

---

---

Third Session Fifth Parliament Republic of Trinidad  
and Tobago

---

---



REPUBLIC OF TRINIDAD AND TOBAGO

**Act No. 33 of 1998**

[L.S.]

AN ACT for the Incorporation of the Trinbago  
Unified Calypsonians' Organisation and for  
matters incidental thereto.

*[Assented to 22nd October, 1998]*

WHEREAS there has been established in Trinidad and <sup>Preamble</sup>  
Tobago an Organisation known as Trinbago Unified  
Calypsonians' Organisation.

And whereas it is expedient that the Trinbago Unified Calypsonians' Organisation be incorporated for the purposes hereinafter set forth:

**Enactment** ENACTED by the Parliament of Trinidad and Tobago as follows:—

**Short title** 1. This Act may be cited as the Trinbago Unified Calypsonians' Organisation (Incorporation) Act, 1998.

**Incorporation** 2. The Trinbago Unified Calypsonians' Organisation (hereinafter called "TUCO") is hereby created a body corporate.

**Aims and objects** 3. The aims and objects of TUCO are—

- (a) to promote, further enhance, research and, in all aspects advance the art of calypso and its presentations to the world, through all available media and entertainment forms;
- (b) to encourage amalgamation with any other entertainment body having objects similar, either wholly or in part, to those of TUCO;
- (c) to present, produce, manage, conduct and represent, as TUCO, may from time to time deem fit, at any theatre, music hall, or place of amusement and entertainment, the works of calypsonians and other artistes, in concerts, musical and other shows, competitions, exhibitions and a variety of other entertainment;
- (d) to purchase or otherwise acquire and obtain exclusive and other interests of copyright in the works of members and other artistes with similar cultural and

artistic talents and any other rights of, or in, sounds, music, cinematography and other film works and compositions;

- (e) to purchase, lease, rent or otherwise acquire lands, buildings and other premises for the benefit of TUCO within the Republic of Trinidad and Tobago or elsewhere together with all or any part of the furniture, fixtures, fittings, scenery and effects belonging to such lands, buildings and other premises in connection therewith; and to alter, rebuild, reconstruct, refurnish, work, maintain and carry on business of musical entertainment, for the time being owned, rented or taken on lease by or in the occupation of TUCO for the sole benefit of its members;
- (f) to carry on, within the Republic of Trinidad and Tobago or elsewhere, all or any of the business of music hall, concert hall, and cinema proprietors or agents, box office keepers, showmen, exhibitors, sound, music, play, programme and general publishers and printers, decorators, theatrical and musical agents, caterers for public and private amusement and entertainment of every description;
- (g) to carry on, in connection with the proper functioning of TUCO the business of wine, spirit, beer, mineral water, tobacco, cigar and cigarette merchants and retailers, confectioners, florists, restaurant and refreshment-room keepers and proprietors, or any of such business for the financial enhancement and upliftment of TUCO;

- 
- (h) to carry on all or any of the business of entertainment, as promoters, calypsonians, artistes, managers or personal representatives in all or any sphere of entertainment;
  - (i) to provide, on such terms as TUCO may deem expedient, all or any of the management, secretarial, advertising, publicity, accountancy, personal and social activities and services required or used, in connection with their professional engagements, by calypsonians and other artistes engaged in musical entertainment activities;
  - (j) to acquire copyrights, rights of production or presentation, licences and privileges of any sort likely to be conducive to the proper functioning of TUCO;
  - (k) to employ persons, to write and compose calypsoes or adapt plays and calypso products, sketches, sounds and music within the ambit of the law for the benefit of TUCO;
  - (l) to enter into agreements with foreign calypsonians, artistes or other persons whom TUCO may deem proper for the presentation of musical shows and other musical entertainment in the Republic of Trinidad and Tobago or elsewhere;
  - (m) to carry on business as distributors and buyers, sellers and dealers in films, records, tapes and all other apparatus for recording events, by means of sight and sound and acquire the rights to produce, distribute or exhibit any show, entertainment or event by means of such films, records and tapes and other apparatus as aforesaid;

- 
- (n) to carry on, in all parts of the world the business of making, producing, exhibiting, distributing, renting, letting or hiring and otherwise exploiting cinematographic and television films and to act as agents for the purchase, sale, hiring and exploitation thereof and generally to deal in equipment capable of being used in connection with calypso shows and other artistes shows, exhibitions and entertainment, or useful for the purchase of such shows, exhibitions and entertainment;
  - (o) to carry on the business of dealers in soundproducing machines of all kinds, electrical appliances, apparatus and fittings, labour-saving conveniences and other articles;
  - (p) to obtain all necessary permits or licences required for the purpose of enabling TUCO to carry on its functions on such terms and conditions as may be acceptable to it;
  - (q) to produce, promote, present, organise, arrange and provide every kind of entertainment, diversion or instructions in whole or in part suitable, or which may directly or indirectly provide, suitable material for the upliftment of TUCO and the financial benefit of its members;
  - (r) to start, acquire, print, publish and circulate, or otherwise deal with any newspaper or printer or publisher to propagate the views of TUCO generally;
  - (s) to hold or promote competitions of any description authorised by law, which may be calculated to increase the business of TUCO, or to advertise or promote the sale

of any publication issued by it or in which it is interested; and to give prizes in connection with such competitions or otherwise consisting of cash, scholarship, or other payment, gifts in kind, or of any other description, or bonus or reward, or any rights, privileges or advantages which it is in the power of TUCO to confer;

- (t) to enter into any arrangement or contract with any person, firm, establishment, association or company for the carrying on of the whole or any part of the business of TUCO;
- (u) to remunerate any person, firm or company rendering services to TUCO by payment in cash or by allotment to him or them or by benefit agreed to by the Executive of TUCO;
- (v) to obtain, collect, receive and accept any funds, whether in the form of subventions or donations or such other form, for the purpose of furthering all or any of the objects of TUCO;
- (w) to take note of the functions of the National Carnival Commission established by the National Carnival Commission of Trinidad and Tobago Act, 1991;
- (x) to explore all legitimate avenues that will enable members of TUCO to be co-opted on the Board of the National Carnival Commission, its committees and subsidiary companies;
- (y) to conduct and assist in conducting arbitrations and other proceedings for settlement of disputes and difficulties,

whether between members of TUCO and non members, and to appoint arbitrators and pay remunerations in respect of such arbitrations and other proceedings;

- (z) to support, contribute to, or work in association with, any other body which may have, or be working towards the attainment of aims and objects similar to those therein;
- (aa) to unify, promote the welfare, and protect the interests of the members of TUCO at all levels;
- (bb) to seek to obtain overseas contracts through the marketing department of TUCO and to propagate its views through the media;
- (cc) to do all such other things as may be necessary or incidental to, or as TUCO may deem conducive to the attainment of the above aims and objects, or any of them.

Powers of the  
Association

#### 4. TUCO shall have the power—

Powers of TUCO

- (a) to acquire by purchase, transfer, donation, exchange, devise, bequest, grant, gift, conveyance or howsoever otherwise any real or personal property or any estate or interest therein;
- (b) to lease and accept surrenders or reconveyances and to manage all real estate;
- (c) to enter into contracts, and generally to manage, invest and increase all money belonging to TUCO;
- (d) to sell, exchange, demise, mortgage or otherwise dispose of and deal with all property, which may for the time being be

vested in it, subject to any restraint, reservation or condition contained in the document by which it has acquired title;

- (e) to borrow money either with or without security from any lending agency and to secure the repayment thereof by mortgage or other charge, upon the whole or any part of the assets of TUCO.

Transfer and vesting  
of property

5. All real or personal property of whatever nature now held by or vested in, any person for the use and benefit of TUCO is hereby transferred to and vested in TUCO.

Mode of execution of  
documents

6. All documents requiring the seal of TUCO shall be sealed with the common seal in the presence of the President and Secretary for the time being in office, or in the event of incapacity, in the presence of some other person or persons authorised for that purpose by TUCO who shall both sign every such document and such signing shall be *prima facie* evidence that the said seal was duly affixed and that the same is the lawful seal of TUCO.

Service of documents

7. (1) TUCO shall at all times have a fixed address in Trinidad and Tobago for the service of documents and that address and any change thereof shall be registered with the Registrar General within twenty-eight days of the date of incorporation or change of address as the case may be.

(2) Every document to be served on TUCO may be served by leaving the same at, or by sending the same by, registered post, to the registered address of TUCO.

(3) Failure to register the address and any change thereof is a summary offence and shall render TUCO liable to a fine of one hundred and twenty dollars and to a further fine of ten dollars for each day during which the offence continues after conviction thereof.

8. The affairs of TUCO shall be managed by its <sup>Management of TUCO</sup> General Council whose powers and procedures shall be as prescribed in the Constitution and Rules of TUCO.

9. TUCO may from time to time make rules for the <sup>Power to make rules</sup> proper conduct of its proceedings and discharge of its duties, powers and functions and such rules may be amended from time to time.

10. Nothing in this Act shall affect or be deemed to <sup>Saving of State and other rights</sup> affect the rights of the State, or of any bodies politic or corporate, or of any persons, except such as are mentioned or referred to in this Act and those claiming by, through, from or under them.

Passed in the Senate this 17th day of September, 1998.

N. COX

*Clerk of the Senate.*

Passed in the House of Representatives this 24th day of September, 1998.

D. DOLLY

*Acting Clerk of the House.*