



TRINIDAD AND TOBAGO GAZETTE (EXTRAORDINARY)

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APPOINTMENT TO ACT TEMPORARILY AS PRESIDENT OF THE REPUBLIC OF TRINIDAD AND TOBAGO

IT IS HEREBY NOTIFIED for general information that His Excellency ANTHONY THOMAS AQUINAS CARMONA, O.R.T.T., S.C., President of the Republic of Trinidad and Tobago, leaves Trinidad and Tobago on the afternoon of 28th March, 2015, on vacation. In accordance with the provisions of subsection (1) of section 27 of the Constitution of the Republic of Trinidad and Tobago, MRS. RAZIAH AHMED, President of the Senate, is acting temporarily as President of the Republic of Trinidad and Tobago during the absence from the country of His Excellency Anthony Thomas Aquinas Carmona, O.R.T.T., S.C.

G. SERRETTE
*Acting Secretary to His Excellency
the President*

28th March, 2015.

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APPOINTMENT TO PERFORM THE FUNCTIONS OF THE OFFICE OF CHIEF JUSTICE

IN EXERCISE of the power conferred upon him by section 103 of the Constitution of the Republic of Trinidad and Tobago, His Excellency the President, after consultation with the Prime Minister and the Leader of the Opposition, has been pleased to appoint the Honourable MR. JUSTICE ALLAN MENDONCA, a Justice of Appeal, to perform the functions of the Office of Chief Justice, with effect from 29th March, 2015 and continuing during the absence from Trinidad and Tobago of the Honourable Chief Justice IVOR ARCHIE.

G. SERRETTE
*Acting Secretary to His Excellency
the President*

26th March, 2015.

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APPOINTMENT TO ACT AS MINISTER OF FOREIGN AFFAIRS

IT IS HEREBY NOTIFIED for general information that His Excellency the President, acting in accordance with the advice of the Prime Minister, in exercise of the power vested in him by subsection (2) of section 79 of the Constitution of the Republic of Trinidad and Tobago, has appointed DR. SURUJRATTAN RAMBACHAN, a Member of the House of Representatives who is a Minister, to act in the Office of the Honourable WINSTON CHANDARBHAN DOOKERAN, Minister of Foreign Affairs, with effect from 31st March, 2015 and continuing during the absence from Trinidad and Tobago of the said the Honourable Winston Chandarbhan Dookeran, M.P., in addition to the discharge of his normal duties.

G. SERRETTE
*Acting Secretary to His Excellency
the President*

27th March, 2015.

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APPOINTMENT TO ACT AS MINISTER OF TOURISM

IT IS HEREBY NOTIFIED for general information that His Excellency the President, acting in accordance with the advice of the Prime Minister, in exercise of the power vested in him by subsection (2) of section 79 of the Constitution of the Republic of Trinidad and Tobago, has appointed STEPHEN JOSEPH CADIZ, a Member of the House of Representatives who is a Minister, to act in the Office of Senator the Honourable GERALD STEPHEN HADEED, Minister of Tourism, with effect from 28th March, 2015 and continuing during the absence from Trinidad and Tobago of the said Senator the Honourable Mr. Gerald Stephen Hadeed, in addition to the discharge of his normal duties.

G. SERRETTE
*Acting Secretary to His Excellency
the President*

27th March, 2015.

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ALTERATION OF THE TERMS OF REFERENCE OF THE COMMISSION OF ENQUIRY INTO THE ENTIRE PROCESS WHICH LED TO THE CONSTRUCTION OF THE LAS ALTURAS TOWERS LOCATED AT LADY YOUNG GARDENS, MORVANT—CONTINUED

(The Commission of Enquiry Act, Chap. 19:01)

IN ACCORDANCE with section 15 of the Commissions of Enquiry Act, Chap. 19:01, of the Laws of the Republic of Trinidad and Tobago, notice is hereby given that on the 27th day of March, 2015, His Excellency, ANTHONY THOMAS AQUINAS CARMONA, President and Commander-in-Chief of the Armed Forces of the Republic of Trinidad and Tobago, in the exercise of the powers vested in him under section 3 of the said Act, altered the terms of reference of the Commission of Enquiry into the entire process which led to the construction of the Las Alturas Towers located at Lady Young Gardens, Morvant, issued on the 2nd day of December, 2014, and gazetted on the 3rd day of December, 2014, as follows:

REPUBLIC OF TRINIDAD AND TOBAGO

By His Excellency **ANTHONY THOMAS AQUINAS CARMONA, O.R.T.T., S.C.**,
President and Commander-in-Chief of the Armed Forces of the Republic of Trinidad and Tobago.

ANTHONY THOMAS AQUINAS CARMONA

President:

Greetings:

TO: Mr. Justice Mustapha Ibrahim C.M.T. (Retired)
Dr. Myron Wing-Sang Chin
Mr. Anthony Farrell

WHEREAS by section 2 of the Commissions of Enquiry Act, Chap. 19:01 (hereinafter referred to as “the Act”) it is provided, *inter alia*, that the President may whenever he shall deem it advisable, issue a Commission appointing one or more Commissioners, and authorising such Commissioners, or any quorum of them to enquire into any matter in which an enquiry would, in the opinion of the President, be for the public welfare;

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ALTERATION OF THE TERMS OF REFERENCE OF THE COMMISSION OF ENQUIRY INTO THE ENTIRE PROCESS WHICH LED TO THE CONSTRUCTION OF THE LAS ALTURAS TOWERS LOCATED AT LADY YOUNG GARDENS, MORVANT—CONTINUED

AND WHEREAS on the 2nd day of December, 2014, ANTHONY THOMAS AQUINAS CARMONA, President and Commander-in-Chief of the Armed Forces of the Republic of Trinidad and Tobago issued his Commission under section 2 of the Act appointing you, **MR. JUSTICE MUSTAPHA IBRAHIM, DR. MYRON WING-SANG CHIN** and **MR. ANTHONY FARRELL**, Commissioners to hold an enquiry into the entire process which led to the construction of the Las Alturas Towers located at Lady Young Gardens, Morvant, with the following terms of reference:

I. To enquire into:

- (i) the entire process which led to the construction of the Las Alturas Towers at Lady Young Gardens, Morvant, and all other acts, matters or decisions done or undertaken incidental thereto up to and including the construction thereof;
- (ii) the advice, reports and minutes which were made available to the Trinidad and Tobago Housing Development Corporation (hereinafter referred to as “HDC”) and the Urban Development Corporation of Trinidad and Tobago Limited (hereinafter referred to as “UDeCOTT”) and/or the relevant Director and/or Board of HDC and UDeCOTT and/or the Ministry of Housing (later known as the Ministry of Planning, Housing and the Environment) concerning the suitability or unsuitability of the site for the construction of the said Las Alturas Towers (hereinafter referred to as “the Project”);
- (iii) the consideration, if any, given by the Board of HDC and UDeCOTT and/or the relevant Director and/or representatives of HDC and UDeCOTT and/or the Ministry of Housing (later known as the Ministry of Planning, Housing and the Environment) of the said advice and report and the action, if any, taken by the Board of HDC and UDeCOTT or the relevant Director and/or representative of HDC and UDeCOTT and/or the Ministry of Housing (later known as the Ministry of Planning, Housing and the Environment) in respect of the said advice and report;

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ALTERATION OF THE TERMS OF REFERENCE OF THE COMMISSION OF ENQUIRY INTO THE ENTIRE PROCESS WHICH LED TO THE CONSTRUCTION OF THE LAS ALTURAS TOWERS LOCATED AT LADY YOUNG GARDENS, MORVANT—CONTINUED

- (iv) whether the Board of HDC and UDeCOTT and/or the relevant Director, or Directors and/or representatives of HDC and UDeCOTT and/or the Ministry of Housing (later known as the Ministry of Planning, Housing and the Environment) commissioned proper advice and reports into the suitability of the site at Lady Young Gardens, Morvant, for the construction of the Project;
 - (v) the reasons for and effect of the site selection for the Project, including the advice and reports which were made available to or requested by the Board of HDC and/or UDeCOTT and/or the Ministry of Housing (later known as the Ministry of Planning, Housing and the Environment) concerning the suitability or unsuitability of the site for the Project; whether the Board of HDC and/or UDeCOTT and/or the Ministry of Housing (later known as the Ministry of Planning, Housing and the Environment) commissioned proper advice and reports into the suitability of the site for the Project;
 - (vi) the procedures, practices and procurement processes employed by the Board and Management of UDeCOTT and HDC in the award of the contract to undertake the Project;
 - (vii) the circumstances concerning the procurement process and the award of all contracts from the inception of the Project;
 - (viii) whether the Board of HDC and UDeCOTT and/or a Director or Directors of HDC and UDeCOTT fulfilled or complied with the responsibilities and duties imposed upon them by law and by good corporate governance and practice, by commissioning the construction of the Las Alturas Towers on the site at Lady Young Gardens, Morvant; and
 - (ix) the identity of the officials, if any, who have so failed in their duties;
- II. To make such findings, observations and recommendations arising out of its deliberations, as may be deemed appropriate, in relation to:
- (i) whether there are any grounds for criminal and civil proceedings against any persons or entity;

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ALTERATION OF THE TERMS OF REFERENCE OF THE COMMISSION OF ENQUIRY INTO THE ENTIRE PROCESS WHICH LED TO THE CONSTRUCTION OF THE LAS ALTURAS TOWERS LOCATED AT LADY YOUNG GARDENS, MORVANT—CONTINUED

- (ii) whether criminal proceedings should be recommended to the Director of Public Prosecutions for his consideration; and
- (iii) whether civil proceedings should be recommended to the Attorney General for his consideration.

AND WHEREAS the President has deemed it fit to alter the terms of reference of the Commission of Enquiry into the entire process which led to the construction of the Las Alturas Towers located at Lady Young Gardens, Morvant, issued on the 2nd day of December, 2014, to include the causes, events, matters, circumstances and considerations which led to the decision to demolish buildings H and I of the Las Alturas Towers located at Lady Young Gardens, Morvant, including the demolition thereof;

AND WHEREAS by section 3 of the Act it is provided, *inter alia*, that any Commission issued under the Act may be altered as the President thinks fit by any subsequent Commission issued by him;

NOW THEREFORE, I, ANTHONY THOMAS AQUINAS CARMONA, President as aforesaid, in exercise of the power vested in me under section 3 of the Act, and all other powers thereto enabling, do hereby alter the terms of reference of the Commission of Enquiry into the entire process which led to the construction of the Las Alturas Towers located at Lady Young Gardens, Morvant, issued on the 2nd day of December, 2014, to include enquiry into the causes, events, matters, circumstances and considerations which led to the decision to demolish buildings H and I of the Las Alturas Towers located at Lady Young Gardens, Morvant, including the demolition thereof.

Given under my Hand and the Seal of the President of the Republic of Trinidad and Tobago at the Office of the President, St. Ann's, this 27th day of March, 2015.

Dated this 1st day of April, 2015.

M. SINGH-MARAJ
Secretary to Cabinet