

LEGAL NOTICE NO. 1

REPUBLIC OF TRINIDAD AND TOBAGO

THE ADMINISTRATION OF JUSTICE (ELECTRONIC MONITORING) ACT, 2012

ORDER

MADE BY THE MINISTER UNDER SECTION 9 OF THE ADMINISTRATION OF JUSTICE (ELECTRONIC MONITORING) ACT AND SUBJECT TO THE NEGATIVE RESOLUTION OF PARLIAMENT

THE ADMINISTRATION OF JUSTICE (ELECTRONIC MONITORING) (APPROVED DEVICES) ORDER, 2013

1. This Order may be cited as the Administration of Justice Citation (Electronic Monitoring) (Approved Devices) Order, 2013.

2. In this Order, “violation” means a breach of any decision of a Interpretation Court with respect to the use of a device, or a breach of any agreement, condition or term relating to the use of a device.

3. The Minister approves, for the purpose of electronic monitoring, Approved devices for electronic monitoring any electronic monitoring device that can be affixed to the ankle and that satisfies all of the following criteria:

- (a) the band of the device shall be capable of being customized to fit the individual in respect of whom the device is used, (hereinafter referred to as “the individual”);
- (b) the device shall be capable of fitting securely on the individual to prevent its unauthorized removal;
- (c) the device shall be capable of being easily charged through a power interface;
- (d) the device shall consist of hypoallergenic materials;
- (e) the device shall be capable of providing a mechanism to facilitate communication with the individual;
- (f) the device shall have an inconspicuous form factor;
- (g) the device shall meet a minimum of the IPX8 standard of the Ingress Protection Rating;
- (h) the device shall contain non-volatile internal memory for tracking and violation information storage;
- (i) the device shall be capable of recording date, time and other relevant tracking information upon loss of location information with the Electronic Monitoring Unit;
- (j) the normal operating battery life of the device shall be a minimum of thirty-six hours;

- (k) the device shall be capable of maintaining normal operating functionality during times of low charge;
- (l) the device shall be capable of communicating to the individual and the Electronic Monitoring Unit when there is a low charge on the battery;
- (m) the device shall contain non-volatile internal memory to store tracking and violation information during periods of power loss of the device;
- (n) the device shall be capable of facilitating near real-time communication with the Electronic Monitoring Unit;
- (o) the device shall be capable of facilitating continuous tracking of individuals by utilizing cellular triangulation during periods of loss of global positioning system signal;
- (p) the device shall be capable of reporting loss of location information to the Electronic Monitoring Unit as required;
- (q) the device shall be capable of utilizing anti-jamming technology to ensure secure communication is not prevented;
- (r) the device shall be integrated with a system that is capable of—
 - (i) providing a secure and reliable backhaul for the device;
 - (ii) clearly indicating that a newly installed device is communicating with the Electronic Monitoring Unit;
 - (iii) facilitating near real-time alerting and reporting to the Electronic Monitoring Unit;
 - (iv) providing multiple alert channels to the Electronic Monitoring Unit;
 - (v) indicating to the Electronic Monitoring Unit whether a violation has occurred; and
 - (vi) facilitating *ad hoc* reporting;
- (s) the device shall be capable of utilizing relevant and reliable technology to track the individual;
- (t) the device shall be capable of facilitating a location identification within a fifty-foot radius with an accuracy of ninety-five per cent for typical field operations;
- (u) the device shall be capable of utilizing a unique identifier for all management and administrative purposes;
- (v) the device shall be capable of facilitating continuous tracking upon loss of location information;
- (w) the device shall be outfitted with multi-tamper detection points;

- (x) the device shall be capable of alerting the Electronic Monitoring Unit when tampering occurs;
- (y) the device shall be capable of alerting the Electronic Monitoring Unit when the band of the device is being tampered with; and
- (z) the device shall be capable of providing a mechanism to monitor physical blockage of location information or communication signals to the Electronic Monitoring Unit.

Dated this 30th day of December, 2013.

E. GEORGE
Minister of Justice