

ORDINANCE No. 11 OF 1918.

A.D. 1918. AN ORDINANCE to amend the Law of Merchant Shipping Ordinance, 1864.

[18th May, 1918.]

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

Short title
and construction.

1. This Ordinance may be cited as the Law of Merchant Shipping Ordinance, 1864, Amendment Ordinance, 1918, and shall be read and construed as one with the Law of Merchant Shipping Ordinance, 1864, hereinafter referred to as the Principal Ordinance.

Amendment
of Sec. 4, Ord.
6 of 1864.

2. Section four of the Principal Ordinance shall be construed and have effect as if the words " or criminal " were inserted after the word " civil " and before the word " jurisdiction " in the fifth line thereof.

same, have the same effect as if expressed in an Ordinance and shall be binding on all persons.

(2) The production of the *Gazette* containing any order purporting to be made, or any bye-law purporting to be approved, by the Governor-in-Council shall be conclusive evidence that the same has been rightly made.

11.—(1) Every person who not being employed on any Colonial or Contract Steamer or authorized to do so by any contract now or hereafter existing with the Government of this Colony or by the Governor-in-Council, carries any passenger across the River Demerara, for money or reward, from or to any place on the East Bank of the said River between the Fort in Kingston, Georgetown, and the north-side line of Plantation La Penitence, to or from any place on the West Bank of the said River, within one mile on either side of the public Ferry Stelling there, shall be guilty of an offence punishable on summary conviction, and, being convicted thereof, shall be liable to a penalty not exceeding forty-eight dollars, and the boat or craft used by such person may be seized and detained by any police or rural constable until the penalty is paid; and the Magistrate shall order such boat to be sold within eight days after the conviction of such offender, unless such penalty and all costs (including the cost of taking care of such boat or craft) are sooner paid.

Provisions as regards the Demerara River Ferry.

(2) When such boat or craft is sold, the proceeds arising from the sale, after deducting all such expense, shall, so far as they may suffice for the purpose, be applied to paying such costs and thereafter to paying the penalty.

(3) If such proceeds are not sufficient, the offender may be committed to prison, with hard labour, for the same period as he might have been committed in default of paying a fine equal to the amount of the penalty remaining unpaid, after deducting whatever portion of such proceeds may have been available for that purpose.

12. Where an offence against this Ordinance or any bye-law made thereunder has been committed within the jurisdiction of one Magistrate in the Colony and the Attorney General certifies in writing that in his opinion the complaint for such offence can be more conveniently or fairly heard and determined by the Magistrate of any other district in the Colony it shall be lawful for the Magistrate of such other district in the Colony and he is hereby required, to hear and determine such complaint as if the offence had been committed within his jurisdiction.

Change of venue.

13. The Colonial Steamer Traffic Ordinance, 1885, is hereby repealed: Provided, however, that this repeal shall not affect the validity of any bye-laws made under or by virtue of the said Ordinance and such bye-laws shall continue in force notwithstanding such repeal until duly revoked or altered by the Governor-in-Council.

Repeal No. 4 of 1885 and Saving Clause.