

JAMAICA NATIONAL HERITAGE TRUST

DRAFT DECLARATION

PINNACLE SITE

The **Jamaica National Heritage Trust** (hereinafter referred to as 'the Trust') proposes to declare the **Pinnacle Site**, situated in the parish of St. Catherine, as described in the Schedule hereto, to be a National Monument for the purposes of the **Jamaica National Heritage Trust Act**.

The draft of the proposed Declaration is set out hereunder:


Laleta Davis-Mattis
Executive Director
Jamaica National Heritage Trust

17th day of *April* 2009

DRAFT DECLARATION

JAMAICA NATIONAL HERITAGE TRUST ACT

**DECLARATION OF PINNACLE SITE
AS A NATIONAL MONUMENT**

WHEREAS Section 12 (1) of the **Jamaica National Heritage Trust Act** (hereinafter referred to as 'the Act') confers on the **Jamaica National Heritage Trust** (hereinafter referred to as 'the Trust'), the power exercisable in accordance with the First Schedule to the Act, to declare any structure to be a National Monument if it is of the opinion that the preservation of that structure is a matter of public interest, by reason of its historic, architectural, traditional, artistic, aesthetic, scientific or archaeological interest attaching thereto:

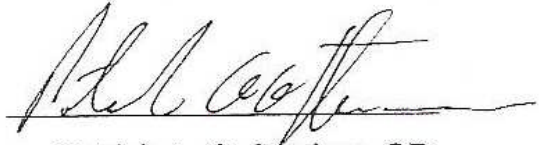
AND WHEREAS the Trust is of the opinion that the preservation of the **Pinnacle Site**, which is described in the Schedule hereto, is a matter of public interest by reason of its historic and architectural interest;

NOW THEREFORE, the Trust, in exercise of the power conferred as aforesaid hereby declares the **Pinnacle Site**, more particularly described in the Schedule hereto, to be a National Monument.

SCHEDULE

All those parcels of land part of Palmetto Cottage and the Pinnacle now known as De La Vega Heights in the parish of St. Catherine being the lots numbered 198, 200 and 201 on which are situated a Rastafari Tabernacle constructed of bamboo and a brick and cut stone great house ruin where Leonard Howell, founding father of the Rastafari Movement, had his dwelling together with its designated buffer zone and being all the lands comprised in Certificates of Title registered at Volume 1396 Folio 446, Volume 1396 Folio 448 and Volume 1396 Folio 449 in the Register Book of Titles.

Dated the 17th day of April 2009



Patrick A. O. Stanigar, OD
Chairman


Laleta Davis-Mattis
Executive Director

**NOTICE OF INTENTION TO
DECLARE A NATIONAL MONUMENT
PINNACLE SITE**

**Pursuant to Paragraph 1 of the First Schedule to the JAMAICA NATIONAL
HERITAGE TRUST ACT**

Declaration Proposed

The **Jamaica National Heritage Trust** (hereinafter referred to as 'the Trust') proposes to declare **Pinnacle Site**, situated in the parish of St. Catherine, as described in the Schedule hereto, to be a National Monument for the purposes of the **Jamaica National Heritage Trust Act**.

Objections

Any objections to the proposed Declaration and the reasons therefore may be notified in writing to the Trust, or by personal attendance at the office of the Trust at 79 Duke Street, Kingston.

Any such objections must be made before the expiration of twenty-eight days from the publication of this Notice.

Effects of Declaration

In accordance with the Act, the Declaration, if made, will have the following effects:-


- (1) The owner of the National Monument will be entitled to:
 - (a) appropriate compensation for any financial loss resulting from the Declaration.
 - (b) have treated as a deductible expense for income tax purposes, any amount spent by him on work certified by the Trust as being necessary for the preservation of the National Monument.
 - (c) a capital allowance under the Income Tax Act, where he incurs capital expenditure in developing the National Monument
- (2) The owner, or where appropriate, the person in possession of the National Monument, will be prohibited from carrying out any demolition, removal or alteration thereon without the prior approval of the Trust.
- (3) The Trust may, in its own discretion, maintain, or assist in the maintenance of the National Monument so as to prevent its falling into a state of disrepair.

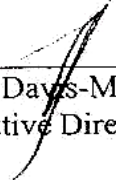
- (4) Authorized persons may enter any land or building which is or contains the National Monument for the purpose of investigation, inspection or maintenance.
- (5) Where the Declaration affects registered land, the fact of the Declaration will be communicated by the Trust to the Registrar of Titles who is required to note the Declaration on the Registered **Title.**
Where the land does not have a Registered Title, the fact of the Declaration will be communicated to the Deputy Keeper of the Records for recording.
- (6) Criminal procedures may be instituted in respect of the doing of any prohibited act pertaining to the National Monument.

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Dated this 17th day of April 2009


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