



**TRINIDAD AND TOBAGO SECURITIES AND EXCHANGE COMMISSION**

**In The Matter of the Contravention of Section 64(1)(c) of the Securities Act Chapter  
83:02  
of the Laws of the Republic of Trinidad and Tobago**

**By**

**Scotiabank Trinidad and Tobago Growth Fund Inc.**

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**ORDER OF THE COMMISSION**

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Dated this 1<sup>st</sup> day of November, 2018

**WHEREAS** Section 64(1)(c) of the Securities Act, Chapter 83:02 of the Laws of the Republic of Trinidad and Tobago (“the Act”) requires a reporting issuer to file with the Commission within seven days of the occurrence of a material change, a copy of the notice of the said material change, that is published in accordance with Section 64(1) of the Act;

**AND WHEREAS** Scotiabank Trinidad and Tobago Growth Fund Inc. (“the Respondent”), appointed Mr. Dwight Burrows and Mr. Lissant Mitchell to its Board of Directors effective April 24, 2018.

**AND WHEREAS** the Respondent breached section 64(1)(c) of the Act, by filing a copy of its notice published in the newspaper, with the Commission past the due date of May 3, 2018;

**AND WHEREAS** staff of the Commission (“the Staff”) advised the Respondent that it was in contravention of section 64(1)(c) of the Act by failing to file its published notice within the prescribed timeframe;

**AND WHEREAS** the Respondent acknowledged that it was in contravention of section 64(1)(c) of the Act;

**AND WHEREAS** on June 8, 2018, the Respondent agreed to a settlement and entered into a settlement agreement with the Staff (“the Settlement Agreement”), and the Settlement Agreement was approved by the Settlement Panel and the Board of Commissioners;

**AND WHEREAS** pursuant to the Settlement Agreement, the Respondent shall pay to the Commission the sum of Six Thousand Three Hundred Trinidad and Tobago Dollars (TT\$6,300.00), within twenty-eight days of the making of this Order;

**AND UPON** the Board of Commissioners considering the submissions in the Settlement Agreement dated October 15, 2018 and being satisfied that the making of this Order is essentially procedural and does not require a Hearing pursuant to section 159(10)(a) of the Act.

**IT IS HEREBY ORDERED THAT:**

1. Scotiabank Trinidad and Tobago Growth Fund Inc. (“the Respondent”) has contravened 64(1)(c) of the Securities Act, Chapter 83:02 of the Laws of the Republic of Trinidad and Tobago (“the Act”);
2. Pursuant to section 156(2) of the Act, the Respondent shall pay to the Commission, an administrative fine in the sum of Six Thousand Three Hundred Trinidad and Tobago Dollars (TT\$6,300.00), within twenty-eight (28) days of the making of this Order; and
3. This Order shall be published in the Trinidad and Tobago Gazette and posted on the Commission’s website. A notice of the posting shall be published in two daily newspapers of general circulation in Trinidad and Tobago.

**BY ORDER OF THE COMMISSION**