

LAWS OF TRINIDAD AND TOBAGO

CONSTITUTION (PRESCRIBED MATTERS) ACT

CHAPTER 1:02

Act  
36 of 1966  
Amended by  
38 of 1968  
28 of 1972  
17 of 1973  
7 of 1976  
23 of 1976  
49 of 1976  
11 of 1977  
22 of 1977  
45 of 1979  
4 of 1980\*  
1 of 1983  
96/1984  
171/1985  
189/1985

\*(See Note on page 2)

**Current Authorised Pages**

| <i>Pages<br/>(inclusive)</i> | <i>Authorised<br/>by L.R.O.</i> |
|------------------------------|---------------------------------|
| 1-10                         | 1/1990                          |

L.R.O. 1/1990

Index  
of  
Subsidiary Legislation

|  | Page |
|--|------|
| Auditor General (Allowances) Order (171/1985) ... .. | 7    |

Note  
on  
Consolidation

The Constitution of the Republic of Trinidad and Tobago (Prescribed Offices) Act, 1980 (Act No. 4 of 1980) has been incorporated in this Chapter as section 5 and as the Second Schedule.

## CHAPTER 1:02

## CONSTITUTION (PRESCRIBED MATTERS) ACT

## ARRANGEMENT OF SECTIONS

## SECTION

1. Short title.
2. Announcement of date of election for President.
3. Salaries and allowances of holders of certain offices.  
Payment of salaries and allowances charged on the Consolidated Fund.
4. Retirement age of Auditor General.
5. Offices prescribed under section 141(1) of the Constitution.

## FIRST SCHEDULE

## SECOND SCHEDULE

**\*An Act to prescribe various matters required by the Constitution to be prescribed by Parliament.** 36 of 1966.

[8TH SEPTEMBER 1966]

Commence-  
ment.

1. This Act may be cited as the Constitution (Prescribed Matters) Act. Short title.

2. The date of every election for President under section 26 of the Constitution of the Republic of Trinidad and Tobago shall be announced not less than twenty-one days nor more than thirty days in advance. Announcement of date of election for President. [49 of 1976].

3. (1) There shall be paid to the holder of an office specified in the first column of the First Schedule a monthly salary at the rate specified in respect thereof in the second column of the said Schedule. Salaries and allowances of holders of certain offices. First Schedule.

(2) There shall be paid to the holder of an office specified in the first column of the First Schedule such allowances as the President may by Order prescribe.

(3) The salaries and allowances prescribed in this section shall be a charge on the Consolidated Fund. Payment of salaries and allowances charged on the Consolidated Fund.

*\*See section 19 of Constitution of the Republic of Trinidad and Tobago Act (Chapter 1:01) for saving of enactments prescribing matters under former Constitution.*

Retirement age  
of Auditor  
General.

4. The age at which the Auditor General is required to vacate his office under section 136(1) of the Constitution is sixty years.

Offices pres-  
cribed under  
section 141(1)  
of the  
Constitution.  
Second  
Schedule.  
[1 of 1983].

5. (1) For the purposes of section 141(1) of the Constitution the offices set out in the Second Schedule are prescribed.

(2) The President may by Order amend the Second Schedule.

[38 of 1968  
\*28 of 1972  
†7 of 1976].

## FIRST SCHEDULE

Section 3

| <i>Office</i>  | <i>Monthly Salary</i> |
|--|-----------------------|
| (a) Chairman of the Public Service Commission ...  | \$1,800.00            |
| (b) Deputy Chairman of the Public Service Commission ... ..  | 1,500.00              |
| (c) Member of the Public Service Commission other than the Chairman and the Deputy Chairman ... ..   | 600.00                |
| (d) Chairman of the Teaching Service Commission  | 1,200.00              |
| (e) Deputy Chairman of the Teaching Service Commission ... ..  | 1,000.00              |
| (f) Member of the Teaching Service Commission other than the Chairman and Deputy Chairman or member who is also a member of the Public Service Commission ... .. | 500.00                |
| (g) Member of the Police Service Commission other than the Chairman or a member who is also a member of the Public Service Commission ... ..                     | 200.00                |
| (h) Chairman of the Elections Commission ...   | 1,800.00              |
| (i) Member of the Elections Commission other than the Chairman ... ..  | 500.00                |
| (j) Members of the Judicial and Legal Service Commission appointed under section 110(3) of the Constitution ... ..   | 200.00                |
| (k) Auditor General ... ..   | 3,900.00              |

\*Came into operation on 1st January, 1971.

†Came into operation on 1st January, 1974.

## SECOND SCHEDULE

Section 5.  
[4 of 1980  
1 of 1983  
96/1984  
189/1985].

Governor of the Central Bank  
Deputy Governor of the Central Bank  
President of the Industrial Court  
Vice-President of the Industrial Court  
Member of the Industrial Court  
Ambassador  
High Commissioner  
Permanent Secretary  
Chief Personnel Officer  
Adviser to the Minister of Industry and Commerce  
Economic Adviser to the Prime Minister  
Special Adviser to the Cabinet on all Protective Services and Chief  
Executive Officer of the National Security Council  
Commissioner of Inland Revenue and Chairman of the Board of Inland  
Revenue  
Commissioner of Inland Revenue  
Member of the Tax Appeal Board  
Member of the Public Service Appeal Board  
Commissioner of Police  
Chief of Defence Staff  
Secretary to the Ombudsman  
Director of Personnel Administration  
Director of Contracts  
Chief Medical Officer  
Executive Director, Water and Sewerage Authority  
Deputy Executive Director, Water and Sewerage Authority  
Director (Finance) Water and Sewerage Authority  
Director (Technical) Water and Sewerage Authority  
Director, Water Resources Agency, Water and Sewerage Authority  
Executive Director, National Housing Authority  
Executive Director, National Advisory Council  
Director, Management Development Centre  
General Manager, Public Transport Service Corporation

- General Manager, Industrial Development Corporation  
General Manager, Port Authority  
Mayor, Alderman and Councillor—Municipalities  
Chairman, Alderman and Councillor—County Councils  
Chairman of the Essential Services Division of the Industrial Court
- 1 of 1983. Director of Budgets  
Comptroller of Accounts  
Director, Research and Development, Ministry of Finance and Planning  
Special Adviser to the Minister of Energy and Natural Resources  
Clerk, Tobago House of Assembly  
Chief Executive Officer, Office of Corporation Sole (now Permanent Secretary, Ministry of State Enterprises)
- 96/1984. Member of the Statutory Authorities Appeal Board
- 189/1985. President of the National Institute of Higher Education (Research, Science and Technology) (NIHERST)  
Director (Financial Institutions) of the National Institute of Higher Education (Research, Science and Technology) (NIHERST)
-

---

SUBSIDIARY LEGISLATION

---

AUDITOR GENERAL (ALLOWANCES) ORDER

*made under section 3(2)*

ARRANGEMENT OF ORDER

CLAUSE

1. Citation and commencement.
  2. Definition.
  3. Cost of living allowance.
  4. Vacation and vacation passage allowance.
  5. Passage allowance.
  6. Quarters.
  7. Allowance in respect of rent for quarters.
  8. Transport allowance.
  9. Travelling Allowances Regulations to apply.
  10. Cost of transport to Tobago.
  11. Chauffeur's allowance.
  12. Subsistence.
  13. Medical treatment.
-

## SUBSIDIARY LEGISLATION

171/1985

## AUDITOR GENERAL (ALLOWANCES) ORDER

*made under section 3(2)*

- Citation.** 1. This Order may be cited as the Auditor General (Allowances) Order, and save as is otherwise herein expressly provided, shall be deemed to have come into operation on 2nd September, 1967.
- Definition** 2. In this Order "children" means the children of the Auditor General (including legally adopted children) who are below the age of twenty-one years and are unmarried and maintained by him.
- Cost of living allowance.** 3. With effect from 1st January, 1981, a cost of living allowance calculated on the same basis as that which applies in the public service is payable to the Auditor General.
- Vacation and vacation passage allowance.** 4. Once in every two years the Auditor General shall be entitled to leave of absence on long vacation the whole or any part of which may be spent abroad and shall be paid a passage allowance as provided in clause 5.
- Passage allowance.** 5. (1) The passage allowance payable to the Auditor General shall be the full actual cost of first class return passages (by air or sea, or partly by air and partly by sea, at the Auditor General's option) for himself, his wife and children, if any, subject to a maximum of the equivalent of three such adult first class return fares from Trinidad to the United Kingdom by the most direct route.
- (2) The passage allowance shall be payable in such a manner as to enable the Auditor General's wife or children, or both his wife and children, to precede him or to follow him, if he so desires, on the outward or home-ward journey as the case may be.
- Quarters.** 6. (1) With effect from 1st January, 1981, the Auditor General shall be entitled to occupy free furnished super-grade quarters or at his option, to be paid a house allowance at the rate of seven hundred and fifty dollars per month.

## Auditor General (Allowances) Order

[Subsidiary]

(2) In addition to the benefits outlined at subclause (1), the Auditor General shall be paid the cost of the rental of a telephone at his residence or quarters and such other metered charges and ticketed calls made for official purposes as are claimed by him.

(3) When on official duty in Tobago the Auditor General shall be entitled to the exclusive use of Government quarters or to other suitable accommodation.

7. Where the Auditor General elects to occupy quarters under clause 6(1) without payment of rent, the provision thereof shall be deemed to be an allowance for the purpose of section 3 of the Act.

Allowance in respect of rent for quarters.

8. The Auditor General shall be eligible to a transport allowance—

Transport allowance.

- (a) for the period 1st January, 1981 to 31st July, 1981, at the rate of \$450.00 per month; and
- (b) with effect from 1st August, 1981, at the rate of \$525.00 per month.

9. The provisions of the Travelling Allowances Regulations which relate to advances to purchase, insurance and retention of means of transport shall apply *mutatis mutandis* to the Auditor General.

Travelling Allowances Regulations to apply Chap. 25:50.

10. The Auditor General on duty in Tobago shall be provided with paid passages (by sea or air at his option) and free transport of his motor car to and from Tobago.

Cost of transport to Tobago.

11. (1) With effect from 1st January, 1981, there shall be paid to the Auditor General a chauffeur's allowance equivalent to the minimum salary of a Chauffeur II in the Public Service.

Chauffeur's allowance.

(2) The allowance at subclause (1) shall be increased by a cost of living allowance equivalent to the cost of living allowance payable to chauffeurs employed in the Public Service.

12. (1) With effect from 1st January, 1981, where the Auditor General has travelled beyond a radius of ten (10) miles from his Head Office he shall be paid a subsistence allowance of thirty dollars per day when in Trinidad and forty dollars per day when in Tobago.

Subsistence.

[Subsidiary]

*Auditor General (Allowances) Order*

(2) With effect from 9th June, 1983, the subsistence allowance quoted in subclause (1) shall be increased by ten dollars.

Medical  
treatment.

Ch. 12 No. 9.  
(1950 Ed.).

13. With effect from 1st January, 1981, the Auditor General is entitled without charge to operative treatment, X-ray, bacteriological and pathological examinations and physiological treatment and to all incidental hospitalisation services at any hospital or State institution established and maintained by the State under the Hospitals Ordinance; or where these services are not available at such hospital, to be paid the cost of such treatment and services in any hospital, institution or nursing home in Trinidad and Tobago.

---