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CHAPTER 54.

COLONIZATION FUND.

7 of 1937.
34 of 1937.
29 of 1940.

An Ordinance to authorise the Employment of the Colonization Fund for certain purposes.

[1ST JULY, 1937.]

No. 23 of
1917.
No. 45 of
1918.
No. 40 of
1919.
No. 32 of
1920.

WHEREAS the Colonization Fund was raised and established by section 19 of the Customs Duties Ordinance, 1918, section 19 of the Customs Duties Ordinance, 1919, section 19 of the Customs Duties Ordinance, 1920, and section 18 of the Customs Duties Ordinance, 1921, and it was by the said several enactments provided, that, until otherwise enacted, the Fund should be invested for the purpose of financing future unindentured immigration into the Colony :

No. 7 of
1921.

AND WHEREAS by section 3 of the Colonization Fund (Preliminary Application) Ordinance, 1921, the Governor was authorised to order payment out of the Fund of sums in his opinion necessary for defraying the expenses incidental to introducing unindentured immigration into the Colony :

AND WHEREAS certain sums have from time to time been so expended :

AND WHEREAS further sums have been expended out of the Fund on the purchase, improvement, and working of certain properties for the purpose of testing methods for the settlement of immigrants :

AND WHEREAS it is necessary to make provision for the purposes for which the Fund may hereafter be employed :

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

Short title.

1. This Ordinance may be cited as the Colonization Fund Ordinance.

Interpretation.

2. In this Ordinance, unless the context otherwise requires—
“ approved schemes ” means schemes approved under section 13 of this Ordinance ;

“ the Committee ” means the Advisory Committee established by section 8 of this Ordinance ;

“ the Estates ” means the properties described in the schedule and purchased out of the Fund prior to the enactment of this Ordinance ; Schedule.

“ the Fund ” means the Colonization Fund and includes the amount at the credit of the Fund at the commencement of this Ordinance ;

“ the Reserve ” means the Colonization Reserve Fund mentioned in section 4 of this Ordinance ;

“ the Trust Fund ” means the Development Trust Fund mentioned in section 4 of this Ordinance.

PART I.—EMPLOYMENT OF THE COLONIZATION FUND.

3. Such sums as have, prior to the commencement of this Ordinance, been expended upon the purchase, improvement and working of the estates, shall be deemed to have been expended in accordance with and under the authority of the provisions of section 3 of the Colonization Fund (Preliminary Application) Ordinance, 1921. Validation of certain past expenditure.

No. 7 of 1921.

4. On the commencement of this Ordinance the Fund shall be deemed to consist of two parts as follows— Fund to consist of two parts

(a) an amount of four hundred thousand dollars which shall be styled “ the Colonization Reserve,” and (a) the Colonization Reserve ;

(b) the remainder of the Fund which shall be styled “ the Development Trust Fund.” (b) the Development Trust Fund.

5. The Financial Secretary shall, on the 1st January, 1941, transfer the investments forming the Colonization Reserve established under paragraph (a) of section 4 of this Ordinance, to the General Revenue account of the Colony and may thereafter realise some or all of the said investments and appropriate the proceeds thereof to defray the charges and expenses of the Civil Government of the Colony and for any other purpose in accordance with the provisions of any Appropriation Ordinance. Transfer of proceeds of Colonization Reserve to revenue. 29 of 1940, s. 2.

6. The Trust Fund shall be employed to provide for expenditure which may be required in respect of approved schemes for any of the following purposes :— The Trust Fund to be employed to improve living conditions and agricultural and other industry.

(a) the improvement of social conditions in any part of the Colony : Provided that any amount which may be allotted in respect of the City of Georgetown and the town of New Amsterdam shall be by way of loan only ;

(b) the promotion of agriculture or other industry.

Administra-
tion expenses
to be paid
from Trust
Fund.
34 of 1937,
s. 2.

7. There shall also be paid from the Trust Fund such expenses in connection with the administration of the Trust Fund, including remuneration of the secretary to the Committee appointed under subsection (10) of section 9 of this Ordinance, as the Governor in Council may approve.

PART II.—EMPLOYMENT OF THE TRUST FUND.

Establish-
ment of
Advisory
Committee.

8. For the purposes of this Part of this Ordinance there shall be established an Advisory Committee whose function it shall be to consider and report on any scheme for expenditure of any part of the Trust Fund as hereinafter provided.

Constitution
of Advisory
Committee.

9. (1) The Committee shall consist of the following persons appointed by the Governor :—

(i) two public officers,

(ii) three unofficial members of the Legislative Council, of whom one shall be a nominated member and two elected members, and

(iii) two persons chosen from a panel submitted by the British Guiana Sugar Producers' Association.

(2) Members of the Committee shall hold office during the pleasure of the Governor but not longer than three years, but they shall be eligible for re-appointment.

(3) The Governor shall appoint a member of the Committee to be Chairman. In the absence of the Chairman from a meeting the members present shall elect one of their number to be Chairman of the meeting.

(4) The Chairman of a meeting shall have an original and a casting vote.

34 of 1937,
s. 3.

(5) Four members present at a meeting shall form a quorum.

(6) A member shall vacate his office—

(a) if he resigns in writing addressed to the Chief Secretary ;
or

(b) if he departs from the Colony without the leave of the Governor, or remains out of the Colony after the expiration of his leave ; or

(c) if he fails without reasonable excuse (the sufficiency whereof shall be determined by the Committee) to attend three consecutive meetings of the Committee ; or

(d) if, having been appointed as an unofficial member of the Legislative Council, he ceases to be a member of the said Council.

(7) The Governor may appoint a person of the same class to be a member—

(a) for the unexpired period of office of a member who shall vacate his office by death or otherwise ;

(b) for the period of any leave granted by the Governor :

Provided that where a vacancy occurs through a dissolution of the Legislative Council the Governor may appoint any person to fill the vacancy until the first meeting thereafter of the Council.

(8) The Committee shall not be disqualified from transacting any business by reason of any vacancy in the number of the members thereof.

(9) The Chairman may summon a meeting of the Committee at any time on not less than four days' notice.

(10) The Governor may appoint a secretary to the Committee. 34 of 1937, s. 3.

10. The Governor may direct that a scheme be prepared in accordance with the provisions of section 6 of this Ordinance and there shall be specified in every scheme so prepared— Provisions to be contained in every scheme.

(a) the nature, object and scope of the scheme ;

(b) the amount to be expended on the scheme and the items of expenditure in connection therewith ;

(c) the method to be followed in executing the scheme ;

(d) whether the amount allotted for the scheme is wholly or partly by way of free grant, loan grant-in-aid, or loan ;

(e) the terms and conditions of any grant, loan grant-in-aid or loan.

11. (1) Every scheme shall be considered by the Governor in Council who may modify it in such manner as he may think fit. Thereafter the scheme, in such form as the Governor in Council may decide, shall be transmitted to the Chairman of the Committee. Every scheme shall be considered by Governor in Council and reported on by the Committee for further consideration by Governor in Council.

(2) It shall be the duty of the Committee to consider the scheme and to make a report in writing thereon to the Governor in Council.

(3) The Governor in Council, after consideration of the Committee's report, may alter or amend the scheme in such manner as he may decide.

12. The scheme as finally sanctioned by the Governor in Council together with the report of the Committee shall be laid before the Legislative Council and shall not come into force until it shall have been approved by the Legislative Council and by the Secretary of State. Power of Legislative Council to approve a scheme.

Approved scheme to have effect as if contained in this Ordinance.

13. Where a scheme has been approved by the Legislative Council and by the Secretary of State it shall have effect as if it were contained in this Ordinance.

PART III.—MISCELLANEOUS.

Employment of interest on the Fund.

14. Interest accruing due on the Fund shall be credited to the Trust Fund, unless the Legislative Council shall at any time by resolution otherwise direct.

Profits from and proceeds of sales of the estates to be paid into the Trust Fund.

15. All amounts arising from the profits of the working and from the proceeds of the sales of any part of or of any of or all the estates shall be paid into the Trust Fund.

Rules and forms to be made by Governor in Council.

16. The Governor in Council may make rules and prescribe forms for the carrying out of anything to be done under this Ordinance.

SCHEDULE.

s. 2.

DESCRIPTION OF PROPERTIES ACQUIRED FROM COLONIZATION FUND PRIOR TO ENACTMENT OF ORDINANCE.

The Southern Portion of Lot C, Plantation Hague.—Containing an area of 120·07 acres, situate on the West Coast, Demerara, bounded on the North by that portion of the said Lot C transported to Radhay on the 25th June, 1910, on the south by Colony land known as the back lands of Pln. Hague; on the East by the western edge of the canal on the west side of the middle walk dam, and on the West by the eastern edge of the drainage canal on the east side of the dam between Plantations Hague and Cornelia Ida, as shown on a plan dated 20th January, 1910, by J. T. Seymour, Sworn Land Surveyor, deposited in the Deeds Registry on the 27th day of January, 1910. Transport No. 415 dated 4th April, 1925.

Plantation Anna Regina (Block A).—Containing an area of 24·7 acres, situate on the Essequibo Coast, shown coloured green on a plan dated 23rd May, 1928, by E. S. E. Parker, Government Surveyor, deposited in the Deeds Registry on the 15th day of August, 1928. Transport No. 1041 dated 3rd September, 1928.

Plantation Bush Lot.—Containing an area of 330·3 acres, situate on the Essequibo Coast, bounded on the North by the common boundary between Plantations Bush Lot and Anna Regina; on the South by the common boundary between Plantations Bush Lot and Reliance; on the East by the Atlantic Ocean and on the West by Crown lands, all as shown on a plan dated 23rd May, 1928, by E. S. E. Parker, Government Surveyor, deposited in the Deeds Registry on the 15th day of August, 1928. Transport No. 1039 dated 3rd September, 1928.

Plantation Anna Regina.—Containing an area of 820·20 acres, situate on the Essequibo Coast, bounded on the North by the southern edge of the canal on the south side of the Company Path between Plantations Anna Regina and Henrietta; on the south by the common boundary between Plantations Anna Regina and Bush Lot; on the East by the Atlantic Ocean;

and on the West by Crown lands, all as shown on a plan dated 23rd May, 1928, by E. S. E. Parker, Government Surveyor, deposited in the Deeds Registry on the 15th day of August, 1928. Transport No. 799 dated 8th August, 1929.

Plantation Richmond.—Containing an area of 460 acres, situate on the Essequibo Coast, bounded on the North by the southern edge of the canal on the south side of the Company Path between Plantations Richmond and La Belle Alliance; on the South by the common boundary between Plantations Richmond and Henrietta, on the East by the Atlantic Ocean and on the West by Crown lands, all as shown on a plan dated 23rd May, 1928, by E. S. E. Parker, Government Surveyor, deposited in the Deeds Registry on the 15th day of August, 1928. Transport No. 799 dated 8th August, 1929.

Plantation La Belle Alliance.—Containing an area of 525·72 acres, situate on the Essequibo Coast, bounded on the North by the southern edge of the canal on the south side of the Company Path between Plantations La Belle Alliance and Lima; on the South by the northern edge of the canal on the north side of the Company Path between Plantations La Belle Alliance and Richmond; on the East by the Atlantic Ocean and on the West by Crown lands, all as shown on a plan dated 23rd May, 1928, by E. S. E. Parker, Government Surveyor deposited in the Deeds Registry on the 15th day of August, 1928. Transport No. 483 dated 2nd June, 1932.

Rest House Building, Mabaruma, North West District erected on land rented from Messrs. Garnett and Company, Limited.
