

ORDINANCE No. 16 OF 1914.

AN ORDINANCE to amend the Ordinances relating to the Boerasirie Water Scheme. A.D. 1914.

[17th July, 1914.]

BE it enacted by the Governor of British Guiana, with the advice and consent of the Court of Policy thereof, as follows:—

1. This Ordinance may be cited as the Boerasirie Ordinances Amendment Ordinance, 1914, and shall be read and construed as one with the Boerasirie Ordinance, 1889, hereinafter referred to as the Principal Ordinance and with any Ordinance amending the same and with the Boerasirie Loan Ordinance, 1902.

Short title and Construction.

2. For the purpose of regulating the supply and distribution of water from the Boerasirie the Commissioners shall have power to order any proprietor to remove any weir, sluice, lock, koker or dam and in case of refusal to comply or failure within a reasonable time to comply, may enter upon such plantation for the purpose of removing the same and performing any other work hereby authorized and shall have power to maintain and control or to construct, maintain and control all such canals, water-ways or other works through and plantation as may be expedient for the conveyance of water to any other plantation or plantations and may assess upon the plantation or plantations so supplied or upon all the plantations deriving benefit from the said works or upon the whole area included in the Principal Ordinance the expenses of such construction, maintenance and control and any further sum which the Commissioners may in any case decide to be a fair compensation to the proprietor or proprietors of the plantation or plantations through which the water is so conveyed and may prescribe the manner in which such supply shall be furnished and the means of taking and receiving the same.

General Powers and Duties of Commissioners.

3. Every person who wilfully damages any dam, trench, outfall, koker or sluice in the possession or under the control of the Commissioners without lawful excuse shall be guilty of an offence punishable on summary conviction, and, being convicted thereof, shall be liable to a fine of not less than twenty-five dollars and not exceeding two hundred and forty dollars, or to imprisonment, with or without hard labour, for any term not exceeding three months.

Penalty for damage.

The Commissioners or the proprietor of any plantation may prosecute any charge under this section.

Assessment of
damage if no
conviction.

4.—(1) In any case where damage has occurred to any dam, trench, outfall, koker, or sluice in the possession or under the control of the Commissioners the Commissioners may assess upon and recover from any plantation immediately adjoining the property so damaged a sum in compensation for such damage including the loss of any water occasioned thereby. Provided always that where the proprietor of the said plantation satisfies the Commissioners that some person has been prosecuted to conviction for the said damage he shall not be liable to be so assessed.

(2) The provisions of section nineteen of the Principal Ordinance as regards the authority of the Governor-in-Council shall apply to any such assessment.

5. Parate or summary execution shall not be issued under the Principal Ordinance, or under the Boerasirie Loan Ordinance, 1902, against any Crown land.

6. The Schedule hereto shall be deemed to be the Schedule to the Principal Ordinance and the sum in Columns III. and IV. set opposite the names of the Plantations in Column I. shall be deemed to be the sums referred to in sections twenty-three and twenty-four of the Principal Ordinance and the Schedule hereto shall also be deemed to be the Schedule to the Boerasirie Loan Ordinance, 1902, and the sums in Column V. set opposite the names of the plantations in Column I. shall be deemed to be the sums referred to in section two of the latter Ordinance and the acreage of the plantations shall be deemed for the purposes of both Ordinances to be that set out in Column II. and all references to a Schedule in the aforesaid Ordinance shall be taken and read as referring to the Schedule hereto.

7. On failure by the Commissioners to carry out any Order of the Governor-in-Council under section seventeen of the Principal Ordinance within such period as shall be prescribed by the said Order or by any subsequent Order, the Governor-in-Council may direct the Colonial Civil Engineer to carry out the said Order and the Colonial Civil Engineer may thereupon enter upon any lands in the possession or control of the Commissioners or otherwise subject to the Principal Ordinance, for such purpose, and the Governor-in-Council may direct the Commissioners to pay the expenses of the carrying out of the said Order by assessment on the plantations or on such plantations as he may direct.

8. Section eight, sub-section (1) of the Principal Ordinance shall be read and construed as if the following sub-head (e) were added at the end thereof.

“(e) Any works which the Governor-in-Council may direct to be constructed and maintained as being necessary works in addition to or in substitution for any of the aforesaid works.”

9. The Boerasirie Ordinances Amendment Ordinance, 1911, is hereby repealed.

Parate
execution not
to issue against
Crown land.

Schedule.

Enforcement
of Order in
Council.
Amendment
of Ord. 7 of
1889, s. 17.

Works to be
constructed
by Com-
missioners.

Repeal.
No. 22 of 1911.

SCHEDULE.

TABLE OF PLANTATIONS AND OF AMOUNTS DUE.

COLUMN I.	COLUMN II.	COLUMN III.	COLUMN IV.	COLUMN V.
Plantation.	Number of Acres.	Amount.	Amount.	Amount.
		\$ c.	\$ c.	\$ c.
Versailles	1,121	4,892 23	1,129 02	1,891 65
South half Klien Pouderoyen	558	2,434 48	561 82	941 32
Lust-tot-Rust... ..	272	1,187 58	274 07	459 19
Regt-door-Zee	278	468 78
Vreed-en-Hoop	1,135	4,955 11	1,143 54	1,920 14
Nouvelle Flanders	256	1,115 55	257 44	430 18
L'Union	132	576 90	133 13	223 35
Rotterdam	197	860 87	198 66	333 29
Haarlem & Mary	243	1,060 94	244 83	410 73
Waller's Delight	549	2,396 07	552 95	927 66
Ruinzig	661	2,886 06	666 03	1,116 46
Windsor Forest	1,002	4,374 99	1,009 65	1,693 80
La Jalousie	1,170	5,108 81	1,178 99	1,977 91
Blankenburgh	1,257	5,489 87	1,266 60	2,122 15
Den Amstel	599	2,616 28	603 80	...
Fellowship	289	1,264 74	291 27	...
Hague	1,622	7,082 53	1,634 50	2,738 56
Cornelia Ida	1,345	5,873 78	1,355 52	2,271 21
Anna Catherina	1,477	6,448 15	1,488 06	2,493 20
Edinburgh	630	2,750 90	634 83	1,063 65
Groenveld	623	2,720 22	627 75	1,051 79
Leonora	1,527	6,605 03	1,538 11	2,577 05
Stewartville	1,600	6,983 55	1,611 66	2,700 28
Uitvlugt	2,584	11,279 98	2,603 17	4,361 54
Zeeburg	863	3,769 58	869 93	1,457 55
De Willem	792	3,456 89	797 77	1,336 65
East half Met-en-Meerzorg...	1,117	4,878 72	1,125 89	1,886 39
West half Met-en-Meerzorg...	1,117	4,878 72	1,125 89	1,886 39
De Kinderen	2,135	3,603 52
Zeelugt	1,200	5,239 36	1,209 12	2,025 85
Tuschen de Vrienden	1,214	5,300 40	1,223 23	4,666 21
Vergenoegen	1,227	5,309 22	1,225 25	3,309 55
Philadelphia	297	1,324 31	305 62	1,219 03
Barnwell or St. Christopher...	449	2,003 18	462 28	1,843 89
Greenwich Park	570	2,814 91	649 62	2,591 08
		\$ 130,000 00	\$ 30,000 00	\$ 60,000 00