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No. 8 of 2021

Second Session Twelfth Parliament Republic of
Trinidad and Tobago

HOUSE OF REPRESENTATIVES

BILL

AN ACT to amend the Municipal Corporations Act, Chap. 25:04 to establish the Borough of Diego Martin and the Borough of Siparia and to make consequential amendments to the Representation of the People Act, Chap. 2:01, the Interpretation Act, Chap. 3:01, the Elections and Boundaries Commission (Local Government and Tobago House of Assembly) Act, Chap. 25:50, the Motor Vehicles and Road Traffic Regulations, Chap. 48:50, the Central Tenders Board Act, Chap. 71:91 and other written laws.

MISCELLANEOUS PROVISIONS (ESTABLISHMENT OF THE
BOROUGH OF DIEGO MARTIN AND THE BOROUGH
OF SIPARIA) BILL, 2021

Explanatory Note

(These notes form no part of the Bill but are intended only to indicate its general purport.)

This Bill seeks to amend the Municipal Corporations Act, Chap. 25:04 to establish the Borough of Diego Martin and the Borough of Siparia and to make consequential amendments to the Representation of People Act, Chap. 2:01, the Interpretation Act, Chap. 3:01, the Election and Boundaries Commission (Local Government and Tobago House of Assembly) Act, Chap. 25:50, the Motor Vehicles and Road Traffic Regulations, Chap. 48:50, the Central Tenders Board Act, Chap. 71:91 and other written laws.

The Bill contains 6 clauses and a Schedule.

Clause 1 of the Bill would provide for the short title of the Bill.

Clause 2 of the Bill would provide for the coming into force of the proposed Act on a date fixed by the President by Proclamation.

Clause 3 of the Bill would provide for definition of “the Act” to mean the Municipal Corporations Act.

Clause 4 of the Bill would provide for the amendment to the Second Schedule to the Act by inserting the Borough of Diego Martin and the Borough of Siparia in Part I of the Schedule and by deleting the Region of Diego Martin and the Region of Siparia from Part II of that Schedule.

Clause 5 of the Bill would provide for the amendment to the Third Schedule to the Act by inserting the Borough of Diego Martin and the Borough of Siparia and indicating the number of Councillors and Aldermen to be elected to the Councils of those Boroughs.

Clause 6 of the Bill would provide for consequential amendments. The Schedule contains consequential amendments to the following:

- (a) the Representation of People Act, Chap. 2:01—by deleting the Regional Municipality of Diego Martin and the Regional Municipality of Siparia in section 2

in the definition of “Municipality”, the First Schedule and Third Schedule and inserting the Borough of Diego Martin and Borough of Siparia in section 2 and the First Schedule;

- (b) the Interpretation Act, Chap. 3:01—by deleting the Regional Municipality of Diego Martin and the Regional Municipality of Siparia in section 82 in the definition of “Municipality” and inserting the Borough of Diego Martin and Borough of Siparia;
- (c) the Election and Boundaries Commission (Local Government and Tobago House of Assembly) Act, Chap. 25:50—by inserting the Borough of Diego Martin and the Borough of Siparia in section 2 in the definition of “Municipality”, by increasing the number of Cities and Boroughs from 5 to 7, reducing the number of Regional Municipalities from 9 to 7 and in the Third Schedule by inserting the Borough of Diego Martin and the Borough of Siparia;
- (d) the Motor Vehicles and Road Traffic Regulations, Chap. 48:50—by inserting the definitions of the Borough of Diego Martin and the Borough of Siparia in regulation 2, by inserting the Borough of Diego Martin and the Borough of Siparia in the definition of “Municipal area” and by inserting Diego Martin and Siparia in regulations 29, 38 and 76(h); and
- (e) the Central Tenders Board Act, Chap. 71:91—by deleting the Chairman, Aldermen, Councillors and Electors of the Region of Diego Martin and the Chairman, Aldermen, Councillors and Electors of the Region of Siparia in the First Schedule and inserting the Mayor, Aldermen, Councillors and Burgess of the Borough of Diego Martin and the Mayor, Aldermen, Councillors and Burgess of the Borough of Siparia in that Schedule.

MISCELLANEOUS PROVISIONS (ESTABLISHMENT OF THE
BOROUGH OF DIEGO MARTIN AND THE BOROUGH
OF SIPARIA) BILL, 2021

Arrangement of Clauses

Clause

1. Short title
2. Commencement
3. Interpretation
4. Second Schedule amended
5. Third Schedule amended
6. Consequential amendments

SCHEDULE

BILL

AN ACT to amend the Municipal Corporations Act, Chap. 25:04 to establish the Borough of Diego Martin and the Borough of Siparia and to make consequential amendments to the Representation of the People Act, Chap. 2:01, the Interpretation Act, Chap. 3:01, the Elections and Boundaries Commission (Local Government and Tobago House of Assembly) Act, Chap. 25:50, the Motor Vehicles and Road Traffic Regulations, Chap. 48:50, the Central Tenders Board Act, Chap. 71:91 and other written laws

[, 2021]

Enactment	ENACTED by the Parliament of Trinidad and Tobago as follows:
Short title	1. This Act may be cited as the the Miscellaneous Provisions (Establishment of the Borough of Diego Martin and the Borough of Siparia) Act, 2021.
Commencement	2. This Act comes into operation on such date that is fixed by the President by Proclamation.
Interpretation Chap. 25:04	3. In this Act, “the Act” means the Municipal Corporations Act.
Second Schedule amended	4. The Second Schedule to the Act is amended— (a) in the First Part, by inserting after item I, the following items:

“II. Name of Corporation:

The Mayor, Aldermen, Councillors
and Citizens of the Borough of
Diego Martin

BOUNDARIES OF THE BOROUGH OF
DIEGO MARTIN

The Borough of Diego Martin comprises the area which is bounded as follows:

NORTH — From the Point Rouge on the sea coast proceeding in a generally north-easterly direction along the said sea coast to the point where it meets the eastern boundary of the Ward of Diego Martin.

EAST — From the last mentioned point proceeding in a southwards and then south-westwards direction along the eastern boundary of the Ward of Diego Martin to the point at its south-eastern boundary at the northern boundary of the City of Port-of-Spain where Saddle Road meets Cotton Hill.

SOUTH — From the last mentioned point
 AND proceeding in a generally
 EAST north-westerly and then
 westerly direction along
 Saddle Road to Long Circular
 Road; thence westwards along
 Long Circular Road to Belle
 Vue Road; thence north-
 westwards along Belle Vue
 Road to the point where
 it crosses the West bank of
 Belle Vue Ravine; thence in
 a generally south-westerly
 direction along the West bank
 of the Belle Vue Ravine into
 and along the South bank of
 the Bournes Road Ravine to
 Murray Ravine thence in
 a generally north-westerly
 direction along the South bank
 of the Murray Ravine to a
 point on the boundary between
 lands now or formerly of
 Charles Ross and the Public
 Cemetery; thence south-
 westwards along the said
 boundary line passing between
 the lands now or formerly of
 Charles Ross and the Public
 Cemetery to a point on
 the southern boundary of
 Fort George Road; thence in
 a generally south-westerly
 direction along the southern
 boundary of Fort George to
 a point about 1,330 feet
 from the junction of the said
 Fort George Road with the
 Western Main Road; thence on
 a bearing of $290^{\circ}.06'$ crossing
 Fort George Road to a
 monument; thence on the same
 bearing for a distance of
 2,679.6 feet to a monument;
 thence on a bearing of $299^{\circ}.09'$
 for a distance of 173.2 feet to

a monument at the north-western corner of lands of the Church of England; thence proceeding south-westwards along an imaginary straight line passing along the western boundary of the lands of the Church of England to the point at its south-western boundary at Ocean Avenue on the sea coast; thence proceeding first in a generally westerly and then northerly direction along the said sea coast to Point Rouge at the point of commencement. This Regional District includes the islands of Chacachacare, Huevos, Monos, Gaspar Grande, Gasparillo, Carrera, Cronstadt, the Five Islands and all other small islands as lie in close proximity to the said regional district.

III. Name of Corporation:

The Mayor, Aldermen, Councillors
and Citizens of the Borough of
Siparia

BOUNDARIES OF THE BOROUGH OF SIPARIA

The Borough of Siparia comprises the area which is bounded as follows:

NORTH — From Los Gallos Point on the sea coast proceeding in a generally north-easterly direction along the said coast to the Guapo-Cap-de-Ville Road (The Eastern Boundary of Cedros Ward); thence southwards along Guapo-Cap-de-Ville Road (Eastern Boundary of Cedros Ward) to the Southern Main Road, thence in a generally north-easterly

direction along the Southern Main Road to the point where it crosses the East bank of the Vance River; thence in a generally north-westerly direction along the East bank of the Vance River to its mouth on the sea coast; thence in a generally north-easterly direction along the said sea coast to the point at the mouth of the Godineau River.

EAST — From the last mentioned point proceeding in a generally south-easterly direction along the South bank of the Godineau River (the northern boundary of the Siparia Ward) to the point where the south-eastern boundary of lands of G. Parbhoo and others (4a. 3r. 32p.) meets it; thence proceeding south-westwards along an imaginary straight line to the point on Blackwater Channel; thence south-eastwards long Blackwater Channel to its confluence with Coora River; thence in a generally south-westerly direction along the west bank of the Coora River to the point where it is crossed by Coora Road; thence southwards along Coora Road to Penal-Quinam Road; thence in a generally southerly direction along Penal-Quinam Road to the point on the sea coast.

SOUTH — From the last mentioned point
AND proceeding westwards and
WEST thence north-eastwards along the said sea coast to Los Gallos Point at the point of commencement.”;

and

(b) in the Second Part, by deleting items I and IX and renumbering items II to VIII as items I to VII, respectively.

Third Schedule amended

5. The Third Schedule to the Act is amended by inserting after item 5, the following items:

- “6. Borough of Diego Martin 10 4
- 7. Borough of Siparia 9 4”.

Consequential amendments

6. (1) A reference in any written law to—

- (a) the Regional Municipality of Diego Martin shall be construed as a reference to the Borough of Diego Martin;
- (b) the Regional Municipality of Siparia shall be construed as a reference to the Borough of Siparia;
- (c) the Diego Martin Regional Corporation shall be construed as a reference to the Diego Martin Borough Corporation; and
- (d) the Siparia Regional Corporation shall be construed as a reference to the Siparia Borough Corporation.

(2) The written laws listed in the First Column of the Schedule are amended to the extent set out in the Second Column of the Schedule.

SCHEDULE

(Section 6)

FIRST COLUMN

SECOND COLUMN

Written Law

Extent of Amendment

- | | |
|--|--|
| <p>1. Representation of the People Act, Chap. 2:01</p> | <p>A. Section 2 is amended in the definition of “Municipality” by—</p> <ul style="list-style-type: none"> (a) deleting the words “, the Regional Municipality of Diego Martin,” and substituting the words “the Borough of Diego Martin, the Borough of Siparia,”; and (b) deleting the words “the Regional Municipality of Penal-Debe and the |
|--|--|

SCHEDULE—CONTINUED

FIRST COLUMN	SECOND COLUMN
<i>Written Law</i>	<i>Extent of Amendment</i>
	Regional Municipality of Siparia.” and substituting the words “or the Regional Municipality of Penal-Debe;”.
	B. The First Schedule is amended by—
	(a) deleting the words “The Regional Municipality of Diego Martin” and “The Regional Municipality of Siparia”; and
	(b) inserting after the words “The Borough of Chaguanas”, the following words: “The Borough of Diego Martin The Borough of Siparia”.
	C. The Third Schedule is amended by deleting items (a) and (i) and renumbering items (b) to (h) as items (a) to (g), respectively.
2. The Interpretation Act, Chap. 3:01	Section 82 is amended in the definition of “Municipality” by—
	(a) deleting the words “the Regional Municipality of Diego Martin,” and substituting the words “the Borough of Diego Martin, the Borough of Siparia;” and
	(b) deleting the words “, the Regional Municipality of Penal-Debe, or the Regional Municipality of Siparia;” and substituting the words “ or the Regional Municipality of Penal-Debe;”.
3. The Elections and Boundaries Commission (Local Government and Tobago House of Assembly) Act, Chap. 25:50	A. Section 2 is amended in the definition of “Municipality” by deleting all the words occurring after the words “Point Fortin” and substituting the words “, the Borough of Chaguanas, the Borough of Diego Martin or the Borough of Siparia;”;
	B. Section 3(a) is amended—
	(a) in subparagraph (i), by deleting the word “five” and substituting the word “seven”; and
	(b) in subparagraph (ii), by deleting the word “nine” and substituting the word “seven”.

SCHEDULE—*CONTINUED*

FIRST COLUMN

SECOND COLUMN

*Written Law**Extent of Amendment*

C. The First Schedule is amended—

(a) in Part I, by inserting after item 5, the following items:

“6. Diego Martin	The Borough of Diego Martin as described in the Municipal Corporations Act	10
7. Siparia	The Borough of Siparia as described in the Municipal Corporations Act;	9”;

and

(b) in Part II, by deleting items 1 and 9 and renumbering items 2 to 8 as items 1 to 7, respectively.

4. The Motor Vehicles and Road Traffic Regulations, Chap. 48:50

A. Regulation 2 is amended—

(a) by inserting in the appropriate alphabetical sequence, the following definitions:

““Borough of Diego Martin” means the Borough of Diego Martin as defined in the First Schedule to the Municipal Corporations Act;

“Borough of Siparia” means the Borough of Siparia as defined in the First Schedule to the Municipal Corporations Act.”; and

(b) in the definition of “Municipal area”, by deleting the words “and the Borough of Point Fortin;” and substituting the words “, the Borough of Diego Martin, the Borough of Point Fortin or the Borough of Siparia;”.

B. Regulations 29, 38 and 76(h) are amended by deleting the words “and Point Fortin” and substituting the words “, Point Fortin, Diego Martin and Siparia”.

I confirm the above.

President of the Senate

No. 8 of 2021

SECOND SESSION
TWELFTH PARLIAMENT
REPUBLIC OF
TRINIDAD AND TOBAGO

BILL

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Received and read the
First time
Second time
Third time