



**PARLIAMENT OF THE
REPUBLIC OF TRINIDAD AND TOBAGO**

SENATE
[2009 SESSION]



**REPORT
OF THE**

**SPECIAL SELECT COMMITTEE APPOINTED TO
CONSIDER AND REPORT ON A BILL ENTITLED,
“THE EMERGENCY AMBULANCE SERVICES
AND EMERGENCY MEDICAL PERSONNEL BILL, 2009”**

Ordered to be printed by the Senate

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ESTABLISHMENT OF COMMITTEE AND TERMS OF REFERENCE

1. At a sitting held on Tuesday April 07, 2009, the Senate by motion appointed the following five (5) members to serve on a Special Select Committee

Mr. Jerry Narace	-	Member
Mrs. Hazel Manning	-	Member
Ms. Laurel Lezama	-	Member
Dr. Adesh Nanan	-	Member
Ms. Dana Seetahal, S.C.	-	Member

MANDATE AND TERMS AND REFERENCE

2. The Committee was mandated “to consider and report to the Senate on a Bill entitled, the Emergency Ambulance Services and Emergency Medical Personnel Bill, 2009” within twenty-one (21) days of its appointment.

ELECTION OF A CHAIRMAN AND DETERMINATION OF QUORUM

3. Pursuant to Standing Order 70(3), your Committee elected Mrs. Hazel Manning as Chairman of the Committee at its first meeting held on Tuesday April 21, 2009. At that meeting, your Committee also agreed that in accordance with Standing Order 73(5) of the Senate, three (3) members would constitute a quorum.

SECRETARIAL ASSISTANCE

4. Mrs. Jacqueline Phillip-Stoute and Ms. Khisha Peterkin were appointed to serve as Secretary and Assistant Secretary to your Committee during its deliberations.

EXPERT ASSISTANCE AND ADVICE

5. At its first meeting your Committee solicited the input of technocrats from the Ministry of Health and the Legislative Drafting Department, Ministry of the Attorney General who would assist it during its deliberations.

The following persons assisted your Committee during its analysis on the Bill:

Dr. Rasheed Adams	National Emergency Ambulance Services Ministry of Health
Ms. Mala Kowlessar	State Counsel I Ministry of Health
Ms. Bhabie Roopchand	Legal Advisor Ministry of Health
Ms. Jonetta Jeet-Maynard	Senior Parliamentary Counsel (Ag.) Chief Parliamentary Counsel Department Ministry of the Attorney General
Ms. Ida Eversley	Assistant Chief Parliamentary Counsel Chief Parliamentary Counsel Department Ministry of the Attorney General

MEETINGS

6. To date, your Committee successfully held two (2) meetings on:

- **Tuesday April 21, 2009**
- **Wednesday April 29, 2009**

WORK OF THE COMMITTEE

7. As mandated by the Senate, your Committee was required to report within 21 days after its appointment however, your Committee was unable to complete its analysis of the Bill by that time, and therefore sought leave to continue its work on one occasion as follows:

- ✱ First Interim Report: Presented to the Senate on Tuesday April 28, 2009. An extension of two (2) weeks was requested.

DELIBERATIONS ON THE BILL

8. By the end of its first meeting, your Committee had completed analysis of the Bill which comprised 66 clauses and 4 Schedules. The technocrats were mandated to prepare a comprehensive list of amendments for insertion into the Bill for review.

9. The Report with the amended version of the Bill appended and the list of amendments were forwarded to Members of the Committee for their reviewed.

7. Upon completion of its deliberations, your Committee caused the preparation of the redrafted Bill at **Appendix I** and respectfully submits its report for the approval and adoption of the Senate.

Sgd.
Mrs. Hazel Manning
Chairman

Sgd.
Mr. Jerry Narace
Member

Sgd.
Ms. Laurel Lezama
Member

Sgd.
Dr. Adesh Nanan
Member

Sgd.
Ms. Dana Seetahal, S.C.
Member

APPENDIX I

**SPECIAL SELECT COMMITTEE APPOINTED TO
CONSIDER AND REPORT ON A BILL ENTITLED,
“THE EMERGENCY AMBULANCE SERVICES
AND EMERGENCY MEDICAL PERSONNEL BILL,
2009”**

REDRAFTED BILL

A BILL

AN ACT to regulate emergency ambulance services, to provide for the registration of emergency medical personnel in Trinidad and Tobago, for the establishment of a National Emergency Ambulance Authority and for matters connected therein

Enactment. ENACTED by the Parliament of Trinidad and Tobago as follows:

PART I

PRELIMINARY

Short title. 1. This Act may be cited as the Emergency Ambulance Services and Emergency Medical Personnel Act, 2009.

Commencement. 2. This Act comes into effect on a date to be fixed by the President by Proclamation.

Interpretation. 3. In this Act –

“advanced life support” means the provision of basic life support care as well as physician authorized invasive patient care designed to stabilize and support the condition of a patient due to sudden illness or injury;

“ambulance” means a conveyance used to transport a patient either by air, land or sea for health related reasons and to transport patients with emergency conditions;

“ambulance service” means a service that is held out to the public as available for the transport of a patient by an ambulance involving an emergency ambulance call;

“ambulance activities” means the conduct of the duties of a person registered to provide emergency medical services on an ambulance;

“basic life support” means the initiation of non-invasive emergency patient care which is designed to optimize the chance of a patient surviving the emergency situation;

“emergency ambulance call” means a request that is not pre-arranged for assistance requiring an ambulance unit to be dispatched to provide immediate pre-hospital care to a patient who is sick, injured or otherwise medically or psychologically incapacitated;

“Emergency Medical Technician” means a person who is registered in accordance with Part VI;

“Emergency Medical Personnel” means an Emergency Medical Technician registered with the Emergency Medical Personnel Board under Part VI;

“emergency medical services” means a service used to respond to an individual’s perceived need for immediate medical care;

“inspector” means a person appointed under section 15;

“medical direction off-line” means a system of medical support which includes the reviewing and monitoring of pre-hospital emergency services by physicians experienced in the conduct and delivery of pre-hospital emergency services;

“medical direction on-line” means the advice, assistance, supervision and control provided by emergency physicians supplying professional support through radio, telephone, written or oral communication for on-site and in-transit basic support services given by emergency personnel; and

“Minister” means the Minister to whom responsibility for matters relating to health is assigned.

PART II

EMERGENCY AMBULANCE REGULATORY COMMITTEE

Establishment of
Emergency
Ambulance
Regulatory
Committee.

4. (1) There shall be a Committee to be known as the Emergency Ambulance Regulatory Committee (hereinafter referred to as the “Committee”) which shall provide advice and support to the Minister for the delivery of efficient and effective emergency medical services.

(2) The Committee shall comprise nine members appointed by the Minister and shall include -

- (a) a representative of the Ministry of Health;
- (b) **a bio-medical engineer or an emergency medical care specialist** from each of the Regional Health Authorities;
- (c) a representative of the Ministry with responsibility for disaster preparedness;
- (d) two medical practitioners with experience in emergency care and ambulance services; **and**
- (e) **such other person as the Minister deems fit.**

(3) In addition to its duties under subsection (1), the Committee shall **in respect of emergency ambulance services-**

- (a) define and recommend to the Minister the minimum medical equipment and medical consumables to be carried on board an ambulance in the provision of an emergency medical service;
- (b) evaluate applicants and recommend to the Minister the issue of licences required to be issued under this Act;
- (c) develop and recommend to the Minister standards of practice including -
 - (i) developing standardized treatment and transport policies, vehicle and equipment maintenance protocols; and
 - (ii) identifying standard data collection and evaluation systems;
- (d) define the minimum interior and exterior design specifications and

- structural integrity requirements of vehicles to be used as ambulances;
- (e) provide advice on emergency ambulance services; and
- (f) instruct inspectors in respect of their duties.

PART III

NATIONAL EMERGENCY AMBULANCE SERVICES AUTHORITY

Establishment of
the National
Emergency
Ambulance
Services
Authority.

5.(1) There is hereby established a body corporate to be known as “the National Emergency Ambulance Services Authority” (hereinafter referred to as “the Authority”), which shall be governed by a Board of Directors, to be known as the Emergency Ambulance Services Board, consisting of persons appointed in accordance with this section.

(2) The Emergency Ambulance Services Board shall consist of nine persons appointed by the Minister and who shall have qualifications and training in the following disciplines:

- (a) medicine;
- (b) medicine and emergency care;
- (c) law;
- (d) management;
- (e) accounts;
- (f) human resource management; or
- (g) information technology.

(3) The Minister shall appoint from among the members of the Emergency Ambulance Services Board-

- (a) a Chairman; and
- (b) a Deputy Chairman.

(4) The Emergency Ambulance Services Board shall appoint-

- (a) a Chief Executive Officer for a period of three years, in the first instance; and
- (b) a Secretary to the Emergency Ambulance Services Board.

(5) The Chief Executive Officer shall be an *ex officio* member of the Emergency Ambulance Services Board.

(6) A member of the Emergency Ambulance Services Board other than the *ex officio* member shall be appointed for a term not exceeding three years, and under such terms and conditions of service as may be fixed by the Minister.

(7) The Chairman may resign from office in writing addressed to the Minister and any other member of the Emergency Ambulance Services Board may resign from office in writing addressed to the Chairman.

(8) The Minister may at any time revoke the appointment of a member of the Emergency Ambulance Services Board other than the *ex officio* member.

(9) Within one month of the appointment to the Emergency Ambulance Services Board under this section, the Minister shall cause the name of a person so appointed to be published in the *Gazette*.

(10) The Emergency Ambulance Services Board shall exercise its powers and functions in accordance with such special or general directions as may be given to it by the Minister from time to time.

Seal of the
Authority.

6.(1) The seal of the Authority shall be kept in the custody of the Chairman or the Deputy Chairman or the Secretary of the **Emergency Ambulance Services** Board, and may be affixed to instruments pursuant to a resolution of the **Emergency Ambulance Services** Board in the presence of the Chairman or Deputy Chairman and one other member and the Secretary.

(2) The seal of the Authority shall be attested by the signature of the Chairman or in his absence, the Deputy Chairman.

(3) All documents other than those required by law to be made under seal and all decisions of the Emergency Ambulance Services Board shall be signified under the hand of the Chairman or in the absence of the Chairman, signed by two members of the Emergency Ambulance Services Board appointed for that purpose.

Meetings of the
Emergency
Ambulance
Services Board.

7.(1) The Emergency Ambulance Services Board shall meet at least once in each month or at such other times and at such places as the Chairman determines necessary for the efficient performance of its functions.

(2) The Chairman or in his absence the Deputy Chairman shall preside at all meetings of the Emergency Ambulance Services Board and where both are for any reason unable to preside at a meeting, the members present may appoint a member to preside at that meeting.

(3) The quorum of the Emergency Ambulance Services Board shall be five members.

(4) Decisions of the Emergency Ambulance Services Board shall be adopted by at least four members present and in a case in which the voting is equal, the member presiding at the meeting shall, in addition to that member's original vote, have a casting vote.

(5) Subject to this section, the Emergency Ambulance Services Board may by resolution, regulate its own proceedings.

Functions of the
Authority.

8.(1) The Authority shall undertake the following functions:

- (a) responsibility for the delivery of a national emergency ambulance service;
- and

(b) monitor and evaluate its services.

(2) Notwithstanding the generality of subsection (1), the Authority shall have the following functions in respect of the delivery of emergency health care services to:

- (a) develop a communication system for the national emergency ambulance services;
- (b) develop a co-ordinated trauma care system through the integration of emergency care facilities into the emergency medical services system consistent with the minimum standards and protocols for pre-hospital triage and treatment, destination policies and inter-facility transfer policies;
- (c) monitor the quality of the emergency medical services purchased or provided;
- (d) establish a complaint review committee for the effective management of matters that may give rise to a risk to health or safety of patients;
- (e) develop and monitor a system of optimal fleet management which shall include purchase, upkeep and maintenance of **ambulances**;
- (f) develop, monitor and implement disaster preparedness programmes;
- (g) ensure the provision of continuous and uninterrupted emergency and ambulance service;
- (h) liaise with the Ministry with responsibility for disaster preparedness management;
- (i) develop quality improvement programmes and risk management systems; and
- (j) develop public information and education programmes relating to the National Ambulance Service.

Limitation of
personal liability
of the
Emergency
Ambulance
Services Board.

9. No personal liability shall be attached to any member of the Emergency Ambulance Services Board or personnel of the Authority for anything done, permitted to be done or omitted in good faith in the course of the operations of the Authority by the Emergency Ambulance Services Board or any personnel of the Authority.

Appointment of
Committees.

10. The Emergency Ambulance Services Board may appoint such committees as it thinks fit to assist in the performance of its functions or to further the objects of this Act.

Employment of staff.

11.(1) The Emergency Ambulance Services Board shall -

- (a) employ such administrative, technical and other staff as is required by the Authority for the efficient –
 - (i) operation of its business;
 - (ii) performance of the functions of the **Authority**; and
- (b) fix the qualifications, terms and conditions of service and remuneration for its officers and other members of staff.

(2) Notwithstanding subsection (1)(b), the **Emergency Ambulance Services** Board shall obtain prior approval of the Minister in respect of remuneration to be paid to the staff of the Authority exceeding one hundred and fifty thousand dollars per annum.

(3) **The Minister may by Order vary the sum set out in subsection (2).**

Employment of persons for specific tasks.

12. The Emergency Ambulance Services Board may employ persons to perform specific tasks that the Authority considers necessary for the due performance of its functions and exercise of its powers under this Act, on such terms and conditions as are agreed between the Authority and the person and subject to such maximum limit of remuneration as the Minister may determine.

Funds of the Authority.

13.(1) The funds of the Authority shall consist of –

- (a) monies identified by the Ministry of Health and appropriated by the Parliament of Trinidad and Tobago for the purposes of the Authority;
- (b) monies collected as fees;
- (c) contributions by the private sector clients for non-emergency services;
- (d) **monies** arising from grants, covenants, donations and other receipts from persons including national and international bodies; and
- (e) **monies** borrowed by the Authority.

(2) For the purposes of subsection (1)(e) and subject to sections 32 to 37 of the Exchequer and Audit Act, the Authority may-

- (a) borrow money required by it for the efficient exercise of its functions or for meeting its obligations; or
- (b) pledge, mortgage or charge its assets as security for any loan.

Chap. 69:01

(3) The funds of the Authority, in any financial year, shall be applied to defray the following expenditure:

- (a) the remuneration, fees and allowances of members of the **Emergency Ambulance Services** Board;
- (b) the salaries, fees, allowances, gratuities, pensions and other payments to members of staff of the Authority; and

- (c) any other expenditure authorized by the Authority in the discharge of its duties, functions and contractual obligations.

Preparation of annual reports and accounts of the Authority.

14. (1) The Authority shall keep proper books of accounts and records of all sums received and expended by the Authority and shall record the matters in respect of which such sums were received and expended.

(2) Within three months after the end of each financial year the Authority shall cause to be prepared, in respect of that year -

(a) a report setting out the activities of the Authority; and

(b) **audited** financial statements prepared in accordance with GAAP,

and a copy of such report and **audited** financial statements shall be forwarded to the Minister and shall be laid in Parliament as soon as possible thereafter.

(3) Where the standards included in GAAP are inappropriate or inadequate for any type of accounting method the Comptroller of Accounts may provide such instructions as may be necessary.

(4) For the purpose of this Part “GAAP” means Generally Accepted Accounting Principles which includes the International Accounting Standards adopted by the Institute of Chartered Accountants of Trinidad and Tobago.

PART IV

INSPECTORS AND INSPECTIONS

Appointment of inspectors and inspection teams.

15. (1) The Minister may, in accordance with subsection (2), appoint an inspector or an inspection team to visit and inspect an ambulance service provider licensed under this Act and to submit a report to him upon any inspection.

(2) The Minister may appoint inspectors from among the following qualified persons:

(a) employees of the Ministry of Health;

(b) public health inspectors;

(c) medical practitioners;

(d) bio-medical engineer or bio-medical technicians; and

(e) such other persons as the Minister deems necessary **for the purpose of conducting inspections.**

(3) An inspection team appointed under subsection (1), may comprise such number of persons listed in subsection (2) as the Minister may determine necessary

(4) Inspectors appointed under subsection (2), shall take direction and instructions from the Committee in respect of their functions and duties.

(5) An inspector or inspection team appointed under subsections (1) and (3), shall provide a report of its investigations to the Committee within twenty-one days of his or its appointment or such other time as the Committee may determine.

(6) Notwithstanding subsection (4), the Minister may give instructions to an inspector or inspection team to conduct random inspections where the need arises.

(7) An inspector or inspection team appointed under subsection (6) shall report to the Minister within seventy-two hours of receipt of his **or its** instructions.

(8) Where a person has been appointed an inspector under this section, he shall be issued a certificate in the form set out in Schedule I.

Schedule 1

Production by
inspector of
certificate of
appointment.

16. Every inspector appointed under section 15(2), shall be furnished with a certificate of his appointment and on seeking admission to any premises, place or vehicle for the purpose of this Act shall produce the certificate to the occupier or owner.

Powers of
inspectors.

17.**(1)** An inspector appointed under this Act shall, for the purpose of the execution of this Act, have the power to do all or any of the following:

- (a) to enter with the consent of the owner or occupier at all reasonable times any premises, place or ambulance where he has reasonable grounds to believe that such premises, **place** or ambulance do not meet the requirements of this Act;
- (b) to make such examination and enquiry as may be necessary for ascertaining whether the provisions of this Act are complied with within any premises, **place** or ambulance;
- (c) to examine with consent either alone or in the presence of any other person, such documents as he thinks fit, with respect to any matters under this Act; and
- (d) to exercise such other powers as may be necessary for carrying out his functions.

(2) Where consent is not obtained under subsection (1) the inspector may obtain a warrant in accordance with section 19.

Power to take
samples.

18. **In the exercise of his functions under section 17, an inspector** may, at any time, take for analysis-

- (a) sufficient samples of any material which he suspects to be contaminated; and
- (b) any equipment which he suspects to be defective.

Warrants.

Chap. 4:20

19. Where a Magistrate **or Justice** is satisfied by information given on oath by a police officer, that there are reasonable grounds for believing that an offence under this Act has been or is about to be committed, he may issue a warrant, **in accordance with the Summary Courts Act.**

Limitation of personal liability of inspectors.

20. No personal liability shall attach to any inspector or member of an inspection team appointed under this Act in the performance of their duties.

PART V

AMBULANCE SERVICES LICENCE

Requirement to be licensed.

21.(1) A person shall not provide ambulance services unless he holds a licence to so operate issued by the Minister under section 24(2).

(2) A person who contravenes subsection (1), commits an offence.

Application to conduct ambulance services.

Schedule 2

22.(1) A person who wishes to provide ambulance services shall –

- (a) apply to the Minister in the manner prescribed;
- (b) pay the appropriate fee set out in Schedule 2; and
- (c) meet the requirements prescribed by regulations made under this Act.

Chap. 75:06

(2) An application under subsection (1), shall be accompanied by -

- (a) evidence of incorporation;
- (b) a Value Added Tax Certificate issued in accordance with the Value Added Tax Act;
- (c) certified copies of registration certificates of the vehicles intended to be used in the service and proof of full comprehensive insurance coverage in respect of each vehicle; and
- (d) such other information as the Minister may require.

(3) An applicant under this section who knowingly furnishes information required to be furnished in respect of an application under this Act which is false in any material particular commits an offence.

Minister to forward application to Committee.

23. Upon receipt of an application made under section 22, the Minister shall forward the application to the Committee for evaluation.

Grant of
Ambulance
Services Licence
and validity.

24.(1) The Committee shall evaluate the application and make recommendations to the Minister for the grant or refusal of a licence to provide emergency ambulance services.

(2) On receipt of a recommendation under subsection (1), the Minister may grant the applicant a licence (hereinafter referred to as an “Ambulance Services Licence”) to engage in ambulance activities.

(3) An Ambulance Services Licence granted under subsection (2) shall be valid for one year unless revoked or suspended by the Minister or surrendered by the licensee and may be renewed in accordance with section 27

(4) An Ambulance Services Licence may be issued, in respect of an ambulance, where the applicant meets the requirements for the following levels:

- (a) Ambulance Service – Basic;
- (b) Ambulance Service – Advanced 1; and
- (c) Ambulance Service – Advanced 2.

Schedule 3

(5) The categories of service which may be provided by each level referred to in subsection (4) are set out in Schedule 3.

Conditions of
Ambulance
Services Licence.

25.(1) Where an Ambulance Services Licence is granted under this Part, the licensee shall -

- (a) comply with all standards for delivery of emergency medical services prescribed by regulations under this Act; and**
- (b) prohibit the assignment of his Ambulance Services Licence.**

(2) An Ambulance Services Licence shall contain conditions regarding –

- (a) the expiration and renewal of the licence;**
- (b) the category of licence issued;**
- (c) the geographical area in respect of which the licence is applicable; and**
- (d) any other conditions that the Minister deems appropriate.**

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Grounds for
refusal of
Ambulance
Services Licence.

26.(1) An Ambulance Services Licence shall be refused where the applicant-

- (a) fails to meet the requirements of this Act; and
- (b) refuses to facilitate the inspection of his premises or equipment.

(2) An Ambulance Services Licence may be refused where the applicant **is convicted of** an offence under this Act or under any other Act for which the penalty is imprisonment for twelve months or more.

Renewal of
Ambulance
Services Licence.

27.(1) A licensee under this Act shall apply for the renewal of his Ambulance Services Licence at least two months prior to the date of expiration of such Ambulance Services Licence and pay the fee set out in Schedule 2.

(2) Prior to the renewal of an Ambulance Services Licence under subsection (1)-

(a) an inspector shall visit the site or premises of an ambulance service to inspect and evaluate the premises, equipment and administrative practices of the licensee and make a report within fourteen days to the Committee on its findings: and

(b) the Committee shall determine whether the services provided under the existing licence have met the prescribed standards and make the appropriate recommendation to the Minister.

(3) Where the Minister is unable to grant a renewal before the expiration of the Ambulance Services Licence, the Minister may extend the life of the original licence for a period up to three months and such licence shall not be extended for any further period.

Revocation or
suspension of
Ambulance
Services Licence

28.(1) Notwithstanding section 24, where the Committee is of the opinion that the ambulance service being provided by a licensee does not meet the prescribed requirements of this Act or Regulations made thereunder it may recommend that the Minister revoke or suspend the Ambulance Services Licence issued to the licensee.

(2) Where the Committee makes a recommendation for the revocation or suspension of an Ambulance Services Licence under subsection (1), the Minister may revoke or suspend the Ambulance Services Licence, inform the licensee of his decision in the manner prescribed and remove the name of the licensee from the Ambulance Services Register required to be kept by the Minister under section 34.

(3) The Minister may also revoke or suspend an Ambulance Services Licence granted under this Act where the holder of such Ambulance Services Licence has been found

guilty of an offence under this Act or under any other Act for which the penalty is imprisonment for twelve months or more.

Voluntary
surrender of
Ambulance
Services Licence.

29. The holder of an Ambulance Services Licence issued under this Act, may voluntarily surrender it -

- (a) for cancellation; or
- (b) to be converted into another category of Ambulance Services Licence.

Display of
Ambulance
Services Licence.

30. The holder of an Ambulance Services Licence issued under this Act shall have such licence conspicuously displayed in the registered office of the licensee.

Appeal
Committee.

31.(1) The Minister shall, where necessary, appoint a committee to be known as the Appeal Committee to review **any decision to -**

- (a) **refuse;**
- (b) **suspend; or**
- (c) **revoke,**

a licence.

(2) The Appeal Committee appointed under subsection (1), shall consist of five persons, **two of whom shall be qualified and trained in medicine and one of whom shall be an attorney-at-law.**

(3) A person representing the public interest and an employee of the Ministry of Health shall also be members of the Appeal Committee.

(4) The Minister shall appoint one of the members of the Appeal Committee to be the Chairman.

(5) For the conduct of appeals under this section, the Appeals Committee shall regulate its own procedure.

Appeals.

32.(1) Where a person is aggrieved by a decision of the Minister under section 26 or 28, he may appeal to the Appeal Committee.

(2) The Appeal Committee shall, upon receipt of an appeal under subsection (1), review the decision of the Minister and either affirm or reject the decision of the Minister.

(3) Where the Appeal Committee rejects the decision of the Minister, the licence refused, suspended or revoked shall be issued or re-instated.

Prohibition on
advertising or

33.(1) A person who is not licensed under this Act, shall not either directly or indirectly

holding out. advertise, sign or make a statement of any kind alleging or implying that he holds an Ambulance Services Licence under this Act .

(2) Subsection (1) shall not apply to -

(a) any person who is registered or licensed under any other Act, and under that authority thereof, performs or provides any service which he is authorized or entitled to perform thereunder; or

(b) any person performing such service under the authority and supervision of any other person so registered or licensed where permitted or authorized by such Act.

(3) A person who contravenes this section commits an offence.

Emergency
Ambulance
Services
Register.

34.(1) The Minister shall **cause to be kept** a register (hereinafter referred to as “the Emergency Ambulance Services Register”) of all persons holding licences to provide ambulance services under this Act.

(2) The Minister shall cause to be entered on the Emergency Ambulance Services Register, the name of every person licensed under this Act to provide emergency ambulance services.

(3) The Emergency Ambulance Services Register under sub-regulation (2) shall in respect of the holder of a licence, contain-

- (a) his full name and business address;
- (b) the date of issue of the licence and the expiration date;
- (c) the names of the members of the **Emergency Medical Personnel** Board of the organization, if any;
- (d) in respect of a person or organization holding an ambulance service licence, the category of licence issued; and
- (e) the Emergency Ambulance Services Licence number.

(4) The Emergency Ambulance Services Register shall at all reasonable times be open to inspection at the Ministry with responsibility for health.

(5) The Minister may, **where a licence has been re-issued**, restore to the Emergency Ambulance Services Register any name removed from the Register under section 28.

(6) The Minister shall cause to be erased from the Emergency Ambulance Services Register any entry which has been incorrectly or fraudulently made.

Publication of lists.

35.(1) The Minister shall cause to be published in the *Gazette* and at least one newspaper in daily circulation in Trinidad and Tobago-

- (a) in the month of February of every year, an alphabetical list of persons who have as at the 31st January in that year, obtained an Emergency Ambulance Services Licence under this Act; and
- (b) as soon as practicable after a person obtains an Emergency Ambulance Services Licence under this Act, the name of such person obtaining the licence.

(2) A copy of the *Gazette* containing the list referred to in subsection (1)(a) or the name of the person published pursuant to subsection (1)(b), shall in the absence of proof to the contrary be *prima facie* evidence of the issue of an Emergency Ambulance Services Licence under this Act to any person named therein as the case may be and of the qualification of such person and of the non-registration of any person who is not therein named.

PART VI

EMERGENCY MEDICAL PERSONNEL

Scope of practice for Emergency Medical Personnel.
Schedule 5

36.(1). The scope of practice for Emergency Medical Personnel shall be the scope set out in Schedule 5.

(2) The Minister may by Order amend Schedule 5 to add to or remove from the scope of practice for Emergency Medical Personnel.

Establishment of Emergency Medical Personnel Board.

37. There is hereby established a body corporate to be known as the Emergency Medical Personnel Board of Trinidad and Tobago.

Membership of the Board.

38. The Emergency Medical Personnel Board shall consist of all registered Emergency Medical Personnel in Trinidad and Tobago.

Powers of the Board.

39.(1) The Emergency Medical Personnel Board shall-

- (a) register emergency medical personnel;
- (b) keep and review a register of emergency medical personnel;
- (c) add **names to** or remove names from the Register of Emergency Medical Personnel;
- (d) regulate the **emergency medical personnel** profession;
- (e) develop standards of practice for health service providers in respect of ambulance services and emergency medical services;

- (f) develop competency programmes to continually assess fitness to practice;
- (g) review the continued competence of emergency medical service providers;
- (h) develop standardized medical direction for emergency medical technicians;
- (i) prescribed education and training requirements for all levels of Emergency Medical Personnel;**
- (j) prescribe annual continuing education training; and**
- (k) discipline its members.**

(2) The Emergency Medical Personnel Board may acquire, hold, and enjoy property, movable or immovable, by purchase, gift, legacy or otherwise and may sell, lease, mortgage, alienate or otherwise dispose of any property.

Establishment
and constitution
of the Council.

40.(1) There shall be a Council of the Emergency Medical Personnel Board which shall consist of eleven members to be appointed as follows:

- (a) five emergency medical service personnel elected by the Board**
- (b) six individuals appointed by the Minister who may be drawn from the following disciplines:**
 - (i) medicine;**
 - (ii) emergency care;**
 - (iii) nursing; and**
 - (iv) law**

(2) Except as provided in sections 42 and 43, every member of the Council shall hold office for a term of three years, but may from time to time be re-appointed or re-elected.

(3) Elections for membership of the Council shall be held at such times and places as the Council may from time to time determine.

(4) The members of each new Council shall take office from the first day of the month immediately following their appointment or that in which the election is held.

(5) The quorum at a meeting of the Council shall be constituted by not less than **six** members of whom at least one shall be a member appointed by the Minister.

(6) The powers of the Council shall not be affected by any vacancy in its membership or by any defect with respect to the appointment of its members.

(7) The Council shall meet at least quarterly.

(8) Every question before the Council shall be determined by a majority of votes of the members present.

(9) Except as expressly provided in this Act or in Regulations made thereunder, the Council may regulate its own procedure.

Interim Council.

41.(1) Notwithstanding section 40, on the commencement of this Act, the Minister shall appoint an Interim Council consisting of the following persons -

- (a) two medical practitioners one of whom must have experience and training in emergency care;
- (b) a representative of the National Training Agency;
- (c) a representative of the Accreditation Council; and
- (d) a representative of the Ministry with responsibility for health.

(2) The quorum of the Interim Council shall be four members including the Chairman.

(3) Where a member of the Interim Council resigns, the Minister may appoint another person listed in subsection (1) to be a member of the Interim Council.

(4) Until a new Council is constituted under section 40(1), the functions of the Council to register emergency medical personnel shall be performed by the Interim Council shall have all the power and duties vested in the Council for this purpose by this Act.

(5) The Interim Council shall, within one month of being appointed, commence registration of all persons who hold qualifications as-

- (a) Emergency Medical Technician – Basic;
- (b) Emergency Medical Technician – Intermediate;
- (c) Emergency Medical Technician – Paramedic; and
- (d) Emergency Medical Technician – Instructor.

(6) Persons registered under subsection (5) shall, for the purposes of section 40(2), constitute the Emergency Medical Personnel Board.

(7) The Interim Council shall, four months from its date of appointment, convene a meeting of the **Emergency Medical Personnel** Board to elect members to the Council in accordance with section 40(1).

(8) Notwithstanding subsection (1), the Interim Council shall demit office as soon as a Council is constituted under section 40.

Vacancies in Council and filling thereof.

42.(1) A member of the Council shall vacate his office if he—

- (a) resigns by tendering his resignation to the Registrar of the Board;
- (b) ceases to be a member of the Emergency Medical Personnel Board or of the Medical Board, as the case may be; or
- (c) ceases to reside in Trinidad and Tobago.

(2) If a member of the Council dies or resigns or otherwise vacates his office, the vacancy for the unexpired portion of the term shall be filled in the manner in which the vacant office was originally filled.

(3) If it appears to the Council that any one of its members is, by reason of illness absent from Trinidad and Tobago, or for any other cause, unable for some time to perform his duties as a member of the Council, the Council may declare the seat of such member to be temporarily vacant, and the vacancy shall be filled for the period of its duration in the manner set out in subsection (2).

Officers of Council.

43.(1) The Council shall elect from among its members a President, a Vice-President, a Secretary-Treasurer and such other officers as the Council may from time to time considers necessary.

(2) The Secretary-Treasurer shall also be the Registrar of the **Emergency Medical Personnel** Board.

(3) An officer of the Council shall hold office as long as he is a member of the Council, but if he ceases to be a member of the Council by reason only of effluxion of time, he shall continue in office pending the election of a successor unless in the meantime the Council has resolved that the office be abolished.

(4) Subject to this section, the Council may elect one of its members to fill a temporary vacancy or to complete the unexpired term of office of an officer who ceases to hold office.

(5) During any vacancy in the office of President or whenever the President is unable to act, whether by reason of absence or illness or otherwise, the Vice-President shall have and may exercise all the powers and functions of the President.

Powers and object of the Council.

44. The Council shall have the power to -

- (a) evaluate and recommend the registration of Emergency Medical Personnel;
- (b) direct the Registrar to **add names to or remove names from** the Register;
- (c) **act on behalf of the Emergency Medical Personnel Board in respect of its powers under section 39.**

Application of common seal.

45. Except as otherwise provided by this Act, the application of the common seal of the **Emergency Medical Personnel** Board shall be attested by the President or the Vice-

President and the Secretary-Treasurer of the Council.

Execution of contracts or instrument by the Board.

46.(1) Any contract or instrument which, if entered into or executed by a person not being a corporation, would not require to be under seal, may be entered into or executed on behalf of the **Emergency Medical Personnel** Board by any person generally or specially authorized by the Council for that purpose.

(2) Any document purporting to be a document duly executed or issued under the common seal of the **Emergency Medical Personnel** Board or on behalf of the Board shall, until the contrary is proved, be deemed to be a document so executed or issued, as the case may be.

General Meeting.

47. The Council shall at least once in each financial year convene a general meeting of the Emergency Medical Personnel Board and at that meeting shall report on all matters connected with the management, control and activities of the Council and of the Emergency Medical Personnel Board.

Financial Year.

48. The financial year of the Emergency Medical Personnel Board shall be from the first day of January to the thirty-first day of December.

Rules of the Board.

49. The Council shall, from time to time, make Rules for all or any of the following purposes:

- (a) the regulation and good government of the Emergency Medical Personnel Board and of the members and affairs of the Board;
- (b) prescribing a code of ethics and rules of discipline in respect of the Emergency Medical Personnel Board; and
- (c) the holding of meetings of members of the **Emergency Medical Personnel** Board.

Functions of the Registrar.

- 50.** The Registrar shall on the direction of the Council—
- (a) establish, keep and maintain the register set out in section 52;
 - (b) issue certificates of registration;
 - (c) add or remove names from the register set out in section 52;
 - (d) receive fees for use by the **Emergency Medical Personnel** Board; and
 - (e) keep open the register for public inspection at all reasonable times on the payment of the fee set out in Schedule 2.

Schedule 2

Prohibition on providing emergency medical services and application for registration.

51.(1) A person shall not conduct emergency medical services unless he is registered to perform such services in accordance with this Part and his name appears on the register of Emergency Medical Personnel under section 52.

- (2) A person who contravenes subsection (1), commits an offence.
- (3) A person who wishes to be registered under this Part to conduct emergency

Schedule 2

medical services shall apply to the Council in the prescribed form and pay the fee set out in Schedule 2.

(4) An application under this section shall be accompanied by proof of qualifications and such other information as the Council may by Regulations prescribe.

(5) Immediately after the receipt of any application for registration the Council shall consider the application and shall give such directions in respect of it as the Council thinks fit.

(6) Where an applicant for registration is entitled to be registered under this Act the Council shall so direct the Registrar and the Registrar shall thereupon register the applicant and shall notify him accordingly.

(7) If an applicant for registration is not entitled to be registered under this Act the Council shall so direct stating the reasons for such direction and the Registrar shall thereupon refuse to register the applicant and shall notify him of the refusal and of the reasons therefor.

Register of
Emergency
Medical
Personnel.

52.(1) The Registrar shall keep and maintain a register of all persons registered as Emergency Medical Personnel under this Act (to be known as the Emergency Medical Personnel Register), showing their names and addresses and such other particulars as are prescribed.

(2) The Registrar shall cause a copy of the register to be lodged with the Council.

(3) The Council shall, on or before the 15th day of January in each year, cause to be printed and published in the *Gazette* and in at least one newspaper in daily circulation, a list in alphabetical order, of all persons named in the register kept by the Registrar with their addresses, as they appear in the register on the date specified in the list.

(4) Where the Registrar has been directed by the Council under subsection (3), to register an applicant who is entitled to be registered under this Act, and he fails to do so, the applicant shall be entitled to be registered by the President of the Council within twenty-one days of the direction being given.

Inspection and
publication of
register.

Schedule 2

53.(1) The Emergency Medical Personnel Register shall be open to the public for inspection at all reasonable times on payment of the fee set out in Schedule 2.

(2) The Registrar shall, on registration being effected, issue to the Emergency Medical Personnel a certificate of registration.

(3) If the name of any person to whom a certificate of registration had been issued has been removed from the Emergency Medical Personnel Register pursuant to the provisions of this Act, the Council may direct him to return his certificate of registration to the Registrar.

(4) A person who fails to return his certificate of registration to the Registrar within one month after he has been directed by the Council to do so under subsection (3) commits an offence.

Suspension from practice because of disability.

54.(1) If it appears to the Council that any Emergency Medical Personnel is by reason of mental or physical disability unable to perform his professional duties satisfactorily, the Council may by notice in writing, signed by the President, Vice-President or Registrar, and served on the Emergency Medical Personnel, require the Emergency Medical Personnel, at the expense of the Board, to submit himself for examination by a registered medical practitioner named in the notice within such reasonable time, being not less than seven days, as may be specified in the notice.

(2) If a registered medical practitioner makes an examination of any Emergency Medical Personnel under subsection (1), he shall as soon as practicable thereafter, make a report in writing to the Registrar as to the mental and physical condition of the Emergency Medical Personnel examined so far as it affects his capacity to perform his professional duties satisfactorily.

(3) If a notice in writing has been served on an **Emergency Medical Technician** under subsection (1), but the **Emergency Medical Technician** has not, by the time specified in the notice, submitted himself for examination by the medical practitioner named in the notice, the Council may, after considering all relevant circumstances and after giving the **Emergency Medical Technician** a reasonable opportunity to be heard, suspend the **Emergency Medical Technician** from practice if it is satisfied that he is by reason of mental or physical disability unable to perform his professional duties satisfactorily.

(4) If a notice in writing has been served on an **Emergency Medical Technician** under subsection (1) and the Registrar has received a written report in respect of the **Emergency Medical Technician** from the medical practitioner named in the notice, the Council may, after considering the report and all relevant circumstances and after giving the **Emergency Medical Technician** a reasonable opportunity to be heard, suspend the **Emergency Medical Technician** from practice if it is satisfied that he is by reason of mental or physical disability unable to perform his professional duties satisfactorily.

(5) Any suspension under this section shall take effect forthwith, but may at any time be revoked by the Council.

Exercise of disciplinary powers over members by the Council.

55.(1) If a complaint is made to the Council, or the Council has reason to believe that any Emergency Medical Personnel has been—

- (a) guilty of infamous conduct or negligence in a professional respect;
- (b) convicted by any Court in Trinidad and Tobago of any offence punishable on indictment;
- (c) convicted by any Court outside of Trinidad and Tobago of any offence which, if committed in Trinidad and Tobago, would render such person liable to conviction on indictment; or
- (d) convicted of any offence under this Act,

the Council after due enquiry may—

- (e) censure or reprimand the member;
- (f) suspend the member for any period not exceeding two years; or
- (g) by resolution, declare that the member is in its opinion unfit to be a member of the Board and may give a written order to the Registrar to remove the name of that member from the register and the Registrar shall comply with the order forthwith and send a true copy of the order to the member by fully prepaid registered post, addressed to him at his last known address.

(2) A member who has been suspended shall forthwith cease to practise as an Emergency Medical Personnel and shall not resume such practice until the period of suspension has expired.

(3) A person who has been suspended under subsection (1), shall for the period of the suspension, be deemed not to be a member of the **Emergency Medical Personnel** Board.

(4) An Emergency Medical Personnel whose name has been removed from the register under subsection (1) or who has been suspended under that subsection shall not, until his name has been restored to the register or until the period of suspension has expired, **provide emergency medical services** either on his own behalf or as an employee.

Appeals from
decisions of the
Council.

56.(1) A person who is directly affected by any decision of the Council and is aggrieved by the decision may, within six weeks after the date on which notice thereof is given to him by the Registrar, appeal to a Judge in Chambers and the Judge may give such directions in the matter as he thinks proper, including any directions as to the costs of the appeal.

(2) Rules of Court may be made in the manner set out in sections 77 and 78 of the Supreme Court of Judicature Act with respect to the conduct and hearing of appeals under this section.

(3) In the determination of an appeal under this section the Judge may confirm, modify or reverse a decision of the Council.

(4) A decision of a Judge under this section shall be final.

Reinstatement.

57. The Council may, by resolution order that the name of a member which has been removed from the register pursuant to section 55 shall be again entered on the register.

Prohibition on
advertising or
holding out.

58.(1) A person who is not licensed under this Act, shall not either directly or indirectly by advertisement, sign or make a statement of any kind, written or oral, alleging or implying that he is or holds himself out as holding a licence under this Act and able or willing to provide emergency medical services.

(2) Subsection (1) shall not apply to -

- (a) any person who is registered or licensed under any other Act, and under that authority thereof, performs or provides any service which he is authorized or entitled to perform thereunder; or
- (b) any person performing such service under the authority and supervision of any other person so registered or licensed where permitted or authorized by such Act.

(3) A person who contravenes this section commits an offence.

Service of documents on the Board.

59. The **Emergency Medical Personnel** Board shall at all times have a fixed address for service of documents on the **Emergency Medical Personnel** Board and that address shall be registered with the Registrar General as soon as is practicable and any change of address shall be registered within twenty-eight days of the change.

Council to make Regulations

60. The Council may make Regulations with the approval of the Minister for carrying out the provisions of this Part and in particular may by such Regulations provide for-

- (a) the manner of applying for membership of the **Emergency Medical Personnel** Board;
- (b) the good government of the **Emergency Medical Personnel** Board and for the proper conduct of its affairs;
- (c) regulating the time, manner and place of meetings and proceedings of the **Emergency Medical Personnel** Board and of the Council;
- (d) the conduct of elections and all other matters arising out of or incidental to the elections;
- (e) resignations and circumstances giving rise to vacancies on the Council;
- (f) the manner of applying for registration and the procedure to be followed;
- (g) fees payable for inspection of the Register;
- (h) prescribing what constitutes unprofessional conduct;
- (i) the manner in which disciplinary proceedings may be conducted;
- (j) regulating the manner of applying and using the funds of the **Emergency Medical Personnel** Board; and
- (k) prescribing anything required or authorized by this Part to be prescribed.

PART VII

MISCELLAENOUS

Vesting of Assets.

Schedule 4

61. Upon commencement of this Act, all real and personal property listed in Schedule 4 essential to the delivery of the National Emergency Health Service and now held by or vested in the State or any person on behalf of the State are hereby transferred and vested in the Authority;.

Exemption from
tax.

62.(1) The Authority is exempt from stamp duty, corporation tax, customs duty, motor vehicle tax and all other taxes, fees, charges, provisions of assessments, levies and imposts on its income or on assets which it acquires for its own use.

Chap. 75:06

(2) Where goods are imported by the Authority for and on behalf of the Authority, the goods and services shall be exempt from Value Added Tax chargeable on such goods under the Value Added Tax Act.

Penalties.

63.(1) A person who commits an offence under this Act for which no penalty is specified shall, on summary conviction, be liable to a fine of twenty-five thousand dollars and imprisonment for five years and where the offence is a continuing one, to a further fine of one thousand dollars for every day or part of the day during which the offence has continued.

(2) Notwithstanding subsection (1), an offence under this Act for which no other penalty is specified is punishable, in the case of a body corporate, by a fine of one hundred thousand dollars and where the offence is a continuing one, to a further fine of one thousand dollars for every day or part of a day during which the offence has continued.

(3) Where a licensee is convicted of an offence under this Act, the court may **in addition to any penalty which it may impose** —

- (a) order that **his** licence be suspended for such period as the court may determine;
- (b) order that **his** licence be revoked; or
- (c) declare the licensee to be disqualified from holding a licence for such period as the court may determine.

(4) Notwithstanding subsection (3), where a person has been convicted of an offence under this Act, the Minister may revoke his licence issued under this Act.

Minister to
amend
Schedules.

64. The Minister may by Order amend the Schedules.

Regulations.

65. (1) The Minister may make regulations prescribing matters required or permitted by this Act to be prescribed, or necessary for carrying out or giving effect to this Act.

(2) Without limiting the generality of subsection (1), the Minister shall have the power to make regulations prescribing -

- (a) forms to be used for applications under this Act;
- (b) standards of service for the holder of an Ambulance Services Licence;

- (c) standards of care and service for emergency medical services; and
- (d) procedures for the conduct of investigations of incidents and accidents in respect of emergency medical services and ambulance activities.

(3) Regulations made under this section shall be subject to negative resolution of Parliament.

Chap.48:50
amended.

66. The Motor Vehicles and Road Traffic Regulations are amended by-

- (a) renumbering regulation 28 as 28(1); and
- (b) inserting after regulation 28 (1) as renumbered the following subregulation:

“(2) Notwithstanding subregulation (1)(m)(iv), the Licensing Authority shall not authorize an ambulance which is not registered under the Emergency Ambulance Services and Emergency Medical Personnel Act to carry any spot lights, rotating lights, flashing lights or other similar swivelling lamps or lights.

(3) The Licensing Authority shall authorize in writing the carriage and use of any siren or warning instrument on any vehicle.

(4) Notwithstanding subsection (3), the Licensing Authority shall not authorize an ambulance which is not registered under the Emergency Ambulance Services and Emergency Medical Personnel Act, 2009 to carry or use any siren or warning instrument.

SCHEDULE 1

[Section 15(8)]

**CERTIFICATE OF INSPECTOR UNDER THE EMERGENCY AMBULANCE SERVICES AND EMERGENCY
MEDICAL PERSONNEL ACT**

REPUBLIC OF TRINIDAD AND TOBAGO

**THE EMERGENCY AMBULANCE SERVICES AND
EMERGENCY MEDICAL PERSONNEL ACT, 2009**

CERTIFICATE OF APPOINTMENT

The Minister of Health has in accordance with section 15 of the Emergency Ambulance Services

and Emergency Medical Personnel Act, 2009 appointed Mr./Ms.
(Name)

of as an inspector under the Emergency Ambulance
(Address)

Services and Emergency Medical Personnel Act, 2009.

Given under my hand this day of , 2009

Minister of Health

SCHEDULE 2

FEES

(Sections 22, 27, 50, 51 and 53)

Type of Fee	Amount
Application Fee for -	
Ambulance Service – Basic	\$1,000.00
Ambulance Service – Advanced 1	\$1,500.00
Ambulance Service – Advanced 2	\$2,000.00
Renewal Fee for –	
Ambulance Service – Basic	\$1,000.00
Ambulance Service – Advanced 1	\$1,500.00
Ambulance Service – Advanced 2	\$2,000.00
Registration Fee for-	
Emergency Medical Technician – Basic	\$300.00
Emergency Medical Technician – Intermediate	\$350.00
Emergency Medical Technician – Paramedic	\$450.00
Emergency Medical Technician – Instructor	\$500.00

SCHEDULE 3

(Section 24(5))

CATEGORIES OF AMBULANCE SERVICE LICENCES WHICH MAY BE ISSUED UNDER SECTION 24

- (a) Basic Life Support – transportation by ground ambulance vehicle and the provision of medically necessary supplies and services, including basic life support services. The ambulance must be staffed with a licensed Emergency Medical Technician – Basic;
- (b) Advanced Life Support, Level 1 – transportation by ambulance vehicle and provision of medically necessary supplies and services, including the provision of assessment performed by an advanced life support crew required as part of emergency response that was reported as a result of patient's reported condition at the time of dispatch and includes at least one procedure that is beyond the scope of an Emergency Medical Technician – Basic;
- (c) Advanced Life Support, Level 2 –transportation by ambulance vehicle and the provision of medically necessary supplies and services including -
 - (i) at least three separate administrations of one or more medications by intravenous push or bolus or by continuous infusion (excluding crystalloid fluids); or
 - (ii) ground ambulance transport and the provision of either:
 - (A) Manual defibrillation/cardioversion;
 - (B) Endotracheal intubation;
 - (C) Central Venous line;
 - (D) Cardiac pacing;
 - (E) Chest decompression;
 - (F) Surgical airway; or
 - (G) Intraosseous line.

SCHEDULE 4

(Section 61)

The following are the real and personal property transferred **from the State** to the Emergency Ambulance Services Authority on commencement of this Act.

AMBULANCES

Fleet #	Registration #	Engine #	Chassis #
151	PBR 8301	61298150846259	WDB9036622R596268
152	PBR 8302	61298150846241	WDB9036622R596267
153	PBR 8303	61298150840086	WDB9036622R596266
155	PBR 8305	61298150844828	WDB9036622R595131
156	PBR 8306	61298150845246	WDB9036622R595130
157	PBR 8307	61298150846443	WDB9036622R596269
158	PBS 2933	61298150862025	WDB9036622R612644
161	PBS 2936	61298150866607	WDB9036622R612055
162	PBS 2937	61298150862050	WDB9036622R612642
163	PBS 4356	61298150865986	WDB9036622R615135
164	PBS 4357	61298150867071	WDB9036622R615134
165	PBS 4358	61298150866651	WDB9036622R615136
169	PBS 6026	61298150862584	WDB9036622R612056
170	PBS 6027	61298150874552	WDB9036622R624454
171	PBS 6028	61298150874514	WDB9036622R624455
172	PBS 6029	61298150842709	WDB9036622R614600
173	PBS 6030	61298150875732	WDB9036622R625668
174	PBS 6031	61298150865106	WDB9036622R614794
175	PBS 6032	61298150873918	WDB9036622R624044
176	PBS 6033	61298150864802	WDB9036622R614298
179	PBS 9341	61298150888843	WDB9036622R639109
180	PBS 9342	61298150884744	WDB9036622R636764
181	PBS 9343	61298150888879	WDB9036622R639110
182	PBS 9344	61298150887799	WDB9036622R638466
184	PBS 9346	61298150883504	WDB9036622R637663
185	PBS 9347	61298150876875	WDB9036622R626550
186	PBS 9348	61298150873589	WDB9036622R625161

187	PBS 9349	61298150875005	WDB9036622R625669
188	PBS 9350	61298150887262	WDB9036622R638260
190	PBT 9649	61298150865076	WDB9036622R614599
167	PBS 4360	61298150873517	WDB9036622R625162
189	PBS 9351	61298150887286	WDB9036622R637664
251	PCL 2519	G9U650-CO28977	VN1P9C3LH39962752
252	PCL 2518	G9U650-CO29119	VN1P9C3LH39962825
253	PCL 2520	G9U650-CO29198	VN1P9C3LH39962829
254	PCL 2516	G9U650-CO28973	VN1P9C3LH39962742
255	PCL 2517	G9U650-CO28984	VN1P9C3LH39962735
256	PCL 2515	G9U650-CO29190	VN1P9C3LH39962807
257	PCL 2514	G9U650-CO28980	VN1P9C3LH39962799
258	PCL 2513	G9U650-CO29192	VN1P9C3LH39962860
259	PCL 2512	G9U650-CO29112	VN1P9C3LH39962861
260	PCL 2511	G9U650-CO29165	VN1P9C3LH39962824
261	PCL 2510	G9U650-CO29190	VN1P9C3LH39962830
262	PCL 2509	G9U650-CO29169	VN1P9C3LH39962853
263	PCL 2508	G9U650-CO29117	VN1P9C3LH39962723
250	PCL 2507	G9U650-CO28988	VN1P9C3LH39962735

STRETCHERS

Unit Number	Vehicle Number	Serial Number
151	PBR 8301	31139775
152	PBR 8302	31239032
153	PBR 8303	31239030
155	PRB 8305	31239027
156	PBR 8306	31239026
157	PBR 8307	31239040
158	PBS 2933	31239028
161	PBS 2936	31239022
162	PBS 2937	31239035
163	PBS 4356	31239038
165	PBS 4358	31239045
167	PBS 4360	31139778
169	PBS 6026	31239029
170	PBS 6027	31239047
171	PBS 6028	31239039
172	PBS 6029	31239025
173	PBS 6030	31139773
174	PBS 6031	31239033
175	PBS 6032	31239042
		951139166
179	PBS 9341	31239040
180	PBS 9342	31239039
181	PBS 9343	31139777
182	PBS 9344	31239053
		31239353
184	PBS 9346	31239024
185	PBS 9347	31239031

186	PBS 9348	31139776
187	PBS 9349	31239037
188	PBS 9350	31239020
189	PBS 9351	31139774
190	PBT 9649	31139779
		31239023
Port of Spain General Hospital		950839096
		950839208
		950839211
		960339050
		950739228
		950839213
		950739229
		951139145
		950739211
		960339051
		970639031
		950739203

RADIOS

UNIT	MOBILE SERIAL NUMBER
151	867FAQ0541
152	867FAA0149
153	867FAQ1207
155	867FAQ1191
156	867FAQ1234
157	867FAQ1145
158	867FZG1278
161	867FAE0571
162	867FAQ1208
163	867FZA1522
164	867FAQ1209
165	867FAA0461
167	
169	867FAQ1143
170	867FAU0386
171	867YEG0279
172	867YEG0245
173	867YEG0284
174	867YEG0238
175	867YDY0057
176	867YDY0138
179	867FCG0796
180	867FAQ1148
181	867FAU0369
182	867YEE1033
184	867YEN1041
185	867YEN1009
186	867FAA0211
187	867FYS0199
188	867FAU0393
190	867FAQ1154

MOBILE RADIOS

STORES	867FAG1701
STORES	867FAQ1146
STORES	87FAQ1194
STORES	867FAG1393
STORES	867FZW1242
STORES	867FAQ1200
COUVA	867FAQ1111
	867FAQ1110
ARIMA	867FAG1236
	867FZW1176
POSGH	867FAG1714
	867FAQ1200
GRANDE A&E	867FAQ1199
MAYARO A&E	867FAE0212
SFGH	867FZA0050
COMMS	867FAA8450
COMMS	867FAA0149
COMMS	867FZG1266
COMMS	867FZW0654
COMMS	867YEE1021
COMMS	867FZW 0662

OXYGEN CYLINDERS

M(110)	D(24)	E(55)
1086664	2766046	155347
1086665	2766054	155356
1086670	2766058	155384
1086673	2766059	155385
1090010	2766069	
1090011	2766074	
1090012	2766081	
1090021	2766086	
1090024	2766096	
1121072	2766100	
1121073	2766109	
1121074	2766116	
1121075	2766123	
1121076	2766126	
1121077	2766137	
1185188	2804093	
1185189	2804686	
1185191	2804687	
1185192	2804690	
1303194	2804691	
1303195	2804693	
1303196	2804694	
1303197	2804698	
1303198	2804702	

1303199	2804703	
1303200	2804704	
1303201	2919071	
1303202	2919072	
1303203	2919073	
1303204	2919074	
1303205	2919075	
1303208	2919076	
1303210	2919078	
2613558	2919080	
2613559	2919081	
2613560	2919082	
2613561	2919083	
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2613563	2919085	
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KI4879	2919087	
KI4880	2919088	
KI4885	2919089	
KI4891	2919090	
KI4891	2919091	
KI4892	2919092	
KI4892	2919094	
KI4905	2919095	
R4273145	2919096	
R4273146	2919098	
R4273148	2919099	
R4273149	2919100	
R4273150	2919101	
R4273151	2919102	
R4273152	2919103	
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R4273154	2919105	
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R4273156	2919107	
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	E871449	
	E945869	
	E945921	

	E945944	
	E945963	
	E945968	
	E946003	
	E946969	
	E946977	
	F680173	
	F680198	
	F680201	
	F764988	
	F765003	
	F765010	
	F765026	
	F765040	
	F765064	
	F765068	
	F871378	
	H15212	
	H15213	
	H987856	
	H987910	

“SCHEDULE 5

(Section 36)

SCOPE OF PRACTICE FOR EMERGENCY MEDICAL PERSONNEL

Emergency Medical Technician – Basic (EMT-B)

To administer basic life support including airway maintenance, use of combitube or laryngeal mask,, respiratory (Breathing) support and stopping of hemorrhage (bleeding), administer oral medication – aspirin, inhalation medication- albuterol and subcutaneous injection by autoinjector only.

Emergency Medical Technician – Intermediate (EMT-I)

Same qualifications as is required for EMT_B plus endotracheal intubation, peripheral intravenous line, wider range of oral medication – Glyceryl trinitrate and subcutaneous injections.

Emergency Medical Technician – (EMT-A or Paramedic)

Same qualifications as is required for EMT-I plus manual defibrillation/cardioversion, external cardiac pacing, central venous line via jugular route, intraosseus line, needle surgical airway-needle cricothyroidotomy, needle chest decompression-needle throacocentesis plus a wider range of oral medication and intramuscular and intravenous injections by bolus or continuous infusion.

Emergency Medical Technician – (Instructor)

Same qualifications as is required for EMT-A or Paramedic plus qualifying examination as instructor.”.

Passed in the Senate this day of , 2009.

Clerk of the Senate

I confirm the above.

President of the Senate.

Passed in the House of Representatives this day of , 2009.

Clerk of the House

I confirm the above.

Speaker

APPENDIX II

**SPECIAL SELECT COMMITTEE APPOINTED TO
CONSIDER AND REPORT ON A BILL ENTITLED,
“THE EMERGENCY AMBULANCE SERVICES
AND EMERGENCY MEDICAL PERSONNEL BILL,
2009”**

MINUTES OF PROCEEDINGS

**MINUTES OF THE 1st MEETING OF
THE SPECIAL SELECT COMMITTEE OF THE SENATE (2009)
APPOINTED TO CONSIDER AND REPORT ON THE EMERGENCY AMBULANCE
SERVICES AND EMERGENCY MEDICAL PERSONNEL BILL, 2009
HELD ON TUESDAY APRIL 21, 2009
COMMITTEE ROOM NO. 3, PARLIAMENT, THE RED HOUSE, PORT OF SPAIN**

PRESENT

Mr. Jerry Narace	-	Member
Mrs. Hazel Manning	-	Member
Ms. Laurel Lezama	-	Member
Dr. Adesh Nanan	-	Member
Ms. Danan Seetahal, SC	-	Member
Mrs. Jacqui Stoute	-	Secretary
Ms. Khisha Peterkin	-	Asst. Secretary

ALSO PRESENT

Dr. Rasheed Adams, MD	-	National Emergency Ambulance Services Ministry of Health
Ms. Mala Kowlessar	-	Legal Department, Ministry of Health
Ms. Bhabie Roopchand	-	Legal Advisor
Ms. Jonetta Jeet	-	Senior Parliamentary Counsel (Ag.)

COMMENCEMENT

1.1 The meeting was called to order at 10:07 a.m.

ELECTION OF CHAIRMAN

2.1 The President of the Senate, Sen. the Hon. Danny Montano drew reference to Standing Order 70(3) and invited nominations for the Chair of the Committee.

2.2 Mr. Jerry Narace nominated Mrs. Hazel Manning as Chairman.

2.3 Ms. Dana Seetahal, SC seconded.

2.4 There being no other nominations, the President announced that Mrs. Manning was elected Chairman of the Committee and invited her to take the Chair.

DETRMINATION OF A QUORUM

3.1 The Chairman advised Members that the first order of business was the determination of a quorum. She referred to Standing Order 73(5) of the Senate and explained that the quorum for a Special Select Committee of the Senate is normally three, unless otherwise directed by the Senate and enquired if there were any differing views.

3.2 It was agreed that the quorum of the Committee would constitute three Members.

TERMS OF REFERENCE

4.1 The Chairman indicated to Members that the terms of reference as given by the Senate was:

“to consider and report on a Bill entitled, “The Emergency Ambulance Services and Emergency Medical Personnel Bill, 2009”.

4.2 The Chairman indicated that in accordance with Standing Order 52(1), the function of the Committee is to discuss the details of the Bill and not the general principles or merits.

4.3 The Chairman referred Members to [S.O. 51, 52, 54, 69, 70, 73, 74 and 75 of the Senate] so they will be aware of the procedure to be adopted by the Committee. The Secretary read them aloud.

OTHER BUSINESS

Day and Time of Meetings

5.1 After a short discussion, the Committee decided that this Agenda item will be dealt with later in the proceedings.

Method of Work

5.2 After further discussion, the Committee agreed to begin its work by looking at a List of Amendments compiled by the Ministry of Health comprising issues that were raised by some Senators during the debate on the Bill in the Senate.

5.3 Dr. Rasheed Adam from the Ministry of Health, Ms. Mala Kowlessar and Ms. Bhabie Roopchand from the Legal Department were introduced to Members

5.4 The Committee also agreed that amendments and proposals from other Members of the Committee would also be considered.

CONSIDERATION OF THE BILL CLAUSE BY CLAUSE

6.1 The Committee considered the Bill clause by clause and agreed to the following amendments:

Clause 3

In Clause 3 of the Bill, amendments were made to the following definitions:

- **“ambulance”** – delete the words “an individual” and substitute the words “a patient”.
- **“ambulance service”** – delete the word “person” and substitute the word “patient”.
- Delete the word and the definition of “disaster”.
- **“Emergency Medical Technician”** – delete the word “V” and substitute the word “VI”.
- Delete the definition of Emergency Ambulance Regulatory Committee” and substitute the following “Emergency Medical Personnel” which means an, Emergency Medical Technician registered with the Emergency Personnel Board under Part V”.

Clause 4

4(2)(b): Delete the words “ a representative” and substitute the words “a bio-medical engineer or an emergency medical care specialist”.

4(2)(c): Delete the word “**and**”.

4(2)(d): Delete the word “.” and replace with the words “; **and**”

New 4(2)(e) Insert after paragraph (d), new paragraph (e): “**(e) such other person as the Minister deems necessary.**”

4(3): Insert after the words “**Committee shall**” the words “**in respect of emergency ambulance services**”.

4(3)(d): Delete the word “**and**”.

4(3)(e): Delete the word “.” and replace with the words “; **and**”.

New 4(3)(f): Insert new paragraph (f) as follows: “**(f) instruct inspectors in respect of their duties.**”.

Clauses 6

Before the word “Board” insert wherever it occurs, insert the words “**emergency ambulance services**”.

Clause 8

8(1)(a): Delete the words from “time to time” because it would suggest that it is not **Permanent responsibility**.

8(2)(e): Delete the word “**vehicles**” and substitute the word “ **ambulances**” for clarity and consistency purposes throughout the Bill.

Clause 11

11(1)(a)(ii): Delete the word “**Board**” and substitute the word “**Authority**”.

11(2): Insert before the word “**Board**” wherever it occurs the words “**Emergency Ambulance Services**”.

The Committee agreed that the following new sub clause (3) should be added to give the effect that the figure at sub clause (2) could be changed by Order of the Minister:

“(3) The Minister may by Order vary the sum set out in subsection (2).”

Clause 13

13(1)(d) and (e): Delete the word “**sums**” and substitute the word “**monies**” to maintain the consistency throughout the Bill.

13(3)(a): Insert before the word “**Board**” the words “**Emergency Ambulance Services**”

Clause 14

14(2): Insert before the words “**financial statements**” wherever they occur the word “**audited**”.

Insert immediately before **clause 15** a new heading “**PART IV- Inspectors and Inspections**”.

The Ministry wanted to clearly distinguish the Authority and the inspectors who acted on behalf of the Committee.

Clause 15

15(2)(e): Insert after the word “**necessary**” the words “**for the purpose of conducting inspections**”

15(7): Insert after the word “**his**” the words “**or its**”.

Clause 16

Delete the words “**if required**”.

Clause 17

Clause 17 is to be renumbered as **17(1)** insert after the words “such premises” the words “, place”.

17(1)(b): Delete the words “**any premises**” and substitute the words “**the premises, place**” to read.

Insert the following new subsection 17(2):

“ (2) Where consent is not obtained under subsection (1) the inspector may obtain a warrant in accordance with Section 19”.

Clause 18

Delete the words ‘**An inspector**’ and substitute the words “**In the exercise of his functions under section 17, an inspector**”.

Clause 19

19(b): Delete the word “**detain**” and substitute the word “**arrest**”.

The Committee undertook to reconsider this clause in conjunction with the Summary Courts Act Chap. 4:20, Section 41 at the next meeting of the Committee.

Clause 25

Delete Clause 25 and substitute the following:

“25(1) Where an Ambulance Services Licence is granted under this Part, the licensee shall –

(a) comply with a standards for delivery of emergency medical services prescribed by regulations under this Act; and

(b) not assign or transfer his Ambulance Services Licence.

(2) An Ambulance Services Licence shall contain conditions regarding -

(a) the expiration and renewal of the licence;

(b) the category of licence issued;

(c) the geographical area in respect of which the licence is applicable; and

(d) any other conditions that the Minister deems appropriate.”

Clause 26

26(2): Delete the word “**commits**” and substitute with the words “**is convicted of**”.

Clause 27

27(2): Delete and substitute with the following:

“Prior to the renewal of an Ambulance Services Licence under subsection (1),

(a) An inspector shall visit the site or premises of an ambulance service to inspect and evaluate the premises, equipment and administrative practices of the licensee and make a report to the Committee on its findings; and

- (b) **The Committee shall determine whether the service provided under the existing licence has met the prescribed standards and make the appropriate recommendation to the Minister.”.**

Clause 31

31(1): Delete the words “**decisions of refusal, suspension or revocation of licences**” and substitute with the words –

- “(a) refuse;**
- (b) suspend; or**
- (c) revoke,**

a licence”.

31(2): Delete all the words after “**five persons**” and substitute “**two of whom shall be qualified and trained in medicine and one whom shall be an attorney-at-law**”.

Clause 34

34(5): Delete the words “**at any time**” and substitute with the words “**where a licence has been re-issued**”.

Clause 39

39(1): Delete and substitute the following:

“ 39(1) There shall be a council of the Emergency Medical Personnel Board which shall consist of eleven members to be appointed as follows:

- (a) Five emergency medical service personnel elected by the Board**
- (b) Six individuals appointed by the Minister who may be drawn from the following disciplines:**
 - (i) medicine;**
 - (ii) emergency care;**
 - (iii) nursing; and**
 - (iv) law”.**

39(2): Delete

39(6): Delete the word “**five**” and replace with the word “**six**”.

Clause 40

40(7) Insert before the word “**Board**” the words “**Emergency Medical Personnel**”.

Clause 42

42(2) Insert before the word “**Board**” the words “**Emergency Medical Personnel**”.

Clause 43

43(b) Delete the words “**enter or remove names of Emergency Medical Personnel to**” and substitute with the words “**add or remove names from**”.

Clauses 44 – 49

44,

45(1) &(2),

48(a) & (c) and

49(d): Insert the word “**Board**” wherever it occurs, the words “**Emergency Medical Personnel**”.

Clause 52

Delete sub clause 5.

Clause 53

53(3) & (4) and 54(2) and (4): Delete the words “**Emergency Medical Personnel**” wherever they occur and substitute the words “**Emergency Medical Technician**”.

Clause 58

Insert before the word “**Board**” the words “**Emergency Medical Personnel**”.

Clause 59

Delete Clause 59.

Clause 60

60(a), (c) & (j): Insert before the word “**Board**” wherever it occurs, the words “**Emergency Medical Personnel**”.

Clause 63

63(3): Delete the word determine after the words “**the court may**” and substitute the words “, **in addition to any other penalty that it may impose**”.

Schedule 1

Delete the word “**2008**” wherever it occurs and substitute the word “**2009**”.

Schedule 4

Insert the following in the table of the licensing and registration numbers of ambulances that was acquired after the Bill was laid in Parliament:

251	PCL 2519	G9U650-CO28977	VN1P9C3LH39962752
252	PCL 2518	G9U650-CO229119	VN1P9C3LH39962825

253	PCL 2520	G9U650-CO29198	VN1P9C3LH39962829
254	PCL 2516	G9U650-CO28973	VN1P9C3LH39962742
255	PCL 2517	G9U650-CO28984	VN1P9C3LH39962735
256	PCL 2515	G9U650-CO29190	VN1P9C3LH39962807
257	PCL 2514	G9U650-CO28980	VN1P9C3LH39962799
258	PCL 2513	G9U650-CO29192	VN1P9C3LH39962860
259	PCL 2512	G9U650-CO29112	VN1P9C3LH39962861
260	PCL 2512	G9U650-CO29165	VN1P9C3LH39962824
261	PCL 2510	G9U650-CO29190	VN1P9C3LH39962830
262	PCL 2509	G9U650-CO29169	VN1P9C3LH39962853
263	PCL 2508	G9U650-CO29117	VN1P9C3LH39962723
250	PCL 2507	G9U650-CO28988	VN1P9C3LH39962735

7.1 The Minister of Health gave an undertaking to provide the Committee with the following:

- The difference or similarities between a medical technician and a paramedic
- The reason nurses are not legally registered or licensed to administer intravenous medication.
- A definition for trauma centres.
- The conflict of interest Clauses 19 & 63 in relation to the Summary Courts Act, Chap. 4:20

7.2 The Chairman summed up the deliberations of the Committee and requested the Secretariat to outline the areas of concern that were raised, during the debates in the Senate.

ADJOURNMENT

8.1 The Committee agreed that the next meeting will be held on **Wednesday April 29, 2009 at 10:00 a.m.** during which it will resume the clause by clause examination of the Bill.

8.2 There being no other business, the Chairman adjourned the meeting at 11:49 a.m.

CHAIRMAN

SECRETARY

**MINUTES OF THE 2nd MEETING OF
THE SPECIAL SELECT COMMITTEE OF THE SENATE (2009)
APPOINTED TO CONSIDER AND REPORT ON THE EMERGENCY AMBULANCE
SERVICES AND EMERGENCY MEDICAL PERSONNEL BILL, 2009
HELD ON TUESDAY APRIL 29, 2009
COMMITTEE ROOM NO. 3, PARLIAMENT, THE RED HOUSE, PORT OF SPAIN**

PRESENT

Mr. Jerry Narace	-	Member
Mrs. Hazel Manning	-	Member
Ms. Laurel Lezama	-	Member
Dr. Adesh Nanan	-	Member
Mrs. Jacqui Stoute	-	Secretary
Ms. Khisha Peterkin	-	Asst. Secretary

ALSO PRESENT

Dr. Rasheed Adams, MD	-	National Emergency Ambulance Services Ministry of Health
Ms. Mala Kowlessar	-	Legal Department, Ministry of Health
Ms. Bhabie Roopchand	-	Legal Advisor
Ms. Ida Eversley	-	Asst. Chief Parliamentary Counsel

ABSENT

Ms. Dana Seetahal, SC	-	Member
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INTRODUCTION

- 1.1 With a quorum confirmed the Chairman called the meeting to order at 10:25 a.m.

CONFIRMATION OF MINUTES

- 2.1 The Chairman requested that Members peruse the Minutes of the First Meeting of the Committee for errors or omissions.

- 2.2 The Minutes were amended as follows:

- (i) on page 2, paragraph 3.2, line 1, delete the second sentence.

- (ii) on page 8, paragraph 7.1 delete the word “a” and substitute it with the words “an emergency”.
- (iii) on page 8, paragraph 7.1 delete line 7.

2.3 The Minutes of the First Meeting held on Wednesday April 29, 2009 as amended was confirmed on a motion by Ms. Laurel Lezama and seconded by Dr. Adesh Nanan.

MATTERS ARISING OUT OF THE MINUTES

3.1 The Chairman informed the Committee that the list of concerns raised by Members during the Senate debate was prepared by the parliamentary staff.

CONSIDERATION OF ISSUES RAISED DURING DEBATE IN THE SENATE

4.1 The Committee agreed to consider the list of concerns/issues raised during the debates in the Senate and the following amendments were made:

Clause 39(6): the quorum in the Bill was changed from five (5) Members to six (6).

Clause 52(5): was deleted.

Clause 54(4): in line 6, delete the words, “operate a pharmacy” and substitute the words “provide emergency medical services”

Clause 18(b): delete the words “An inspector” and substitute the words “ In the exercise of his functions under section17, an inspector”.

Clause 19

19(a) insert after the word “Magistrate” the words “or Justice”.

19(b) delete all the words after the word “warrant” and substitute the words “in accordance with the Summary Courts Act”

Clause 34(1): delete the word “keep” and substitute the words “cause to be kept”.

Clause 38(d): before the word “profession” insert the words “emergency medical personnel”.

Insert clause 35A: a scope of practice was inserted,

- (i) The scope of practice of the Emergency Medical Person shall be set out in Schedule 5.
- (ii) The Minister may, by Order, amend Schedule 5 to add to or remove from the scope of practice for Emergency Medical Personnel.

Clause 38

38(d): before the word “profession” insert the words “emergency medical personnel”

38(h): delete the word “and”

Insert new paragraphs:

- (i) prescribe education and training requirements for all levels of EMTs; and
- (j) prescribe annual continuing education training
- (k) discipline its members

Clause 43:

Insert a new paragraph (c), “act on behalf of the Emergency Medical Personnel Board in respect of its powers under section 38”.

Delete paragraph (d).

Clause 55(4) was deleted.

4.2 During the deliberations by the Committee on the concerns/issues raised during the debates it was noted that some of the concerns were addressed at the last meeting of the Committee and during the Minister of Health’s response to Senators at the conclusion of the debate.

4.3 The Chairman requested that all corrections be made and the amended Bill be submitted to Chief Parliamentary Counsel and Members of the Committee before the Bill is returned to the Parliament.

4.4 The Committee agreed that the Report will be laid in Parliament.

OTHER BUSINESS

5.1 The Chairman thanked the Members of the Committee for their participation and contributions and the parliamentary staff for the work done.

5.2 The Chairman informed Members that the final report will be circulated for their consideration by Friday May 01, 2009 provided the list of amendments is received by Thursday April 30, 2009.

ADJOURNMENT

6.1 The adjournment was taken at 12:11 p.m.

We certify these above Minutes are true and correct.

CHAIRMAN

SECRETARY