

EMIGRATION (CHILDREN) ACT

CHAPTER 18:02

Act
2 of 1918
Amended by
14 of 1939

Current Authorised Pages

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UNOFFICIAL VERSION

L.R.O.

UPDATED TO DECEMBER 31ST 2014

Note on Subsidiary Legislation

This Chapter contains no subsidiary legislation.

Note on Adaptation

Under paragraph 6 of the Second Schedule to the Law Revision Act (Ch. 3:03) the Commission amended certain references to public officers in this Chapter. The Minister's approval of the amendments was signified by LN 52/1980, but no marginal reference is made to this Notice where any such amendment is made in the text.

CHAPTER 18:02

EMIGRATION (CHILDREN) ACT

ARRANGEMENT OF SECTIONS

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CHAPTER 18:02

EMIGRATION (CHILDREN) ACT

1950 Ed.
Ch. 20 No. 4.
2 of 1918.

An Act to regulate the emigration of children from Trinidad and Tobago.

Commencement.

[15TH APRIL 1918]

Short title.

1. This Act may be cited as the Emigration (Children) Act.

Interpretation.

2. In this Act—

“child” means a person under the age of sixteen years, but does not include a child who is not a citizen of Trinidad and Tobago;

“legal guardian” means a person appointed, according to law, to be the guardian of a child by Deed or Will, or by Order of a Court of competent jurisdiction.

Application of Act.

3. The Minister may, by Order, direct that this Act shall apply to any country out of the Commonwealth, and may revoke or alter any such Order.

Restriction on removal of children from Trinidad and Tobago.

4. No child shall be allowed to leave Trinidad and Tobago for the purpose of proceeding to any country to which this Act applies unless the child is accompanied by a parent or by his legal guardian, or unless his parent, legal guardian, or the person who has for the time being the charge of or control over the child has obtained the written permission of the Minister.

Grant of permission.

5. Permission to leave Trinidad and Tobago shall not be granted unless the Minister is satisfied that such permission will be for the benefit of the child, and that the child will be under proper care and custody in the country to which it is proceeding.

Power of First Division Police Officer and Harbour Master.

6. Where a First Division Police Officer or a Harbour Master has reason to suspect that a parent or legal guardian of a child is about to leave Trinidad and Tobago with such child for the purpose of taking the child to a country to which this Act applies, and that it is not for the benefit of the child to be so taken,

he shall give notice to the parent or guardian, either verbally or in writing, that the child is not to be taken out of Trinidad and Tobago without the written permission of the Minister, and thereupon, if the parent or guardian takes the child out of Trinidad and Tobago without the permission, he is guilty of an offence.

7. (1) If a parent or legal guardian, or other person who has for the time being the charge of or control over a child, permits the child to leave Trinidad and Tobago in contravention of this Act, he is guilty of an offence. Offences.

(2) If any person causes or attempts to cause a child to leave Trinidad and Tobago in contravention of this Act, he is guilty of an offence.

(3) If any person aids, abets, counsels, or procures the commission of an offence against this Act, he is guilty of an offence.

8. Any person guilty of an offence under this Act is liable on summary conviction to a fine of two thousand dollars and to imprisonment for six months. Penalties.

9. The Minister may make Regulations for more effectually carrying out the provisions of this Act. Power to make Regulations.

10. Nothing contained in this Act shall affect the operation of the Foreign Labour Contracts Act, and the provisions of this Act shall be in addition to, and not in any way in substitution for, or modification of, the provisions of that Act. Foreign Labour Contracts Act. Ch. 88:11.