

GOVERNMENT NOTICE No. 45

TRINIDAD AND TOBAGO

CUSTOMS ORDINANCE, CH. 32. No. 2:

REGULATIONS

MADE BY THE GOVERNOR IN COUNCIL UNDER SECTION 254 OF THE
CUSTOMS ORDINANCE

THE CUSTOMS OFFICERS (OVERTIME) REGULATIONS, 1957

1. These Regulations may be cited as the Customs Officers (Overtime) Regulations, 1957, and shall come into operation on the 21st day of February, 1957.

2. In these Regulations—

“bonded area”, “bonded factory”, “assisted industrial establishment” and “parcel post office” have the meanings respectively assigned to them under regulation 2 of the Customs (Fees) Regulations, 1957.

3. Subject to the provisions of regulation 4 of these Regulations, the normal hours of duty of Officers shall be as follows:—

(a) Indoor Staff—

Ordinary Week-days ... 8.30 a.m. to 4.00 p.m. Provided that normally a recess for lunch will be taken between noon and 1.00 p.m.

Saturdays ... 8.30 a.m. to noon

(b) Outdoor Staff—

(i) Officers employed on wharves and in transit sheds (other than for the storage of air cargo)—

Ordinary Week-days 7.00 a.m. to 4.00 p.m. Provided that normally a recess for lunch will be taken between 11.00 a.m. and noon.

Saturdays ... 7.00 a.m. to 11.00 a.m.

(ii) Officers employed in Queen’s Warehouses, private warehouses, bonded areas, bonded factories, assisted industrial establishments, parcels post offices and transit sheds for the storage of air cargo—

Ordinary Week-days 8.00 a.m. to 4.00 p.m. Provided that normally a recess for lunch will be taken between noon and 1.00 p.m.

Saturdays ... 8.00 a.m. to noon.

Subject to the provisions of para 4 of this Regulation the

4. (1) ~~The~~ normal hours of duty of Officers employed as tide surveyors, boarding officers or at ports other than the port of Port-of-Spain, sufferance wharves or on outdoor duties not already provided for shall be forty-four hours between midnight Sunday and noon on Saturday, whether day or night duty to be decided upon at the option of the Comptroller.

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(2) In computing the hours of duty and the hours of overtime to be credited to officers mentioned in this regulation, the following provisions shall apply—

- (a) for every ~~Sunday~~ or public holiday, in addition to any work actually performed, eight hours duty shall be credited except when the public holiday falls on a Saturday when four hours shall be credited;
- (b) for employment in the office on any day throughout the period specified in paragraph (a) of regulation 3 of these Regulations eight hours shall be credited, except on Saturdays when four hours shall be credited;
- (c) for employment on a ship elsewhere than at his usual station and whilst travelling on or to or from such ship—
 - (i) eight hours shall be credited for each ordinary week-day and four hours for each Saturday;
 - (ii) any periods that the Officer works outside the hours prescribed in paragraph (b) (i) of regulation 3 of these Regulations shall be counted as overtime;

Provided that where more than one officer is employed on the same ship no period of duty shall be counted as overtime unless the Officer in addition to such period has in fact actually performed eight hours duty if an ordinary week-day, or four hours if a Saturday:

Provided further that where a ship is not discharging or loading cargo or is discharging or loading cargo which the Comptroller is satisfied does not require the constant attendance of an Officer, the Officer shall not be credited with more than twelve hours duty in any twenty-four hour period between midnight on any day and midnight on the day following.

5. (1) There shall be paid to Officers for duties performed outside or in excess of the hours set out in these Regulations the following rates of overtime fees—

- (a) On ordinary Week-days and on Saturdays—

Second Class, First Class and Senior Clerks, Prin- cipal Officers, Supervisors	}	\$2.10 for each hour or part thereof;
Guards and Guards- Mechanic	}	\$0.98 for each hour or part thereof.

On Sundays and Public Holidays—

- | | | |
|--|---|--|
| Second Class, First Class
and Senior Clerks, Prin-
cipal Officers, Supervisors | } | \$2.10 for each hour or part thereof
for the first eight hours and \$2.80
per hour or part thereof thereafter. |
| Guards and Guards-
Mechanic | } | \$0.98 for each hour or part thereof
for the first eight hours and \$1.30
per hour or part thereof thereafter: |

Provided that on Sundays and on Public Holidays and Saturdays after 1 p.m. and on other days between 5.00 p.m. and 6.00 a.m. one hour in excess of the actual time occupied in performing the service required shall be paid to each Officer employed so as to cover the time spent in travelling to and from the place of employment:

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one hour in excess of

Provided further that an Officer who works overtime shall be paid a minimum of two hours' overtime and an Officer who has been summoned for overtime duty but no demand is ultimately made for his services shall be paid two hours' overtime.

*Subs by para 2 (b)
G.N. 24/60*

- (b) For the clearance of a ship other than a ship engaged in the coasting trade } \$4.20 for each clearance.
 Provided that where two or more applications are made at the same time by the same person the rate shall be } \$2.10 for each additional clearance.
- (c) For the entering or clearing of a ship engaged in the coasting trade } \$1.05 for each clearance.
- (d) For granting of an application to load ship's stores of any kind excluding bunkers } \$4.20.
- (e) For the granting of a supplementary application extending the duration of a service or requiring the employment of additional officers } \$4.20.

(2) The fees specified in sub-paragraphs (b) to (e) inclusive of paragraph (1) of this regulation shall be in lieu of the fees specified in paragraph (a) of the said paragraph.

6. In any special case the Comptroller may grant an overtime allowance to any Officer in lieu of the overtime fees payable under these Regulations.

7. The Comptroller may call upon Officers to perform extra duties other than those covered by these Regulations at any hour and for such periods as he may deem advisable, and no such Officer shall have any claim for overtime fees for such duty unless the Comptroller certifies that the service performed is for the benefit of any member of the public.

8. Subject to the approval of the Governor the Comptroller may authorise the payment of overtime in special cases not covered by these Regulations.

Made by the Governor in Council this 19th day of February, 1957.

E. MURRAY
 Clerk, Executive Council

(M.P. FE2/5/1).