

THE PILOTAGE (AMENDMENT) BILL, 2005

EXPLANATORY NOTE

(These notes form no part of the Bill but are intended only to indicate its general purport)

The purpose of this Bill is to amend the Pilotage Act, Chap. 51:02 to remove the discriminatory provisions relating to CARICOM nationals who are not Commonwealth citizens which deny them the opportunity to provide pilotage services.

Clause 2 of the Bill would remove several restrictions identified in the Pilotage Act:

Subclause (a) would amend the Interpretation section of the Pilotage Act by inserting the definitions of a "Member State", a "national" and the "Revised Treaty of Chaguaramas";

Subclause (b) would amend section 8(2) of the Pilotage Act to include the eligibility of a Caricom national for a pilot's licence; and

Subclause (c) would amend section 10(2) of the Pilotage Act to include the eligibility of a Caricom national for pilotage certificates.

A BILL

AN ACT to amend the Pilotage Act, Chap. 51:02

Enactment	ENACTED by the Parliament of Trinidad and Tobago as follows:
Short title	1. This Act may be cited as the Pilotage (Amendment) Act, 2005.
Chap. 51:02 amended	2. The Pilotage Act is amended - (a) in section 2, by inserting in the appropriate alphabetical order, the following definitions: “Member State” has the meaning assigned to it in the Revised Treaty of Chaguaramas; “national” means a person who - (a) is a citizen of Trinidad and Tobago or of another Member State; or (b) has a connection with - (i) Trinidad and Tobago of a kind which entitles the person to be regarded as a resident of Trinidad and Tobago, within the meaning of the Immigration Act; or (ii) another Member State of a kind which entitles the person to be regarded as belonging
Chap. 18:01	

to it for the purposes of the laws of that state relating to immigration or if it be so expressed in those laws, as being a native or resident of that member state;

“Revised Treaty of Chaguaramas” means the Treaty establishing the Caribbean Community (CARICOM), including the CARICOM Single Market and Economy, signed at Nassau, The Bahamas, on 5th July, 2001;

- (b) in section 8(2), by inserting the words “nor a citizen of a Member State” at the end of the sentence; and
- (c) in section 10(2), by -
 - (i) inserting the words “or a citizen of a Member State” in the second line after the words “Commonwealth citizen; and
 - (ii) inserting the words “or Caricom national” in the marginal note.

Passed in the House of Representatives this day of , 2005.

Clerk of the House

I confirm the above.

Speaker

Passed in the Senate this day of , 2005.

Clerk of the Senate

I confirm the above.

President of the Senate