

I assent.

ALFRED SAVAGE,

Governor.

29th April, 1953.

ORDINANCE No. 7 of 1953.

AN ORDINANCE to amend the Law Revision Ordinance, 1949.

[2nd May, 1953.]

BE IT ENACTED by the Governor of British Guiana, with the advice and consent of the Legislative Council thereof, as follows:—

A.D. 1953

1. This Ordinance may be cited as the Law Revision (Amendment) Ordinance, 1953, and shall be construed and read as one with the Law Revision Ordinance, 1949, hereinafter referred to as the Principal Ordinance.

Short title.

No. 26 of 1949.

2. Subsection (2) of section three of the Principal Ordinance is hereby amended by the repeal of the proviso thereto.

Amendment of section 3 of the Principal Ordinance.

Amendment of section 7 of the Principal Ordinance.

3. Section seven of the Principal Ordinance is hereby amended—

- (a) by substituting the word “enactments” for the word “Ordinances” wherever it occurs in subsections (1) and (2); and
- (b) by substituting the word “enactment” for the word “Ordinance” in the second line of subsection (3).

Insertion of section 7A in the Principal Ordinance.

4. The Principal Ordinance is hereby amended by the insertion therein immediately after section seven of the following new section—

“Minor amendments. Third Schedule.

7A. (1) The minor amendments set out in the Third Schedule to this Ordinance are hereby made to the laws of the Colony and shall be deemed to have come into force on the first day of April, nineteen hundred and fifty-three, and shall be incorporated by the Commissioner in the Revised Edition.

(2) The Governor in Council may, by order published in the *Gazette* from time to time, amend the Third Schedule to this Ordinance by the addition thereto of other minor amendments.”

Amendment of the First Schedule to the Principal Ordinance.

5. The First Schedule to the Principal Ordinance is hereby amended—

- (a) by the deletion of the words “(Ordinances to be omitted from the Revised Edition)” above the first and second columns;
- (b) by the substitution for the words “Chapter, or Number and year of Ordinance” and “Short title of Ordinance” in the first and second columns of the words “Reference number of Ordinance” and “Enactments to be omitted from the Revised Edition” respectively; and
- (c) by the deletion of the word and figures “37 of 1929”, the word and figures “36 of 1932” and the word and figures “37 of 1932” in the first column thereof and the words and figures opposite thereto in the second column thereof.

Insertion of Third Schedule in the Principal Ordinance.

6. The Principal Ordinance is hereby amended by the insertion therein after the Second Schedule of the following Schedule—

"THIRD SCHEDULE.

MINOR AMENDMENTS TO BE MADE IN THE LAWS AND
INCORPORATED IN THE REVISED EDITION.

Law to be amended.	Amendments to be made.
The Civil Law of British Guiana Ordinance. (Cap. 7 of the 1929 Edition).	<p>In subsection (1) of section 23 for the words "adjudged a lunatic under the provisions of the Lunacy Ordinance" substitute the words and figures "adjudged to be of unsound mind and a proper subject for confinement under the provisions of the Mental Hospital Ordinance, 1930".</p> <p>In subsection (3) of section 23—</p> <p>(a) add after the words "any lunatic" in paragraph (a) the words "or person of unsound mind";</p> <p>(b) substitute the words and figures "the Mental Hospital Ordinance, 1930" for the words "the Lunacy Ordinance" wherever they occur; and</p> <p>(c) add after the words "a lunatic" in paragraph (b) the words "or person of unsound mind".</p> <p>From subsection (4) of section 23 delete the words "in Lunacy".</p>
The Coroners Ordinance. (Cap. 3 of the 1929 Edition).	<p>Delete the last five lines of subsection (1) of section 33 and substitute—</p> <p>"Do you wish to say anything? You are not obliged to say anything unless you desire to do so; but whatever you say will be taken down in writing and may be given in evidence upon your trial."</p>
The Judgments Extension Ordinance. (Cap. 11 of the 1929 Edition).	<p>In subsection (2) of section 6 substitute the words "or any territory administered on behalf of Her Majesty's Government under any mandate or trust" for the words "or in respect of which a mandate is being exercised by the Government of any part of His Majesty's dominions."</p>
The Criminal Law (Offences) Ordinance. (Cap. 17 of the 1929 Edition).	<p>From paragraph (a) of section 242 delete the words "or of the Court of Policy or the Combined Court."</p>

Law to be amended.	Amendments to be made.
The Young Offenders Detention Ordinance. (Cap. 20 of the 1929 Edition).	Delete all words and figures after the words and figures "title 11 (disorderly conduct);" in the Schedule and substitute therefor the words and figures "and sections 146, 147 and 150 of title 12 (police offences) of the Summary Jurisdiction Offences Ordinance".
The Militia Ordinance (now the Militia Band Ordinance). (Cap. 29 of the 1929 Edition).	Section 62 to stand repealed. In subsection (2) of section 109 substitute the word "bandmaster" for the word "adjutant".
The Constabulary Ordinance (Cap. 30 of the 1929 Edition).	<p>Substitute for section 5 the following—</p> <p>"(1) For the purposes of local rank and command the Deputy Commissioner shall rank with Lieutenant-Colonels, Superintendents with Majors, Senior Assistant Superintendents with Captains and Assistant Superintendents with Lieutenants of the Volunteer Force, the seniority in each case according to the date of their respective appointments except that the Deputy Commissioner shall have seniority over all Lieutenant-Colonels."</p> <p>"(2) Sub-officers of the Police Force shall rank with Warrant officers and non-commissioned officers of the Volunteer Force and constables of the Police Force with privates of the Volunteer Force according to the dates of their respective appointments."</p>
The Impressment Ordinance. (Cap. 31 of the 1929 Edition).	<p>Section 14 to stand repealed.</p> <p>In section 70 substitute the words "assistant superintendent" for the words "a district inspector of Police".</p> <p>In section 2—</p> <p>(a) substitute the words and figures "the volunteer force established under and by virtue of the Volunteer Ordinance, 1948," for the words "the militia force established under and by virtue of the Militia Ordinance" where they</p>

Law to be amended.

Amendments to be made.

The Prisons Ordinance. (Cap. 32 of the 1929 Edition).

occur in the definition of "local forces"; and

- (b) substitute the words "the volunteer force" for the words "the militia force" wherever they occur in the definitions of "officers" and "non-commissioned officer".

Under the heading "Part V. Miscellaneous Provisions" delete the words "Insane, Leprous, and Sick Prisoners" and substitute the words "Prisoners who are of Unsound Mind, Leprous or Sick".

In section 67 —

- (a) substitute the words "mental hospital" for the words "public lunatic asylum";
- (b) substitute the words "of unsound mind" for the words "insane"; and
- (c) substitute the words "the mental hospital" for the words "that asylum".

In section 68 —

- (a) substitute the words "mental hospital" for the words "public lunatic asylum"; and
- (b) substitute the words "the mental hospital" for the words "the asylum".

In section 69 —

- (a) substitute the words "Mahaica hospital" for the words "public leper asylum"; and
- (b) substitute the words "that hospital" for the words "that asylum".

Substitute for subsection (1) of section 71 the following:—

- "(1) When any convict or prisoner who has been removed to a hospital in pursuance of the provision of sections 67, 69 or 70 recovers in mind or health as the case may be, before the expiration of his term of penal servitude or imprisonment, it shall be the duty of the principal resident officer of that hospital forthwith to certify the fact to the Governor".

Law to be amended.	Amendments to be made.
The Old Metal Dealers Ordinance. (Cap. 71 of the 1929 Edition).	<p>In sections 72 and 73 delete the words "an asylum or" wherever they occur.</p> <p>In section 73 delete the words "asylum or" wherever they occur after the word "the".</p> <p>In section 74 —</p> <p>(a) delete the words "any asylum or hospital" and substitute therefor the words "a hospital"; and</p> <p>(b) delete the words "asylum or" where they occur in the fifth line of the section.</p> <p>Delete the words "asylum or" in section 75.</p> <p>Substitute for section 3 the following —</p> <p>"For the purpose of this Ordinance the Colony shall be divided into the following parts, each of which shall be severally deemed to be a county, namely —</p> <p>(a) the Berbice division;</p> <p>(b) the East Demerara division;</p> <p>(c) the Georgetown division;</p> <p>(d) the West Demerara division;</p> <p>(e) the Essequibo division;</p> <p>(f) the Rivers district;</p> <p>(g) the Rupununi district;</p> <p>(h) the North West district; as defined under section 33 of the Constabulary Ordinance".</p>
The Georgetown Electric Supply and Tramways Ordinance. (Cap. 79 of the 1929 Edition).	<p>Delete the words "and Tramways" from the short title (section 1).</p> <p>Delete the definitions of "the tramways" and "licence" in section 2.</p> <p>Delete paragraph (b) of section 3.</p> <p>Delete Part II (sections 13 to 21 inclusive).</p> <p>In subsection (1) of section 22 delete therefrom the words "or tramways", "or licence", "or of the tramway traffic" and "or in making, forming, laying down, maintaining, repairing or renewing any of their tramways".</p> <p>In subsection (1) of section 23 delete therefrom the words "or the licence" and "or tramways".</p>

Law to be amended.

Amendments to be made.

The Demerara Electric Company Ordinance. (Cap. 80 of the 1929 Edition).

The Georgetown Town Council Ordinance. (Cap. 86 of the 1929 Edition).

In subsection (2) of section 23 delete therefrom the words "or by the licence".

In section 24 delete therefrom the words "or the granting of the licence", "or granting" in the third line and "or granting of the licence".

In section 25 delete therefrom the words "or the licence" wherever they occur.

Delete section 26.

Delete the second Schedule.

In the third Schedule —

- (a) delete from paragraph 2 of A the words and brackets "or tramways (as the case may be)";
- (b) delete from paragraph 3 of A the words "or tramways" and "or operated";
- (c) delete from paragraph 4 of A the words "or the draft licence"; and
- (d) delete from paragraph 1 of B the words and brackets "or tramways (as the case may be)".

In section 4 —

- (a) substitute for paragraph (b) the following:—

"(b) the applying for and obtaining from time to time any licence or licences which the Governor in Council or the Governor and Legislative Council may be from time to time or at any time empowered by law to grant"; and

- (b) delete paragraph (d).

Subsection (2) of section 47 and the Schedule to stand repealed.

Substitute for subsection (1) of section 215 the following:—

- "(1) Except as otherwise provided in the Public Health Ordinance, 1934, and in the Motor Vehicles and Road Traffic Ordinance, 1940, the Council may from time to time make by-laws generally for the good rule and government of the city, for promoting and protecting the health of the inhabitants and for the pre-

Law to be amended	Amendments to be made.
The Tramways Ordinance. (Cap. 114 of the 1929 Edition).	vention and suppression of nuisances.” The whole Ordinance to stand repealed.
The Maintenance Orders (Facilities for Enforcement) Ordinance. (Cap. 146 of the 1929 Edition).	In subsection (2) of section 12 substitute the words “or any territory administered on behalf of Her Majesty’s Government under any mandate or trust” for the words “or in respect of which a mandate is being exercised by the Government of any part of His Majesty’s dominions”.
The Post and Telegraph Ordinance. (Cap. 185 of the 1929 Edition).	In paragraph (d) of subsection (1) of section 28 substitute the words “encloses any Indian hemp (as defined in the Dangerous Drugs Ordinance, 1937) or any opium, whether “medicinal opium”, “prepared opium” or “raw opium” (all as defined in the Dangerous Drugs Ordinance, 1937),” for the words— “encloses any opium as defined in the Opium Ordinance, or any Indian hemp or datura as defined in the Indian Hemp and Datura Ordinance and any amending Ordinance,”.
The Immigration Ordinance. (Cap. 208 of the 1929 Edition).	Substitute the words “the Indian Labour Ordinance” for the words “the Immigration Ordinance” in the short title (section 1).
The Cinematograph (British Films) Ordinance, 1933. (No. 42 of 1933).	In section 3 substitute the words and figures “The certificate issued by the Chairman of the Board of Film Censors under section 4 of the Cinematograph Ordinance (as amended by the Cinematograph (Amendment No. 2) Ordinance, 1952)” for the words “The permit issued by the Inspector-General under section three of the Cinematograph Ordinance”. In subsection (4) of section 4 substitute the word “certificate” for the word “permit”.