

(d) to provide for the calling of meetings of the Village Health Commission and to regulate the proceedings thereat ;

(e) generally for the better carrying out of the purposes of this Law :

Provided that no Rules shall be made under paragraphs (b), (c), and (d) hereof without the approval of the Commissioner and that no Rules shall be made under paragraphs (a) and (e) hereof without the approval of the Commissioner and the Director of Medical Services.

(2) For the purposes of this section 'occupier' means and includes any person actually occupying any immovable property either as owner or by virtue of any lease or agreement whereby he is entitled as of right to occupy it."

6. Section 12 of the Principal Law is hereby amended by the insertion at the end thereof of the following sub-section :—

Amendment of section 12 of Law 19 of 1936.

"(3) The Commissioner shall publish the audited account by causing a copy thereof to be posted in a conspicuous place in the village concerned or, in the case of a group of villages, a copy thereof in a conspicuous place in each of the villages concerned."

No. 30 OF 1937.

A LAW TO PROVIDE FOR THE REGULATION OF TRADES AND INDUSTRIES IN THE INTEREST OF PUBLIC HEALTH AND PUBLIC SAFETY.

H. R. PALMER,]
Governor.

[27th October, 1937.

BE it enacted:—

1. This Law may be cited as the Trades and Industries (Regulation) Law, 1937. Short title.

2. In this Law—

"machinery" includes stationary and portable boilers, steam apparatus, steam and other engines including locomotives and all appliances or combination of appliances, which can be used for developing, receiving, transmitting or converting either mechanical or natural power ;

Interpretation.

"premises" means any house or other building and any land whether open or enclosed and whether built

on or not, situated in any regulated trade area, wherein or whereon any regulated trade is being or is to be carried on ;

“regulated trade” means any trade or industry carried on in a regulated trade area, and declared by an order made by the Governor in Council under section 4 to be a regulated trade for the purposes of this Law ;

“regulated trade area” means any district, sub-district, area, town, village, quarter or place declared by an order made by the Governor in Council under section 3 to be a regulated trade area for the purposes of this Law.

Power to Governor in Council to declare a regulated trade area.

3.—(1) The Governor may by Order in Council declare any district, sub-district, area, town, village, quarter or place to be a regulated trade area for the purposes of this Law.

(2) Every Order in Council made under sub-section (1) shall be published in the *Gazette* and upon the coming into operation of such Order the area therein mentioned shall be a regulated trade area for the purposes of this Law.

Power to Governor in Council to declare regulated trades.

4.—(1) Where an Order in Council has been made under section 3, the Governor may by Order in Council declare any trade or industry carried on in a regulated trade area to be a regulated trade.

(2) Every Order in Council made under sub-section (1) shall be published in the *Gazette* and upon the coming into operation of such Order the provisions of this Law and any regulations made thereunder shall apply to any trade or industry mentioned in such Order.

Registers of Regulated Trade Premises.

5. There shall be kept at the office of the Commissioner a Register to be called the “Register of Regulated Trade Premises” in the prescribed form wherein shall be entered such particulars relating to the premises wherein or whereon a regulated trade is carried on and to the regulated trade and to the person carrying on the regulated trade as may be prescribed.

Application for registration of premises.

6.—(1) Every person who is carrying on a regulated trade in a regulated trade area at the date of the coming into operation of any Order in Council made under section 4 shall within one month from such date make application to the Commissioner for the registration of the premises.

(2) Every person who at any time after the date of the coming into operation of an Order in Council under section 4 desires to carry on a regulated trade in a regulated trade area shall before commencing to do so make

application to the Commissioner for the registration of the premises.

7. Every application for the registration of premises shall be made in writing to the Commissioner by the person carrying on or desiring to carry on a regulated trade in a regulated trade area and shall be in such form and shall contain such particulars and shall be accompanied by such certificates issued by the Director of Medical Services and the Director of Public Works or by their duly authorized representatives, as may be prescribed.

Application for registration of premises how made.

8. No premises shall be registered unless the Commissioner is satisfied, by inspection of the premises or otherwise, that the premises fulfil the requirements prescribed by regulations made under this Law.

Requisites for registration of premises.

9.—(1) Where the Commissioner decides to grant the application he shall cause the premises to be registered in the Register of Regulated Trade Premises and shall issue to the applicant a certificate of registration in respect of such premises in the prescribed form. Such certificate shall be exhibited and kept exhibited in a conspicuous place in the premises.

Manner of registration.

(2) The Commissioner may attach to any certificate of registration any special conditions under which a regulated trade shall be conducted.

(3) Where the Commissioner refuses to grant the application, he shall give the applicant notice in writing of his refusal setting out the grounds therefor, and the applicant may within one month from the date of such notice appeal to the Governor in Council whose decision thereon shall be final and conclusive.

10. Every certificate of registration issued under section 9 shall expire on the 31st day of December of the year in which it is issued.

Duration of certificate.

11.—(1) The Commissioner and any person authorized by him in writing in that behalf may at all reasonable times enter and inspect any premises.

Power to inspect premises.

(2) An authority in writing under this section may be either general in respect of all premises or special in respect of such premises or class of premises as may be specified in such authority.

(3) The owner and the person for the time being in charge of any such premises—

(a) shall provide all reasonable facilities for such entry and inspection; and

- (b) shall, during the inspection, furnish the Commissioner or other inspecting person with any information which he may properly require with regard to—
- (i) the sanitary, hygienic or other condition of the premises ;
 - (ii) the management thereof ;
 - (iii) the names, ages, qualifications and duties of all persons employed therein or thereon or in connection therewith.
- (4) Any owner or person in charge of any such premises who—
- (a) refuses to admit or resists or obstructs the entry of the Commissioner or other inspecting person for the purpose of inspecting such premises ; or
 - (b) prevents the Commissioner or other inspecting person from inspecting the premises ; or
 - (c) refuses to give to the Commissioner or other inspecting person any information which he may properly require ; or
 - (d) knowingly gives false or misleading information in any material particular to the Commissioner or other inspecting person,

shall be guilty of an offence and shall be liable in the case of a first offence to imprisonment for three months or to a fine of fifty pounds or to both, and in the case of a second or subsequent offence to imprisonment for six months or to a fine of one hundred pounds or to both.

Power to
Commis-
sioner to
strike
premises off
the Register,
and right of
appeal to the
Governor
in Council.

12.—(1) Where the Commissioner is satisfied that the owner or the person in charge of any premises registered under the provisions of this Law—

- (a) has been convicted of any offence under this Law or any regulations made hereunder ; or
- (b) has acted in contravention of any of the provisions of this Law or any regulations made hereunder ; or
- (c) has failed to comply with any special conditions attached to a certificate of registration,

the Commissioner may by an order under his hand direct that such premises be struck off the Register of Regulated Trade Premises.

(2) Every order made under sub-section (1) shall set out the grounds upon which the order is based.

(3) A copy of every such order shall be served by or on behalf of the Commissioner upon the owner or person in charge of the premises to which such order relates, and such owner or person in charge may within ten days from the date of such service appeal to the Governor in Council whose decision thereon shall be final and conclusive.

(4) An order made under sub-section (1) shall take effect—

(a) where no appeal has been made to the Governor in Council within the period in sub-section (3) prescribed, as from the date next following the expiration of the said period, and

(b) where an appeal has been duly made and such appeal has been disallowed by the Governor in Council, as from the date of such disallowance.

(5) Upon an order taking effect as in sub-section (4) provided, the Commissioner shall cause the premises to which the order relates to be struck off the Register of Regulated Trade Premises and thereupon such premises shall cease to be registered and the certificate of registration issued in respect thereof shall be deemed to be cancelled.

13. Any person who—

Offences and penalties.

(a) carries on any regulated trade in any regulated trade area in or upon any premises which are not registered for the time being under the provisions of this Law; or

(b) being the owner or the person in charge of any premises registered under the provisions of this Law—

(i) acts in contravention of any of the provisions of this Law for which no other penalty is provided; or

(ii) acts in contravention of, or wilfully fails to comply with, any regulations made hereunder; or

(iii) fails to comply with any special condition attached to the certificate of registration issued in respect of such premises,

shall be guilty of an offence and shall be liable in the case of a first offence to imprisonment for three months or to a fine of fifty pounds or to both, and in the case of a second or subsequent offence to imprisonment for six months or to a fine of one hundred pounds or to both.

Power to
Governor in
Council to
make
regulations.

14. The Governor in Council may make regulations to be published in the *Gazette* for—

- (a) prescribing the form of the Register of Regulated Trade Premises and the particulars to be entered therein ;
- (b) prescribing the form of application for the registration of premises, the form of certificates of registration, and the particulars to be contained therein ;
- (c) prescribing the structural requirements of premises ;
- (d) prescribing the form of any certificate required under section 7 and the particulars to be contained therein ;
- (e) prescribing the fees to be charged in respect of certificates of registration issued under this Law either generally or in respect of premises in or upon which any particular regulated trade is carried on ;
- (f) regulating all matters and things connected with or relating to the safety of workmen employed in or about any premises, or connected with or relating to the fencing of machinery in, or attached to, any such premises ;
- (g) keeping premises and their surroundings in a clean and sanitary condition and properly ventilated ;
- (h) the sanitary conditions under which any regulated trade may be conducted ;
- (i) the issuing of notices to the owners or the persons in charge of premises calling upon them to execute any work for any of the purposes under paragraphs (f), (g) and (h) hereof ;
- (j) imposing restrictions on the cleaning of machinery while in motion ;
- (k) imposing restrictions on the working of women and children between the fixed and traversing parts of any self-acting machine while such machine is in motion ;
- (l) the reporting to the Commissioner by the owner or the person in charge of any premises of any loss of life or any personal injury to any workman employed in or upon any premises by reason of any accident or mishap ;
- (m) the holding of inquiries and investigations with respect to such accidents or mishaps, the enforcement

of the attendance of witnesses thereat, the production of papers, the persons by whom the costs of such inquiries and investigations are to be paid and the manner of enforcing such payment ;

(n) generally for the better carrying out of the purposes of this Law.

15. Nothing in this Law shall be deemed to affect the obligation of any person to obtain a licence in respect of any place or building to which the provisions of section 164 of the Municipal Corporations Laws, 1930 and 1934, apply and the liability of such person for the payment of any fee prescribed in respect of such licence.

Saving.

26 of 1930.
44 of 1934.

NO. 31 OF 1937.

A LAW TO AMEND THE MUNICIPAL CORPORATIONS LAWS, 1930 AND 1934.

H. R. PALMER,
Governor.

[28th October, 1937.

BE it enacted:—

1. This Law may be cited as the Municipal Corporations (Amendment) Law, 1937, and shall be read as one with the Municipal Corporations Laws, 1930 and 1934, (hereinafter called "the Principal Law"), and the Principal Law and this Law may together be cited as the Municipal Corporations Laws, 1930 to 1937.

Short title.

26 of 1930.
44 of 1934.

2. The following section shall be inserted immediately after section 191 of the Principal Law:—

Insertion of new section 191A in the Principal Law.

"Carobs transported from within municipal limits and fees payable thereon.

191A.—(1) Notwithstanding anything in this Law contained, no carobs shall be transported either by land or sea from within any municipal limits to any other place within the Colony unless such carobs have been weighed by a municipal weigher and the weighing fee prescribed in sub-section (3) has been paid.

(2) Any person intending to transport carobs as aforesaid shall give notice to a municipal