

LEGAL NOTICE NO. 21

REPUBLIC OF TRINIDAD AND TOBAGO

THE STATUTORY AUTHORITIES ACT, CHAP. 24:01

REGULATIONS

MADE BY THE PRESIDENT UNDER SECTION 26 OF THE
STATUTORY AUTHORITIES ACT

THE RECOGNITION OF MUNICIPAL POLICE SERVICE
ASSOCIATIONS REGULATIONS, 2015

1. These Regulations may be cited as the Recognition of Municipal Police Service Associations Regulations, 2015. Citation

2. (1) In these Regulations—

Interpretation

“applicant association” means an association making an application;

“application” means an application made under regulation 3;

“association” means an association formed under the Statutory Authorities Act;

“member” means an officer who has paid, by way of subscription to an association for a continuous period of two months immediately prior to the date on which an application is made, the sum required by the rules of that association;

“objecting association” means an association making an objection under regulation 5.

(2) For the purpose of these Regulations, where an officer is a member of an appropriate recognised association, any subscription paid by him to any other association shall not be taken into account for the purpose of determining membership of that other association.

3. (1) An association seeking recognition as an appropriate association shall apply in writing to the statutory authority. Application for recognition

(2) An application shall be accompanied by—

(a) a document from the Registrar General certifying that the rules of the association have been filed under section 27 of the Act;

- (b) a copy of the rules of the association;
- (c) a list of the names of members of the association that the association purports to represent and of the class and any category of office into which those members fall; and
- (d) an affidavit made by the person authorised by the executive of the association testifying that at the date of the application—
 - (i) no member of the association is a member of any other association; and
 - (ii) the membership of the association comprises more than fifty per cent of the persons falling into the class that the association purports to represent.

Publication of
application

4. The statutory authority shall, within seven days of receipt of an application, cause a notice to be published in the *Gazette* stating—

- (a) the date of the application, the name of the applicant association and the place where the documents specified in regulation 3(2)(b) and (c) may be examined; and
- (b) that unless an association objects before the expiry of fourteen days from the date of the publication of the notice, the application shall be determined under the Act.

Objection to
application

5. (1) An association may object to an application by writing to the statutory authority before the expiry of fourteen days from the date of the publication of the notice referred to in regulation 4(b).

(2) The grounds for an objection shall be that—

- (a) more than fifty per cent of the class that the applicant association purports to represent, are already represented by the objecting association; or
- (b) the members of the application association are members of the objecting association.

(3) The statutory authority on receipt of those objections shall cause the applicant association to be informed in writing of the objection of the objecting association.

(4) The applicant association may respond to those objections in writing to the statutory authority no later than seven days of being so informed.

6. (1) Where an application is made, or where an objection is made to the statutory authority under regulation 5(1), the statutory authority may require the applicant association or the objecting association to produce before the expiry of seven days of the date of the application or the objection, such books, records or other documents as it thinks fit.

(2) The statutory authority shall cause any books, records or other documents produced by an association under subregulation (1) to be examined in order to ascertain—

- (a) the membership of the association; and
- (b) which association is representative of more than fifty per cent of a class of officers.

7. The statutory authority shall make its determination under section 25(2) of the Act no later than thirty days from the date of the notice referred to in regulation 4, and in so doing shall consider any objections or responses to those objections made under regulation 5(1).

8. The statutory authority, upon being satisfied that an association satisfies section 25(2) of the Act, shall cause a notice of recognition of that association as the appropriate recognized association to be published in the *Gazette* together with any withdrawal of recognition from an appropriate recognized association under section 25(2) of the Act, as may be necessary.

Dated this 28th day of January, 2015.

M. SINGH-MARAJ
Secretary to Cabinet