



I assent.

P. A. Lewis

Governor.

28th November, 1955.

BRITISH GUIANA.

ORDINANCE No. 47 OF 1955.

AN ORDINANCE to amend the Local Government Ordinance, 1945.

Enacted by the Legislature of British Guiana:—

A.D. 1955.

1. This Ordinance may be cited as the Local Government (Amendment) Ordinance, 1955, and shall be construed and read as one with the Local Government Ordinance, 1945, hereinafter referred to as the Principal Ordinance, and any Ordinance amending the same.

Short title.

No. 14 of 1945.

2. Section one hundred and forty-five of the Principal Ordinance is hereby amended —

Amendment of section 145 of the Principal Ordinance.

(a) by the repeal of subsection (2); and

(b) by the insertion therein of the following subsections —

“(2) Subject to the provisions of the Public Health Ordinance, 1934, any local authority may, with the consent of the Board do the following things or any of them within its district —

No. 15 of 1934.

(a) give permission to any person to provide a market place and construct a market house and other conveniences for the purpose of holding a market;

(b) fix the stallages, rents and tolls which may be taken in respect of the use of the market by any person.

(3) The local authority may, subject to the approval of the Board, make by-laws for the purposes mentioned in subsections (1) and (2) of this section and for the regulation of any market aforesaid.

(4) No person shall in any district provide a market place or construct a market house or other conveniences for the purpose of holding a market without first having obtained the permission of the local authority thereof so to do.

(5) No person shall in respect of the use of a market in any district demand or take or cause or permit to be taken any stallage, rent or toll greater than that fixed by the local authority thereof.

(6) Any person who contravenes any of the provisions of subsection (4) or of subsection (5) of this section shall be guilty of an offence against this Ordinance and shall, on summary conviction thereof, be liable to a fine not exceeding five hundred dollars or to imprisonment for a term not exceeding six months."

Insertion of
new section
145A in the
Principal
Ordinance.

3. The Principal Ordinance is hereby amended by the insertion therein after section one hundred and forty-five of the following —

"Continuing
offence in
respect of
construction
of a market
place or
other con-
veniences
for the pur-
pose of
holding a
market
without
permission.

145A. (1) Where the construction of a market place or other conveniences for the purpose of holding a market is an offence in respect whereof the offender is liable under the provisions of this Ordinance to a penalty, the existence of the construction in any form or state contravening, the same shall be deemed to be a continuing offence.

(2) Where a construction of a market place or other conveniences for the purpose of holding a market is commenced or maintained in contravention of the provisions of this Ordinance the magistrate may order the person who causes the construction to be commenced or maintained to take it down and to pay all expenses incurred thereby.

(3) Where the order is not complied with the Board may, at the expiration of the time specified in the order cause the construction to be taken down and recover from the owner the expenses incurred by so doing."

Passed by the Legislative Council this seventeenth day of November, nineteen hundred and fifty-five.

J. Harris
Acting Clerk of the Legislature.