

LEGAL NOTICE NO. 215

REPUBLIC OF TRINIDAD AND TOBAGO

THE FINANCIAL INSTITUTIONS ACT, 1993

ORDER

MADE BY THE MINISTER OF FINANCE UNDER SECTION 49 OF THE
FINANCIAL INSTITUTIONS ACT, 1993

THE BANK UNDERTAKING (BANK OF COMMERCE TRINIDAD
AND TOBAGO LIMITED) VESTING ORDER, 1997

WHEREAS by an Agreement of Transfer made on the 29th day of August, 1997 (hereinafter referred to as “the Agreement”) Bank of Commerce Trinidad and Tobago Limited (hereinafter called “the Transferor Bank”) agreed to transfer to Republic Bank Limited (hereinafter called “the Transferee Bank”) its banking business (which banking business including the property, rights, liabilities and obligations specified in the Schedule is hereinafter called “the Undertaking”).

1. This Order may be cited as the Bank Undertaking (Bank of Commerce Trinidad and Tobago Limited) Vesting Order, 1997, and shall come into force on the 1st day of October, 1997 (hereinafter called “the appointed day”).

2. Subject to the Agreement, the Undertaking of the Transferor Bank is from the appointed day hereby transferred to and vested in the Transferee Bank.

SCHEDULE

PART 1

PROPERTY AND RIGHTS TRANSFERRED

- (a) The goodwill and the freehold and leasehold properties described in Part 3 of this Schedule and the fixed plant and machinery and other fixtures thereon.
- (b) The benefit of all subsisting contracts, or any appropriate part of any such contract and the Transferor Bank's documents in relation thereto.
- (c) All furniture, equipment, movable plant and machinery, motor vehicles, books of accounts, books of reference to customers and other books, documents and effects.
- (d) All policies of insurance of any kind.

- (e) Debts due to the Transferor Bank and cheques, bills or notes or any securities for the same whether by way of mortgage, debentures, bill of sale, guarantee or otherwise.
- (f) Cash in hand and to the Transferor Bank's order in other institutions.
- (g) All trustee business and any other business capable of passing under section 50(1) of the Financial Institutions Act, 1993.
- (h) All other property and assets of the Transferor Bank relating to the said business.
- (i) All shares held by the Transferor Bank in any other business.

PART 2

LIABILITIES AND OBLIGATIONS ASSUMED

All liabilities, obligations, debts and encumbrances incurred, undertaken, assumed or accepted by the Transferor Bank to the extent outstanding immediately prior to the Appointed Day and recorded in the books of the Transferor Bank in any of its branches in Trinidad and Tobago including the obligations to the personnel and staff of the Transferor Bank.

PART 3

PARTICULARS OF PROPERTIES TRANSFERRED
UNDER PART 1 OF THIS SCHEDULE

- (a) Freehold property No. 72 Independence Square in the City of Port-of-Spain described in Deed registered as No. 3193 of 1921.
- (b) Freehold property No. 7 Abercromby Street in the City of Port-of-Spain described in Deed registered as No. 13826 of 1961.
- (c) Freehold property No. 9A Abercromby Street in the City of Port-of-Spain described in Deed registered as No. 9711 of 1968.
- (d) Freehold property No. 9 Abercromby Street in the City of Port-of-Spain described in Deed registered as No. 5379 of 1969.
- (e) Freehold property No. 18 St. Vincent Street in the City of Port-of-Spain described in Deed registered as No. 8835 of 1968.
- (f) Freehold property No. 16 St. Vincent Street in the City of Port-of-Spain described in Deed registered as No. 5826 of 1983.
- (g) Freehold property No. 14 St. Vincent Street in the City of Port-of-Spain described in Deed registered as No. 1089 of 1997.
- (h) Freehold property at Eastern Main Road, Tunapuna, described in Deed registered as No. 15442 of 1962.
- (i) Freehold property No. 1 Coffee Street in the City of San Fernando described in Deed registered as No. 13845 of 1956.
- (j) Freehold property No. 3 Coffee Street in the City of San Fernando described in Deed registered as No. 1025 of 1957.
- (k) Freehold property No. 15 Mucurapo Street in the City of San Fernando described in Deed registered as No. 7058 of 1966.
- (l) Freehold property No. 30 and 32 Lord Street in the City of San Fernando described in Deed registered as No. 18816 of 1985.

- (m) Freehold property No. 54 Ellerslie Park in the Ward of Diego Martin described in Deed registered as No. 12232 of 1962.
- (n) Freehold property situate at Lot 20, Chaguanas Main Road, Chaguanas and Lot 47, Eleanor Street, Chaguanas, described in Deed registered as No. 7933 of 1977.
- (o) Freehold property at Boissiere Village No. 1 Maraval in the Ward of Diego Martin described in Deed registered as No. 664 of 1997.
- (p) Freehold property No. 84, 86 and 88 Eastern Main Road, San Juan in the Ward of St. Ann's described in Deed registered as No. 21476 of 1978 and No. 9468 of 1991.
- (q) Leasehold property situate at No. 42 Western Main Road, St. James, in the City of Port-of-Spain held under Deed of Lease registered as No. 3623 of 1963.
- (r) Leasehold property situate at Nos. 51-53 Frederick Street in the City of Port-of-Spain held under Deed of Lease registered as No. 16344 of 1994.
- (s) Leasehold property situate at Nos. 28-30 Murray Street, Woodbrook in the City of Port-of-Spain described in Deed registered as No. 5909 of 1974 and held under Deed of Lease registered as No. 14355 of 1989 for part of the ground floor and under a Tenancy Agreement for the remainder of the entire building.
- (t) Leasehold property situate at No. 77A Queen Street in the City of Port-of-Spain described in Deed of Partition registered as No. 14306 of 1972 and held under Deed of Lease registered as No. 13275 of 1993.
- (u) Leasehold property situate at West Mall By the Sea, Westmoorings in the Ward of Diego Martin held under Deed of Lease registered as No. 10268 of 1996.
- (v) Leasehold property situate at the Valpark Shopping Plaza Ltd., Valsayn Park in the Ward of Tacarigua held under Deed of Lease registered as No. 9913 of 1997.
- (w) Leasehold property situate at Lot No. 37 Southern Main Road, Marabella in the Ward of Naparima held under Deed of Lease registered as No. 10892 of 1997.
- (x) Leasehold property situate at 15, Carrington Street in the Town of Scarborough held under Agreement to Lease with Gloria Morales dated June 13, 1988.
- (y) Leasehold property situate at Hosein's Mall, High Street, Princes Town held under Deed of Lease registered as No. 19615 of 1990.
- (z) Leasehold property situate at Gulf City Shopping Complex, Gulf City in the Ward of Naparima held under Deed of Lease registered as No. 2281 of 1992.
- (aa) Leasehold property comprising part of the ground floor of a building situate at 62, Eleanor Street, Chaguanas held under Deed of Lease registered as No. 1605 of 1992.
- (ab) Leasehold property situate at 41-43, Park Street in the City of Port-of-Spain held under Deed of Lease registered as No. 6635 of 1996.
- (ac) Leasehold property situate at 6A, Queen's Park West in the City of Port-of-Spain held under Deed of Lease registered as No. 2025 of 1996.
- (ad) Leasehold property situate at Center Pointe Mall, Plaza Square, Chaguanas held under Deed of Lease registered as No. 16554 of 1996.
- (ae) Leasehold property situate at Crews Inn Marina and Boatyard, Chag Terminals Drive, Point Gourde, Chaguaramas.
- (af) Leasehold property situate at LP 46, Boundary Road, San Juan in the Ward of St. Ann's of St. James held under monthly tenancy.
- (ag) Leasehold property situate at Kantac Plaza No. 131 Eastern Main Road, Arouca in the Ward of Tacarigua.

- (ah) Leasehold property situate at the Public Transport Service Corporation, Railway Buildings, South Quay in the City of Port-of-Spain.
- (ai) Leasehold property situate at No. 27 Frederick Street in the City of Port-of-Spain held under a yearly tenancy.
- (aj) Leasehold property situate at No. 12–16 London Street in the City of Port-of-Spain held under a monthly tenancy.
- (ak) Leasehold property situate at No. 4 Harold Street, Maraval in the Ward of Diego Martin held under Deed of Lease registered as No. 19217 of 1992.

Dated this 25th day of September, 1997.

G. SINGH
for Minister of Finance