

TREASURY NOTES ACT

CHAPTER 71:39

Act
14 of 1995

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TREASURY NOTES ACT

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CHAPTER 71:39

TREASURY NOTES ACT

14 of 1995. **An Act to empower the Minister of Finance to borrow money by the issue of Treasury Notes, to declare the conditions applicable to such borrowings and to make consequential amendments to related Acts.**

Commencement. [18TH JULY 1995]

Short title. **1.** This Act may be cited as the Treasury Notes Act.

Interpretation. **2.** In this Act—

Ch. 79:02. “Central Bank” means the Central Bank of Trinidad and Tobago established under the Central Bank Act;

Ch. 79:09. “financial institution” means a company licensed under the Financial Institutions Act;

“Fiscal Agent” means—

(a) the Central Bank;

(b) an entity designated a Fiscal Agent by the Minister under section 6;

“Minister” means the Minister to whom responsibility for finance is assigned;

“Note” means a Treasury Note issued under this Act.

Issue of Treasury Notes.

***3.** (1) For the purposes of promoting monetary credit and exchange conditions most favourable to the economy of Trinidad and Tobago, the Minister on the written advice of the Governor of the Central Bank may borrow money in Trinidad and Tobago—

(a) in such sum or sums not exceeding in the aggregate one thousand million Trinidad and Tobago dollars; and

(b) such further sum or sums as may be specified by resolution of Parliament,

or the equivalent thereof in any foreign currency or currencies, by the issue of Notes.

*See LN 25/2003.

(2) The Minister may borrow further sums for the purpose of paying off at maturity Notes issued under subsection (1) by further issue of Notes.

(3) For the purpose of determining whether any borrowing in a foreign currency is within the limits prescribed in or pursuant to subsection (1) or (2), the Trinidad and Tobago dollar equivalent of such a borrowing shall be computed at a rate of exchange determined by the Central Bank based on prevailing market rates and effective on the date of the issue of the Notes.

(4) Notes issued under this Act are transferable.

4. (1) Every Note issued under this Act shall be—

(a) for the sum of one thousand dollars or a multiple of one thousand dollars or the equivalent thereof in any foreign currency; and

(b) subject to the payment of principal and interest at such time or times as the Minister shall, before the issue of the Note, fix and determine.

Amounts of
Notes and times
of payment.

(2) Notwithstanding subsection (1)(b), principal shall be paid not later than five years from the date of issue of the Note.

5. (1) All monies raised by the issue of Notes shall be paid into the Exchequer Account and shall form part of the Consolidated Fund.

Monies raised
form part of
Consolidated
Fund.

(2) The principal and interest of all Notes issued under this Act are hereby charged on the Consolidated Fund.

6. The Minister may designate a financial institution, a Fiscal Agent.

Designation
of certain
Fiscal Agents.

7. A Fiscal Agent may sell Notes.

Fiscal Agent
may sell Notes.

8. (1) Every Fiscal Agent shall keep a Register of holders of Notes.

Duties of
Fiscal Agents.

(2) Every Fiscal Agent thereunto authorised shall promptly pay—

(a) the interest on a Note when due;

(b) the principal sum at maturity, in the currency of issue of the Note.

(3) The interest and principal sum shall be deemed to be duly paid under subsection (2) where the relevant amount is credited to the account of the holder of the Note at the financial institution specified by the holder.

Exemption from stamp duty.

9. Notes issued under this Act are exempt from stamp duty.

Functions of the Minister.

10. (1) The Minister shall, on the written advice of the Governor of the Central Bank, determine—

- (a) the form, issue and recording of Notes;
- (b) the currency of issue;
- (c) the denomination of Notes;
- (d) the method of holding Notes;
- (e) the rate and payment of interest;
- (f) the method of payment of interest and principal;
- (g) the dates of maturity of Notes.

(2) The Minister may delegate to the Central Bank his functions under subsection (1).

Authority to borrow.

11. The authority to borrow conferred on the Minister by this Act is in addition to the authority to borrow conferred upon him by any other written law.

SUBSIDIARY LEGISLATION

RESOLUTIONS

made under section 3

Resolutions authorising the Minister to borrow money in Trinidad and Tobago in such sum or sums not exceeding in the aggregate—

- (a) three thousand million dollars—LN 25/2003;
- (b) five thousand million dollars—LN 182A/2006.