I Assent,

J. HAYES SADLER,
Governor.
25th, June, 1913.

SAINT VINCENT.
No. 11 of 1913.

AN ORDINANCE to give power to the Governor in Council to take control over the transmission of messages by the lines of any Telegraph Company in case of emergency.

[10th July, 1913.]

WHEREAS it is expedient that power should be granted to the Governor in Council in case of emergency to take control over the transmission of messages by the lines of the West India and Panama
No. 11 of 1913. Telegraph Company Limited or by the lines of any other Telegraph Company which may hereafter be established in the colony of Saint Vincent.

Be it enacted by the Governor with the advice and consent of the Legislative Council of the Colony of St. Vincent as follows:—

1. This Ordinance may be cited as "The Telegraph Companies' Ordinance 1913".

2. Where in the opinion of the Governor in Council an emergency has arisen in which it is expedient for the public service that the Colonial Government should have control over the transmission of messages by the telegraph of any Company in this colony the Governor by warrant under his hand may direct and cause the works and lines of any company, or any part thereof in this Colony to be taken possession of in the name and on behalf of His Majesty, and to be used for His Majesty's service and subject thereto for such ordinary service as may seem fit, or may direct and authorise such persons as he thinks fit to assume the control of the transmission of messages by any Company's telegraphs either wholly or partly or in such manner as he directs. Any such warrant shall not have effect for a longer time than one week from the issuing thereof, but the Governor in Council may issue successive warrants from week to week as long as in his opinion such emergency continues. The Treasurer shall on the warrant of the Governor pay to any Company as compensation for any loss of profit sustained by such company by reason of the exercise by the Governor of any of the powers of the present section, out of the public revenues of the Colony, such sums as may be settled between the Government of the Colony and the Company by agreement, or in case of difference, by arbitration, such arbitration to be conducted as follows:—

(1.) The Governor and the Company shall each within fourteen days after the delivery by one to the other of a demand in writing for an arbitration, nominate an arbitrator.

(2.) The two arbitrators nominated shall before entering on the arbitration nominate an umpire.

(3.) If either party or arbitrator makes default in nominating an arbitrator or umpire, within six weeks after receiving from the other a demand in writing for such nomination, the Chief Justice may, on the request of the Governor, or of the Company, under his hand nominate an arbitrator or umpire.
(4.) The arbitrators shall make their award within two months after their nomination, otherwise the matter shall be left to be determined by the umpire.

(5.) The umpire shall make his award within one month after notice from the arbitrators or one of them that the matter is left to be determined by him, or in default a new umpire shall be appointed as nearly as may be in manner aforesaid who shall make his award within the like time, or in default be superseded, and so on iter quatories. The award of the arbitrators or umpire shall be final and conclusive, as between the Governor and the Company.

Passed the Legislative Council the 10th day of June, 1913, and published in the Government Gazette this 10th day of July, 1913.

S. C. CONNELL,
Acting Clerk of Councils.

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