



TRINIDAD AND TOBAGO SECURITIES AND EXCHANGE COMMISSION

In the Matter of the Contravention of 56(4) of the Securities Act, Chapter 83:02 of the Laws of the Republic of Trinidad and Tobago and By-Law 53(3) of the Securities (General) By-Laws, 2015

By

Scotia Caribbean Income Fund Inc.

ORDER OF THE COMMISSION

Dated this 31st day of August, 2021

WHEREAS Section 56(4) of the Securities Act Chapter, 83:02 of the Laws of the Republic of Trinidad and Tobago (“the Act”) and By-Law 53(3) of the Securities (General) By Laws, 2015 (“the By-Laws”) requires a Reporting Issuer to file its Form No. 6 Notification with the Commission, within the prescribed timeframe;

AND WHEREAS Scotia Caribbean Income Fund (“the Respondent”), filed a Form No. 6 Notification with the Commission following the resignation of Hugh Miller from the Board of Directors, past the due date;

AND WHEREAS Staff of the Commission (“the Staff”) advised the Respondent that it was in contravention of Section 56(4) of the Act and By-Law 53(3) of the By-Laws by failing to file the said Form 6 Notification with the Commission, within the prescribed timeframe;

AND WHEREAS the Respondent acknowledged that it was in contravention of Section 56(4) of the Act and By-Law 53(3) of the By-Laws and agreed to enter into settlement discussions the Staff;

AND WHEREAS the Respondent 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 Ten Thousand, Eight Hundred Trinidad and Tobago Dollars (TT\$10,800.00) within twenty-eight days of the making of this Order.

AND UPON the Board of Commissioners considering the submissions in the Settlement Agreement dated July 14, 2021 and being satisfied that the making of this Order is essentially procedural and does not require a Hearing pursuant to Section 159 of the Act.

IT IS HEREBY ORDERED THAT:

1. Scotia Caribbean Income Fund Inc. (“the Respondent”) has contravened Section 56(4) of the Act and By-Law 53(3) of the By-Laws;
2. Pursuant to Section 156(2) of the Act, the Respondent shall pay to the Commission an administrative fine in the sum of Ten Thousand, Eight Hundred Trinidad and Tobago Dollars (TT\$10,800.00) within twenty-eight 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