

to a good, valid and sufficient notice of all such matters and things as shall be so published, and shall be so deemed, taken and considered to all intents and purposes whatever, any law usage or custom to the contrary notwithstanding

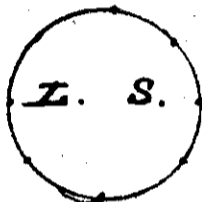
Richard C. Semper.
Acting President

Passed the Legislative Assembly,
this second day of April 1868

J. P. Burridge
Clerk. Leg. Assembly

Dated at Saint Christopher this twenty third day of April in the year of Our Lord One thousand eight hundred and sixty eight, and in the thirty first year of Her Majesty's Reign.

No. 8. 1868. Saint Christopher.



An Act to authorize advances to Freeholders in the Town of Basseterre to aid in the reconstruction of premises destroyed by the recent fire out of the Loan for rebuilding the said town.

Assent
J. H. Mackenzie,
St. Governor.

Preamble.

Whereas by an Act intituled "An Act to authorize the raising a Loan of Fifty thousand pounds for rebuilding the town of Basseterre" the Governor is authorized from time to time as occasion may require to raise upon debentures to be issued for such purpose any sum or sums of money not exceeding Fifty thousand pounds, which amounts to be lent to Merchants and other Freeholders of the said town for the purpose of enabling such Freeholders to rebuild the shops and dwellings destroyed by the recent calamitous fire in the said town. And whereas it is expedient that some person should be authorized on the part of the public to make such necessary advances, and also that provision should be made as to the terms on which such advances should be made. Be it therefore enacted by the Governor and Legislative Assembly of the islands of Saint Christopher and Nevis as follows:-

The Treasurer for the time being shall be liable for the Treasurer for the time being of the said being with the sanction of the Governor and the previous sanction in every of the Governor may cause of the Governor to advance and lend out of the said loan advances to Merchants for the rebuilding of the town of Basseterre to Merchants and other Freeholders of the said town such sum and sums of money of the town of Basseterre

such sums out of the Loan as may be required for assisting them in rebuilding the streets and dwellings destroyed by the late Fire on certain terms and conditions.

as they may require for the purpose of assisting in the rebuilding of such streets and dwellings as were destroyed in the recent fire on the following terms and conditions.

- 1st No loan or advance to be made on any premises until one third of the contemplated stone or dwelling house as the case may be, shall have been efficiently built, such fact to be ascertained and certified by the Superintendent of Public Works.
- 2nd On one third of the Building being erected a sum equal to one third of the estimated cost of the erection of the entire Building may be advanced.
- 3rd On two thirds of the entire Building being erected such fact to be ascertained and certified as aforesaid a further advance equal to another third of the estimated cost of the entire Building may be made.
- 4th No sum to be advanced on any premises to exceed two thirds of the estimated total cost of the Buildings intended to be erected.
- 5th No Loan to exceed one thousand pounds or be less than one hundred pounds.
- 6th All such Buildings to be insured by the Treasurer for the benefit of all parties concerned, but to secure in the first place, the repayment of any amount due in account of any loan or advance thereon as aforesaid.

Applicants shall furnish Treasurer to the said Treasurer in a form to be by him prescribed, a statement or writing containing the particulars and amount of injury sustained from the Fire, a plan and estimate of the proposed building and the cost thereof, such plan and estimate of the proposed building to be approved by the Superintendent of Public Works, and of the security proposed, and every such applicant shall previously to obtaining such loan be required to make a solemn declaration before the said Treasurer for the faithful application of the money borrowed to the rebuilding of the stone or dwelling house proposed to be erected, and if any person shall wilfully make such declaration falsely, such person shall be deemed guilty of perjury and shall be punished accordingly.

All sums of money lent by the Treasurer shall be secured and acknowledged by a receipt in duplicate in a form to be prescribed by the said Treasurer,

3. That all and every the sum and sums of money lent by the said Treasurer shall be secured and acknowledged by a receipt in duplicate in a form to be prescribed by the said Treasurer,

desiring to forge
purchased by him.

specifying the lot of land and buildings on which the sum advanced is secured, and signed by the borrower or his Representative, one of which receipts the said Treasurer shall preserve in his Office, and the other of such receipts he shall deliver or cause to be delivered to the Registrar of Deeds of the said island, who shall in a Book to be appropriated to such purpose record or cause the same to be recorded at length and afterwards filed in his Office, and for the recording of every such receipt the said Registrar shall be entitled to a fee of Three shillings to be paid by the said Treasurer and by him charged against the party borrowing the money; and the record so made in the said Registrar's Office, shall be open to public inspection on payment by the party desiring to inspect the same to the Registrar of a fee of one shilling, and if the said Registrar shall fail to record such receipt, or shall fail to file the same in his Office he shall for every such Offence be liable to a penalty of Fifty pounds, to be recovered by action in the Court of Queen's Bench at the suit of the said Treasurer, for the use of the Colony.

All sums lent by the
Treasurer to be
charged as a first
lien upon the
property.

4. That all and every the sum and sums of money so lent by the said Treasurer and secured as aforesaid, and the interest thereon as hereinafter mentioned, shall be a charge as the first lien upon the property on which the same is or are secured; and shall have priority over all claims for Over Mortgages, Judgments, Executions, and other claims, charges and securities whatsoever, charged upon or affecting the said property, and shall be good and effectual against, and have priority over all entails, remainders, reversions and limitations.

Interest at the
rate of ten per cent
per annum, which
shall include all
premiums paid for
insurance from
Fire.

5. The sum so lent by the said Treasurer shall bear interest at the rate of ten pounds per centum per annum, (which shall include all premiums paid for insuring such sum or sums paid for insurance from Fire) and such interest shall be payable half yearly; the first payment thereof to be made six months from the date of the receipt for the principal money, and the principal sum so lent by the said Treasurer shall be payable in twenty equal instalments (with the right nevertheless to the said party to make repayment in less time) the first payment thereof to be made twelve months from the date of the receipt thereof, and in default of payment of the said principal and interest moneys, or of any part thereof respectively as aforesaid; the said Treasurer is hereby authorized and required to issue a warrant under his hand and seal directed to the Sheriff Marshal, commanding him to lay on the goods and chattels of the person so in default for

shall be used with all the force of the former Treasurers. shall happen that some other person shall be appointed Treasurer, all the moneys and securities shall from thenceforth become vested in such succeeding Treasurer as fully, and in every respect the same as if such securities had been originally taken in the name of such succeeding Treasurer, and no proceeding for the recovery of any such money as aforesaid, shall abate by the death of the Treasurer in whose name any such proceeding may have been taken, or by such person ceasing to be Treasurer, but the name of the Treasurer succeeding to such person as Treasurer may, if necessary, be substituted for the name of the person ceasing to be such Treasurer, and such proceeding shall progress in every respect the same as if it had been commenced ~~in the name of the Treasurer whose name shall have been substituted~~ in the name of the Treasurer whose name shall have been so substituted, and all proceedings had and taken thereon shall be valid and effectual to all intents and purposes whatsoever.

Definition of the term Treasurer.

11. The term "Treasurer" in this Act, shall be taken to mean the Treasurer for the time being of the said island of Saint Christopher.

In case the annual premiums of Insurance shall be less than 3 per cent a corresponding reduction should be made in the rate of interest shall for the time being be made, and in like manner such annual premium at any time exceed three per cent, a corresponding increase in the rate of interest shall for the time being be made, such increase to be recoverable and recoverable in like manner as such original interest

12. Provided always that in the event of the annual premiums for Insurance being at any time less than three per cent a corresponding reduction in the rate of interest or any loan less than 3 per cent shall for the time being be made, and in like manner a corresponding reduction should be made, such annual premium at any time exceed three per cent, a corresponding increase in the rate of interest shall for the time being be made, such increase to be recoverable and recoverable in like manner as such original interest

Remuneration of the Treasurer and his clerk

13. The Treasurer shall receive out of the said loan as a compensation for himself and his clerk (in the proportion of two thirds for himself, and one third for the clerk,) one half per cent on the money lent by him under this Act, and one per cent on the several amounts received by him in repayment of such loans and interest

Richard L. Sempier
Acting President

Passed the Legislative Assembly,
this 2nd day of April 1868

J. P. Burridge
clerk. Leg. Assembly

Dated at Saint Christopher this first day of May, in the year of our Lord one thousand eight hundred and sixty eight, and in the thirty first year of Her Majesty's Reign