the Commissioner of State lands shall be paid by the highway authority out of public funds where the Minister responsible for public works is the highway authority and out of the funds of the municipal council or the county council where, a municipal council or, as the case may be, a county council is the highway authority;</p> <p>(f) all land acquired under this section shall vest absolutely in the State free from all encumbrances to the intent that the powers conferred and the duties imposed by the Highways Act may be duly exercised and performed in relation thereto."</p>

53

For subsection (4) substitute the following subsection:—

“(4) The record of every such enquiry shall be laid before Parliament and thereupon, if satisfied as a result of the enquiry that the purpose for which the land is required by the promoter is likely to prove useful to the

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

public or to a substantial class or section of the public, Parliament may by resolution approve the compulsory acquisition of the whole or any part of the land.”

**Rent Restriction  
Ordinance,  
Ch. 27. No. 18**

**Section**

14(1)(j)

Delete this paragraph.

19

Delete subsection (2).

**Registrar General  
Ordinance,  
Ch. 28. No. 1**

**Section**

3(1)

Immediately after the words “Assistant Registrar General” insert the words “or any officer of the Registrar General’s Department authorised in writing by the Registrar General personally”.

3(3)

Delete this subsection.

4(4)

Delete all the words occurring after the words “other records” and substitute the words “as may be—

- (a) required to be kept by rules made under this Act or by any other written law;
- (b) directed to be kept by the Minister;
- (c) necessary or expedient for giving effect to any written law or generally for the efficient discharge of his functions”.

LAW COMMISSION

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>	
Registrar General Ordinance, Ch. 28. No. 1— <i>Contd.</i>		
Schedule of Fees	Substitute the following—	\$ c.
	SCHEDULE OF FEES	
	For registering any deed (other than a lease, an agreement for a lease, or a bill of sale) by which any property real or personal shall be granted, sold, mortgaged or assigned where the consideration money by such deed expressed to be paid or secured—	
	does not exceed \$300 ... ..	5 00
	exceeds \$300 but does not exceed \$10,000 ... ..	10 00
	exceeds \$10,000 ... ..	15 00
	For the registration of any lease or agreement for a lease, in respect of which no premium is paid and where the rent secured—	
	does not exceed \$100 per annum	5 00
	exceeds \$100 but does not exceed \$1,000 per annum ... ..	10 00
	exceeds \$1,000 per annum ... ..	15 00
	For the registration of any lease or agreement for a lease, in respect of which a premium is paid and such premium—	
	does not exceed \$300 ... ..	5 00
	exceeds \$300 but does not exceed \$10,000 ... ..	10 00
	exceeds \$10,000 ... ..	15 00
	Provided that where the consideration for a lease is both a premium and a rent, a single registration fee only shall be paid calculated either on the premium or on the rent reserved, whichever shall be the greater	
	For the registration of every deed of gift ... ..	5 00

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>	
Registrar General Ordinance, Ch. 28. No. 1— <i>Contd.</i>		
Schedule of Fees — <i>Contd.</i>		\$ c
	For the registration of all letters of administration <i>de bonis non</i> ...	3 00
	For the registration of a minute of final judgment or a <i>lis pendens</i> under the Remedies of Creditors Ordinance ... ..	2 50
	For entering a memorandum of satis- faction of a registered judgment or for discharging a <i>lis pendens</i> under the said Ordinance ... ..	1 00
	For the registration of every power of attorney, or deed of revocation of a power of attorney, or statutory declaration of the death or disability of the principal ... ..	10 00
	For the registration of any other deed or instrument not herein or otherwise provided for ... ..	10 00
	For every copy of any deed, will or other document for every page in addition to the certificate ...	1 00
	For every copy of any plan, map or diagram attached to any deed or other document ... ..	1 00
	For the certificate of correctness of any such copy ... ..	2 00
	For any other certificate ... ..	7 00
	For every general search of the indexes, or the town or country books, for each day ... ..	2 00
	For examining any deed, will or other document ... ..	50
	And where any extract shall be taken	50
	For the search of a single index ...	

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Registrar General Ordinance, Ch. 28. No. 1— <i>Contd.</i>	
Schedule of Fees— <i>Contd.</i>	\$ c.
	For the search of a single town or country book ... .. 50
	For searching the files of newspapers, for each volume examined ... 50
	Attendance in Court on any subpoena to produce any deed or any other document in custody of the Registrar General ... .. 3 00
	For the examination of any docu- ment or record kept by the Registrar General not herein or otherwise provided for ... .. 1 00
Births and Deaths Registration Ordinance, Ch. 29. No. 1	
Section 43	Delete the words “and every such Superin- tendent shall be entitled to receive the sum of four cents for every entry in such certified copies;”.
51	For the word “felony” substitute the words “indictable offence”.
Marriage Ordinance, Ch. 29. No. 2	
Section 20(2)(e)	Substitute the words “eighteen years” for the words “twenty-one years” wherever the latter words appear in this paragraph and in these Forms.
Schedule B Forms 1 and 2	
Schedule D Forms 1 and 2	
Schedule J	

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Explosives Ordinance, Ch. 30. No. 4	
<i>Subsidiary Legislation</i> Importation, Storage, etc. of Dynamite Regulations <i>R.G.</i> 2.9.15 (1950 Ed. Vol. IX p. 326)	
Regulation 22	Delete
<i>Subsidiary Legislation</i> Importation, Storage, Shipment and Carriage, etc., <i>R.G.</i> 27.8.08 (1950 Ed. Vol. IX p. 330)	
Regulation 9	Delete
Theatres and Dance Halls Ordinance, Ch. 30. No. 9	
Section 3(5)	For the figure ".50" substitute the figure "5.00" For the figure "1.00" substitute the figure "10.00" For the figure "1.50" substitute the figure "15.00" For the figure "3.00" substitute the figure "30.00" For the figure "5.00" substitute the figure "50.00"
Registration of Business Names Ordinance, Ch. 31. No. 3	
Section 19(1)(a)	Delete all the words appearing after the word "Ordinance" and substitute a semi-colon for the comma after Ordinance.

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Bills of Exchange  
Ordinance, Ch. 31.  
No. 5

Section  
14

Substitute the following section:—

“Computation of time of payment 14. (1) Where a bill is not payable on demand, the bill is payable on the last day of the time of payment as fixed by the bill or, if that is a non-business day, on the succeeding business day.

(2) Subsection (1) shall apply only to bills and notes made after the date on which that subsection comes into force and the time of payment of bills and notes made before that date shall continue to be determined by the provisions of this Act in force immediately before that date.

(3) If the President so declares by Order, subsection (2) shall cease to have effect as from such date as may be specified in the Order.

(4) Where a bill is payable at a fixed period after date, after sight or after the happening of a specified event, the time of payment is determined by excluding the day from which the time is to begin to run and by including the day of payment.

(5) Where a bill is payable at a fixed period after sight, the time begins to run from the date of the acceptance if the bill be accepted, and from the date of

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bills of Exchange Ordinance, Ch. 31. No. 5 — <i>Contd.</i>	<p style="text-align: center;">noting or protest if the bill be noted or protested for non-acceptance, or for non-delivery.</p> <p style="text-align: center;">(6) The term “month” in a bill means calendar month.</p> <p>(a) For paragraphs (a) and (b) of the definition of “non-business days” substitute the following paragraphs:                “(a) a Sunday or public holiday;                (b) a day appointed by Order of the President to be a non-business day.”</p> <p>(b) Renumber this section as section 92(1) and add the following subsections:—                “(2) All bills which are due and payable on a non-business day shall be payable, and in the case of non-payment may be noted and protested, on the next following business day and not on such non-business day and any such noting or protest shall be as valid as if made on the day on which the bill was made due and payable.</p> <p style="padding-left: 40px;">(3) When the day on which notice of dishonour of an unpaid bill should be given, or when the day on which a bill should be presented or received for acceptance, or accepted or forwarded to a referee, is a non-business day, such notice of dishonour shall be given, and such bill shall be presented or forwarded, on the next following business day.</p> <p>(c) Substitute the following for the marginal note:—                “Computation of time for act due to be done on non-business days.”</p>
Section 92	

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Bill of Sale Ordinance, Ch. 31. No. 8</p> <p>Section 21</p>	<p>For the word "Sunday" substitute the words "Saturday, public holiday".</p>
<p>Moneylenders Ordinance, Ch. 31. No. 11</p> <p>Section 19A</p>	<p>Add the following new section:—</p> <p>19A. (1) No proceedings shall lie for the recovery by a money-lender of any money lent by him after the commencement of this section or of any interest in respect thereof, or for the enforcement of any agreement made or security taken after the commencement of this section in respect of any loan made by him, unless the proceedings are commenced before the expiration of twelve months from the date on which the cause of action accrued.</p> <p>(2) If during the period of twelve months aforesaid or at any time within any subsequent period during which proceedings may by virtue of this subsection be brought, the debtor acknowledges in writing the amount due and gives a written undertaking to the money-lender to pay that amount, proceedings for the recovery of the amount due may be brought at any time within a period of twelve months after the date of the acknowledgement and undertaking.</p>

"Limitation  
of time for  
proceedings  
in respect of  
money lent  
by money-  
lenders

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Moneylenders  
Ordinance,  
Ch. 31. No. 11  
—*Contd.*

(3) The time limited by the foregoing provisions of this section for the commencement of proceedings shall not begin to run in respect of any payments from time to time becoming due to a moneylender under a contract for the loan of money until a cause of action accrues in respect of the last payment becoming due under the contract.

(4) If at the date on which the cause of action accrues or on which any such acknowledgement and undertaking as aforesaid is given by the debtor, the person entitled to take the proceedings is mentally ill, the time limited by the foregoing provisions of this section for the commencement of proceedings shall not begin to run until that person ceases to be mentally ill or dies, whichever first occurs.

(5) If at the date on which the cause of action accrues or on which any such acknowledgement and undertaking as aforesaid is given by the debtor, the debtor is out of Trinidad and Tobago, the time limited by the foregoing provisions of this section for the commencement of proceedings shall not begin to run until he returns to Trinidad and Tobago.

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Moneylenders

Ordinance,  
Ch. 31 No. 11—*Contd.*

(6) Without prejudice to the powers of a Court under section 23, if at the time when proceedings are taken by a moneylender in respect of a default in the payment of any sum due to him under a contract for the loan of money, any further amount is outstanding under the contract but not yet due, the Court may determine the contract and order the principal outstanding to be paid to the moneylender with such interest thereon, if any as the Court may allow up to the date of payment.

Section

26

Delete this section.

Rural Pedlars

Ordinance,  
No. 13. Ch. 31.

Section

10(2)

Delete the first sentence of this subsection ending with the words "Legislative Council."

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Merchandise Marks Ordinance, Ch. 31. No. 17</p> <p>Section 17</p>	<p>Substitute the following section:—</p> <p>“False representation that goods are made for State etc. 17. Any person who falsely represents that any goods are made by a person for the service of the State, any Government Office or Department, or any Public Office or institution as designated by the President is liable on summary conviction to a fine of one thousand dollars.”</p>
<p>Excise (General Provisions) Ordinance, Ch. 32. No. 8</p> <p>Section 73</p>	<p>Delete all the words from “the United Kingdom” to the end of the section and substitute the words “any Commonwealth Territory or of any Consul or Vice-Consul of Trinidad and Tobago in a foreign country shall be received as <i>prima facie</i> evidence of the matters therein contained”.</p>
<p>Copra Products Control Ordinance, Ch. 32. No. 13</p> <p>Section 16</p>	<p>(a) Substitute a full stop for the colon appearing immediately before the proviso. (b) Delete the proviso.</p>
<p>Stamp Duty Ordinance, Ch. 33. No. 4</p> <p>Section 92(1)(a)</p>	<p>For the words “two hundred and forty dollars” substitute the words “two thousand five hundred dollars”.</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Casual Revenue Ordinance, Ch. 33. No. 12</p> <p>Section 2 and 3</p>	<p>Substitute the following sections:— “Interpre- tation</p> <p>2. For the purposes of this Ordinance the expression “casual revenue” means all the prerogative rights relating to property now vested in the State by section 6 of the Constitution of the Republic of Trinidad and Tobago Act, 1976 such as former droits of the Crown, and of the Admiralty and <i>bona vacantia</i> including treasury troves wrecks, waifs and estrays.</p> <p>President may grant casual revenue to claimant</p> <p>3. (1) The President may order the payment of any claim in respect of any casual revenue received by the State which, upon legal, equitable or moral grounds, is established by any person to the satisfaction of the President.</p> <p>(2) Any payment ordered by the President under subsection (1) is hereby charged on the Consolidated Fund”.</p>
<p>4</p> <p>Trinidad and Tobago Electricity Commission Ordinance, Ch. 37. No. 5</p> <p>Section 6(3)</p>	<p>Substitute the words “High Court” for the words “Chief Justice” occurring in the last line.</p> <p>Immediately after the words “the Chairman” insert the words “or, at meetings, the person presiding”.</p>

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

## Trinidad and Tobago

Electricity  
Commission  
Ordinance,  
Ch. 37. No. 5  
—*Contd.*

## Section

9(1)

Immediately after the words "a General Manager" insert the words "(who shall be the chief executive officer and responsible for carrying out the decisions of the Commission)".

81

Delete this section.

## Building Societies

Ordinance,  
Ch. 38. No. 1

## Section

20

(a) For the words "of Great Britain" substitute the words "of Trinidad and Tobago".

(b) Delete the words "the Imperial".

## Friendly Societies

Housing Corporation  
Ordinance,  
Ch. 38. No. 3

## Section

9(1)(c)

For the word "felony" substitute the words "an arrestable offence".

9(2)(e)

For the word "felony" substitute the words "an arrestable offence".

25(1)(c)

Substitute the following:—

"(c) the making of loans in accordance with this Ordinance to amalgamated societies and to societies or their members who are eligible for loans. However, a person who has received a loan under the Housing Act, 1970 shall not be eligible for a loan under this Ordinance."

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Dry Rivers Ordinance,  
Ch. 39. No. 3

Section  
12

Substitute the following:—

“12. Two-thirds of the cost of the works authorised by this Ordinance, as certified on an account submitted by the Town Clerk to the Minister on the 31st December in each year during which the work continues, and approved by such officer as may from time to time be designated by the Minister, shall be paid from funds in the hands of the Corporation, and the remaining one-third shall be paid to the Corporation by the Comptroller of Accounts out of moneys provided by Parliament.”

Public Holidays  
Ordinance,  
Ch. 42. No. 1

Section  
1A

Insert the following as section 1A immediately after section 1:—

“Interpre-  
tation

1A. In this Ordinance, the expression “public holiday” means a close holiday in banks and public offices in Trinidad and Tobago.”

2

Substitute the following section:—

“Certain  
days to be  
public  
holidays

2. (1) Subject to this Ordinance, the several days set out in the Schedule are public holidays in Trinidad and Tobago.

(2) Where a public holiday falls on a Sunday or where two public holidays fall on the same day, the next following day that (apart from this subsection) is not a public holiday shall be a public holiday.”

FIRST SCHEDULE—CONTINUED

*Law to be amended*

*Amendments to be made*

Public Holidays  
Ordinance, Ch. 42.  
No. 1—*Contd.*

3, 4, 5 and 6

Delete these sections.

7

Insert the following section immediately after section 6:—

“Power to  
appoint  
special public  
holiday  
and amend  
Schedule

7. (1) The President may by Order appoint any day to be a public holiday.

(2) The President may by Order amend the Schedule.

(3) If it appears to the President that, in the special circumstances of any year, it is inexpedient that a day specified in the Schedule should be a public holiday, the President may by Order declare that that day shall not in that year be a public holiday and appoint another day in place of it; and the day appointed by the Order shall, in that year, be a public holiday under this Ordinance instead of the day specified in the Schedule.”

Public Library  
Ordinance  
Ch. 42. No. 2

Section

6(6)

Substitute the following:—

“(6) The Secretary to the Committee shall be such person as may be appointed for the purpose. He shall attend each meeting of the Committee and may, with the Chairman’s permission, speak but shall not vote.”

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

- 7(2) Delete this subsection.
- 16 Substitute the following:—  
“16. There shall be a staff for the library consisting of such number of public officers and servants as may be required for the purposes of this Act.”
- 19(1)(g) Delete this paragraph.
- 24 Substitute the following:—  
“24. There shall be paid out of public funds towards the maintenance of the library such moneys as may from time to time be appropriated to the library by Parliament.”
- 26 For the words “fifty thousand” substitute the words “one hundred thousand”.
- 28 Substitute the following:—  
“28. The Minister may, out of the moneys received by the Postmaster General under the Post Office Savings Bank Ordinance, authorise the investment of any sum not exceeding fifty thousand dollars in any debentures which may be issued by the Committee under the powers conferred by section 26.”
- 31 Delete the words “the Librarian or by” where they occur.
- 32 Substitute the following:—  
“32. All penalties and fines received by a Magistrate under this Act shall be paid to the Comptroller of Accounts.”

## FIRST SCHEDULE—CONTINUED

*Law to be amended*                      *Amendments to be made*

Public Library  
Ordinance,  
Ch. 42. No. 2—*Contd.*

*Subsidiary Legislation*  
Library Regulations

## Regulation

2                                      Delete “and Subscriber” and insert “and”  
between “Library” and “Committee”.

3, 4, 5, 6, 10, 11, }  
12, 13, 20, 21, 22 } Delete these regulations.  
and 23 }

15                                      Substitute—  
(a) “Persons” for “Subscribers” in line 1;  
(b) “Person” for “Subscriber” in lines 8  
and 11.

17                                      Substitute the following:  
“17. The Committee may refuse to allow  
any person who has wilfully broken any of the  
regulations or rules or who, in the opinion of  
the Committee is an undesirable person, to  
use the Library.”

18                                      (a) Delete—  
(i) the words “keep a full and correct  
record of the names and addresses of  
subscribers and particulars of their  
subscriptions;” in lines 4 and 5;  
(ii) the words “and of the subscribers” in  
line 9.  
(b) Substitute “readers” for “subscribers” in  
line 7.

26                                      For the figure “\$25” substitute the words  
“four hundred dollars”.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Central Library of Trinidad and Tobago Ordinance, Ch. 42. No. 4</p> <p>Section</p>	
3	<p>Substitute the following:—</p> <p>“Staff of Library      3. There shall be a staff for the library consisting of such number of public officers and servants as may be required for the purposes of this Act.”</p>
4(6)	Delete the subsection.
6(6)	<p>Substitute the following subsection:—</p> <p>“(6) A suitably qualified officer appointed in accordance with section 3 shall be Secretary to the Board. He shall attend all meetings of the Board and may speak but shall have no vote.”</p>
9	<p>Substitute the following section:—</p> <p>“Regula- tions      9. The Minister, after consulting with the Board, may make regula- tions for regulating the use by any person or body of persons of the Library facilities provided under this Ordinance and generally for carrying out the purposes of this Ordinance.”</p>
10(b)	Delete this paragraph.
11(1)	Delete the words “the Librarian or by” in line 5 and renumber as 11.
11(2)	Delete this subsection.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Animals (Diseases and Importation) Ordinance, No. 19 of 1954	
Section	
2	Insert after the word "includes" in the definition of "animals", the words "any species of poultry or birds".
15	Delete the words "or poultry" wherever they occur.
17 and 18	Delete the word "birds".
26	Renumber as subsection (1) and add the following new subsection:  " (2) Notwithstanding the repeal of the Diseases of Animals (Poultry) Ordinance, Ch. 25. No. 10 by the Law Revision (Miscellaneous Amendment) Act, 1979, the Fowl Pest Order, 1952-1953 made under section 3(2) of that Ordinance shall continue in force and have effect as if made under this Ordinance."
Schedule	Insert the following:— "Ornithesis Paittacosis African Swine Fever Swine Vesicular Disease Enzootic Bovine Leucosis."
<i>Subsidiary Legislation</i>	
Animals (Importation) Control Regulation G.N. 27/1955	
Regulation	
5(4)	Substitute the following:—  " (4) The Piarco Airport shall have the same boundaries as are set out in G.N. 69/1976."

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made**Subsidiary Legislation*

Animals (Importation)  
Control Regulation  
G.N. 27/1955—*Contd.*

## Regulation

5(5)

Substitute the following;—

“(5) The Crown Point Airfield shall have the same boundaries as are set out in G.N. 69/1976.”

## Trade Marks

Ordinance,  
No. 11. of 1955

## Section

51(1)

(a) For the words preceding paragraph (a) substitute the words “The Minister, subject to negative resolution of Parliament, may make such rules as he considers expedient—”

(b) Immediately after paragraph (b) insert the following new paragraph;—

“(bb) for prohibiting the registration of any mark on the grounds of morality, public policy or other good and sufficient reason;”

78

For this section and the preceding caption substitute the following:—

“RESTRAINT OF USE OF ARMS OF TRINIDAD  
AND TOBAGO

“Restraint  
of use of  
national  
coat of  
arms, etc.

78. (1) No person shall adopt in connection with any trade, business, profession or calling, as a trademark or otherwise, any mark consisting of, or so nearly resembling as to be likely to be mistaken for—

(a) the Coat of Arms of  
Trinidad and Tobago;

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Trade Marks Ordinance, No. 11 of 1955— <i>Contd.</i>	
Section 78— <i>Contd.</i>	<p>(b) the flag of Trinidad and Tobago;</p> <p>(c) the standard, arms or crest of the President;</p> <p>(d) any word or symbol likely to lead to the belief that the goods or services in association with which it is used have received or are produced, sold or performed under presidential or governmental patronage, approval or authority.</p> <p>(2) Where it is made to appear to the Court that any act has been done contrary to this section, the Court may make any such Order as the circumstances require including provision for relief by way of injunction and the recovery of damages or profits, and may give directions with respect to the disposition of any offending wares, packages, labels and advertising material and of any dies used in connection therewith."</p>

*Subsidiary Legislation*  
Trade Marks Rules,  
G.N. 91/1955

Rule  
13

For the word "Where" at the commencement of the rule substitute the following:—

"Subject to the next following rule, where"

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made**Subsidiary Legislation*

Trade Marks Rules,  
G.N. 91/1955—*Contd.*

## Rule

13A

Immediately after rule 13 insert the following rule:—

“Restraint  
of arms,  
etc., of  
Convention  
countries

13A. The Registrar shall refuse to register any mark consisting of, or as nearly resembling as to be likely to be mistaken for, any national, territorial or civic flag, arms, crest or emblems or official control and guarantee stamp, notice of the objection to the use of which as a commercial device has been received by the Registrar pursuant to the provisions of the Convention except either with the consent of such person, authority, society or organisation as may be considered to have been intended to be protected by this rule or otherwise in accordance with the provisions of the Convention.”

Tourist Board  
Ordinance,  
No. 14 of 1957

## Section

16(1)

Immediately after the word “manager,” insert the words “(who shall be the chief executive officer and responsible for carrying out the decisions of the Board,”

Cane Farmers  
Rehabilitation  
Board Ordinance,  
No. 19 of 1961

## Section

3(1)(b)

Delete the words “and any sugar manufacturer who is not a member thereof”.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Cocoa and Coffee Industry Ordinance, No. 20 of 1961</p> <p>Section 8(1)</p>	<p>Immediately after the word “manager”, insert the words “(who shall be the chief executive officer and responsible for carrying out the decisions of the Board),”</p>
<p>Agricultural Small Holdings Tenure Ordinance, No. 32 of 1961</p> <p>Section 12(3)(d)</p>	<p>Delete the words “and any sugar manufacturer who is not a member thereof”.</p>
<p>Port Authority Ordinance, No. 39 of 1961</p> <p>Section 16</p>	<p>Immediately after the words “General Manager,” insert the words “(who shall be the Chief Executive Officer and responsible for carrying out the decisions of the Authority),”</p>
<p>Statutes Act, No. 1 of 1962</p> <p>Section 5A</p>	<p>Insert the following sections immediately after section 5:</p> <p>“Where special majority required for Bill</p> <p>5A. (1) When the Constitution for any purpose requires a Bill to to be supported at the final vote thereon by the votes of a specified proportion of the members of a House of Parliament, the Clerk of the House shall certify whether any such Bill passed by the House</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Statutes Act, No. 1 of 1962 —<i>Contd.</i></p>	<p>was at the final vote supported by the votes of the required proportion of the members of the House.</p> <p>(2) The certificate of the Clerk duly signed and authenticated shall be conclusive evidence as to the proportion of members supporting the Bill at the final vote.</p>
<p>Interpretation Act, 1962 No. 2 of 1962</p>	
<p>Section 2</p>	<p>Delete this section.</p>
<p>7</p>	<p>Substitute the following section:—</p> <p><b>“The State’s rights</b> 7. (1) No written law binds or affects in any manner the State or the State’s rights or prerogatives unless it is expressly stated in the written law or it appears by necessary implication that the State is bound by the written law.</p> <p>(2) Notwithstanding that the rights of the State are not affected by a written law the State may take advantage of its provisions.”</p>
<p>11(2)</p>	<p>Substitute the following subsection:—</p> <p>“(2) A reference in a written law to any applied law shall be construed as a reference to that applied law as it applies or, as the case may be, applied from time to time to Trinidad and Tobago.”</p>

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Interpretation

Act, 1962

No. 2 of 1962—*Contd.*

Section

11(9)

Substitute the following subsection:—

“(9) (a) A reference in any written law to an Act includes a reference to any statutory instrument made under the Act where the reference is to the providing or anything by the Act or to the doing of anything (whether to a thing done, capable of being done, required to be done, of otherwise) under, in accordance with, for the purposes of, or otherwise in relation to, the Act.

(b) Paragraph (a) does not apply where the reference is to the doing of anything, “directly” (or in some other similar manner) in relation to the Act.

(c) The provisions of this subsection shall apply *mutatis mutandis* to a reference in any written law to a statutory instrument as it applies to a reference in any written law to an Act.”

13

Substitute the following sections:—

“Publication  
and  
commence-  
ment of  
statutory  
instrument

13. (1) (a) Every statutory instrument shall be published in the *Gazette* and shall come into force on the date of such publication unless a later or, so far as the common law or any statute allows, an earlier date is prescribed in the instrument.

(b) This subsection applies to written laws coming into operation after the commencement of this Act.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Interpretation Act, 1962 No. 2 of 1962—<i>Contd.</i></p> <p>Section 13—<i>Contd.</i></p>	<p>(2) Where a statutory instrument comes into force without or before publication, then unless the contrary is expressly provided by Act of Parliament, it shall be a defence to any criminal charge under that instrument that the instrument was not published at the date of the alleged commission of the offence and that reasonable steps had not been taken to bring the relevant provisions of the instrument to the notice of the public or of persons likely to be affected by it or of the person charged.</p>
<p>16(1)</p>	<p>Commence- ment on particular day</p> <p>13A. Where a written law is to come into operation on a particular day (whether that day is before or after the making of the written law and whether the particular day is named in the written law, determined under section 5(1) of the Statutes Act, 1962, or section 13(1) of this Act, or is to be appointed or fixed or ascertained in any other manner), the written law shall be construed as coming into force on the expiration of the day before that particular day."</p> <p>Renumber as 16(1)(a) and add the following paragraph:—</p> <p>“(b) Notwithstanding that a power given by a written law to do any act or thing or to make any appointment is not in general</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Interpretation Act, 1962 — <i>Contd.</i>	
Section	capable of being exercised from time to time, that power is nevertheless capable of being exercised as often as is necessary to correct any error or omission in any previous exercise of the power.”
16(3)	Renumber as section 16(3)(a) and insert the following paragraphs:— “(b) Without prejudice to the generality of paragraph (a), where a written law confers power— (i) to provide for, prohibit, control or regulate any matter, such power shall include power to provide for the matter by the licensing of it and by the imposition of fees and charges with respect to it and power to prohibit acts whereby the prohibition, control or regulation of the matter might be evaded; (ii) to grant a licence, State lease, permit, authority, approval or exemption, such power shall include power to refuse to make such grant, power to impose reasonable conditions subject to which such grant is made and power to suspend or cancel such grant; but nothing in this paragraph shall affect any right conferred by law on any person to appeal against any decision with respect to such grant; (iii) to approve any person or thing, such power shall include power to withdraw approval thereof;

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Interpretation Act, 1962

—*Contd.*

## Section

(iv) to give directions, such power shall include power to couch the directions in the form of prohibitions.

(c) Without prejudice to the generality of paragraph (a), where in any written law there appears the expression “as the President may appoint” or “as may be designated by the President” or “prescribed by order of the President” or any similar expression, whether referring to the President or to some other person or authority, and no power is expressly conferred upon the President or the other person or authority to make the appointment, designation or prescription, that power shall nevertheless be deemed to be conferred.”

16(4)

- (a) Immediately after the words “two persons” insert the words “(including the case where such persons constitute a corporate body)”;
- (b) Substitute a semicolon for the full stop at the end of the subsection and add the words “and where such persons are assembled, the chairman or other person presiding shall have a casting as well as an original vote in all matters in which a decision is taken by vote”.

16A-D

Insert the following sections immediately after section 16:

“Delegation  
of functions

16A. (1) Subject to subsection (4), where a written law confers a function on the President, a Minister or a specified public officer, the President or the Minister may by order delegate any other public officer or officers

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Interpretation Act, 1962

—*Contd.*

to exercise the function on his behalf, and thereupon, or from the date specified in the delegation, the person or persons delegated may exercise the function.

(2) Where a written law confers any function on a public officer, the Minister responsible for the administration of the Ministry to which the public officer belongs, may by order, delegate any other public officer or officers to exercise that function.

(3) In subsection (1), “public officer” includes the President or a Minister.

(4) Nothing in this section authorises the delegation of any power to make subsidiary legislation or to hear any appeal.

16B. A delegation of a function:—

- |  |  |
|--|--|
| Effect of<br>delegation<br>of function | <p>(a) made under section 16A(1), shall not preclude the person delegating from exercising the function delegated;</p> <p>(b) made under section 16A(2), shall not preclude the public officer upon whom the function is conferred by the written law from exercising the function delegated unless the order by the Minister otherwise specifies;</p> |
|--|--|

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Interpretation Act, 1962

—Contd

- (c) made under any written law, may be conditional or qualified in such manner as the person delegating may think fit;
- (d) made under a written law requiring the approval of some person to the delegation, may be conditional or qualified in such manner as the person whose approval is required may think fit;
- (e) made under any written law may be to a named person or to the person for the time being holding any office designated by the person delegating; and
- (f) made under any written law, may be revoked at any time by the authority making the delegation.

Transfer of  
functions  
and  
reorganisa-  
tion of  
public  
service

16c. (1) Where a written law vests a function in a public office, the President may, by Order subject to negative resolution of Parliament, substitute any other public office for the public office specified in the written law.

(2) Where any reorganisation of the public service or any branch thereof is contemplated,

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Interpretation Act, 1962	
—Contd.	
Section	
	<p>the President may by Order, subject to affirmative resolution of Parliament, amend any written law in so far as it is necessary to give effect to any change in the designation or functions of any public office or public officer or any department or Ministry or otherwise and to give effect to any transitional or consequential matters arising out of such re-organisation.</p> <p>(3) In this section, “public office” means any public office whether an office of emolument or not, and “public officer” shall be construed accordingly.</p>
	<p>16D. Where any written law confers power upon any person to make any statutory instrument, and the written law conferring the power prescribes conditions subject to the observance, performance or existence of which any such power may be exercised, such conditions shall be presumed to have been duly fulfilled if in the statutory instrument made in exercise of the power there is a statement that the instrument is made in exercise of or in pursuance of the power conferred by such written law or a statement to that effect.”</p>
18(1)	(a) Delete the word “and” between the words “enactment” and “authorising” in the second line.

Presump-  
tion of  
lawful  
exercise  
of power

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Interpretation Act, 1962 —Contd. Section</p>	<p>(b) Substitute a dash for the full-stop after the word “vested”.</p> <p>(c) For paragraph (b)(i) substitute the following: “(i) to reinstate him on his suspension, or reappoint him on his removal, his resignation, the expiration of his office, or otherwise”;</p>
<p>18A—C</p>	<p>Insert the following sections immediately after section 18:—</p> <p>“Where new office not warranted</p> <p>18A. Where a written law provides for the appointment of a person to perform any function in the public service then, notwithstanding that the law constitutes, or provides for the constitution of, an office for the purpose, the Minister may, if he thinks fit having regard to the extent and nature of the functions for the time being involved, designate by Notification the holder of an existing public office to perform those functions.</p> <p>Retro-spective appointments</p> <p>18B. An appointment (however described or designated) under a written law may be made to have effect retrospectively from the date upon which the person appointed in fact first performed any of the functions of his appointment.</p> <p>Money payable to public officer</p> <p>18C. Where any written law provides for any money to be paid to a public officer, the law shall be construed as providing for the money to be so paid for the use of the State.”</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Intpretation Act, 1962 —<i>Contd.</i></p> <p>Section 20(1)</p>	<p>Substitute the following subsection:—</p> <p>“Offences under two or more laws</p> <p>20. (1) (a) Where an act constitutes an offence under two or more laws the offender is liable to be prosecuted and punished under either or any of those laws but a conviction or an acquittal upon a prosecution is a bar to prosecution for the same offence or for an offence which is substantially the same offence under any other of those laws.</p> <p>(b) In this section a reference to laws includes a reference to the common law.”</p>
<p>21A</p>	<p>Insert the following section immediately after section 21:</p> <p>“<i>Ex officio</i> proceedings not to abate on death, etc.</p> <p>21A. A civil or criminal proceeding taken under any written law by or (in the case of a civil proceeding) against any person in virtue of his office (whether in that person’s own name or in the name of his office) shall not be discontinued or abated by his death, resignation, absence or removal from office, but may be carried on by or, as the case may be, against the person for the time being holding that office.”</p>
<p>25(2)</p>	<p>Delete the words “or declare”, “and declaration” and “and declare”.</p>

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

## Interpretation Act, 1962

—Contd.

## Section

28A

Insert the following section immediately after section 28:

“Repeal or amendment not declaratory as to previous law

28A. (1) The repeal or the amendment of a written law shall not be construed as a declaration as to the previous state of the law.

(2) A re-enactment, revision, consolidation or amendment of a written law shall not be construed as an adoption of the construction that has by judicial decision or otherwise been placed upon the language used in the written law or upon similar language.”

31

Renumber as section 31(1) and add the following subsection:—

“Reference to ‘the Act’

(2) Any reference in subsidiary legislation to “the Act” shall be construed as a reference to the Act under which such subsidiary legislation is made.”

35

(a) In subsection (1) substitute the word “prescribed” for the word “adopted”; renumber the subsection as subsection (1)(a) and add the following paragraph to this subsection:—

“(b) The President may by Order prescribe the standard time for Trinidad and Tobago but, in default of a prescription under this section, the standard time for Trinidad and Tobago shall be four hours behind Greenwich Mean Time.”

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Interpretation Act, 1962

—*Contd.*

- (b) Insert the following subsection immediately after subsection (1):—

“Where  
no time  
prescribed

(1A) Where a written law requires or authorises something to be done but does not prescribe the time within which it shall or may be done, the law shall be construed as requiring or authorising the thing to be done without unreasonable delay having regard to the circumstances and as often as due occasion arises.”

- (c) Delete subsection (2) and substitute the following subsection:—

“(2) Where in a written law a period of days is expressed to be reckoned from a particular day or a particular event, that day, or the day of event, shall not be included in the period.”

- (d) Insert the following subsection immediately after subsection (3):—

“(3A) Where a period of time is expressed in a written law to end on, or to be reckoned to, a particular event, the whole of the day on which the period is reckoned to begin shall be deemed to be part of the period.”

- (e) Subsection (4) is amended by the substitution of the word “law” for the word “enactment”.

- (f) Subsection (5) is amended by the substitution of the word “seven” for the word “six”.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Interpretation Act, 1962 — <i>Contd.</i>	
Section	

(g) Insert the following subsection:—

“(9) Where in a written law a time is prescribed for doing an act or taking a proceeding and power is given to a court, public body, public officer or other authority to extend the time, then the power may be exercised by the authority notwithstanding the expiration of the time prescribed.”

37

Substitute the following section:—

“Defect  
not to  
invalidate  
acts done  
in good  
faith

37. (1) Where a board is established under a written law, then, subject to any requirements with respect to a quorum, the validity of any act done in pursuance of any power of the board shall not be affected by:—

- (a) the presence at or participation in the proceedings at which the act was done or authorised of any person not entitled to be present at or to participate in the proceedings: Provided that a court may declare an act invalid if such presence or participation is not *bona fide* and the objection is taken promptly having regard to all the circumstances;
- (b) any defect in the appointment or qualifications of a person purporting to be a member;

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Interpretation Act, 1962 —<i>Contd.</i></p> <p>Section</p>	<p>(c) any minor irregularity (not calculated to cause any prejudice, injustice or hardship to any person) in the convening or conduct of any meeting; or</p> <p>(d) any vacancy in the membership of the board.</p> <p>(2) In this section the term “board” includes corporation, tribunal, commission, committee or other similar body.”</p>
<p>37A</p>	<p>Insert the following section:—</p> <p>“Who shall preside at meetings</p> <p>37A. (1) At any meeting of a board, the chairman or the vice-chairman, if any, shall preside over the proceedings and in the absence of the chairman or the vice-chairman, if any, the members present shall elect one of their numbers to preside over the proceedings of that meeting.</p> <p>(2) At any meeting of a board, the Chairman or other member presiding shall have a casting as well as an original vote in all matters in which a decision is taken by vote.</p> <p>(3) In this section, the expression “board” has the meaning assigned to it in section 37(2), the expression “chairman” includes president or other officer of analagous functions and the expression “vice-chairman” in-</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Interpretation Act, 1962 — <i>Contd.</i>	
Section	cludes deputy chairman, deputy president, or other officer of analogous functions.”
38	<p>(a) For subsection (1) substitute the following subsection:—</p> <p>“(1) Where by a written law an authority is empowered to appoint a person—</p> <p style="margin-left: 40px;">(a) to perform a function; or</p> <p style="margin-left: 40px;">(b) to be a member of a board;</p> <p style="margin-left: 40px;">(c) to be or do any other thing,</p> <p>that authority may make the appointment either by appointing a person by name or by appointing the holder of an office by the term designating his office.</p> <p>(b) In subsection (2) delete the word “statutory” wherever it occurs.</p> <p>(c) Add the following subsection:—</p> <p>“(3) In this section, the expression “board” has the meaning assigned to it by section 37(2)”.</p>
39	<p>Add the following subsection:—</p> <p>“(3) Where in any written law more than one penalty linked by the word “and” is prescribed for an offence, this shall be construed to mean that the penalties may be imposed alternatively or cumulatively.”</p>
39A	<p>Immediately after section 39, insert the following section as section 39A:—</p> <p>“Act to be deemed an offence if penalty attached</p> <p style="margin-left: 40px;">39A. Where a written law provides (in whatever terms) that a person is liable to a penalty if he commits a specified act, that</p>

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Interpretation Act, 1962

—*Contd.*

## Section

act shall be deemed to have been constituted an offence by such written law.”

40

Substitute the following section:—

“Attempts 40. Where an enactment creates an offence, the enactment shall be deemed to provide also that an attempt to commit that offence is an offence under the enactment and that such attempt is punishable, in the case of a capital offence, with imprisonment for life and, in the case of any other offence, with the same penalty as if the offence had been committed.”

40A

Insert the following section immediately after section 40:—

“Reference to an offence to include attempts, etc.

40A (1). Where—

(a) any Act confers a function which is to be performed consequent upon a conviction for an offence or in relation to a person detained in custody for an offence; or

(b) a reference is otherwise made in any Act to an offence,

then that function is also performable consequent upon a

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Interpretation Act, 1962 —<i>Contd.</i></p> <p>Section</p>	<p>conviction for, and that reference includes a reference to:—</p> <ul style="list-style-type: none"> <li>(i) an attempt to commit that offence;</li> <li>(ii) aiding, abetting, counselling or procuring that offence; and</li> <li>(iii) a conspiracy to commit that offence.</li> </ul> <p>(2) A function under subsection (1) includes a power to impose fines, a power of forfeiture, seizure and search and a power or discretion to cancel, suspend or refuse to issue any licence, permit or other authorisation, but nothing in this section applies to any offence for which a sentence of death may be imposed or authorises the imposition of any sentence of imprisonment otherwise than in default or payment of any pecuniary penalty which may be imposed by virtue of this section.</p>
<p>41A-C</p>	<p>Insert the following sections immediately after section 41:—</p> <p>“Where no penalty specified for indictable offence</p> <p>41A. Where a person is convicted on indictment of an offence against any written law and no penalty is prescribed by any written law or the person is for that offence liable to be sentenced to imprisonment, but the sentence is not by any written law either limited to a specified term or</p>

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Interpretation Act, 1962

—*Contd.*

expressed to extend to imprisonment for life, the person so convicted shall be liable to imprisonment for two years.

Power to  
impose fine

41B. Where a person is convicted on indictment of any offence other than a capital offence, the court, if not precluded from sentencing the offender by its exercise of some other power (such as the power to make a probation order), may impose a fine in lieu of or in addition to dealing with him in any other way in which the court has power to deal with him, subject however to any enactment limiting the amount of the fine that may be imposed or requiring the offender to be dealt with in a particular way.

General  
power to  
bind over

41c. Any court of record having a criminal jurisdiction has, as ancillary to that jurisdiction, the power to bind over to keep the peace, and power to bind over to be of good behaviour a person who or whose case is before the court, by requiring him to enter into his own recognisances or to find sureties or both, and committing him to prison for any period not exceeding twelve months if he does not comply. In the case of a person convicted of an offence other than a capital offence this

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Interpretation Act, 1962

—Contd.

## Section

power may be exercised in lieu of or in addition to any other punishment the Court may have power to impose for the offence.

43

Renumber this section as section 43(1) and add the following subsection:—

“(2) Subject to section 42(3), the President may direct the payment to any aggrieved person, or to any person whose information or evidence has led to the recovery of the fine or forfeit or to the conviction of any person for the offence in question, of the whole of the fine or forfeit or of such porportion thereof as he may think fit.”

44A-C

Insert the following sections immediately after section 44:—

“Where  
no penalty  
prescribed  
for summary  
offence

44A. Where a person is convicted summarily of an offence against a written law and no penalty for the offence is prescribed, or a fine is prescribed as the penalty but no maximum is specified, in that or any other written law, the person convicted is liable to a fine of five hundred dollars.

Liability  
for offence  
by corporate  
body

44B. Where an offence committed after the commencement of the Law Revision (Miscellaneous Amendments) Act, 1979 by a body corporate under a written law is proved to have been committed with the consent or connivance of a director or other

## FIRST SCHEDULE—CONTINUED

*Law to be amended*  
 Interpretation Act, 1962  
 —Contd.

*Amendments to be made*

officer concerned in the management of the body corporate or any person who is purporting to act in any such capacity, he as well as the body corporate is guilty of that offence and is liable to be proceeded against and punished accordingly.

Procedure  
 and time  
 of forfeiture

44C. Where a written law provides that anything shall be forfeited upon the commission of an act or the occurrence of an event but does not provide the manner in which or the time at which the forfeiture is to take place—

- (a) in the case where the forfeiture is to occur on the commission of an act which is otherwise made an offence, the thing shall become forfeited upon the person committing the act being convicted of the offence and the court so convicting, being satisfied that any other conditions required for the forfeiture have been fulfilled, declares that the thing is forfeited;
- (b) in the case where the forfeiture is to occur on the commission of an act which is not otherwise made an offence or on the happening of an event,

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Interpretation Act, 1962 —<i>Contd.</i> Section</p>	<p>the thing shall become forfeited when a summary court (if the thing to be forfeited is personal property of less than \$500 in value) or the High Court (in other cases) upon the application of the person in whose favour the forfeiture is to operate, finds that the act has been committed or the event has happened and, being satisfied that any other conditions required for the forfeiture have been fulfilled, declares that the thing is forfeited.”</p>
<p>45</p>	<p>Insert the following as subsection (3A) immediately after subsection (3):— “(3A) A reference in any enactment to a resolution of Parliament shall be construed as a reference to a resolution passed by the Senate and by the House of Representatives.”</p>
<p>45A and 45B</p>	<p>Insert the following as sections 45A and 45B immediately after section 45:— “Instruments of nature of Money Bill. Powers of Senate 45A. (1) Where a written law provides (in whatever terms) that a statutory instrument made by any person shall have effect only upon its approval by Parliament and an instrument so made is laid before Parliament for such approval, then the provisions of this section shall apply.</p>

## FIRST SCHEDULE—CONTINUED

*Law to be amended*  
Interpretation Act, 1962  
—*Contd.*

*Amendments to be made*

(2) If the instrument is one which contains only provisions dealing with all or any of the matters enumerated in paragraphs (a) to (f) of section 66(1) of the Constitution (relating to Money Bills), the Speaker shall cause to be endorsed on the instrument a certificate signed by him that the instrument is, as regards its subject matter, of the nature of a Money Bill.

(3) Where the instrument [whether before or after certification by the Speaker under subsection (2)] is laid before the Senate at least one month before the end of a session and is not approved by the Senate within a month, then the instrument shall (unless the House otherwise resolves) have effect as if approved by Parliament upon its approval by the House of Representatives or upon the expiration of one month after being laid before the Senate, whichever occurs last.

(4) Where the written law referred to in subsection (1) provides (in whatever terms) that the instrument may be approved by Parliament subject to amendment, the reference to Parliament in the written law in-so-far as it relates to such amendment of an instrument certified by the Speaker under subsection (2) shall be construed as a reference to the House of Representatives, so that

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Interpretation Act, 1962

—*Contd.*

the power of the Senate shall be limited to the power of approval within the terms of subsection (3).

Powers of  
Senate in  
financial  
matters

45B. (1) When a written law (in whatever terms) empowers a person to do any act or thing upon being authorised by Parliament, and a resolution of the House of Representatives passed in pursuance of such law and authorising such person to do anything contains, in the opinion of the Speaker, only provisions dealing with all or any of the matters enumerated in paragraphs (a) to (f) of section 66(1) of the Constitution (relating to Money Bills), the Speaker shall cause to be endorsed on a copy of the resolution a certificate signed by him that the resolution is, as regards its subject matter, of the nature of a Money Bill.

(2) The Speaker shall then cause a copy of the resolution as certified to be sent to the Clerk of the Senate at least one month before the end of a session; and if the resolution of the House is not approved or a resolution to the same effect is not passed by the Senate within one month, then (unless the House otherwise resolves) the resolution of the House of Representatives shall have effect to constitute an authorisation by Parliament for the purposes of the written law.”

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Interpretation Act, 1962	
— <i>Contd.</i>	
Section	
46	<p>(a) Insert the following definitions in their appropriate alphabetical order:—</p> <p>“Judicial purposes” “arrestable offence” has the meaning assigned to it by section 2B(1) of the Criminal Offences Ordinance;</p> <p>Ch. 4. No. 4 “High Court” means the High Court of Justice;</p> <p>“Magistrate” means a person appointed as such by the Judicial and Legal Service Commission and includes a person appointed under section 3 of the Summary Courts Ordinance;</p> <p>Ch. 3. No. 4 “offence” includes any act for the commission of which a person is by law liable to a penalty;</p> <p>“summary court” or “court of summary jurisdiction” has the meaning as assigned to it in the Summary Courts Ordinance.</p> <p>(b) Delete the words “established under the Constitution” from the definition of the expression “Supreme Court”.</p>
47	<p>Insert the following definitions in their appropriate alphabetical order:—</p> <p>“Official purposes” “Commonwealth country” means Trinidad and Tobago or any of the countries to which section 18 of the Constitution applies;</p> <p>“Commonwealth territory” means a Commonwealth country or a dependency of a Commonwealth country;</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Interpretation Act, 1962 —<i>Contd.</i> Section</p>	<p>“Constitutional Instruments” means the Trinidad and Tobago Independence Act, 1962, and the Constitution of the Republic of Trinidad and Tobago Act, 1976, including the Constitution;</p> <p>“dependency” includes a protectorate or a protected State;</p> <p>“immigration officer” has the meaning assigned to that expression by the Immigration Act, 1969.</p> <p>“printed by authority of law” means printed by a Government Printer;</p> <p>“standard time” means standard time as defined in section 35;</p> <p>“State” means the Republic of Trinidad and Tobago and in relation to any period prior to the 31st August, 1976 includes the Crown in right of its Government of Trinidad and Tobago.</p>
	<p>10 &amp; 11 Eliz. 2 c. 54 No. 4 of 1976</p>
	<p>No. 4 of 1969</p>
<p>47A-B</p>	<p>Insert the following sections immediately after section 47:—</p> <p>“Reference to President, Minister, etc.</p> <p>47A. (1) In any written law or in any public document—</p> <p>(a) a reference to “the President” (however expressed) shall be construed as a reference to the P r e s i d e n t of Trinidad and Tobago for the time being;</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Interpretation Act, 1962 — <i>Contd.</i>	

(b) a reference to “the Minister” in connection with any function shall be construed as a reference to the Minister to whom is assigned responsibilities for the subject matter of that function;

(c) a reference to “the Ministry” shall be construed as a reference to the Ministry under the administration of the Minister and a reference to “the Permanent Secretary” shall be construed as a reference to the Permanent Secretary to the Ministry.

(2) Where a written law requires or authorises a person to do an act in relation to “the Minister”, such person shall be deemed to have complied with the law if he does the act in relation to the Minister who reasonably, even if wrongly, appeared to him to be the Minister within the meaning of subsection (1)(b).

Reference  
to  
diplomatic  
or consular  
officer

47B. (1) The President may by Notification nominate any State to represent the interests of Trinidad and Tobago in any

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Interpretation Act, 1962

—*Contd.*

Section

country designated in the Notification, and may specify a particular purpose or purposes for which the State is nominated.

(2) A reference in any written law to a diplomatic or consular officer or representative of the Government of Trinidad and Tobago in any country shall include a reference to the corresponding diplomatic or consular officer or representative of any State nominated under subsection (1).

(3) In any written law the expressions defined in Article 1 of the Vienna Convention on Diplomatic Relations and Article 1 of the Vienna Convention on Consular Relations as respectively set out in the First and Second Schedules to the Privileges and Immunities (Diplomatic, Consular and International Organisations) Act, 1965, shall, unless the context otherwise requires, have the respective meanings assigned to the expressions in those Articles."

No. 23 of  
1965 First  
and Second  
Schedules

50

Insert the following definitions in their alphabetical order:—

"Act" means any Act of Parliament whether passed before or after the commencement of this Act and includes an applied Act and an Ordinance passed by a legislature of the former colony of Trinidad and Tobago;

## FIRST SCHEDULE—CONTINUED

*Law to be amended*  
Interpretation Act, 1962  
—*Contd.*

*Amendments to be made*

“amend” includes add to, partially repeal and wholly or partially replace;

“applied Act” means an applied Federal Act or an applied United Kingdom Act;

1957 No. 1364  
(UK)

“applied Federal Act” means an Act of the Parliament of the Federation of the West Indies (including a Regulation deemed to be enacted by that Parliament under section 2 of the West Indies (Federation Order in Council 1957) which after the dissolution of the Federation was continued in force in Trinidad and Tobago by section 3 of the Interim Commissioner (Continuation and Adaptation of Laws) Order, 1962 made under Article 16(1)(a) of the West Indies (Dissolution and Interim Commissioner) Order in Council, 1962.

1962 No. 1084  
(UK)

“applied United Kingdom Act” means an Act of Parliament of the United Kingdom having effect or having had effect as part of the Law of Trinidad and Tobago or of Trinidad or of Tobago;

“applied written law” means an applied Act or any statutory instrument made thereunder by the Governor or other officer or authority of the Government of

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Interpretation Act, 1962 —<i>Contd.</i></p>	<p>Trinidad and Tobago, having effect or having had effect as part of the law of Trinidad and Tobago or of Trinidad or of Tobago;</p> <p>“Commonwealth ship” means a British ship as defined in the laws applicable in Trinidad and Tobago to the subject of merchant shipping;</p> <p>“define” in relation to an expression, includes to make any provision relating to the interpretation of that expression;</p> <p>“enact” used in relation to written law, includes make;</p> <p>“First Division police officer” means an officer of the First Division of the Police Service specified in the First Schedule to the Police Service Act, 1965;</p> <p>“function” includes jurisdiction, power and duty;</p> <p>“make”, used in relation to written law, includes enact or issue;</p> <p>“power” includes jurisdiction, privilege, authority and discretion;</p> <p>“publication” means—</p> <p style="margin-left: 40px;">(a) all written and printed matter;</p> <p style="margin-left: 40px;">(b) any record, tapes, wire, perforated roll, cinematograph film or other contrivance by means of</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Interpretation Act, 1962 —Contd.	<p>which any words or ideas may be mechanically, electronically or electrically produced, reproduced, represented or conveyed;</p> <p>(c) anything whether of a similar nature to the foregoing or not containing any visible representation, or by its form, shape, or in any manner capable of producing, reproducing, representing or conveying words or ideas; and</p> <p>(d) every copy under production of any publication as defined in paragraphs (a), (b) and (c) of this definition;</p> <p>“public holiday” means a public holiday within the meaning of the Public Holidays Ordinance,</p> <p>“repeal” includes revoke, rescind, cancel or replace;</p> <p>“revoke” includes rescind, cancel, or replace;</p> <p>“statutory document” means a document issued under an Act other than a statutory instrument or a warrant or order of a Court;</p> <p>“statutory instrument” means any proclamation, rule (including rule of court), regulation, order, bye-law, resolution of either</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Interpretation Act, 1962</p> <p>—Contd.</p> <p>Section</p>	<p>House of Parliament, notification, appointment, warrant, scheme or other instrument made under a written law; but does not include—(a) a conveyance, agreement or bond, an appointment of a person, a personal or private notice, or other instrument of a like nature, or (b) an order made or warrant issued by a court; “written law” means the Constitution, the Constitutional Instruments, Acts, subsidiary legislation, or applied written law, and includes part of a written law.</p>
<p>50A</p>	<p>Insert the following section after section 50:—</p> <p>“Meaning assigned by Constitution”</p> <p>50A. Where the context so admits an expression used in any written law or in any public document has the meaning assigned to that expression in section 3 or 21 of the Constitution.</p>
<p>57(2)</p>	<p>Substitute a semi-colon for the full stop and add the words “and the expression “figures” includes punctuation, typographical, monetary and mathematical symbols, and words used as accessory to figures.”</p>
<p>58A</p>	<p>Insert the following section immediately after section 58:</p> <p>“Applied laws with ambulatory effect”</p> <p>58A. Where any written law passed before the 31st August, 1962 applies the law of England or of the United Kingdom to Trinidad and Tobago and such application is qualified by words of an ambulatory nature, including the</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Interpretation Act, 1962 —<i>Contd.</i></p> <p>Section</p>	<p>words “from time to time in force” or “for the time being in force”, the same shall be construed as applying the law in force in England on the 30th August, 1962.”</p>
59	<p>(a) At the end of the marginal note add the words “and names”.</p> <p>(b) Renumber subsection (2) as subsection (2)(a) and renumber subsection (3) as subsection (2)(b).</p> <p>(c) Add the following subsection as subsection (3).</p> <p style="padding-left: 40px;">“(3) The Prime Minister may by Order declare that a title specified in the order has been substituted for the existing title of any public office not within the terms of subsection (1) or (2) or of any Ministry or any Department, Division or other section of a Ministry or for the name of any building, park, street, town, river, mountain or any other thing or place and thereupon the new title or name replaces the old title or name wherever the old title or name appears in any written law or document.”</p>
<p>Supreme Court of Judicature Act, No. 12 of 1962</p> <p>Section</p>	<p>Immediately after section 62, insert the following as section 62A:—</p>
62A	<p>“Reference to Court of Appeal of point of law following acquittal on indictment</p> <p>62A. (1) Where a person tried on indictment has been acquitted (whether in respect of the whole or part of the indictment) the Attorney General may, if he</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Supreme Court of Judicature Act, No. 12 of 1962— <i>Contd.</i>	<p>desires the opinion of the Court of Appeal on a point of law which has arisen in the case, refer that point to the court, and the court shall, in accordance with this section, consider the point and give their opinion on it.</p> <p>(2) For the purpose of their consideration of a point referred to them under this section the Court of Appeal shall hear argument:—</p> <p>(a) by, or by counsel on behalf of, the Attorney General; and</p> <p>(b) if the acquitted person desires to present any argument to the court, by counsel on his behalf or, with the leave of the court, by the acquitted person himself.</p> <p>(3) Where the Court of Appeal have given their opinion on a point referred to them under this section, the court may, of their own motion or in pursuance of an application in that behalf, refer the point to the Judicial Committee of the Privy Council if it appears to the court that the point ought to be considered by the Judicial Committee.</p>

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Supreme Court of  
Judicature Act,  
No. 12 of 1962  
—Contd.

(4) If a point is referred to the Judicial Committee under subsection (3), the Judicial Committee shall consider the point and give their opinion on it accordingly.

(5) Where, on a point being referred to the Court of Appeal under this section or further referred to the Judicial Committee of the Privy Council, the acquitted person appears by counsel for the purpose of presenting any argument to the court or the Judicial Committee, he shall be entitled to his costs, that is to say to the payment out of public funds of such sums as are reasonably sufficient to compensate him for expenses properly incurred by him for the purpose of being represented on the reference or further reference; and any amount recoverable under this subsection shall be ascertained, as soon as practicable, by the Registrar.

(6) A reference under this section shall not affect the trial in relation to which the reference is made or any acquittal in that trial.

77(1)

Substitute a semi-colon for the full stop at the end of paragraph (l) and add thereafter the following paragraphs:—

“(m) for providing safeguards in respect of disclosure of the identity of an

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Supreme Court of Judicature Act, No. 12 of 1962 —<i>Contd.</i></p>	<p>acquitted person where a point of law arising out of his trial is submitted by the Attorney General to the Court of Appeal in accordance with section 62A; and, also the form of reference and other procedural matters [including applications to the Judicial Committee of the Privy Council under section 62A(3)].</p> <p>(n) for regulating the investment of all moneys transferred, paid into or deposited in the Supreme Court in any cause or matter or any moneys under the control of, or subject to the order of the Supreme Court.”</p>
<p>Praedial Larceny Prevention Act, No. 12 of 1963</p> <p>Section 10(1)</p>	<p>Substitute the following section:—</p> <p>“Escape, etc. of suspected person</p> <p>10. (1) Where any person:—</p> <p>(a) refuses to stop a vehicle or other means of conveyance under his charge at the request of a constable or authorised person; or</p> <p>(b) being a suspected person escapes from a constable or authorised person attempting to arrest him; or</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Praedial Larceny Prevention Act, No. 12 of 1963 — <i>Contd.</i>	<p style="text-align: right;">(c) being a suspected person lets fall or throws away from his possession any agricultural produce or livestock,</p> <p>any magistrate or justice may upon application issue his warrant for the arrest of that person and for the seizure of the vehicle or other means of conveyance, if any, whereby that person was conveying the said agricultural produce or livestock”.</p>
Public Transport Service Act, No. 11 of 1965  Section 15	<p>Immediately after the words “The General Manager is” insert the words “the chief executive officer of the Corporation and is”.</p>
Water and Sewerage Authority Act, No. 16 of 1965  Section 6(3)	<p>Immediately after the words “the Authority may” insert the words “, with the approval of the Minister,”.</p>
17(3)	<p>Immediately after the words “The Executive Director is” occurring at the beginning of this subsection, insert the words “the chief executive officer and is”.</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Privileges and Immunities (Diplomatic, Consular, and International Organizations) Act, No. 23 of 1965	
Second Schedule Chapter III Article 58	
Paragraph 1	Substitute the following:— “1. Articles 28, 29, 30, 34, 35, 36, 37 and 39, paragraph 3 of Article 54, and paragraphs 2 and 3 of Article 55 shall apply to consular posts headed by an honorary consular officer. In addition, the facilities, privileges and immunities of such consular posts shall be governed by Articles 59, 60, 61 and 62.
Article 58 Paragraph 2	Substitute the following:— “2. Articles 42 and 43, paragraph 3 of Article 44, Articles 45 and 53, and paragraph 1 of Article 55 shall apply to honorary consular officers. In addition, the facilities, privileges and immunities of such consular officers shall be governed by Articles 63, 64, 65, 66 and 67.
Article 67	Insert immediately under “Article 67” the following— “Exemption from personal services and contributions”.
Third Schedule Article V	
Section 17 and 18	For section 17 substitute the following:— Section 17. The Secretary-General will specify the categories of officials to which the provisions of this Article and Article VII

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Privileges and  
Immunities (Diplo-  
matic, Consular, and  
International Organ-  
ization) Act,  
No. 23 of 1965

shall apply. He shall submit these categories to the General Assembly. Thereafter these categories shall be communicated to the Governments of all Members. The names of the officials included in these categories shall from time to time be made known to the Governments of Members.

Section 18. Officials of the United Nations shall:—

- (a) be immune from legal process in respect of words spoken or written and all acts performed by them in their official capacity;
- (b) be exempt from taxation on the salaries and emoluments paid to them by the United Nations;
- (c) be immune from national service obligations;
- (d) be immune, together with their spouses and relatives dependent on them, from immigration restrictions and alien registration;
- (e) be accorded the same privileges in respect of exchange facilities as are accorded to the officials of comparable ranks forming part of diplomatic missions to the Government concerned;
- (f) be given, together with their spouses and relatives dependent on them, the same repatriation facilities in time of international crises as diplomatic envoys;
- (g) have the right to import free of duty their furniture and effects at the time of first taking up their post in the country in question.

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Civil Service Act, No. 29 of 1965</p> <p>Section 14(3)(c)</p>	<p>Substitute the following:</p> <p style="padding-left: 40px;">“(c) be guided by the considerations set out in paragraphs (a) to (f) of section 20(2) of the Industrial Relations Act, 1972.</p> <p style="text-align: center;">23/1972</p>
<p>Section 21(6)</p>	<p>Delete the words beginning “guided by the considerations” to the end of the sentence and substitute the following:</p> <p style="padding-left: 40px;">“guided by the considerations set out in paragraphs (a) to (f) of section 20(2) of the Industrial Relations Act, 1972.”</p> <p style="text-align: center;">23/1972</p>
<p>Police Service Act, 1965 No. 30 of 1965</p> <p>Section 12(3)(c)</p>	<p>Substitute the following:—</p> <p style="padding-left: 40px;">“(c) be guided by the considerations set out in paragraphs (a) to (f) of section 20(2) of the Industrial Relations Act, 1972.”</p> <p style="text-align: center;">23/1972</p>
<p>16</p>	<p>Substitute the following:—</p> <p>“16. (1) Where the Personnel Department and the appropriate recognised association reach agreement on any of the matters specified in section 12(1) after consultation and negotiation in accordance with section 14 or 15, the agreement shall be recorded in writing and shall be signed by the Chief Personnel Officer on behalf of the Minister of Finance and by a person designated by the appropriate recognised association on behalf of the association.</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Police Service Act, 1965 No. 30 of 1965 — <i>Contd.</i>	
Section	
	(2) Any agreement recorded and signed in accordance with subsection (1) shall be binding upon the Government and the police officers to whom the agreement relates.”
19(3)	Delete the words beginning “guided by the considerations” to the end of the sentence and substitute the following:— “guided by the considerations set out in paragraphs (a) to (f) of section 20(2) of the Industrial Relations Act, 1972.”
	No. 23 of 1972
36(1)(a)	Delete paragraph (a)
36(1)(g)	For the words “a felony” appearing therein substitute the words “an arrestable offence” and re-letter paragraphs (b), (c), (d), (e), (f), (g), (h) and (i) as paragraphs (a), (b), (c), (d), (e), (f), (g) and (h) respectively.
Fire Service Act, No. 31 of 1965	
Section	
17(3)(c)	Substitute the following:— “(c) be guided by the considerations set out in paragraphs (a) to (f) of section 20(2) of the Industrial Relations Act, 1972.”
	No. 23 of 1972
24(3)	Delete the words beginning “guided by the considerations” to the end of the sentence and substitute the following:— “guided by the considerations set out in paragraphs (a) to (f) of section 20(2) of the Industrial Relations Act, 1972.”
	No. 23 of 1972

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>Prison Service Act, 1965 No. 32 of 1965</p> <p>Section 15(3)(c)</p> <p>22(3)</p>	<p>Substitute the following:</p> <p>“(c) be guided by the considerations set out in paragraphs (a) to (f) of section 20(2) of the Industrial Relations Act, 1972.”</p> <p>Delete the words beginning “guided by the considerations” to the end of the sentence and substitute the following:—</p> <p>“guided by the considerations set out in paragraphs (a) to (f) of section 20(2) of the Industrial Relations Act, 1972.”</p>
<p>Education Act, No. 1 of 1966</p> <p>Section 62(3)(c)</p> <p>69(3)</p>	<p>Substitute the following:—</p> <p>“(c) be guided by the considerations set out in paragraphs (a) to (f) of section 20(2) of the Industrial Relations Act, 1972.”</p> <p>Delete the words beginning “guided by the considerations” to the end of the sentence and substitute the following:—</p> <p>“guided by the considerations set out in paragraphs (a) to (f) of section 20(2) of the Industrial Relations Act, 1972.”</p>
<p>Sugar Industry Control Board Act, No. 14 of 1966</p> <p>Section 3(2)(a)</p>	<p>No. 23 of 1962</p> <p>Delete the words “and any sugar manufacturer who is not a member thereof.”</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Statutory Authorities Act, No. 16 of 1966 Section 4(3)	Delete the words occurring after the words "acting in any public office," and substitute the words "or any office under a statutory authority or if he has held a public office or office under a statutory authority within a period of three years preceding his proposed appointment."
15(3)(c)	Substitute the following:— " (c) be guided by the considerations set out in paragraphs (a) to (f) of section 20(2) of the Industrial Relations Act, 1972."
<i>Subsidiary Legislation</i> Statutory Authorities (Declaration) Order, 1967 GN. 29/1967	
Schedule	Delete the words "Agricultural Credit Bank."
Statutory Authorities Service Commission Regulations, 1968 (GN. 61/1968) Regulation 93(3)	Delete and substitute the following:— "(3) An officer selected under paragraph (2) shall be of a grade higher than that of the officer charged, but in no case shall be of a grade lower than Clerk IV."
Central Marketing Agency Act, No. 18 of 1966 Section 6(3) (4) and (5)	Delete these subsections.

## FIRST SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

Central Marketing  
Agency Act,  
No. 18 of 1966  
—*Contd.*

Section  
14

Immediately after the word "Manager," insert the words "(who shall be the chief executive officer and responsible for carrying out the decisions of the Agency),".

Constitution  
(Prescribed Matters)  
Act,  
No. 36 of 1966

Section  
6

Delete this section.

Second Schedule  
Hotel Proprietors Act,  
No. 16 of 1967

Delete this Schedule.

Section  
4(1)

(a) For the words "two hundred and fifty" substitute the words "five hundred".  
(b) For the words "five hundred" substitute the words "two thousand".

Schedule

For the figures "\$250.00" and "\$500.00" substitute the figures "\$500.00" and "\$2,000.00", respectively.

Statutory Authorities  
Act,  
No. 9 of 1969

Section  
5(2)

Immediately after the words "Authority may" insert the words ", with the approval of the Minister,".

Naparima Bowl Act,  
No. 19 of 1969

Section  
11(2)

For the words "ten thousand" substitute the words "twenty thousand".

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Queen's Hall Act, No. 20 of 1969	
Section	
11(2)	For the words "ten thousand" substitute the words "thirty thousand".
Caribbean Development Bank Act, 1969 No. 39 of 1969	
Section	
7A	Insert the following section immediately after section 7:—
	<p>"Amendment of section</p> <p>7A. The Minister may from time to time, by Order, amend the Schedule for the purpose of bringing the text of the Bank Agreement set out therein into accord with any amendments made to the Agreement under Article 58 thereof."</p>
Schedule	
Article 29 para. 1(1) of Bank Agreement	For the words "seven (7)" and the words "five (5)" substitute, respectively, the words "eleven (11)" and the words "seven (7)".
Petroleum Act, No. 46 of 1969	
Section	
38(2)	Substitute the following subsection:—
	<p>"(2) Notwithstanding the repeal of the Pipelines Ordinance, the Oil and Water Board Ordinance and the Oilfields Fires Control Ordinance, the provisions of these enactments shall continue to operate in relation to petroleum until repealed by regulations made under section 29."</p>

## FIRST SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Workers Bank Act, No. 32 of 1971	
Section 15(1)	After the word "declare" insert the words "in writing".
Mental Health Act, 1975 No. 30 of 1975	
Section 2	For the definition of "psychiatric hospital" or "hospital" and for the definition of "psychiatric ward" substitute the following definitions, respectively:— "psychiatric hospital" or "hospital" means any place appointed as such by Order under section 3A; "psychiatric ward" means that part of a general hospital appointed as such by Order under section 3B.
3	Insert the following sections immediately after section 3:— "Appoint- ment of psychiatric hospitals  3A. The Minister, may by order, appoint the whole or any part of any building, house or other place, with any out-houses, yards, gardens, grounds, or premises belonging thereto, to be a psychiatric hospital for the care and treatment of mentally ill persons.  Appoint- ment of psychiatric wards  3B. The Minister may by Order appoint any part of a general hospital to be a psychiatric ward for the care and treatment of mentally ill persons."
Pleasure Boats Act, 1977, No. 48 of 1977	
Section 40(3)	Immediately after the word "Authority" where it first appears, insert the words "or a certificate of competency purporting to be certified by the Board,".

## SECOND SCHEDULE

<i>Law to be amended</i>	<i>Amendments to be made</i>
Summary Courts, Ordinance, Ch. 3. No. 4 Section 79(5)	For the figure "\$14.40" substitute the figure "\$200.00."
Third Schedule Form No. 18 Form No. 19	For the words "fourteen dollars and forty cents" wherever they occur in these Forms substitute the words "two hundred dollars".
Coroners Ordinance, Ch. 3. No. 5 Section 13(a) 13(b) 13(c)	For the figure "\$5.00" substitute "\$20.00". For the figure "\$15.00" substitute "\$60.00". For the figure "\$10.00" substitute "\$40.00".
Malicious Damage Ordinance, Ch. 4. No. 13 Section 21 48	For the words "four dollars and eighty cents" substitute "five hundred dollars". For the word "twenty-four" substitute "five hundred".
Summary Offences Ordinance, Ch. 4. No. 17 Section 88(1)	For the word "forty-eight" substitute "five hundred".
Debtors Ordinance, Ch. 6. No. 3 Section 4(1)(b)	For the words "hundred and forty" substitute "thousand five hundred".

## SECOND SCHEDULE—CONTINUED

*Law to be amended**Amendments to be made*

## Debtor's Rules

27

For the Table of Fees and Solicitors Costs—  
substitute—

## FEES

*Not Exceeding Exceeding*

\$500 \$500

Amount of debt  
and cost unpaid:—

For every summons 2.50 5.00

For every affidavit 1.00 1.00

For every certificate  
or notice ... 1.00 1.00For every order of  
arrest ... ... 1.00 1.50

## SOLICITOR'S COSTS

Including appear-  
ance in Court and  
applying for and  
obtaining order of  
arrest ... ... \$15.00 \$30.00For every adjourn-  
ment, if allowed  
by the Judge ... 5.00 10.00In the first paragraph under Solicitors Costs—  
For the figure "\$240" substitute "\$500".

35

For the Tables of Court Fees and Solicitors  
Fees—substitute—

## COURT FEES

For issuing a judgment summons ... \$1.00

For issuing an order of arrest ... 1.00

## SECOND SCHEDULE—CONTINUED

*Law to be amended*                      *Amendments to be made*  
 Debtor's Rules—*Cvntd.*

Application for the issue of a judgment summons out of the jurisdiction ... ..	\$ 50
Service of a judgment summons on each debtor ... ..	1.50
On an order to arrest for each person to be arrested ... ..	5.00

In addition there shall be paid the ordinary travelling expenses of the Bailiff in taking a person arrested to the Gaol.

## SOLICITORS FEES

	<i>Not Exceeding</i> \$500	<i>Exceeding</i> \$500
Solicitors costs for issuing summons	1.00	2.00
Solicitors costs for hearing, including adjournments unless otherwise ordered ...	2.00	5.00
Special costs of any adjournment may be granted in addition not exceeding	1.50	3.00

Bankruptcy  
 Ordinance,  
 Ch. 6. No. 6

## Section

17(10)

For the figure "\$1.80" substitute "\$20.00".  
 For the figure "\$4.80" substitute "\$50.00".

27(2)(c)

For the word "fifty" substitute "seventy-five".

27(3)(j)

For the word "fifty" substitute "seventy-five".

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bankruptcy Ordinance, Ch. 6. No. 6	
Section 27(5)	For the word "fifty" substitute "seventy-five" wherever it occurs.
42(ii)	Substitute the following paragraph: "(ii) the tools (if any) of his trade not exceeding one thousand dollars in value and the necessary wearing apparel and bedding of himself, his wife and children;"
136(1)(d)	For the word "forty-eight" substitute "five hundred".
136(1)(e)	For the word "forty-eight" substitute "five hundred".
137(a)	For the word "forty-eight" substitute "five hundred".
Bankruptcy Rules	
98	For the figure "\$96" substitute "\$1,500".
111(1)	For the figure "\$24" substitute "\$250".
244(9)	For the figure "\$9.60" substitute "\$200".
244(11)	For the figure "\$9.60" substitute "\$200".
251(9)	For the figure "\$9.60" substitute "\$200".
Appendix Part 2	
Fees Payable to Registrar	
15th item	For the figure "72" substitute "100". For the figure ".08" substitute ".25".
16th item	Delete and substitute—On every certificate for any costs, charges or disbursements \$5.00
Fees payable to Receiver	(a) In the 13th item for the figure "\$4,800" substitute "\$10,000". (b) in the 14th item for the figure "\$4,800" substitute "\$10,000".

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bankruptcy Rules — <i>Contd.</i>	
Fees Payable to Receiver — <i>Contd.</i>	(c) After the paragraph beginning "On the net assets realised" and ending "according to the following scale:—" Delete from "On the first \$4,800" to "assets realised and brought to credit" and substitute the following—
	On the first \$10,000 or fraction thereof ... .. 10%
	On the next \$10,000 or fraction thereof ... .. 5%
	On the next \$20,000 or fraction thereof ... .. 3%
	On all further sums ... .. 1%
	On the amount distributed to creditors by the Receiver when acting as trustee under a composition:—
	On the first \$5,000 or fraction thereof ... .. 5%
	On the next \$5,000 or fraction thereof ... .. 3%
	On the next \$10,000 or fraction thereof ... .. 2%
	On all further sums ... .. 1%
	On the amount distributed in dividend by the Receiver when acting as trustee under adjudications, schemes or orders of administration of the property of a deceased insolvent:—
	On the first \$10,000 or fraction thereof ... .. 5%
	On the next \$10,000 or fraction thereof ... .. 3%
	On the next \$20,000 or fraction thereof ... .. 2%
	On all further sums ... .. 1%

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bankruptcy Rules — <i>Contd.</i>	
Fees Payable to Receiver — <i>Contd.</i>	\$
	For the Receiver acting as interim Receiver of the property of a debtor in addition to the percentages chargeable on realisations, on every order ... .. 100.00
	For every notice by a Receiver to a creditor of a first or any other meeting or sitting of the Court
	On the first twenty notices ... .. \$
	—Each notice ... .. 1.00
	For each notice above twenty ... .. .50
	For Supervising a special manager or the carrying on a debtor's business—per week:
	If the gross assets are estimated by the Receiver not to exceed \$5,000 ... .. \$ 50.00
	If to exceed \$5,000 but not to exceed \$50,000 ... .. 100.00
	If to exceed \$50,000 but not to exceed \$100,000 ... .. 100.00
	If to exceed \$100,000 but not to exceed \$200,000 ... .. 150.00
	If to exceed \$200,000 ... .. 200.00
	Travelling, keeping possession and other reasonable expenses, the amount disbursed
	For stationery, printing books, forms and postage ... .. \$50.00

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bankruptcy Rules — <i>Contd.</i>	
Fees Payable to Receiver— <i>Contd.</i>	On every application for release by trustee in non-summary cases a fee of \$1.00 on every \$1,000 or fraction of \$1,000 of assets realised and brought to credit.
Scale of Solicitors' Fees	Delete the whole and substitute the following:
	SCALE OF SOLICITORS' FEES
	<i>Petitioning Debtor's Solicitor's Bill of Costs</i>
	\$ c.
	Where the assets are not likely to exceed in value \$5,000.
	Instructions for petition, search for prior petition, drawing and altering petition, attending presentation and hearing thereof, attending official Receiver with deposit on giving him all necessary information after order made and upon preliminary examination of debtor, attending public examination drawing bill of costs, obtaining appointment to tax and copy notice of and attendance at taxation (inclusive of Court fees and other proper disbursements) ... 150.00
	Where assets are likely to exceed \$5,000
	Instructions for petition ... Discretionary

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bankruptcy Rules — <i>Contd.</i>	
Scale of Solicitors, Fees— <i>Contd.</i>	
	\$ c.
	Drawing and altering petition ... .. 7.50 to \$15.00
	Attending Official Receiver with deposit ... .. 3.75
	Attending presentation and hearing petition ... .. 3.75
	Drawing receiving order and copy and attending passing ... .. 3.75
Petitioning Creditors' Costs	Delete the whole and substitute the following:
	PETITIONING CREDITORS' COSTS
	\$ c.
	Instructions for petition ... Discretionary
	Examining witnesses as to act of bankruptcy ... .. 25.00
	Drawing petition ... .. 15.00 to \$50.00
	Two copies of petition for dealing, each folio ... .. .50
	Attesting signature of each petition, except where the petitioners are in partnership ... .. 2.50
	Attending Court for hearing petition ... .. 7.50 to 60.00 per day
	Attending Receiver after receiving order made and giving him all necessary information ... .. 7.50

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bankruptcy Rules — <i>Contd.</i>	
Petitioning Creditors' Costs	\$ c.
	Instructions for appointment of interim Receiver 25.00
	Drawing and copy application ... .. 20.00
	Attending Court on hearing application ... .. 20.00
	Attending Receiver with order paying deposit and giving all necessary information ... .. 7.50
	Drawing exceptions to sureties ... .. 3.75
	Instructions for appointment of special manager 25.00
	Attendance to public examination when the Court thinks such attendance necessary and so certifies 7.50 to \$60.00 per day
	Drawing any affidavit and fair copy ... .. 10.00
	Drawing any order in duplicate and attending to pass ... .. 3.75
	All necessary attendances 3.75
	Drawing Bill of Costs and and copy of notice of and attendance at taxation ... 50

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bankruptcy Rules — <i>Contd.</i>	
Debtors' Solicitors' Costs	Delete the whole and substitute the following: DEBTORS' SOLICITORS' COSTS
	<i>Where the Court allows costs to the Debtor on a Bankruptcy Notice being set aside</i>
	\$ c.
	Instructions to apply to set aside bankruptcy notice ... .. Discretionary
	Perusing and considering notice ... .. .50 per folio
	Instructions for affidavit of counterclaim ... .. Discretionary
	Drawing same and fair copy ... .. 10.00
	Attending to file, and drawing application for appointment to hear notice ... .. 7.50 to \$25.00
	Costs of further affidavits or of procuring <i>viva voce</i> evidence, and of other incidental charges properly incurred, including where necessary usual charges for brief and fees to Counsel may be allowed ... .. Discretionary
	Attending Court on application ... .. 7.50 to \$60.00
	Drawing order and copy and attending to pass where the Court allows cost to the debtor on dismissal of petition ... 3.75
	Attending debtor served with copy of petition and taking instructions to show cause ... .. Discretionary

SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bankruptcy Rules — <i>Contd.</i>	
Debtors' Solicitors' Costs— <i>Contd.</i>	
	\$ c.
	Drawing notice to show cause ... .. .75
	Two fair copies for service .50 per folio
	Attending filing ... .. 1.60
	Service to creditor ... 2.50 to \$7.50
	Service on creditor's solicitor ... .. 2.50 to \$7.50
	Perusing and considering petition ... .. .50 per folio
	Special attendances may be allowed to examine witnesses as to the facts they can prove, and also for summoning witnesses and where it is necessary to instruct Counsel, the usual charges for brief and Counsel's fees may be allowed.
	Attending court on petition 7.50 to \$80.00
	Drawing order and copy and attending to pass ... 3.75
Miscellaneous Costs	Delete the whole and substitute the following:
	MISCELLANEOUS COSTS
	<i>Instructions</i>
	For statement of facts of special case for the opinion of the Court or a Judge ... .. Discretionary
	For motion on appeal ... Discretionary
	For any proceeding or application not otherwise provided for ... .. Discretionary

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bankruptcy Rules — <i>Contd.</i>	
Miscellaneous Costs — <i>Contd.</i>	\$ c.
	For application for directions ... .. 7.50 to \$15.00
	For motion ... .. Discretionary
	For application for substituted service ... .. Discretionary
	For brief on hearing, trial or determination of any petition
	Issue of fact, special case or motion other than an interlocutory motion before the Court or a Judge ... .. Discretionary
	PERUSALS
	Perusals of any document .50 per folio
	ATTENDANCES
	In court ... .. 15.00 to \$75.00
	General attendances, each 3.75
Deeds of Arrangement Ordinance, Ch. 6. No. 7	
Schedule Item 9	Delete the words "per folio of 120 words" and substitute "for every page or part thereof". For the figure ".24" substitute "1.00".
Interpreters Ordinance, Ch. 7. No. 8	
Court Interpreters Rules	
11	For the words "the sum of \$12.00 in money" substitute "a sum not to exceed \$50.00".

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Interpreters Ordinance, Ch. 7. No. 8 — <i>Contd.</i>	
Schedule Scale of Fees	
(a)	For the figure “\$2.50” substitute “\$25.00”
(b)	For the figure “\$1.00” substitute “\$10.00”.
Motor Vehicles Insurance Ordinance, Third Party Risks Ch. 16. No. 4	
Section	
4(1)(b)(v)	For the figure “\$4,800” substitute “\$100,000”.
(vi)	For the figure “48,000” substitute “\$1,000,000”.
5(1)(b)	For the figure “\$48,000” substitute “\$100,000”.
5(3)	For the figure “\$48,000” substitute “\$100,000”.
Sawmills Ordinance, Ch. 24. No. 3	
Section	
3(4)	For the words “four dollars and eighty cents” substitute “five hundred dollars”.
Pounds Ordinance, Ch. 25. No. 8	
First Schedule	
First Item	For the figure “96” substitute “10.00”.
Second Item	For the figure “48” substitute “5.00”.
Second Schedule	
First Item	For the figure “96” substitute “10.00”.
Second Item	For the figure “48” substitute “5.00”.

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Mining Compensation Ordinance, Ch. 26. No. 5	
Section	
5(a)	For the words "two hundred and forty" substitute "two thousand five hundred".
5(b)	For the words "two hundred and forty" substitute "two thousand five hundred".
Births and Deaths Registration Ordinance, Ch. 29. No. 1	
Section	
43	Delete the words "and every such Superintendent Registrar shall be entitled to receive four cents for every entry in such certified copies;".
Third Schedule	Delete the third item (prescribing 50c.) and the fourth item (prescribing \$2.00).
Theatres and Dance Halls Ordinance, Ch. 30. No. 9	
Section	
3(5)	For the figure ".50" substitute "5.00". For the figure "1.00" substitute "10.00". For the figure "1.50" substitute "15.00". For the figure "3.00" substitute "30.00". For the figure "5.00" substitute "50.00".
Cinematograph Ordinance, Ch. 30. No. 10	
Schedule Part IV	
Regulation	
47(a)	Delete and replace by:— 47. (a) A fee of \$1000.00 shall be paid annually to the Comptroller of Accounts in advance—

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Cinematograph Ordinance, Ch. 30. No. 10 — <i>Contd.</i>	
Schedule Part IV — <i>Contd.</i>	For a theatre licence in respect of a theatre anywhere in Trinidad and Tobago.
	For an exhibitors licence in respect of exhibitions of films anywhere in Trinidad and Tobago.
	Provided that in respect of any application made on or after the 1st of July in any year, the fee payable shall be one-half of the annual fee.
Registration of Business Names Ordinance, Ch. 31. No. 3	
<i>Subsidiary Legislation</i>	
Registration of Business Names Rules (1950 Ed. Vol. IX p. 348)	
Rule 10(e)	Delete the words "for each folio of seventy-two words".
Bill of Sale Ordinance, Ch. 31. No. 8	
Third Schedule	Delete and replace by:—
	On registering any bill of sale, transfer or assignment by which any property is sold, mortgaged

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Bill of Sale	
Ordinance,	
Ch. 31. No. 8	
— <i>Contd.</i>	
	\$ c.
	or assigned, when the consideration money expressed to be paid does not exceed \$300 ... 3.00
	When such consideration money exceeds the sum of \$300 and does not exceed \$500 ... 5.00
	When such consideration money exceed \$500 ... 10.00
	On the affidavit or instrument used for the purpose of re-registering or discharging when the consideration money does not exceed \$300 ... 3.00
	When the consideration money exceeds \$300 ... 5.00
Patents and Designs	
Ordinance,	
Ch. 31. No. 18	
<i>Subsidiary Legislation</i>	
Patents and Designs	
Rules (1950 Ed.	
Vol. IX p. 365)	
Schedule II	Insert under the heading "General" but after the line which reads, "On every certificate (other than of the correctness of a copy)..... \$10.00 the following:
	"Certifying the correctness of any document .....\$10.00

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>	
Spirits and Spirit Compounds Ordinance, Ch. 32. No. 9		
Section		
79c(1)(a)	For the figure "\$48.00" substitute the figure "\$240.00".	
79c(1)(b)	For the figure "\$5.00" substitute the figure "\$25.00".	
Local Savings Banks Ordinance, Ch. 35. No. 4		\$ c.
Schedule	(a) For the second item (prescribing 60 cents and 12 cents) substitute: "For registering any amendment of bye-laws under section 10, for each bye-law amended ...	1.00
	(b) For the eighth, item (prescribing \$1.20) and the tenth item (prescribing \$4.80) substitute the following two items, respectively:  For any notice under section 32 For filing account and balance sheet on dissolution under section 35 ... ..	2.50 5.00"
	(c) For the last item substitute the following: "For each copy of any record and for every page or part thereof ...	1.00".
Post Office Savings Bank Ordinance, Ch. 35. No. 5		
Schedule Regulation 6(3)	Delete the words:— "Every depositor who contravenes this regulation shall be liable to forfeit the sum of	

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Post Office Savings Bank Ordinance, Ch. 35. No. 5 — <i>Contd.</i>	<p>twenty-five cents which may be deducted from his deposits and paid into the Treasury for the use of the Colony.”</p>
Building Societies Ordinance, Ch. 38. No. 1	
Section 10	For the word “twenty-four cents” substitute “five dollars”.
22	For the words “two hundred and forty” substitute “five thousand”.
San Fernando and Arima Hucksters, Pedlars and Porters Ordinance, Ch. 39. No. 10	
Second Schedule	<p>Delete the heading “In the Boroughs of San Fernando and Arima” and all the provisions appearing thereafter in this Schedule and substitute the following:</p> <p>“In the Borough of San Fernando            The following additional charges shall be made where the pedlar or huckster employs or uses for transport of his goods—</p> <p>(a) a porter or a pack animal ... \$24.00</p> <p>(b) a vehicle other than a motor                vehicle ...           ...   \$48.00</p> <p>(c) a motor vehicle ...           ... \$120.00</p> <p>In the Borough of Arima            The following additional charges shall be</p>

SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
<p>San Fernando and Arima Hucksters, Pedlars and Porters Ordinance, Ch. 39. No. 10 —<i>Contd</i></p>	<p>made where the pedlar or huckster employs or uses for transport of his goods— (a) a vehicle other than a motor vehicle ... .. \$10.00 (b) a motor vehicle ... .. \$24.00”</p>
<p>Third Schedule</p>	<p>Delete the heading “In Arima” and all the provisions appearing thereafter.</p>
<p>Trade Marks Ordinance, No. 11 of 1955</p>	
<p>Schedule I</p>	
<p>Item 22</p>	<p>Delete and replace by— 22. For office copy of docu- ments, for every page or part thereof ... .. \$1.00</p>
<p>23</p>	<p>Delete.</p>
<p>Liquor Licences Ordinance, No. 27 of 1955</p>	
<p>Second Schedule</p>	
<p>Wine Retailer’s Licence</p>	<p>Insert immediately under the heading Wine Retailer’s Licence the following:  “Do.....For San Fernando..... \$250.00 per annum”.</p>

## SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Registration of Clubs Ordinance, No. 28 of 1955	
Schedule Table of Fees	
Item (a)	For the figure "\$24.00" substitute "\$150.00".
(b)(i)	For the figure "\$48.00" substitute "\$250.00".
(b)(ii)	For the figure "\$120.00" substitute "\$500.00".
(b)(iii)	For the figure "\$240.00" substitute "\$1000.00".
(b)(iv)	For the figure "\$360.00" substitute "\$1200.00".
(b)(v)	For the figure "\$480.00" substitute "\$1500.00".
(f)(i)	For the figure ".60" substitute "\$25.00".
(f)(ii)	For the figure "\$1.20" substitute "\$50.00".
(f)(iii)	For the figure "\$2.40" substitute "\$100.00".
(g)	For the figure "\$1.20" substitute "\$25.00".
Central Tenders Board Ordinance, No. 22 of 1961	
Section 19(1)	For the word "ten" substitute "fifty" wherever it occurs.
Central Tenders Board Regulations (GN 137/1965)	
Regulation 11(2)	For the word "ten" substitute "fifty" wherever it occurs.
Representation of the People Act, No. 41 of 1967	
Election Rules Rule 103	For the word "five" substitute "twenty".

SECOND SCHEDULE—CONTINUED

<i>Law to be amended</i>	<i>Amendments to be made</i>
Firearms Act, No. 44 of 1970	
Schedule III	
Item 9	For the figure "5.00" substitute the word "Nil".
11	For the figure "1.00" substitute "5.00".

## THIRD SCHEDULE

[Section 2(3)]

TRANSITIONAL AND OTHER RELATED PROVISIONS AS TO ABOLITION OF  
DISTINCTION BETWEEN FELONY AND MISDEMEANOR

## Interpretation

## 1. In this Schedule:—

“the commencement date” means the date on which the relevant amendments come into operation;

Ch. 4. No. 3

Ch. 4. No. 4

“the relevant amendments” means the amendments made to the Criminal Procedure Ordinance and the Criminal Offences Ordinance by the provisions of the First Schedule.

## New provisions apply to arraignments on or after commencement date

2. In so far as the relevant amendments affect any matter of procedure or evidence or the jurisdiction or powers of any court in relation to offences, they shall have effect in relation to proceedings on indictment for an offence (except as provided by the following paragraphs) if, but only if, the person charged with the offence is arraigned on or after the commencement date.

## Where felony committed before commencement date

3. Where a person is arraigned after the commencement date on an indictment for a felony committed before that date, then for purposes of his trial on that indictment the offence shall be deemed always to have been a misdemeanor and, notwithstanding that the indictment is framed as an indictment for felony, shall be deemed to be charged as a misdemeanor in the indictment.

## Where indictment signed or court martial ordered before commencement date

4. On an indictment signed before the commencement date, a person may be found guilty of any offence of which he could have been found guilty on that indictment if the relevant amendments had not been enacted, but not of any other offence; and a person tried by a court-martial ordered or convened before the commencement date may be found guilty of any offence of which he could have been guilty if the relevant amendments had not been enacted, but not of any other offence.

## Proof of trial on conviction before commencement date

5. Where a person has been tried for or convicted of felony before the commencement date, the trial or conviction may be proved in any manner in which it could have been proved if the relevant amendments had not been enacted.

## Construction of old enactments

6. Subject to any express amendment or repeal made by this Act the following provisions shall have effect in relation to any Act passed before the commencement date:

- (a) any enactment creating an offence by directing it to be felony shall be read as directing it to be an offence, and nothing in the relevant amendments shall affect the operation of any reference to an offence in the enactments specially relating to that offence by reason only of the reference being in terms no longer applicable after the commencement date;
- (b) any enactment referring to felonious stealing shall be read as referring merely to stealing;
- (c) nothing in the relevant amendments shall affect the punishment provided for an offence by the enactments specially relating to that offence.

7. In the provisions of the First Schedule references to felony shall <sup>Treason</sup> not be taken as including treason; but the procedure on trials for treason or misprison of treason shall be the same as the procedure as altered by the relevant amendments on trials for murder.

8. Any provisions in the First Schedule relating to proceedings on <sup>Inquisition</sup> indictment shall, so far as applicable apply also to proceedings on an inquisition.

(Section 3)

## FOURTH SCHEDULE

## LAW REPEALED

Ch. 9. No. 13	Government Provident Fund Ordinance
Ch. 12. No. 12	Yaws Ordinance
Ch. 15. No. 1	Director of Works and Hydraulics Ordinance
Ch. 22. No. 4	Labour (Minimum Wage) Ordinance
Ch. 22. No. 13	Workmen's Wages (Protection) Ordinance
Ch. 23. No. 1	Department of Agriculture Ordinance
Ch. 23. No. 19	Tobago Metairie Ordinance
Ch. 25. No. 10	Diseases of Animals (Poultry) Ordinance
Ch. 30. No. 17	Sleeping Accommodation (Control of Charges) Ordinance
Ch. 30. No. 18	Services (Charges Control) Ordinance
Ch. 33. No. 9	Cocoa Subsidy (Special Taxation) Ordinance
Ch. 39. No. 2	St. James Area Improvement Ordinance
Ch. 39. No. 4	Belmont Improvement Rate Ordinance
Ch. 39. No. 5	East Dry River Improvement Rate Ordinance
No. 21/1954	Consular Conventions Ordinance, 1954
No. 9/1955	British Caribbean Shipping (Agreement) Ordinance, 1955
No. 25/1961	Hansen's Disease Control Ordinance, 1961
No. 28/1961	Overseas Countries Representatives Immunities Ordinance, 1961
No. 3/1965	Currency Act, 1965

## SUBSIDIARY LEGISLATION

GN 64/1954	Police Regulations, 1954
R.G. 13/6/41 (1950 Ed. Vol. VIII p. 299)	Supplemental Police Regulations
GN 51/1967	Supreme Court (Crown Liability and Proceedings) Rules, 1967

## FOURTH SCHEDULE—CONTINUED

SUBSIDIARY LEGISLATION—*Continued*

GN 66/1957	Scale of Fees Payable to Registrars
GN 73/1957	Colonial Prison Service Medal Regulations, 1957
GN 16/1958	Colonial Police Long Service Medal Regulations, 1958
GN 17/1958	Colonial Fire Brigades Long Service Medal Regulations, 1958
GN 53/1958	Colonial Special Constabulary Medal Regulations, 1958
GN 70/1960	Cadet Forces Medal Regulations, 1960
GN 229/1950	Importation of Animals (Foot and Mouth Disease) (Venezuela) Regulations, 1950
GN 15/1951	Importation of Animals (Foot and Mouth Disease) (Colombia) Regulations, 1951–1953
GN 37/1961	Poultry (Diseases Infected Places) Order, 1961
GN 64/1961	Poultry (Diseases Infected Places) (No. 2) Order, 1961
GN 168/1973	Swine Fever (Infected Area) (No. 3) Order, 1973.

Passed in the House of Representatives this 19th day of November, 1979.

R. L. GRIFFITH  
*Acting Clerk of the House*

Passed in the Senate this 6th day of November, 1979.

E. WILLIAMS  
*Acting Clerk of the Senate*