



GRENADA

ORDINANCE NO. 20 OF 1967



I assent,

I. G. TURBOTT,  
*Governor.*

15th April, 1967

An Ordinance for incorporating the Grenada National Trust in the Territory with limited liability.

15th April, 1967. Preamble.

WHEREAS Dr. John A. Watts Raymond A. Smith, Dr. J. R. Groome, Alister Hughes, Beresford Knox, Molly McIntyre, Fr. Raymond Devas, Margaret Blundell, Hugh Vernon Jackson, Dr. Clifford Evans, Dr. Betty Meggers, Dr. Ripley Bullen, E. C. Baker, Cynthia Hughes, Marion Priest and Clifford Beobalds, persons constituting the Formation Committee of the Grenada National Trust, a body interested in the preservation of places of historic and architectural interest or national beauty and having as its objects

- (a) the listing of buildings and monuments of prehistoric, historic and architectural interest and places of natural beauty with their animal or plant life;

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- (b) the compilation of photographic and architectural record of the above;
  - (c) the preservation of chattels of prehistoric, historic or artistic interest and the establishment of museums;
  - (d) making the public aware of the value and beauty of the Territory's heritage as set out above;
  - (e) the pursuance of a policy of preservation, and acting in an advisory capacity;
  - (f) the acquiring of property for the benefit of the Territory;
  - (g) the promoting and preserving for the benefit and enjoyment of the Territory of submarine areas of beauty or natural or historic interest and for the preservation (as far as possible) of their natural aspect, features and animal, plant and marine life;
  - (h) the attracting of funds by means of subscriptions, donations, bequests and grants for the effective carrying out of the objects

have prayed that an Ordinance be passed incorporating the said Grenada National Trust:

AND WHEREAS it is deemed expedient to grant the prayer of the said Petition.

Be it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council of Grenada, and by the authority of the same as follows:—

1. This Ordinance may be cited as the

GRENADA NATIONAL TRUST ORDINANCE,

1967.

Incorporation  
of Grenada  
National  
Trust.

2. (1) The members of the Grenada National Trust (hereinafter referred to as "the Trust") shall be, and they are hereby declared and adjudged to be, one body

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politic and corporate by the name of "The Grenada National Trust", and by that name shall have perpetual success and a common seal and with power to purchase, take, hold, deal with and dispose of lands and other property, and may sue and be sued in all courts and before all magistrates, justices and others in all manner of actions, suits, complaints, matters and causes whatsoever, and the same may vary and alter at their pleasure, and by the name aforesaid shall be in law capable of holding all such estate real and personal as hath been already acquired by them and of having, taking and holding other estates real and personal, either by purchase, gift, devise or legacy, for the use and benefit of the Trust.

(2) Should the Trust be dissolved or wound up all real estate, chattels, items of historic interest or other property of any kind whatsoever then in possession or control of the Trust shall pass to and become vested in the Government of Grenada.

(3) The Trust shall have a Head Office in the town of Saint George.

(4) The affairs of the Trust shall be administered by a Council to be called "the Council of the Grenada National Trust" (hereinafter called "the Council") consisting of

- (a) a President;
- (b) a First Vice President;
- (c) a Second Vice President;
- (d) an Honorary Treasurer;
- (e) an Honorary Secretary;
- (f) four other members; and
- (g) two members appointed by the Minister responsible for the subject of National Trusts.

(5) The members mentioned in paragraph (a) to (f) of the foregoing subsection shall be elected at the annual general meeting of the Council in alternate

years. The members mentioned in paragraph (g) of the foregoing subsection shall be appointed by the Minister at the time of the election of the members referred to in paragraphs (a) to (f) of the foregoing subsection.

(6) The term of office of all members shall be two years Provided that in the case of the members mentioned in paragraph (f) of subsection (4) of this section, it shall be one year only:

Provided further that in the case of the members mentioned in paragraph (g) of subsection (4) of this section the term of office shall, in the first instance, be for one year and thereafter for two years.

(7) The Trust shall provide for the safe custody of the seal, which shall be used only by the authority of the Council or of a committee of the Council authorised by the Council in that behalf, and every instrument to which the seal shall be affixed shall be signed by the President and counter-signed by the Secretary.

Limited  
Liability.

3. The funds as well as the real estate and effects of the Trust shall be alone subject and liable to any charge and demand against the said Trust, and no subscriber to the capital of the Trust shall be liable for or charged with the payment of any debt or demand due from the Trust beyond the extent of the aforesaid funds, property and effects of the Trust.

Rules of  
Trust,  
appointments  
of officers,  
etc.

4.—(1) The Council shall have full power and authority to make and ordain, and from time to time charge or repeal or vary, as may seem proper, rules subject to the approval and satisfaction of the general body of members at a general meeting called for that purpose, for and concerning the objects of the Trust the nomination, election, suspension, expulsion of members, and the custody, management, collection and disposal of funds, money or estate belonging to the Trust, and for conducting and regulating the business affairs and concern of the Trust, and relative to any other matter or thing whatsoever which may in anywise concern the good government of the Trust, and the

same from time to time to change, repeal or vary as may seem proper:

Provided always that such rules be not in anywise be repugnant or contrary to the Laws of the Territory and that the same shall not in any manner be binding on any other person or persons than those who are or may become members of the Trust, and it shall be lawful for the Council to fix in all or any rules all or any reasonable and adequate fines, forfeitures and penalties for the non-observance, non-performance or breach of the same or for enforcing the due observance thereof.

(2) Rules made by the Council under the provisions of this Ordinance or of any other Ordinance thereunto it enabling shall have the force and effect of law when confirmed by the Administrator in Council and published in the *Gazette*:

Provided that it shall be lawful for the Administrator in Council by order to be published in a similar manner to amend, add to or revoke the Rules contained in the Schedule hereto.

5. Whenever after the passing of this Ordinance any lands or tenements (including buildings) or submarine areas shall become vested in the Trust, the Council may by resolution determine that such lands or tenements or marine areas or submarine areas or lakes or rivers or such portions thereof as may be specified in such resolution are proper to be held for the benefit of the Territory, and such lands or buildings or marine areas or submarine areas or lakes or rivers shall thereupon be so held by the Trust and shall be inalienable.

Certain property of Trust to be inalienable.

6. The Trust may raise money by borrowing unsecured by the issue of loan stock or otherwise or secured by debentures giving a floating charge or fixed charges over all or any of their property (not being property specified in any such resolution of the Council as proper to be held for the benefit of the Territory)

Power to raise money.

and by way of specific mortgage thereof and by charging or appropriating as security for money borrowed the rents, profits or income derivable from any of the lands or properties of the Trust, including the rents, profits and income arising from the property held for the benefit of the Territory.

Power to obtain professional services.

7. The Trust may retain the services of lawyers, accountants, scientists, seamen, airmen, drivers, gardeners, pest control experts and all manner of other professional men, experts and business men and may pay their reasonable fees and charges for the same.

Accounts of the Trust.

8. Proper accounts shall be kept of all sums of money received and expended by the Trust and of the matters in respect of which such receipts and expenditure take place, and the property, assets and liabilities of the Trust and, subject to any reasonable restrictions as to the time and manner of inspecting the same that may be imposed in accordance with the rules for the time being of the Trust, such accounts shall be open at all reasonable times to the inspection of the members.

Audit of Accounts.

9. Once at least in every year the accounts of the Trust shall be examined and audited by an auditor or auditors being a Chartered Accountant or a Certified Public Accountant, and such auditor or auditors shall be elected annually at a general meeting of the Council and any previously elected auditor or auditors shall be eligible for re-election.

Application of revenue.

10. The Council shall apply all money received by the Trust under this Ordinance (except money borrowed and money received from the sale of lands or other moneys received on capital account) as follows, that is to say:—

Firstly—In payment of the working and establishment expenses of the Trust and the cost

of management, maintenance, upkeep and improvement of the Trust property; and

Secondly In payment of the interest on moneys borrowed under the powers of this Ordinance and of the instalments (if any) of principal money so borrowed; and the balance (if any) shall be applied in furthering the objects for which the Trust is established in such manner as the Council may from time to time direct.

11. All fines, forfeitures and penalties incurred by virtue of any rules made as aforesaid, and all sums becoming due to the Trust from any of the members of the Trust shall be sued for and recovered in a summary way before a Magistrate on the complaint of the Secretary of the Trust, and every Magistrate is hereby authorised and required to take cognizance thereof accordingly; and all fines, forfeiture and penalties when received, or the overplus thereof after deducting necessary charges, shall be paid into the hands of the Secretary of the Trust for the time being for the use of the Trust.

Recovery  
and disposal  
of fines etc.

12. The Trust shall be exempt from

(a) stamp duty with which, under the provisions of the Stamp Ordinance instruments drawn, made or executed by or on behalf of the Trust are chargeable; and

Exemption  
from stamp  
duty and fees.  
Cap. 283.

(b) any fees payable on instruments drawn, made or executed by or on behalf of the Trust upon which, or in respect of which, registration or recording fees are chargeable under the provisions of the Deeds and Lands Registry Ordinance, or any other law for the time being in force relating to the payment of registration or recording fees.

Cap. 90.

Exemption  
from rates  
and taxes.  
Caps. 290 and  
294.

13. Notwithstanding anything contained in the Taxes Management Ordinance or the Towns Administration Ordinance the Trust shall, in respect of all property whatsoever owned or occupied by them or held in trust for the use and benefit of the Trust, be exempted from the payment of rates or taxes leviable under the provisions of the aforementioned Ordinance.

Saving rights  
of Crown.

14. Nothing in this Ordinance declared or expressed shall affect the rights of Her Majesty, her heirs and successors or any person except such as are mentioned in this Ordinance and those claiming by, from or under them.

Passed by the Legislative Council this 22nd day of February, 1967.

CURTIS V. STRACHAN,  
*Clerk of the Legislative Council.*

GRENADA.

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