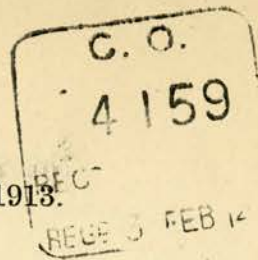


No. 20.] *Revised Edition of the Laws Ordinance, 1913.*

[1913.]



I assent.

J. HAYES SADLER.

Governor.

9th December, 1913.

SAINT LUCIA.

No. 20 of 1913.

AN ORDINANCE to provide for the preparation and publication of a new and revised edition of the Ordinances of the Colony.

[30th December, 1913.]

WHEREAS it would be for the public advantage that a new and revised edition of the Ordinances of the Colony should be prepared and published :

And whereas it is expedient that a Commissioner should be appointed and other proceedings should be taken as hereinafter mentioned for this purpose:

BE it therefore enacted by the Governor, with the advice and consent of the Legislative Council of Saint Lucia, as follows:—

Short title.

1. This Ordinance may be cited as the Revised Edition of the Laws Ordinance, 1913.

Interpretation.

2. In this Ordinance the expression "the new edition" means the new and revised edition of the Ordinances of the Colony to be prepared under the authority of this Ordinance.

Appointment of Commissioner for preparation of new edition.

3. (1) The Governor may appoint a Commissioner for the purpose of preparing a new and revised edition of the Ordinances of the Colony.

(2) If the Commissioner so appointed shall from any cause be unable to act before the new edition shall have been completed, the Governor may appoint some other person to be Commissioner in his stead.

Powers of revision as to form vested in Commissioner.

4. In the preparation of the new edition the Commissioner shall have the following powers, that is to say:—

(1) to omit—

(a) All Ordinances and parts of Ordinances which have been repealed or have expired or have had their effect;

(b) All repealing enactments contained in Ordinances, and also all tables or lists of repealed enactments, whether contained in Schedules or otherwise;

(c) All preambles to Ordinances or to sections of Ordinances, where such omissions can, in the opinion of the Commissioner, be conveniently made;

(d) All enactments prescribing the date when an Ordinance or part of an Ordinance is to come into operation, where such omissions can, in the opinion of the Commissioner, be conveniently made; and

(e) All amending Ordinances or parts of Ordinances where the amendments effected by them have been embodied by the Commissioner in the Ordinances to which they relate.

(2) To consolidate into one Ordinance any two or more Ordinances *in pari materia*, making such alterations as may be

thereby rendered necessary in the consolidated Ordinance, and affixing such date thereto as may seem to the Commissioner most convenient;

(3) To alter the order of sections in any Ordinance; and, in all cases where it is necessary so to do, to renumber the sections of any Ordinance and make consequent corrections in references to any section so renumbered;

(4) To alter the form or construction of any section of an Ordinance by transposing words, by combining it in whole or in part with another section or other sections or by dividing it into two or more subsections;

(5) To transfer any enactment contained in an Ordinance from that Ordinance to any other Ordinance to which it more properly belongs;

(6) To divide any Ordinance, whether consolidated or not, into parts or other divisions;

(7) To add a short title to any Ordinance which may require it, and, if necessary, to alter the short title of any Ordinance;

(8) To shorten and simplify the phraseology of any enactment;

(9) To make such formal alterations as to names, localities, offices and otherwise as may be necessary to bring any Ordinance into conformity with the circumstances of the Colony;

(10) To correct grammatical and typographical mistakes in the existing copies of Ordinances, and for that purpose to make verbal additions, omissions or alterations not affecting the meaning of any enactment; and

(11) To do all other things relating to form and method which may be necessary for the perfecting of the new edition.

5. (1) The powers conferred upon the Commissioner in the last preceding section shall not be taken to imply any power in him to make any alteration or amendment in the matter or substance of any Ordinance or part of an Ordinance. Procedure where alterations of substance are required.

(2) Subject to the provisions of sub-section four of this section, in every case where any such alteration or amendment is, in the opinion of the Commissioner, desirable, the following procedure shall be observed, that is to say:—

(a) The Commissioner shall draw up a memorandum setting forth in a concise form the proposed alterations and amendments, and shall submit it to the Governor;

(b) After the Governor has considered the memorandum and has made such additions thereto and alterations

therein as he may think fit, he shall cause a copy thereof to be furnished to every member of the Legislative Council ;

- (c) At a convenient time thereafter the memorandum shall be laid before the Legislative Council in Committee, and the Council shall have a full opportunity of considering and discussing it, and shall deal with it by way of addition, omission or alteration as it shall think fit ;
- (d) The Governor may cause the memorandum to be referred back to the Legislative Council, as often as may be necessary, with such directions with respect thereto as may appear to him expedient ;
- (e) When the memorandum has been finally dealt with by the Legislative Council, the alterations and amendments of law thereby directed to be made shall be duly embodied by the Commissioner in the Ordinances to which they respectively relate ; or
- (f) In any case where the Commissioner may think fit, he may draft a Bill setting forth the alterations and amendments and authorising them to be made in the new edition, and every such Bill shall, subject to the sanction of the Governor, be submitted to the Legislative Council and be dealt with in the ordinary way.

(3) Any such memorandum or Bill may have reference to one Ordinance or to more Ordinances than one although they may not be *in pari materia*.

(4) In any case where an Ordinance, whether consolidated or not, requires such considerable alterations and amendments as to involve its entire recasting, the Commissioner shall draft a Bill accordingly, and the Bill shall be submitted to the Legislative Council and be dealt with in the ordinary way.

Numbering of Ordinances.

6. There shall be attached to each Ordinance contained in the new edition a number showing its place among the Ordinances of the year to which it belongs.

Bringing into force of the new edition.

7. (1) Each volume of every copy of the new edition when printed shall be impressed on the title-page thereof with the Public Seal of the Colony ; and on some convenient day thereafter the Governor shall by a proclamation published in the *Gazette* notify that the copies of the new edition have been duly

No. 20.] *Revised Edition of the Laws Ordinance, 1913.* [1913.]

impressed as aforesaid and are ready for issue at the Government Office in the town of Castries.

(2) Immediately on the publication of the proclamation the new edition shall be deemed to be, without any question, in all Courts of Justice and for all purposes whatsoever, the sole and only proper Statute Book of the Colony up to the date of the latest of the Ordinances contained therein. Provided that nothing herein contained shall affect the validity or operation of the Civil Code Ordinance, 1877, or the Civil Code itself, or of the Civil Procedure Ordinance, 1879, or of the Code of Civil Procedure itself.

Validity of new edition.

8. Where in any enactment or in any document of whatever kind reference is made to any enactment repealed or otherwise affected by the operation of this Ordinance the reference shall, where necessary and practicable, be deemed to extend and apply to the corresponding enactment in the new edition.

Construction of references to repealed enactments.

9. This Ordinance shall be printed at the commencement of the new edition.

Place of this Ordinance in the new edition.

10. Nothing in this Ordinance contained and nothing done or omitted thereunder or in pursuance thereof shall affect the validity of anything already done or suffered or any right, title or interest already acquired or accrued.

Saving clause.

11. In addition to Ordinances the new edition may contain enactments of the Imperial Parliament, orders-in-council, proclamations, rules, regulations, byelaws and other instruments having the force of law in the Colony.

Contents of new edition.

Passed the Legislative Council this 28th day of November, 1913.

SAMUEL OKELL,
Clerk of Councils.

1913—949.