

LEGAL NOTICE No. 232

REPUBLIC OF TRINIDAD AND TOBAGO

THE CONSTITUTION OF THE REPUBLIC OF TRINIDAD AND TOBAGO

ORDER

MADE BY THE PUBLIC SERVICE COMMISSION WITH THE APPROVAL OF THE PRIME MINISTER PURSUANT TO SECTION 127 OF THE CONSTITUTION

THE PUBLIC SERVICE COMMISSION (DELEGATION OF POWERS) (AMENDMENT) ORDER, 1990

1. This Order may be cited as the Public Service Commission (Delegation of Powers) (Amendment) Order, 1990.

2. Clause 3 of the Public Service Commission (Delegation of Powers) Order is revoked and the following clause substituted—

“The Public Service Commission (hereinafter called the Commission) with the approval of the Prime Minister, hereby delegates to the authorities designated in the First and Second Schedules the powers specified therein in relation to such authorities.”.

3. The Schedule to the Public Service Commission (Delegation of Powers) Order is amended as follows—

- (a) by substituting for the word “SCHEDULE” the words “FIRST SCHEDULE”;
- (b) in PART 3, by revoking subparagraph (d) in paragraph I;
- (c) in PART 5, by revoking subparagraph (d) in paragraph I;
- (d) in PART 6, by revoking subparagraphs (a)(i) and (g) in paragraph I;
- (e) in PART 9, by revoking subparagraph (d) in paragraph I;
- (f) in PART 12—
  - (i) by revoking subparagraph (g) in paragraph I; and
  - (ii) by revoking paragraphs 2, 3 and 4;
- (g) in PART 13—
  - (i) by revoking subparagraph (g) in paragraph I; and
  - (ii) by revoking paragraphs 2, 3 and 4.

New Schedule  
inserted

3. The Public Service Commission (Delegation of Powers) Order is amended by adding at the end thereof the following new Schedule—

## "SECOND SCHEDULE

## DISCIPLINARY POWERS DELEGATED

For the purposes of regulation 85 of the Public Service Commission Regulations an act of misconduct or indiscipline which the Permanent Secretary or Head of Department has jurisdiction to hear and determine under that regulation is an act of misconduct or indiscipline described in Column 1 of the following Table being a breach of a regulation—

- (a) in respect of officers in the Civil Service, in Chapter XI of the Civil Service Regulations on publication in the *Gazette* of the Civil Service (Amendment) Regulations, 1990;
- (b) in respect of officers in the Fire Service, in Chapter II of the Fire Service (Code of Conduct) Regulations, 1990;
- (c) in respect of officers in the Prison Service, in Chapter II of the Prison Service (Code of Conduct) Regulations, 1990;
- as specified in Columns 2, 3 and 4 of that Table in respect of the Civil Service, the Fire Service, and the Prison Service, respectively.

TABLE

COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4
	CIVIL SERVICE	FIRE SERVICE	PRISON SERVICE
<i>Description of Misconduct</i>	<i>Reference to Regulation of Civil Service Regulations</i>	<i>Reference to Regulation of Fire Service (Code of Conduct) Regulations, 1990</i>	<i>Reference to Regulation of Prison Service (Code of Conduct) Regulations, 1990</i>
Failure to attend matters promptly within scope of office	Regulation 135(1)	Regulation 4(1)	Regulation 4(1)
Lack of courtesy to members of the public:			
(a) Civil Service	Regulation 135(2)		
(b) Fire Service		Regulation 4(5)	
(c) Prison Service			Regulation 4(2)
Failure to disclose particulars of investment, etc.	Regulation 138(1)(d)	Regulation 6(1)(d)	Regulation 6(1)(d)
Breach of rules relating to broadcast	Regulation 144	Regulation 12	Regulation 12
Act of indebtedness to the extent it impairs efficiency, etc.	Regulation 145	Regulation 13(1)	Regulation 13(1)
Failure to notify of bankruptcy proceedings	Regulation 146	Regulation 14	Regulation 14

TABLE—CONTINUED

COLUMN 1	COLUMN 2 CIVIL SERVICE	COLUMN 3 FIRE SERVICE	COLUMN 4 PRISON SERVICE
<i>Description of Misconduct</i>	<i>Reference to Regulation of Civil Service Regulations</i>	<i>Reference to Regulation of Fire Service (Code of Conduct) Regulations, 1990</i>	<i>Reference to Regulation of Prison Service (Code of Conduct) Regulations, 1990</i>
Failure to perform duty in a proper manner	Regulation 153(1)(a)	Regulation 20(1)(a)	Regulation 20(1)(a)
Contravention of the:	Regulation 153(1)(a)		
(a) Civil Service Regulations			
(b) Fire Service (Code of Conduct) Regulations, 1990		Regulation 20(1)(b)	
(c) Prison Service (Code of Conduct) Regulations, 1990			Regulation 20(1)(b)
Act that is prejudicial to, or discredits reputation of the Service	Regulation 153(1)(d)	Regulation 20(1)(d)	Regulation 20(1)(d)
Disobedience to orders	Regulation 153(2)(b)	Regulation 20(2)(c)	Regulation 20(2)(c)
Neglect of duty	Regulation 153(2)(d)	Regulation 20(2)(d)	Regulation 20(2)(d)
Unlawful or unnecessary exercise of duty		Regulation 20(2)(h)	Regulation 20(2)(1)
Malingering		Regulation 20(2)(i)	Regulation 20(2)(m)
Absence without leave or being late for duty		Regulation 20(2)(j)	Regulation 20(2)(n)
Persistently unpunctual	Regulation 153(2)(a)		
Damage of clothing supplied		Regulation 20(2)(l)	Regulation 20(2)(p)
Drinking on duty or soliciting drink		Regulation 20(2)(n)	Regulation 20(2)(r)
Drunk on duty	Regulation 153(2)(c)		
Entering licensed premises		Regulation 20(2)(o)	Regulation 20(2)(s)."

