

LEGAL NOTICE NO. 243

REPUBLIC OF TRINIDAD AND TOBAGO

THE CONSTITUTION OF THE REPUBLIC OF TRINIDAD AND TOBAGO

DELEGATION OF POWERS BY THE PUBLIC SERVICE  
COMMISSION UNDER SECTION 127 OF THE  
CONSTITUTION OF THE REPUBLIC OF TRINIDAD AND  
TOBAGO

UNDER and by virtue of the provisions of section 127 of the Constitution of the Republic of Trinidad and Tobago, the Public Service Commission, with the approval of the Prime Minister, hereby delegates to the Chief Administrator, Tobago House of Assembly, Tobago the powers and functions of the Commission detailed hereunder—

1. TEMPORARY APPOINTMENTS—

(1) The power to appoint persons on recruitment from outside the Civil Service in a temporary capacity to an office in the Tobago House of Assembly, subject to section 26(1) and the Sixth Schedule of the Tobago House of Assembly Act No. 40 of 1996.

(2) The power hereby delegated is in respect of the public offices specified in the classification of offices set out in the First Schedule to the Civil Service Act, 1965 and which are regarded as the basic normal entry points to the general clerical, secretarial and manipulative classes.

2. ACTING APPOINTMENTS—

(1) The power to appoint a public officer to act in a public office in the Civil Service, Tobago House of Assembly, whether such acting appointment is in a vacant office or not except that where an acting appointment is made in a vacant office the officer must be informed that such acting appointment would not give him any prior claim to eventual permanent appointment thereto.

(1) In the exercise of the power delegated under paragraph (1), the Chief Administrator shall apply the principles of selection prescribed in Regulations 18, 24 and 26 of the Public Service Commission Regulations, 1996 and the provisions of Regulation 25 of the said Regulations.

### 3. TRANSFERS—

(1) The power to transfer a public officer from an office in a grade in the Tobago House of Assembly, to which such an officer is assigned to a similar office in that grade within the Tobago House of Assembly, with no alteration in his remuneration.

(2) The power delegated under paragraph (1) shall be exercised by the Chief Administrator subject to the provisions of Regulation 29 of the Public Service Commission Regulations, 1966

### 4. SUSPENSION—

The power to direct a public officer assigned to an office in the Tobago House of Assembly, to cease to report for duty in accordance with Regulation 88 of the Public Service Commission Regulations, 1966, and the Chief Administrator, Tobago House of Assembly, shall report the exercise of this power forthwith to the Commission.

### 5. DISCIPLINE —

(1) The power to exercise disciplinary control in respect of any alleged act of misconduct or indiscipline described in Column 1 of the Public Service Commission (Delegation of Powers) (Amendment) Order 1998, Legal Notice No. 60 of 1999 being a breach of a regulation in respect of officers in the Civil Service as specified in Column 2 of the said Amendment.

(2) In the exercise of the powers delegated under paragraph (1), the Chief Administrator shall exercise the powers of the Commission under Regulation 90(6) and (7).

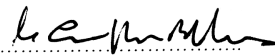
(3) In the exercise of the powers delegated under this subparagraph, the Chief Administrator shall assign a public officer of a grade higher than that of the officer charged with misconduct or indiscipline, but in no case of a grade lower than that of Clerk IV to be a disciplinary tribunal and that officer shall hear the facts and make a report thereon to the Chief Administrator in accordance with the provisions respecting the function and duties of a disciplinary tribunal as prescribed in the Regulations.

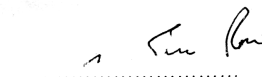
6. The Chief Administrator shall submit to the Commission once in every quarter, a report on the exercise of any powers delegated to him by this instrument.

7. The powers and functions hereby delegated above are in respect of public officers who hold any of the public offices specified in salary ranges numbers 1 to 41 inclusive of the Classification of Offices set out in the First Schedule to the Civil Service Act, 1965.

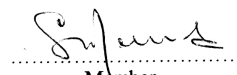
8. The above delegations are subject to suspension or revocation at any time by the Public Service Commission.

By Order of the Public Service Commission

  
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Chairman

  
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Deputy Chairman

  
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Member

  
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Member

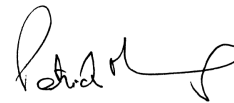
  
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Member

  
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Member

Approved

Not Approved

Dated this 13<sup>th</sup> day of September, 2005

  
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Prime Minister