

CHAPTER 65.**FREETOWN MUNICIPALITY.****ARRANGEMENT OF SECTIONS.****PART I.—PRELIMINARY.****SECTION.**

1. Short title.
2. Interpretation.

PART II.—CONSTITUTION AND GOVERNMENT OF CITY.

3. City of Freetown to be body corporate.
4. Corporation to act by the City Council.
5. Limits of the City.
6. Division of City into wards.

PART III.—ESTABLISHMENT AND CONSTITUTION OF THE COUNCIL.

7. Establishment and constitution of the City Council of Freetown.
8. Constitution of Council.
9. Councillors appointed by Governor in Council.
10. Councillors to be elected for each ward.
11. (1) Appointment of first Aldermen.
(2) Election of Mayor.
(4) Election of Mayor not to create vacancy.
(5) Election of first three Aldermen not to create vacancy.
12. Election of Aldermen when vacancy occurs.
13. (1) Remuneration of Mayor.
(2) Mayor to hold office for one year.
(3) Mayor to be a Justice.
(4) Mayor to have precedence over Justices.
(5) Precedence of Mayor.
14. Appointment of Deputy Mayor.
15. (1) Qualifications of elected Councillors.
(2) Disqualification for membership of Council.
(3) When elected Councillor's seat to become vacant.
16. Powers of Governor in Council.

PART IV.—VALUATION OF PREMISES.

17. Existing Valuation Roll deemed to be prepared under this Ordinance.
18. Assessment of premises.
19. Appointment of valuers and Assessment Committee.
20. Director of Public Works to transmit particulars given under sections 14 and 19 of Cap. 66.
21. Deposit of Valuation Roll.
22. Objections to Valuation Roll.
23. Valuation Roll to subsist until deposit of new Roll.

PART V.—CITIZENS AND REGISTRATION OF VOTERS.

24. Qualification of citizens.
25. Qualifications of voters.
26. Register of voters.
27. Remuneration of Revising Officer.

PART VI.—ELECTION PROCEDURE.

SECTION.

28. General Elections.
29. Bye-elections.
30. Regulations as to elections.
31. Election valid unless questioned within fifteen days of publication of result.
32. (1) Prevention of election by force.
(2) Interference with lawful public meeting to be an illegal practice.
33. Offences in respect of nomination papers, etc.
34. Penalty for false answer.
35. Falsification of return at election.
36. Personation.
37. Treating.
38. Undue influence.
39. Bribery.
40. Disqualification for personation, etc.
41. Penalty for certain illegal practices.
42. Fraudulent transfers of property.
43. Infringement of secrecy.
44. Property of election material vested in the Town Clerk.

PART VII.—ELECTION PETITIONS.

45. Presentation of election petition.
46. Trial of election petition.
47. Corrupt practice.

PART VIII.—MEETINGS OF THE COUNCIL.

48. Standing Orders.
49. Minutes of Council *prima facie* evidence.
50. Acts of Council valid despite vacancies.
51. (1) Member interested not to take part in proceedings.
(2) Disclosure of interest.
52. Proceedings in respect of qualification.

PART IX.—OFFICERS OF THE COUNCIL AND ACCOUNTS.

53. Appointment of Officers.
54. (1) Town Clerk responsible for records.
(2) When Deputy Town Clerk to act.
55. Powers of City Bailiff and Bailiffs.
56. Officers to give security if so required.
57. Officers to render accounts when directed.
58. Accounts and audit.
59. Power of Auditor to call for books, etc.
60. (1) Power of Auditor to surcharge illegal payments.
(2) Appeals against decision of Auditors.
(3) Applications for relief.
(4) Power of Town Clerk to sue for recovery of payments surcharged.

PART X.—POWERS AND DUTIES OF THE CORPORATION.

61. Powers and duties of Corporation.
62. (1) Corporation may be given authority to exercise powers of specified Ordinances.
(2) Transfer to Corporation of powers and duties of Government officers.

SECTION.

- 63. (1) Annual Estimates.
- (2) Provision of rate in Estimates.
- (3) Certified copy of Estimates to be sent to Minister for information of Governor.
- (4) Estimates to be open for inspection.
- 64. Duties of Council.
- 65. Acts lawful for Council to perform.
- 66. (1) Corporation to make bye-laws.
- (2) (b) Governor's approval of bye-laws.
- 67. Powers of Police not to be affected.

PART XI.—CORPORATE PROPERTY AND CONTRACTS.

- 68. Property vested in Corporation.
- 69. Corporation may acquire property.
- 70. Compulsory acquisition of land.
- 71. (1) Borrowing at interest.
- (2) Investment of funds.
- 72. Powers of Governor in Council to impose conditions as to repayment of money borrowed.
- 73. Provisions as to sinking fund.
- 74. Provisions for replacing purchase or compensation money.
- 75. Investment of proceeds of sale or exchange.
- 76. Corporation may enter into contracts.
- 77. Provisions as to contracts by Corporation.
- 78. Use of corporate seal.

PART XII.—MUNICIPAL LICENCES.

- 79. (2) Licences for vehicles.
- (3) Marking of vehicles.
- (4) Licences for entertainments.
- (5) Licences subject to bye-laws and conditions.
- 80. (1) Licences obtainable from Treasurer.
- (2) Duration of Licences.
- (3) Hawkers and pedlars.
- 81. Application of licence fees.
- 82. Penalties.

PART XIII.—REVENUE OF THE CORPORATION.

- 83. Revenue of the Council.
- 84. Application of revenue.
- 85. Appointment of Government officer to an office under the Corporation.
- 86. Order for payment of money.
- 87. Moneys to be paid into a Bank.
- 88. Governor in Council empowered to authorise the writing off of irrecoverable arrears of revenue.

PART XIV.—THE CITY RATE.

- 89. (1) The City rate.
- (2) Payment of City rate.
- 90. Notice of intention to impose and imposition of City rate.
- 91. Rate Book.
- 92. City rate to be a charge on premises.
- 93. Levy on owner's goods on non-payment of City rate.

SECTION.

- 94. Poundage.
- 95. Payments of rates by occupier.
- 96. Levy on lands and premises on non-payment after two years.
- 97. Mayor may issue one warrant for each ward.
- 98. Warrant to be signed and sealed.
- 99. Absentee owner to appoint agent for payment of rate.
- 100. Unoccupied premises.
- 101. Notice of non-occupation and re-occupation.
- 102. Premises demolished or removed.
- 103. Premises exempt from rates.
- 104. Agreement between landlord and tenant.
- 105. Exemption from payment of City rate owing to poverty.

PART XV.—MISCELLANEOUS.

- 106. Appearance of Corporation in legal proceedings.
- 107. Form of title deeds.
- 108. Proof in legal proceedings.
- 109. Documents to be *prima facie* evidence.
- 110. Description of property of Corporation.
- 111. Publication of notices.
- 112. Service of notices.
- 113. Hindering publication of notices, etc.
- 114. Inspection of documents.
- 115. Obstruction, etc., of inspection.
- 116. Obstruction of execution of Ordinance.
- 117. Entry on Premises for purpose of Ordinance.
- 118. Power to administer oaths, etc.
- 119. Protection of Council and their officers from personal liability.
- 120. Notice of application to Governor in Council.
- 121. Power to the Governor in Council to vary provisions of Schedules.
- 122. General penalty.
- 123. Further general election to existing City Council of Freetown prohibited.
- 124. Cessation of application of Ordinance 38 of 1927 and savings.
- 125. Savings of Crown rights.

FIRST SCHEDULE.

SECOND SCHEDULE.

CHAPTER 65.

FREETOWN MUNICIPALITY.

An Ordinance to make provision with respect to the Municipal City of Freetown.

[11TH JUNE, 1948.]

1 of 1945.
15 of 1945.
4 of 1948.
12 of 1949.
8 of 1950.
34 of 1954.
11 of 1956.
19 of 1956.
20 of 1957.
21 of 1957.
7 of 1959.

PART I.—PRELIMINARY.

Short title.

1. This Ordinance may be cited as the Freetown Municipality Ordinance, and shall come into force on such date as the Governor shall fix by notice published in the *Gazette* and such date shall be not later than the 30th day of June in the year in which this Ordinance shall come into force.

Interpreta-
tion.
11 of 1956.

2. In this Ordinance, unless the context otherwise requires—

“ alien ” means a person who is not a British subject nor a British protected person nor a citizen of the Republic of Ireland;

“ annual value ” means the amount at which the premises can reasonably be expected to let in the open market in average years;

“ assessed annual value ” means the annual value of any premises as entered in the Valuation Roll for the time being in force;

“ assessed premises ” means any premises which appear in the Valuation Roll for the time being in force;

“ City ” means the Town of Freetown, created a Municipal City by the Freetown Municipality Ordinance, 1893;

34 of 1954.

“ City Fund ” means the fund into which the revenue of the Corporation is paid in terms of section 84;

“ Corporation ” means the Mayor, Aldermen, Councillors and Citizens of the City of Freetown;

“ corporate land ” means land belonging to or held in trust for the Corporation;

“ Council ” means the City Council of Freetown established under this Ordinance;

7 of 1959.

“ Minister ” means the Minister charged for the time being with responsibility for the subject of internal affairs;