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TRINIDAD AND TOBAGO

No. 17—1955

[L.S.]

I ASSENT,

M. H. DORMAN  
Acting Governor.

23rd April, 1955.

AN ORDINANCE to make provision for the granting of assistance to the Fishing Industry.

47/56(13)  
2.4.56

[On Proclamation] No. 8/1956: G.N. 47/1956

Enactment ENACTED by the Governor of Trinidad and Tobago with the advice and consent of the Legislative Council thereof.

Short title and commencement

1. (1) This Ordinance may be cited as the Fishing Industry (Assistance) Ordinance, 1955.

2.4.56

(2) This Ordinance shall come into operation on a day to be fixed by the Governor by Proclamation published in the *Royal Gazette*.

## 2. In this Ordinance—

Interpretation

“commercial fishing craft” means a boat propelled by mechanical power which is engaged in the fishing industry;

“Director” means the Director of Agriculture and includes any officer of the Department of Agriculture authorised by him to act on his behalf;

“engine” means an engine used for the purpose of propelling a commercial fishing craft;

“Minister” means the Member of the Executive Council for the time being charged with the administration of matters pertaining to Agriculture;

“registered owner” means a person registered under and in accordance with the regulations as the owner of an engine;

“the regulations” means regulations made under this Ordinance.

3. (1) Payments may be made from time to time in accordance with the regulations in respect of any engine which the Director is satisfied is used for the purpose of propelling a commercial fishing craft owned by a registered owner.

Authority for payments

(2) Payment under subsection (1) of this section shall be made to the registered owner of the engine to which the payment relates.

(3) The amount of any payment under subsection (1) of this section shall be determined in accordance with the regulations.

4. Payments authorised by section 3 of this Ordinance shall be made out of such moneys as may be provided from time to time for the purpose by resolution of the Legislative Council.

Funds from which payments to be made

5. (1) The Governor in Council may make regulations—

Regulations

(a) providing for the registration and the cancellation of the registration of owners of engines;

(b) providing for the manner in which, the place at which, and the time limit within which, applications for payments under this Ordinance shall be made;

(c) prescribing a formula, or making other provision, for determining the amount of the payment which may be made in respect of any engine;

- (d) prescribing periods by reference to which payments under this Ordinance shall be calculated;
  - (e) declaring the terms and conditions on which payments under this Ordinance may be made;
  - (f) declaring the time and place at which payments under this Ordinance will be made;
  - (g) prescribing the procedure which shall govern the making of any payment under this Ordinance;
  - (h) prescribing any forms which may be necessary for the purposes of this Ordinance;
  - (i) providing for appeals from any decision of the Director disallowing wholly or in part any application for a payment under this Ordinance, for the procedure in relation thereto, and for the time limit within which any appeal may be brought;
  - (j) providing generally for the better carrying into effect of the purposes of this Ordinance.
- (2) Regulations made under this section may—
- (a) require any person to do any act or thing prescribed therein which is in furtherance of the purposes of this Ordinance;
  - (b) provide for the imposition of a penalty not exceeding one hundred dollars in respect of any breach of, or failure to comply with, any provision thereof.

**Offences**

**6.** (1) Any person who makes any false statement or gives any false information for the purpose of obtaining any payment, or of assisting any person to obtain any payment, under this Ordinance, shall be guilty of an offence and shall be liable on summary conviction to a fine of two hundred and fifty dollars or to imprisonment for a term of six months.

(2) Any registered owner who is convicted of an offence under subsection (1) of this section or of any other offence relating to improperly obtaining or attempting to obtain any payment under this Ordinance shall, in addition to any penalty otherwise prescribed—

- (a) be liable, on first conviction, to be disqualified for obtaining any payment under this Ordinance for such period not exceeding two years as the Court may order;
- (b) on any subsequent conviction, be disqualified absolutely for obtaining any payment under this Ordinance.

7. Any duties required to be performed for the purposes of administering this Ordinance shall be performed by such officer or officers of the Department of Agriculture as may be required by the Director to perform the same. Performance  
of duties

8. The Director shall keep or cause to be kept proper records in the form approved by the Accountant General of all charges to expenditure under sections 3 and 4 of this Ordinance. Records

9. (1) The Director shall not later than the fifteenth day of March and the fifteenth day of September in every year furnish to the Minister for the information of the Governor in Council accounts, audited by the Director of Audit, of all payments made under sections 3 and 4 of this Ordinance. Such accounts shall relate respectively to the half-years ending on the thirtieth day of June and the thirty-first day of December: Accounts

Provided that the first account to be rendered under this section shall relate to the period ending on the thirtieth day of June, 1955, and shall be rendered not later than the fifteenth day of September, 1955.

(2) All accounts to be furnished under subsection (1) of this section shall be submitted to the Director of Audit for audit at least twenty-one days before the date on which they are required to be furnished to the Minister.

10. Nothing in this Ordinance shall confer or be construed as conferring on any person any absolute right to any payment thereunder. Payments not  
as of right

Passed in Council this eleventh day of March, in the year of Our Lord one thousand nine hundred and fifty-five.

G. E. L. LAFOREST

*Clerk of the Council.*

*Subs leg*

*Sec 5 - 55/56(103)*