

No. 9 of 2007

Fifth Session Eighth Parliament Republic of
Trinidad and Tobago

HOUSE OF REPRESENTATIVES

BILL

AN ACT to repeal and replace the Presbyterian Church
Incorporation Ordinance, 1893 and provide for the
incorporation of certain persons as Trustees of The
Presbyterian Church of Trinidad and Tobago

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Presbyterian Church of Trinidad and Tobago

[, 2007]

Preamble	<p>WHEREAS a Representative Body of the Members of the Presbyterian Church in Trinidad and Tobago, commonly known as and designated “The Synod” has been constituted;</p> <p>And whereas ALVIN SEEREERAM, RAWLE SUKHU and FOSTER BISSESSAR have been elected and appointed Trustees by the said Synod for the legal transaction of its business;</p> <p>And whereas it is expedient that the said Trustees for the time being of the said Synod should be incorporated for the purposes hereinafter set forth.</p>
Enactment	ENACTED by the Parliament of Trinidad and Tobago as follows:—
Short title	1. This Act may be cited as the Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago Act, 2007.
Interpretation	<p>2. In this Act—</p> <p>“the Church” means the Presbyterian Church of Trinidad and Tobago.</p>
Incorporation	3. The said ALVIN SEEREERAM, RAWLE SUKHU and FOSTER BISSESSAR as such Trustees as aforesaid and their successors in office shall be and are hereby created a Body Corporate by the name of “The Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago” and by such name as aforesaid shall have perpetual succession, and may sue and be sued and shall have a common seal which may from time to time be changed.
Transfer and Vesting of Property	4. (a) Upon commencement of this Act all real or personal property of whatever nature now held by or vested or deemed to be vested immediately before the commencement of this Act in the Incorporated Trustees of the Presbyterian Church shall vest in The Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago.

(b) Legal proceedings pending or claims subsisting against the Incorporated Trustees of the Presbyterian Church immediately before the commencement of this Act shall be continued on and after the commencement of this Act by the Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago.

(c) A reference in any enactment, deed, contract, land, security or other document to The Incorporated Trustees of the Presbyterian Church shall upon the commencement of this Act, be construed as a reference to The Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago.

5. Subject to the rules and regulations of the control of the Church, The Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago shall have power: Power of the Organisation

- (a) to acquire by purchase, transfer, donation, exchange, devise, bequest, grant, conveyance or howsoever otherwise any real or personal property or any estate or interest therein;
- (b) to accept surrenders or re-conveyances and to enter into contracts;
- (c) to sell, exchange, demise, mortgage or otherwise dispose of and deal with all property which may for the time being be vested in or have been acquired by it; and
- (d) to borrow or raise money on the security of property or otherwise.

6. All documents requiring the Seal of The Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago shall be seal with the Common Seal of The Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago in the presence of any Mode of execution of documents

of the two Trustees or any other person as may be appointed for that purpose, who shall both sign every such document, and such signing shall be *prima facie* evidence that the said Seal was duly affixed and that the same is the lawful Seal of The Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago.

Service of Documents **7. (a)** The Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago shall at all times have a fixed address for the service of documents on The Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago and such address is Trinidad and Tobago Post Office 187, Paradise Hill, San Fernando.

(b) The address for service of The Incorporated Trustees of the Presbyterian Church immediately before the commencement of this Act shall, upon the commencement of this Act be the registered address of The Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago.

(c) Any document may be served on The Incorporated Trustees of the Presbyterian Church of Trinidad and Tobago by leaving the same at, or sending the same by registered post to the address as registered under subsection **(a)** of this section.

Saving of State or other rights

8. Nothing in this Act shall affect or be deemed to affect the rights of the State or of any bodies politic or corporate or of any other persons except such as are mentioned or referred to in this Act and those claiming by, through, from or under them.

Act No. 8 of 1983 repealed

9. The Presbyterian Church Incorporation Ordinance, 1893 is hereby repealed.

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FIFTH SESSION
EIGHTH PARLIAMENT
REPUBLIC OF
TRINIDAD AND TOBAGO

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Received and read the

First time

Second time

Third time
