

LEGAL NOTICE NO. 25

REPUBLIC OF TRINIDAD AND TOBAGO

THE EDUCATION ACT, CHAP. 39:01

REGULATIONS

MADE BY THE PRESIDENT UNDER SECTION 85(11) OF THE EDUCATION ACT

THE EDUCATION (TEACHING SERVICE) (AMENDMENT)
REGULATIONS, 2009

1. These Regulations may be cited as the Education (Teaching ^{Citation} Service) (Amendment) Regulations, 2009.

2. In these Regulations “the Regulations” means the Education ^{Interpretation} (Teaching Service) Regulations.

3. Regulation 2 of the Regulations is amended by inserting in the ^{Regulation 2} appropriate alphabetical sequence the following definitions: ^{amended}

“Ministry” includes the Ministry with responsibility for education and the Ministry with responsibility for science, technology and tertiary education; and

“spouse” includes a person with whom the applicant has a cohabitational relationship in accordance with the Cohabital Relationships Act.”

Chap. 45:55

4. The Regulations are amended by inserting after regulation 42, ^{Regulation 42A} the following regulation: ^{inserted}

“INCENTIVE ALLOWANCE

Allowance for teaching in remote areas Schedule 42A. (1) Where the Ministry or the Tobago House of Assembly is experiencing difficulty in attracting teachers to serve in the designated schools listed in Tables 1 and 2 in the Schedule, an incentive allowance of six per cent of salary shall be paid to a teacher who—

(a) is classified within grades 1 to 4;

(b) is appointed either in a permanent or temporary capacity to the designated school; and

(c) resides permanently beyond a distance from the designated school of twenty kilometres in Trinidad and fifteen kilometres in Tobago.”

Regulation 43 amended 5. Regulation 43 of the Regulations is amended by deleting the definition of the word “leave” and substituting the following definition:

“leave” includes occasional leave, special leave, sabbatical leave, sick leave, bereavement leave, maternity leave, paternity leave or adoption leave.”.

Regulation 46A inserted 6. The Regulations are amended by inserting after regulation 46 the following regulation:

“Sabbatical leave 46A. (1) Any eligible member of the Service who wishes to undertake academic or educational study or research which is relevant to the needs of the Service and which study complements or supports the training programmes and plans of the Ministry and the Tobago House of Assembly, may be eligible for the grant of sabbatical leave.

(2) Sabbatical leave may be granted for a period of up to one academic year.

(3) A maximum of eighty teachers, seventy-two from Trinidad and eight from Tobago, shall be granted sabbatical leave at any one time.

(4) Where a teacher is on sabbatical leave, that teacher shall be paid fifty-five per cent of his salary.

(5) The period of sabbatical leave shall count for the purposes of a teacher’s pension.”.

Regulation 47A inserted 7. The Regulations are amended by inserting after regulation 47 the following regulation:

“Bereavement leave 47A. (1) Subject to subregulation (2), where the death of an immediate family member has occurred, a teacher shall be eligible for the grant of bereavement leave of—

(a) three working days where the death occurs in Trinidad and Tobago;

(b) four working days where the death occurs in Trinidad and he resides in Tobago and travels to Trinidad;

(c) four working days where the death occurs in Tobago and he resides in Trinidad and travels to Tobago; or

(d) five working days where the death occurs outside of Trinidad and Tobago and he travels abroad.

(2) A teacher shall be required to register with the Ministry or the Tobago House of Assembly as the case may be, the name of—

- (a) his wards;
- (b) the person who served as his guardian; and
- (c) the person for whom he serves as guardian.

(3) In this regulation “immediate family member” means the spouse, child, parents, including parents by adoption, guardian, brother, sister or ward of the teacher.

8. The Regulations are amended by inserting after regulation 48 Regulation 48A inserted the following regulation:

“Paternity leave” 48A. (1) Subject to subregulation (2), a male teacher shall be eligible for paternity leave of four working days at or about the time his spouse gives birth.

(2) A male teacher shall be eligible for paternity leave where he—

- (a) submits a medical certificate stating the expected date of delivery; and
- (b) registers with the Ministry or the Tobago House of Assembly, as the case may be, the name of his spouse.

(3) An application for paternity leave shall be made in writing to the Permanent Secretary through the Principal and the School Supervisor.”.

9. The Regulations are amended by inserting after regulation 48A Regulation 48B inserted the following regulation:

“Adoption leave” 48B. (1) A teacher shall be eligible for the grant of adoption leave of three working days where he adopts a child.

(2) There shall be no age stipulation of a child to be adopted for the purposes of the grant of adoption leave.

(3) A teacher shall be required to provide the Ministry or the Tobago House of Assembly, as the case may be, with due notice of the date of acceptance of custody of the child.”.

Commence-
ment 10. (1) Regulation 6 is deemed to have come into effect on 1st September, 2005.

(2) In Regulation 7, the proposed regulation 47A shall come into effect as follows:

(a) paragraph (a) and (d) are deemed to have come into effect on 1st October, 1997; and

(b) paragraphs (b) and (c) are deemed to have come into effect on 1st March, 2005.

(3) Regulations 8 and 9 are deemed to have come into effect on 1st March, 2005.

Schedule
inserted 11. The Regulations are amended by inserting the following Schedule:

“Schedule

(Regulation 42A)

TABLE 1

(Effective from 2001/2002 academic year)

TRINIDAD

SECONDARY SCHOOLS

Biche High
Blanchisseuse High
Cedros Composite
Matelot Community
Matura High
Mayaro Composite
Moruga Composite
Point Fortin Junior Secondary
Point Fortin Senior Secondary
Rio Claro College
Rio Claro High
Toco Composite

PRIMARY SCHOOLS

Blanchisseuse Government
Brasso Venado Government
Cap-de-Ville Government
Cedros Government
Chatham Government
Fanny Village Government
Icacos Government
Las Cuevas Government
Montevideo Government

TOBAGO

SECONDARY SCHOOLS

Roxborough Composite
Speyside High School

PRIMARY SCHOOLS

l'Anse Fourmi Methodist
Charlotteville Methodist
Parlatuvier A.C.

TABLE 2

(Effective from 2004/2005 academic year)

TRINIDAD

SECONDARY SCHOOL

Point Fortin Vocational Centre.”.

Made this 29th day of January, 2009.

A. LEUNG WOO-GABRIEL
Secretary to Cabinet