



**TRINIDAD AND TOBAGO SECURITIES AND EXCHANGE COMMISSION**

**In The Matter of a Contravention of  
Section 66 (2) of the Securities Industry Act, 1995  
And By-Law 55(1) of the Securities Industry By-Laws, 1997  
By Dynamic Equity Fund II Limited**

**And**

**In The Matter of A Proposed  
Settlement Agreement Pursuant To  
Part VIII of  
Securities Industry (Hearings And Settlements)  
Practice Rules, 2008 ("the Rules")**

**ORDER OF THE COMMISSION**

**Dated this 8<sup>th</sup> day of February, 2011**

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**WHEREAS** Dynamic Equity Fund II Limited ("**the Respondent**") failed to file its Interim Financial Statement with the Trinidad and Tobago Securities and Exchange Commission ("**the Commission**"), on or before August 29, 2009, for the year 2009;

**AND WHEREAS** by Notice of Contravention No. S.I. 62 of 2009 dated October 30, 2009 the Commission advised the Respondent that it was in contravention of section 66 (2) of the Securities Industry Act, 1997 (“**the Act**”) and By-Law 55(1) of the Securities Industry By-Laws, 1997 (“**the By-Laws**”) by failing to file its Interim Financial Statement with the Commission, on or before August 29, 2009, for the year 2009;

**AND WHEREAS** by letters dated November 18, 2009, November 19, 2009, February 2, 2010, June 7, 2010, October 8, 2010, December 8, 2010 and December 15, 2010 the Staff of the Commission and the Respondent entered into settlement discussions to determine whether the matter could be settled;

**AND WHEREAS** on January 5, 2011 the Respondent entered into a proposed settlement agreement with the Staff of the Commission which was signed by the duly authorized representative of the Commission for and on behalf of the Commission and two Directors of the Respondent on behalf of the Respondent (“**the Settlement Agreement**”), in which the parties agreed to a settlement, subject to the approval of the Settlement Panel;

**AND WHEREAS** the Settlement Panel approved the Settlement Agreement and agreed to submit the Settlement Agreement to the Commission;

**AND WHEREAS** the Respondent shall pay to the Commission the sum of Twenty Five Thousand dollars (\$25,000.00) within twenty-eight days of the making of this Order;

**AND WHEREAS** the Commission has considered the Settlement Agreement and is of the opinion that it is in the public interest to make this Order.

**IT IS HEREBY ORDERED THAT:**

- (a) The procedure outlined under the Securities Industry (Hearings and Settlements) Practice Rules, 2008 has been followed;

- (b) The Respondent has contravened Section 66 (2) of the Act and By-Law 55(1) of the By-Laws and shall pay the sum of Twenty Five Thousand dollars (\$25,000.00) to the Commission within twenty-eight days of the making of this Order as the fine in this matter; and
- (c) This Order shall be published in the Trinidad and Tobago Gazette and in the daily newspaper.

Dated this 28<sup>th</sup> day of February 2011



Deborah Thomas-Felix  
Chairman



Marsha K. King  
Commissioner



Dr. Shelton Nicholls  
Commissioner