



**IN THE REPUBLIC OF TRINIDAD  
AND TOBAGO:**

**TRINIDAD AND TOBAGO SECURITIES AND EXCHANGE COMMISSION**

**In The Matter of a Contravention of  
Section 64 (3) of the Securities Industry Act, 1995  
By Jamaica Select Index Fund Limited**

**AND**

**In The Matter of a Contravention of By Law 56 (1)  
Of the Securities Industry By-Laws, 1997  
By Jamaica Select Index Fund Limited**

**AND**

**In The Matter of a Contravention of  
Section 66(1)(a) of the Securities Industry Act, 1995  
By Jamaica Select Index Fund 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 29<sup>th</sup> day of January, 2010**

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**WHEREAS** Jamaica Select Index Fund Limited ("**the Respondent**") filed a copy of its 2009 **AMENDED REGISTRATION STATEMENT** with the Commission on July 9, 2009, past the due date of July 4, 2009;

**AND WHEREAS** the Respondent filed its **2009** audited **COMPARATIVE FINANCIAL STATEMENTS** with the Commission on August 7, 2009 past the due date of July 31, 2009;

**AND WHEREAS** the Respondent filed a copy of its **2009 ANNUAL REPORT** with the Commission on June 30, 2009 past the due date of June 29, 2009;

**AND WHEREAS** By Amended Notices of Contravention Nos. S.I. 71 of 2009, S.I. 72 of 2009 and S.I. 73 of 2009 the Commission notified the Respondent that it was in contravention of:

- i. Section 64(3) of the Act by filing a copy of its **2009 AMENDED REGISTRATION STATEMENT** with the Commission on July 9, 2009, past the due date of July 4, 2009;
- ii. By-Law 56(1) of the By-Laws by filing its 2009 audited **COMPARATIVE FINANCIAL STATEMENT** with the Commission on June 30, 2009 past the due date of June 29, 2009; and
- iii. Section 66(1)(a) of the Act by filing a copy of its 2009 **ANNUAL REPORT** with the Commission on August 7, 2009 past the due date of July 31, 2009;

**AND WHEREAS** by letters dated December 29, 2009 and January 11, 2010 the Commission and the Respondent entered into settlement discussions to determine whether the matter could be settled;

**AND WHEREAS** on January 27, 2010 the Respondent entered into a proposed settlement agreement with the Staff of the Commission which was signed by the General Manager of the Commission ("**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 the sum of Thirty Nine Thousand Trinidad and Tobago Dollars (TT\$39,000.00) to the Trinidad and Tobago Securities and

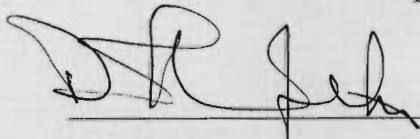
Exchange Commission within twenty-eight (28) days of the making of this Order as the fine in this matter;

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.

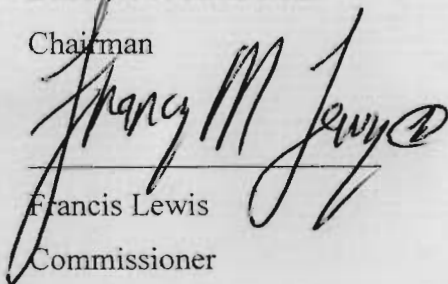
**IT IS HEREBY ORDERED THAT:**

- (a) The procedure outlined under the Securities Industry (Hearings and Settlements) Practice Rules, 2008 has been followed;
- (b) The Respondent has contravened sections 64(3) and 66(1)(a) of the Act and By-Law 56(1) of the By-Laws and shall pay the sum of Thirty Nine Thousand Trinidad and Tobago Dollars (TT\$39,000.00) within twenty-eight (28) 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, in the daily newspapers and on the Commission's Website.

Dated this 29<sup>th</sup> day of January, 2010



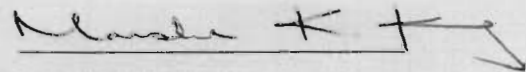
Deborah Thomas-Felix  
Chairman



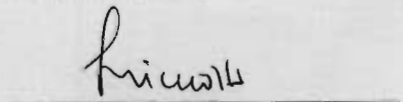
Francis Lewis  
Commissioner



Vishnu Dhanpaul  
Commissioner



Ms. Marsha King  
Commissioner



Dr. Shelton Nicholls  
Commissioner