

2/1954.

## CHAPTER 7. No. 5.

### NOTARIES PUBLIC (TOBAGO).

Ordinance  
Ch. 7. No. 5—  
1940.

AN ORDINANCE RELATING TO NOTARIES PUBLIC IN TOBAGO.

Commence-  
ment.

[4th April, 1894.]

Short title.

1. This Ordinance may be cited as the **Notaries Public (Tobago) Ordinance.**

Governor to  
appoint  
Notary  
Public for  
Tobago.

2. It shall be lawful for the Governor to appoint the person for the time being discharging the duties of Sub-Registrar of the Supreme Court in Tobago to be a Notary Public for the Island of Tobago, and every person so appointed shall hold office during the pleasure of the Governor. In the event of the Sub-Registrar refusing to act as a Notary Public, or being removed from the office of Notary Public, it shall be lawful for the Governor to appoint some other person to be Notary Public for the Island of Tobago:

Person to be  
examined  
and approved  
before  
appointment.

Provided that no such person shall be appointed unless he shall have been previously examined and approved of by one of the Judges of the Supreme Court or by the Attorney General or Solicitor General touching his fitness to discharge the duties of a Notary Public.

Duties of  
Notary  
Public.

3. Every person appointed to be a Notary Public shall discharge the duties assigned to such office by the laws of the United Kingdom and this Colony and by the practice

of commerce, and shall on his appointment pay the sum of twenty-four dollars into the Treasury.

4. Every person so appointed shall, before entering upon the duties of his office, be sworn before the Governor or any person authorised by him to administer oaths, well and faithfully to discharge the duties of such his office.

Every Notary Public to be sworn.

5. Any person who discharges the duties of a Notary Public, not being duly appointed as such, shall be liable, on summary conviction, to a fine of two hundred and forty dollars.

Punishment of unauthorised person acting as Notary Public.

6. In all cases where the circumstances shall appear to the Notary Public suspicious and not warranting the protest or other notarial act demanded, the Notary shall refuse to act:

Notary Public may sometimes refuse to act.

Provided always, that any person who considers himself aggrieved by the refusal of the Notary to note the protest, or to do any other notarial act demanded, may apply to the Supreme Court or any Judge thereof for an order calling upon the Notary to act in the execution of his office, and before applying for such order, notice of the application shall be given to the Notary refusing to act, and to such persons, if any, in the Colony as are interested in the subject of the protest.

7. When any protest or other notarial act shall be refused to be noted or done, the Notary so refusing shall mark in the logbook, bill of exchange, or other document, his refusal, with his signature and the date of refusal subscribed thereon.

Notary Public to mark his refusal on document.

8. Any Notary Public or other person who wilfully certifies or propounds any false statement or document, or who fraudulently, with intent to deceive, conceals, withholds, or perverts any fact or document pertinent to the subject of protest or other notarial act, shall be guilty of a misdemeanor and liable to be imprisoned for two years.

Punishment of Notary Public for false certificates.

Governor to  
prescribe  
fees to be  
taken by  
Notary.

9. Every Notary Public shall be entitled to demand and receive such fees for discharging the duties of his office as may be prescribed by the Governor. The scale of such fees shall be published in the *Royal Gazette*.

R.G.—  
19.12.1907.

FEES PRESCRIBED BY THE GOVERNOR UNDER SECTION 9.

	\$	c.
Presenting and noting protest on Bill of exchange or promissory note ...	3	00
Extending protest on Bill of exchange or promissory note ...	8	00
Should the acceptor or drawer of a Bill or note reside out of Scarborough and the Notary have to present the Bill or note, he may charge for travelling expenses:—		
For the first half hour ... ..	3	60
For every additional half hour beyond the first ... ..	2	40
Attestation of any document in Scarborough ... ..	5	04
Notarial certificate in Scarborough ... ..	8	00
If the document is attested or the certificate given out of Scarborough, the Notary may charge for travelling expenses:		
For each hour or part of an hour ... ..	0	60
Attendances, according to length ... ..	1	60
		to
		5
Minuting or noting ship protest ... ..	3	00
Extending ship protest, according to complication and length, from ...	12	00
Furnishing copy of extended protest, per folio of 72 words ... ..	0	12
Declaration to ship protest, for the Master and for each additional declarant ... ..	5	04
Attestation of ship's manifest, whether in duplicate or more ... ..	3	00