

CHAPTER 50:06

HOBABOE CREEK (DIVERSION) ACT

ARRANGEMENT OF SECTIONS

SECTION

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3. Company authorised to place dams.
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1929 Ed.
c. 136
1953 Ed.
c. 276

An Act to enable the Demerara Company, Limited, to divert the course of the Hobaboe Creek.

17 of 1902

[31ST MAY, 1902]

1. This Act may be cited as the Hobaboe Creek (Diversion) Act. Short title.
2. The Demerara Company, Limited, is hereby empowered to dig, construct, maintain, and use a canal leading from the Hobaboe creek into the Demerara river, and between the respective side lines of plantations Potosi and Vive la Force, and to divert the flow of the water of the Hobaboe creek into that canal and through its whole length. Demerara Company authorised to construct canal.
3. The Company is hereby further empowered to place across the Hobaboe creek in its then disused channel between De Jonge Rachael, part of Plantation Wales on the north, and Patientia, part of Plantation Vriesland on the south, of the said creek, two dams for the purpose of connecting the navigation canals of the two last mentioned plantations. Company authorised to place dams.

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Width and
depth of canal
and raising of
dams.

4. The canal shall be of a uniform width of twenty feet at the top, and a uniform depth of four feet, the slopes varying according to the nature of the soil, and the dams on either side of the canal shall be raised to the level of the back dams of Plantations Vive la Force and dams Potosi.

Company to
construct
bridge across
canal
[4 of 1972]
c. 51:01

5. The Company shall further, at its own expense, construct across the canal on the line of the public road, and maintain so long as the existing bridge over the Hobaboe creek continues to be maintained as a bridge out of moneys provided by Parliament, a bridge in accordance with sections 12 and 13 of the Roads Act:

Provided that when the existing bridge ceases to exist, the work of making a permanent roadway in place thereof, together with the construction of any culvert found necessary there, shall be performed by the Company to the satisfaction of the Chief Works and Hydraulics Officer.

Company to
make sluice
koker.
[7 of 1941]

6. The Company shall at their own expense place at the waterside of the canal a sluice koker with concrete sides and wings and a greenheart lifting door of a width of fifteen feet, and shall thereafter at all times at the like expense maintain the koker in good and sufficient repair. The koker shall be constructed and maintained to the satisfaction of the Drainage and Irrigation Board.

Control and
upkeep of
canal and
sluice.
[7 of 1941]
c. 64:03

7. The Drainage and Irrigation Board, as constituted by the Drainage and Irrigation Act, shall have the general supervision and control of the canal and sluice, but the opening and shutting of the sluice shall be provided for by the Company, its successors or assigns, who shall also bear and pay all the expenses of the construction and upkeep of the canal.

Company to
construct
another canal
in certain
events.
[7 of 1941]

8. If at any time hereafter the bed of the Hobaboe creek, between the present stop-off in the canal known as the southern boundary canal and the new canal, is not available for relief purposes, and the Drainage and Irrigation Board would be therefore, in the opinion of that Board, but for this section compelled to continue and complete the digging of the southern boundary canal, the Company shall at its own expense, dig, construct, and maintain a canal of the same dimensions as the

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canal by section 2 authorised to be constructed, from the stop-off in the southern boundary canal to the canal by section 2 authorised to be constructed, the course of the canal in this section provided for to be determined by the Company. If the canal provided for in this section is constructed, it shall be subject to the same control, upkeep, and maintenance as is provided for in section 7 in regard to the canal by section 3 authorised to be constructed.

9. Any existing rights of Plantation Wales to a supply of water conserved in the western boundary canals of the polder shall cease from the commencement of this Act:

Rights of
Plantation
Wales.

Provided that if in the future, either from the placing of a stop-off in the Bonesica creek or from any other cause, water is conserved at a higher level than it now is in times of drought, then, in that case, those rights shall revive.