

TRINIDAD AND TOBAGO GAZETTE (EXTRAORDINARY)

Vol. 49

Port-of-Spain, Trinidad, Friday 19th March, 2010-Price \$1.00

No. 31

459

SUPPLEMENT TO THIS ISSUE

THE DOCUMENT detailed hereunder has been issued and is published as a Supplement to this issue of the *Trinidad and Tobago Gazette:* Legal Supplement Part B—

Notice of submission for public comment on Addendum #2 to Supplementary Eia Report of March, 2009 submitted by the National Energy Corporation of Trinidad and Tobago Limited—(Legal Notice No. 103 of 2010).

460

APPOINTMENT TO ACT AS MINISTER OF PLANNING, HOUSING AND THE ENVIRONMENT

IT IS HEREBY NOTIFIED for general information that His Excellency the President, acting in accordance with the advice of the Prime Minister, in exercise of the power vested in him by subsection (2) of section 79 of the Constitution of the Republic of Trinidad and Tobago, has appointed MR. CONRAD ENILL, a Senator, to act in the Office of Senator Dr. the Honourable EMILY GAYNOR DICK-FORDE, Minister of Planning, Housing and the Environment, with effect from 18th March, 2010 and continuing during the absence from Trinidad and Tobago of the said Senator Dr. the Honourable Emily Gaynor Dick-Forde, in addition to the discharge of his normal duties.

H. HEMNATH Secretary to His Excellency 15th March, 2010. the President

461

APPOINTMENT TO ACT AS MINISTER OF AGRICULTURE, LAND AND MARINE RESOURCES

IT IS HEREBY NOTIFIED for general information that His Excellency the President, acting in accordance with the advice of the Prime Minister, in exercise of the power vested in him by subsection (2) of section 79 of the Constitution of the Republic of Trinidad and Tobago, has appointed MR. PETER TAYLOR, a Member of the House of Representatives, to act in the Office of Senator the Honourable ARNOLD PIGGOTT, Minister of Agriculture, Land and Marine Resources, with effect from 16th March, 2010 and continuing during the absence from Trinidad and Tobago of the said Senator the Honourable Arnold Piggott, in addition to the discharge of his normal duties.

15th March, 2010.

H. HEMNATH Secretary to His Excellency the President

462

APPOINTMENT TO ACT TEMPORARILY AS A MEMBER OF THE SENATE

IT IS HEREBY NOTIFIED for general information that, under the provisions of section 40 and section 44 of the Constitution of the Republic of Trinidad and Tobago, His Excellency the President, acting in accordance with the advice of the Prime Minister, has appointed MR. JOEL PRIMUS, to be temporarily a Member of the Senate, with effect from 23rd March, 2010 and continuing during the abscence from Trinidad and Tobago of Senator Dr. EMILY GAYNOR DICK-FORDE.

H. HEMNATH Secretary to His Excellency the President

463

APPOINTMENT AS A MEMBER TO THE NARIVA/MAYARO (RIO CLARO) LOCAL PUBLIC ASSISTANCE BOARD

IT IS NOTIFIED for general information that, in accordance with the provision of section 8 of the Public Assistance Act, Chap. 32:03 of the Laws of the Republic of Trinidad and Tobago, Cabinet has agreed to the appointment of MR. DHANRAJ PANCHAM as a Member of the Nariva/Mayaro (Rio Claro) Local Public Assistance Board for a period of three (3) years with effect from the date of his letter of appointment and to note that the undermentioned persons would continue to serve as Members of the Nariva/Mayaro (Rio Claro) Local Public Assistance Board until the expiration of their term of office indicated—

Ms. MURIEL HAGLEY	 	•••	\dots 23th September, 2010
Ms. MELISSA GILL	 		\dots 27th September, 2010
Mr. JAGDEO RAMJATTAN	 		27th September, 2010.

A. POPPLEWELL Acting Permanent Secretary, Ministry of Social Development

9th March, 2010.

464

MINISTRY OF HEALTH

CONFIRMATION

THE following arrangement in accordance with the Director of Personnel Administration's Circular Memorandum P: 39/19, Vol. IV temporary, dated 25th August, 2006, is notified for general information.

Name	Rank of Officer	Date
Craigwell, Janice Ms	Messenger I (Range 9)	11th December, 2004

413

REPUBLIC OF TRINIDAD AND TOBAGO

IN THE HIGH COURT OF JUSTICE OF TRINIDAD AND TOBAGO

NOTICE TO JURORS

PUBLIC NOTICE is hereby given that one of the Judges of the High Court of Justice will sit in Chambers at the Court House at San Fernando on WEDNESDAY 24TH MARCH, 2010 at 9.00 o'clock in the forenoon for the purpose of hearing applications by persons for exemption from serving as Jurors at the Session to be held at San Fernando on Thursday 1st April, 2010.

All such applications should be made in writing.

Applications made after that date may not be entertained.

Dated this 11th day of February, 2010.

	1. RAMDIN
	Acting Deputy Registrar,
(2 ins.)	San Fernando

414

DETERMINATION OF COMPENSATION TO DEPENDANTS OF DECEASED EMPLOYEES

Re-Death of

DEONATH MAHADEOSINGH, late, of 61, Calcutta Road, No. 1 Mc Bean, Couva

a workman lately employed with A. S. Bryden (Trinidad) Ltd.

COMPENSATION in the above matter having been deposited with me under section 8 of the Workmen's Compensation Act, persons claiming to be dependants of the said Deonath Mahadeosingh are hereby required to appear before the Commissioner on TUESDAY THE 23RD DAY OF MARCH, 2010, at 10.00 o'clock in the forenoon at the Hall of Justice, Port-of-Spain, when the Commissioner shall proceed to determine the distribution thereof.

Proof of relationship of dependants to the deceased workman will be required by the Commissioner to be furnished by claimants at the enquiry. Such proof to be in the form of certificates of birth and of marriage as in the circumstances be necessary.

A claimant for funeral expenses of the deceased must submit and prove his claim to the Commissioner on or before the 23rd day of March, 2010.

Dated this 22nd day of February, 2010.

T DAMDIN

465



TRINIDAD AND TOBAGO SECURITIES AND EXCHANGE COMMISSION ("The Commission")

IN THE MATTER OF

A CONTRAVENTION OF SECTIONS 66(1)(a) AND 66(2) OF THE SECURITIES INDUSTRY ACT, 1995 ("THE ACT") AND BY-LAW 56(1) OF THE SECURITIES INDUSTRY BY-LAWS, 1997 ("THE BY-LAWS") BY AIC CORPORATE FUNDS INC. IN RESPECT OF THE LATE FILING OF ITS ANNUAL REPORT FOR 2007, THE LATE FILING OF ITS INTERIM FINANCIAL STATEMENT FOR 2007, AND ITS FAILURE TO FILE ITS COMPARATIVE FINANCIAL STATEMENTS FOR 2007 AND 2008

And

In the Matter of

Rule 61 and Rule 62 of Securities Industry (Hearings and Settlements) Practice Rules, 2008

ORDER OF THE COMMISSION

WHEREAS by Notices dated 12th August, 2009, the Commission informed the Respondent that it was in breach of Sections 66(1)(a) and 66(2) of the Securities Industry Act, 1995, and By-Law 56(1) of the Securities Industry By-Laws, 1997 and invited the Respondent to file written submissions with the Commission;

And Whereas by letter dated 21st August, 2009 the Respondent submitted its reasons for the:

- (1) late filing of its Annual Report for 2007, in accordance with Section 66(1)(a) of the Act;
- (2) late filing of its Interim Financial Statement for 2007, in accordance with Section 66(2) of the Act; and
- (3) failure to file its Comparative Financial Statements for 2007 and 2008 in accordance with By-Law 56(1) of the By-Laws.

And Whereas by Notice of Written Hearing dated 14th October, 2009 the Respondent was invited to attend a written hearing on the 12th day of November, 2009 at 8.30 in the forenoon;

And Whereas the Respondent failed to present itself at the hearing on the 12th day of November, 2009 and the proceedings were carried out in the absence of the Respondent;

And Whereas the Commission considered that—

- (1) The Respondent was a first time offender;
- (2) The Respondent had put in place a process to ensure that the contravention would not reoccur and the Staff of the Commission advised the Hearing Panel that such a process appeared to be in place;
- (3) No evidence was presented by the Respondent to support its submission that no investors had been harmed by the breaches of the Act and the By-Laws; and
- (4) The Respondent did not adduce any evidence to support the view that the fines proposed by the Staff of the Commission exceeded the profits of the Fund.

It is hereby ordered that-

- (a) The procedure outlined under the Securities Industry (Hearing and Settlements) Practice Rules, 2008 has been followed;
- (b) The Respondent has contravened section 66(1)(a) and 66(2) of the Act and By-Law 56(1) of the By-Laws;
- (c) Pursuant to Section 143(1) of the Act, that the Respondent pay to the Commission, as agent for the Comptroller of Accounts, a fine in the sum of \$30,000.00 for each of the four contraventions within 28 days of the date on which this Order is entered, a maximum fine of \$120,000.00; and
- (d) This Order shall be published in the *Trinidad and Tobago Gazette*, in the daily newspapers and on the Commission's Website.

By Order of the Hearing Panel.

Dated this 30th day of March, 2009.

FRANCIS LEWIS Chairman (Pro. Tem.) IN THE REPUBLIC OF TRINIDAD AND TOBAGO



TRINIDAD AND TOBAGO SECURITIES AND EXCHANGE COMMISSION

IN THE MATTER OF

A CONTRAVENTION OF SECTION 64(3) OF THE SECURITIES INDUSTRY ACT, 1995 BY JAMAICA SELECT INDEX FUND LIMITED

And

In the Matter of

A CONTRAVENTION OF BY LAW 56(1) OF THE SECURITIES INDUSTRY BY LAWS, 1997 BY JAMAICA SELECT INDEX FUND LIMITED

And

In the Matter of

A CONTRAVENTION OF SECTION 66(1)(a) OF THE SECURITIES INDUSTRY ACT, 1995 BY JAMAICA SELECT INDEX FUND LIMITED

And

In the Matter of

A PROPOSED SETTLEMENT AGREEMENT

[Pursuant to Part VIII of Securities Industry (Hearings and Settlements) Practice Rules, 2008 ("the Rules")]

ORDER OF THE COMMISSION

WHEREAS Jamaica select index fund limited ("the Respondent") filed a copy of its 2009 Amended Registration Statement with the Commission on 9th July, 2009, past the due date of 4th July, 2009;

And Whereas the Respondent filed its 2009 audited Comparative Financial Statements with the Commission on 7th August, 2009 past the due date of 31st July, 2009;

And Whereas the Respondent filed a copy of its 2009 Annual Report with the Commission on 30th June, 2009 past the due date of 29th June, 2009;

And Whereas by Amended Notices of Contravention Nos. S.I. 71 of 2009, S.I. 72 of 2009, S.I. 73 of 2009, the Commission notified the Respondent that it was in contravention of—

- (i) Section 64(3) of the Act by filing a copy of its 2009 amended Registration Statement with the Commission on 9th July, 2009, past the due date of 4th July, 2009;
- (ii) By-Law 56(1) of the By-Laws by filing its 2009 audited Comparative Financial Statement with the Commission on 30th June, 2009 past the due date of 29th June, 2009; and
- (iii) Section 66(1)(a) of the act by filing a copy of its 2009 Annual Report with the Commission on 7th August, 2009 past the due date of 31st July, 2009;

And Whereas by letters dated 29th December, 2009 and 11th January, 2010, the Commission and the Respondent entered into settlement discussions to determine whether the matter could be settled;

And Whereas on 27th January, 2010 the Respondent entered into a proposed settlement agreement with the Staff of the Commission which was signed by the General Manager of the Commission ("the Settlement Agreement"), in which the parties agreed to a settlement, subject to approval of the Settlement Panel;

466—Continued

ORDER OF COMMISSION—CONTINUED

And Whereas the Settlement Panel approved the Settlement Agreement and agreed to submit the Settlement Agreement to the Commission;

And Whereas the Respondent shall pay the sum of thirty-nine thousand Trinidad and Tobago dollars (TT\$39,000.00) to the Trinidad and Tobago Securities and Exchange Commission within twenty-eight (28) days of the making of this Order as the fine in this matter;

And Whereas the Commission has considered the Settlement Agreement and is of the opinion that it is in the public interest to make this Order.

It is hereby ordered that-

- (a) The procedure outlined under the Securities Industry (Hearing and Settlements) Practice Rules, 2008 has been followed;
- (b) The Respondent has contravened section 64(3) and 66(1)(a) of the Act and By-Laws 56(1) of the By-Laws and shall pay the sum of thirty-nine thousand Trinidad and Tobago dollars (TT\$39,000.00) within twenty-eight (28) days of the making of this Order as the fine in this matter; and
- (c) This Order shall be published in the *Trinidad and Tobago Gazette*, in the daily newspapers and on the Commission's Website.

Dated this 29th day of January, 2010.

DEBORAH THOMAS-FELIX Chairman

FRANCIS LEWIS Commissioner

MARSHA K. KING Commissioner

VISHNU DHANPAUL Commissioner

SHELTON NICHOLLS Commissioner

467

Settlement Agreement Between The Commission and Pan Caribbean Asset Management Limited / In The Matter of Rule 61 and Rule 62 of Securities Industry (Hearings And Settlements) Practice Rules, 2008



THE SCHEDULE ABOVE REFERRED TO:

TRINIDAD AND TOBAGO SECURITIES AND EXCHANGE COMMISSION

IN THE MATTER OF

CONTRAVENTIONS OF SECTIONS 66(2) AND 66(1)(a) OF THE SECURITIES INDUSTRY ACT, 1995 AND BY-LAWS 55(1) AND 56(1) OF THE SECURITIES INDUSTRY BY-LAWS, 1997 BY PAN CARIBBEAN ASSET MANAGEMENT LIMITED

And

In the Matter of

A PROPOSAL SETTLEMENT AGREEMENT

[Pursuant to Part VIII of Securities Industry (Hearings and Settlements) Practice Rules, 2008 ("the Rules")]

ORDER OF THE COMMISSION

WHEREAS Pan Caribbean Asset Management Limited ("the Respondent") failed to file its 2008 Annual Report on or before 30th April, 2009, its 2008 audited Comparative Financial Statements on or before 31st March, 2009, and its 2009 Interim Financial Statements on or before 29th August, 2009, with the Commission;

467—Continued

ORDER OF COMMISSION-CONTINUED

And Whereas by Notices of Contravention S.I. Nos. 161, 162 and 163 of 2009, dated 31st December, 2009 the Commission advised the Respondent that it was in contravention of sections 66(2) and 66(1)(a) of The Securities Industry Act, 1995 ("the Act") and By-Laws 55(1) and 56(1) of the Securities Industry By-Laws, 1997 ("the By-Laws") by failing to file its 2008 Annual report on or before 30th April, 2009, its 2008 audited Comparative Financial Statements on or before 31st March, 2009, and its 2009 Interim Financial Statements on or before 29th August, 2009, with the Commission;

And Whereas on the 25th day of January, 2010 the Respondent entered into a proposed settlement agreement with the Staff of the Commission which was signed by the General Manager of the Commission ("the Settlement Agreement"), in which the parties agreed to a settlement, subject to agreement by the Commission;

And Whereas the Settlement Panel approved the Settlement Agreement and agreed to submit the Settlement Agreement to the Commission;

And Whereas the Respondent has paid the sum of three thousand United States dollars (US\$3,000.00) to the Trinidad and Tobago Securities and Exchange Commission;

And Whereas the Commission has considered the Settlement Agreement and is of the opinion that it is in the public interest to make this Order.

It is hereby ordered that-

- (a) The procedure outlined under the Securities Industry (Hearing and Settlements) Practice Rules, 2008 has been followed;
- (b) The Respondent has contravened section 66(2) and 66(1)(a) of the Act and By-Laws 55(1) and 56(1) of the By-Laws and has paid the sum of US \$3,000.00 as the fine in this matter; and
- (c) This Order shall be published in the *Trinidad and Tobago Gazette* in the daily newspaper and on the Commission's Website.

Dated this 2nd day of February, 2010.

DEBORAH THOMAS-FELIX Chairman

> SHELTON NICHOLLS Commissioner

VISHNU DHANPAUL Commissioner

> FRANCIS LEWIS Commissioner

MARSHA K. KING Commissioner

468

Settlement Agreement Between The Commission and Trinidad Select Index Fund Limited / In The Matter of Rule 61 and Rule 62 of Securities Industry (Hearings And Settlements) Practice Rules, 2008



THE SCHEDULE ABOVE REFERRED TO:

TRINIDAD AND TOBAGO SECURITIES AND EXCHANGE COMMISSION

IN THE MATTER OF

THE CONTRAVENTIONS OF SECTION 66(1)(a) OF THE SECURITIES INDUSTRY ACT, 1995 AND BY-LAW 56(1) OF THE SECURITIES INDUSTRY BY-LAWS, 1997 BY TRINIDAD SELECT INDEX FUND LIMITED

And

In the Matter of

A PROPOSED SETTLEMENT AGREEMENT

[Pursuant to Part VIII of Securities Industry (Hearings and Settlements) Practice Rules, 2008 ("the Rules")]

ORDER OF THE COMMISSION

WHEREAS Trinidad Select Index Fund Limited ("the Respondent") filed its 2008 Annual Report with the Commission on 7th August, 2009, past the due date of 31st July, 2009 and its 2008 audited Comparative Financial Statement with the Commission on 30th June, 2009, past the due date of 29th June, 2009.

And Whereas by Notice of Contravention S.I. No. 176 of 2009 dated 31st December, 2009 the Commission advised the Respondent that it was in contravention of section 66(1)(a) of the Securities Industry Act, 1995 ("the Act") by filing a copy of its 2008 Annual Report on 7th August, 2009, past the due date of 31st July, 2009;

468—Continued

ORDER OF COMMISSION—CONTINUED

And Whereas by Notice of Contravention S.I. No. 177 of 2009 dated 31st December, 2009 the Commission advised the Respondent that it was in contravention of By-Law 56(1) of the Securities Industry By-Laws, 1997 ("the By-Laws") by filing its 2008 Audited Comparative Financial Statement with the Commission on 30th June, 2009, past the due date of 29th June, 2009;

And Whereas by letter dated 27th January, 2010 the Commission and the Respondent entered into settlement discussions to determine whether the matter could be settled;

And Whereas on the 2nd day of February, 2010 the Respondent entered into a proposed settlement agreement with the Staff of the Commission which was signed by the General Manager of the Commission ("the Settlement Agreement"), in which the parties agreed to a settlement, subject to the approval of the Settlement Panel;

And Whereas the Settlement Panel approved the Settlement Agreement and agreed to submit the Settlement Agreement to the Commission;

And Whereas the Respondent has agreed to pay the sum of sixteen thousand dollars (\$16,000.00) to the Trinidad and Tobago Securities and Exchange Commission;

And Whereas the Commission has considered the Settlement Agreement and is of the opinion that it is in the public interest to make this Order.

It is hereby ordered that-

- (a) The procedure outlined under the Securities Industry (Hearing and Settlements) Practice Rules, 2008 has been followed;
- (b) The Respondent has contravened section 66(1)(a) of the Act and By-Law 56(1) of the By-Laws and that pursuant to Section 143 (1) of the Act, that the Respondent pay to the Commission, as agent for the Comptroller of Accounts, a fine in the sum of \$14,000.00 for the contravention of Section 66(1)(a) of the Act and \$2,000.00 for the contravention of By-Law 56(1) of the By-Laws within 28 days of the date on which this Order is entered, a maximum fine of \$16,000.00; and
- (c) This Order shall be published in the *Trinidad and Tobago Gazette*, in the daily newspapers and on the Commission's Website.

Dated this 4th day of February, 2010.

DEBORAH THOMAS-FELIX Chairman SHELTON NICHOLLS Commissioner

> VISHNU DHANPAUL Commissioner

> > FRANCIS LEWIS Commissioner

MARSHA K. KING Commissioner

469

TENDER FOR THE SUPPLY AND DELIVERY OF GAS MASKS AND CANISTERS FOR THE TRINIDAD AND TOBAGO DEFENCE FORCE (REGIMENT), MINISTRY OF NATIONAL SECURITY

TENDERS are invited for the supply and delivery of One Thousand (1,000) Gas Masks and Two Thousand (2,000) Extra Filter Canisters for the Trinidad and Tobago Defence Force (Regiment), Ministry of National Security.

2. Tender documents and specifications can be collected at the Procurement Section, Ministry of National Security, No. 31–33 Abercromby Street, Port-of-Spain, during the hours of 8.00 a.m. and 4.15 p.m. Any further technical information and clarifications can be obtained from:

Colonel Kenrick Maharaj Commanding Officer Trinidad and Tobago (Defence Force) Regiment Regimental Headquarters Knox Street, Port-of-Spain Telephone Number 627-2781.

3. Sealed tenders in duplicate must be received not later than 1.30 p.m. on Friday 9th April, 2010 and must be address to the Chairman, Special Tenders Committee, Ministry of National Security, Temple Court, No. 31–33 Abercromby Street, Port-of-Spain.

4. The envelope must be marked: "Tender for the supply and delivery of One Thousand (1,000) Gas Masks and Two Thousand (2,000) Extra Filter Canisters for the Trinidad and Tobago Defence Force (Regiment), Ministry of National Security" and placed in the brown Tenders Box marked "Special Tenders Committee" located in the lobby of the Ministry of National Security.

5. Tenders will be opened at 1.35 p.m. on Friday 9th April, 2010, at the Ministry of National Security. The tenderer or his representative may be present at the opening.

6. Late tenders will not be considered in any circumstances.

7. The Committee does not bind itself to accept the lowest or any other tender.

470

LICENSING SESSION

SAN FERNANDO

RETURN of Applications for Licensing Committee's Certificates for the issue of Licences for the sale of Intoxicating Liquor in the Licensing District of Victoria West, San Fernando Area, under the provisions of the Liquor Licences Act, Chap. 84:10, to be considered by the Licensing Committee at the Licensing Session will be held at the San Fernando Magistrates' Court on THURSDAY THE 18TH DAY OF MARCH, 2010 at 9:30 a.m.

Name of Applicant	Abode of Applicant	Premises where Situate	Term of Licence				
Spirit Retailer's							
Preetam Harripersad 116, Pond Street, La Romain		116, Pond Street, La Romain	From 1st April, 2010 to 31st March, 2011				
Indranee Sandra Rampersa	d 424, Farnum Village, Guaracara Road Tabaquite	424, Farnum Village, Guaracara Road Tabaquite	do.				
Habib Hosein	Orchid Drive, Wellington, Debe	2, Orchid Drive, Wellington, Debe	do.				
Krishna Ramai	29, Ramai Trace, Debe	M2 Ring Road Opposite Debe High School	do.				
Restaurant							
Kenneth Lee	31, Roy Avenue, Mootoo Lands Marabella	91–93, Cipero Street, San Fernando	do.				
Special Restaurant							
Radica Hai Ting	37, Royal Road, San Fernando	37, Royal Road, San Fernando	do.				
Shivam Dipnarine	1049, San Fernando Siparia Erin Road, Debe	174, San Fernando Siparia Erin Road, Debe	do.				
Michele Henry	1, Canary Drive, Mc Bean, Couva	Pamela's Mall, Premier Street Gopaul Lands, Marabella	do.				
Dalip Basdeo	1, Hakim Drive, Allahar Street La Romaine	175, Victoria Village, San Fernando	do.				
Ricardo Lee Sing	90, Hubert Rance Street	34, Sutton Street, San Fernando	do.				
Zhi An Su	108, Naparima Mayaro Road St. Clement	62, Edenburgh Crescent Naparima-Mayaro Road, Cocoyea	do.				
Wan Kow Ng	127, Coffee Street, San Fernando	127, Coffee Street, San Fernando	do.				
Christine Stephen	91, Ramdhanie Street, St. Margarets Claxton Bay	202, Southern Main Road St. Margarets, Claxton Bay	do.				
Angela Lawence	62A, Savannah Road No. 1 Diego Martin	43, Coffee Street, San Fernando	do.				
Vida Ali	Lot B, Carlton Circular Drive Westpark, Cocoyea	Corner Harmony Hall and Bonne Aventure Road, Gasparillo (Upstairs KFC)	do.				
Spirit Grocer's							
Christian Anderson and SuperPharm Limited	73, Barry Avenue Hillsboro, Maraval and 1A, Chootooo Road El Socorro Extension, San Juan	Lot No. 2, South Trunk Road Gulf City, La Romaine					
Rosanna Ramjit-Chen	388, Southern Main Road, La Romain	388, Southern Main Road, La Romain	do.				
Dated this 3rd day of M	arch, 2010 at the San Fernando Magistrate	es' Court.	A ATT				

A. ALI Secretary, Licensing Committee, Victoria West