



TRINIDAD AND TOBAGO

**Act No. 29 of 1967**

[L.S.]

AN ACT to amend the Supplemental Police Ordinance,  
Ch. 11. No. 2

[Assented to 4th September, 1967]

BE IT ENACTED by the Queen's Most Excellent Majesty, <sup>Enactment</sup>  
by and with the advice and consent of the Senate and  
House of Representatives of Trinidad and Tobago, and  
by the authority of the same, as follows:—

1. This Act may be cited as the Supplemental Police <sup>Short title</sup>  
(Amendment) Act, 1967.

Supplemental  
Police  
Ordinance  
amended

2. The Supplemental Police Ordinance is amended—

(a) in section 2—

(i) by substituting for the definition of “employer” the following definition:

““employer” includes Her Majesty in Her Government of Trinidad and Tobago, and the owner, manager, attorney or agent of any estate on which an estate constable is employed and a protective service agency;”;

(ii) by inserting in its appropriate alphabetical order the following—

““dispute” means any dispute or difference between employers and estate constables connected with the employment or non-employment or with the terms and conditions of employment of any estate constable but does not include any dispute with respect to the exercise by any person of any power in relation to questions of discipline, promotion or transfer conferred on him by this Ordinance or by Regulations made thereunder;

“Minister” means the Minister to whom responsibility for matters relating to the police are assigned;

“protective service agency” means a body corporate registered under the Companies Ordinance whose principal object is the protection of persons and property by providing guards and escorts and approved for that purpose by the Minister;

“Special Tribunal” means the Special Tribunal established by subsection (1) of section 21 of the Civil Service Act, 1965.”;

(b) in section 3, by deleting paragraph (c);

(c) by substituting for section 4, the following section:

“4. (1) Subject to the provisions of subsection (1) of section 14 of this Ordinance, the Rural Police in time of peace shall act as an auxiliary to the Police Service in the performance of its ordinary duties, and in time of internal disturbance or external aggression shall assume the ordinary duties of the Police Service to such extent as may be found requisite by the Commissioner.

(2) The Estate Police shall comprise such constables as are employed on any estate in the maintenance of order on, and in the protection of, such estate and such constables as are employed by a protective service agency.”;

(d) in section 7, by repealing paragraphs (b) and (c) and replacing them by the following paragraph:—

“(b) the Estate Police employed on any estate or by a protective service agency shall consist of such number and grades of constables as the employer may, subject to the approval of the Commissioner, require and shall have the power and authority of members of the Police Service in respect of all offences committed on the estate to which they belong and throughout the division in which the estate may be situated. Provided that constables employed by a protective service agency shall have the power and authority of members of the Police Service in respect of all offences committed in relation to any person whom or any property which they are employed to guard or protect.”;

(e) in section 10, by inserting immediately after the word “hereto” occurring in line two of subsection (2) thereof, the following words—

“but for the purposes of the proviso to paragraph (b) of section 7, may be in

such other form as the Commissioner may determine.”;

- (f) in section 14, by inserting the words “and every estate constable employed by a protective service agency while engaged in the performance of his duties” between the word “situated” and the word “shall” occurring in line three of subsection (1) thereof;
- (g) by inserting immediately after section 39 thereof, the following sections—

“Dispute  
procedure

39A. A dispute which arises among estate constables or between estate constables and an employer may, if not otherwise determined, be reported by the employer or by the Estate Police Association to the Minister of Labour and on such report being made, the proceedings on the dispute and all matters and things incidental and ancillary thereto shall be had and taken *mutatis mutandis* in the same manner as proceedings on a trade dispute under Part III of the Industrial Stabilisation Act, 1965, and in applying the provisions of the said Part III of the said Act, there shall be substituted for the reference to “trade dispute” and “Court” wherever those words occur in the said Part III, a reference to “dispute” and “Special Tribunal” as defined in this Ordinance.

Agreements

39B. The Estate Police Association and an employer may enter into an agreement in respect of the terms and conditions of employment of its members, other than terms and conditions in respect of discipline, promotion or transfer, and the provisions of Part IV of the Industrial Stabilisation Act, 1965, that relate to industrial agreements shall apply to such agreement, but in applying those sections, there shall be substituted for the reference to—

- (a) “trade union” or “trade union of workers”, a reference to the “Estate Police Association”,
- (b) “worker”, a reference to “constable”,

(c) "industrial agreement", a reference to "agreement",

(d) "labour", a reference to "employment",

(e) "Court", a reference to "the Special Tribunal,

as defined in this Ordinance.

Powers of  
Special  
Tribunal

39C. (1) The Special Tribunal shall hear and determine all disputes referred to it under the provisions of Part III of the Industrial Stabilisation Act, 1965 as incorporated in section 39A of this Ordinance, and for that purpose shall have the powers of the Industrial Court that are vested therein by sections 11 and 13 of the Industrial Stabilisation Act, 1965.

(2) Any award, order or other determination of the Special Tribunal shall be final.

Awards to  
be binding  
on parties  
to dispute

39D. (1) An award made by the Special Tribunal under section 39C shall be binding on the parties to the dispute and on all constables to whom the award relates and shall continue to be so binding for a period to be specified in the award, not being less than three years from the date on which the award takes effect.

(2) The Special Tribunal may, with the agreement of the parties to an award, review an award at any time after two years from the making of the award,";

(h) by inserting the words "and estate constables employed by a protective service agency" between the word "estate" and the word "may" occurring in rule 2 of the Third Schedule;

(i) by deleting the word "district", and the expressions "or district" and "and district", and "and District" wherever they occur;

(j) by substituting the expression "Police Service" for the expression "Police Force" wherever it occurs.

3. An agency or organisation which on the coming into force of this Act is providing protection to persons and property by supplying guards or escorts may with the

Transitional  
provision

approval of the Minister continue to provide such services for such period not exceeding three months as may be required to enable such agency or organisation to be incorporated under the Companies Ordinance and during such period such employees of such agency or organisation as the Commissioner may approve may be appointed constables under the Ordinance. Provided that if such agency or organisation is not incorporated within three months of the coming into force of this Act, the appointment of persons made under this section shall be revoked.

Passed in the House of Representatives this 11th day of August, 1967.

G. R. LATOUR  
*Clerk of the House*

Passed in the Senate this 15th day of August, 1967.

J. E. CARTER  
*Clerk of the Senate*