



## **TRINIDAD AND TOBAGO SECURITIES AND EXCHANGE COMMISSION**

**In the Matter of Section 21 of the Securities Act, Chapter 83:02**

**and**

**In the Matter of the Appointment of a Hearing Panel and a Pre-Hearing Conference Panel  
and in accordance with the Securities Industry (Hearings and Settlements) Practice Rules  
2008**

### **ORDER OF THE COMMISSION**

Dated this 18<sup>TH</sup> day of July, 2018

#### **WHEREAS:**

1. The Trinidad and Tobago Securities and Exchange Commission (“the Commission”) is the regulator of the securities industry in Trinidad and Tobago and is empowered under Sections 154-156 of the Securities Act, Chapter 83:02 (“the Act”) to make orders to cease trading or distribution of securities; orders made in the public interest or orders for administrative fines;
2. Under Section 157 of the Act the Commission is required to provide a reasonable opportunity for a person to make either oral or written representations before making an adverse decision, finding or order;
3. The Commission shall, before making an order, provide a reasonable opportunity for a hearing to each person directly affected and shall give reasonable notice to such person and to any interested market actor in accordance with Section 159 of the Act.

**AND WHEREAS:**

4. The Commission is empowered under Section 21(e) of the Act to make rules, with the approval of the Minister, respecting procedure for the initiation and holding of hearings by the Commission;
5. The Commission has made the Securities Industry (Hearings and Settlement) Practice Rules 2008 (“the Rules”) for the purpose of conducting hearings in accordance with Section 21 of the Act;
6. Rule 4(4) of the Rules provides for the appointment by the Commission of Commissioners to:
  - a) sit on a Hearing Panel;
  - b) sit on Settlement Panel; or
  - c) act as a Pre-Hearing Commissioner;
7. Rule 4(5) of the Rules requires that:
  - a) a Hearing Panel be comprised of at least two Commissioners; and
  - b) a Settlement Panel shall be comprised of at least one Commissioner.
8. Rule 12(4) requires that at least one Commissioner shall preside at a Pre-Hearing Conference.
9. By Order of the Commission dated the 13<sup>th</sup> day of January 2017, the Board of Commissioners made the following appointments:
  - a) Commissioners Douglas Mendes, S.C. and Imtiaz Hosein as the Commission’s Hearing Panel;
  - b) Commissioner Patrick Solomon as the Commission’s Settlement Panel; and
  - c) Commissioner Suzette Taylor-Lee Chee as the Commission’s Pre-Hearing Conference Panelwith effect from 9<sup>th</sup> January 2017;

**AND WHEREAS:**

10. The Board of Commissioners is satisfied that the proposed appointments satisfy the requirements of the Rules.

**IT IS HEREBY ORDERED THAT:**

- I. Commissioner Elaine Green is hereby appointed as a member of the Pre-Hearing Conference Panel;
- II. Commissioner Suzette Taylor-Lee Chee shall continue to sit on the Pre-Hearing Conference Panel;
- III. Commissioner Patrick Solomon shall continue to sit as the Settlement Panel;
- IV. Commissioners Douglas Mendes, S.C and Imtiaz Hosein shall continue to sit as the Hearing Panel;
- V. This Order shall take effect from July 18, 2018; and
- VI. This Order shall continue until further Order.

**BY ORDER OF THE COMMISSION**