

THE
JUDICIAL AND LEGAL
SERVICE COMMISSION
ANNUAL REPORT
2005

FOREWORD

In compliance with section 66 of the Constitution, I am pleased to present the fifth Annual Report of the Judicial and Legal Service Commission (the Commission) for the year 2005.

The 2005 Report, as in previous years, describes the procedures followed and the criteria adopted by the Commission in the exercise of its functions and powers.

The experience and commitment of its members continued to be the Commission's major asset in meeting the challenges it faced over the past year.

I therefore once again acknowledge the contributions and assistance of members that enabled the Judicial and Legal Service Commission to exercise its mandate with fairness and transparency.

S. Sharma
Chairman
Judicial and Legal Service Commission

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1.0 INTRODUCTION

This is the sixth Report of the Judicial and Legal Service Commission (**the Commission**) which is being submitted pursuant to Section 66C (2) of the Constitution of the Republic of Trinidad and Tobago (**the Constitution**). The Constitution requires the Commission to submit to the President not later than September 2006 a Report on its functions and powers – describing the procedures followed and the criteria adopted by it – for the year 2005.

1.1 Origin

The Commission is an executive body established under Section 110 of the Constitution and comprises the Chief Justice and the Chairman of the Public Service Commission (both *ex officio*) and three other members appointed by the President after consultation with the Prime Minister and the Leader of the Opposition and otherwise in accordance with the stipulations set out in the said Section (*see Appendix I*).

1.2 Powers, Functions And Jurisdiction

Section 104 of the Constitution gives the Commission the power to advise the President on the appointment of Judges other than the Chief Justice, the acting appointment of Judges and the revocation of such acting appointments. The President must act upon the advice which he receives from the Commission on all these matters.

Section 111 of the Constitution also vests in the Commission the power to appoint persons to hold or act in prescribed public offices for which legal qualifications are required; including the power to make appointments on promotion and transfer and to confirm appointments, and to remove and exercise disciplinary control over persons holding or acting in such offices (*see Appendix I*). The total number of offices falling under the purview of the Commission currently stands at three hundred. In this connection Part III of the Schedule of the Judicial and Legal Service Act is to be amended to include a new office of Parliamentary Counsel III. This Office, which is also to be classified, will be attached to the Legislative Drafting Department of the Ministry of the Attorney General. The schedules listing these offices are at *Appendix II*.

2.0 PROCEDURES

Section 129 of the Constitution gives the Commission the power to regulate its own procedure with the consent of the Prime Minister by regulation or otherwise. In the year 2005 the Commission continued to discharge its responsibilities in accordance with the procedures contained in the Public Service Commission Regulations (as amended), which it has adopted *mutatis mutandis* with the consent of the Prime Minister.

2.1 Meetings

During the year 2005 the Commission met at the Hall of Justice on 14 occasions and considered 150 Notes, which were prepared by the Secretariat of the Commission in the Service Commissions Department. On *three* of these occasions interviews were conducted by the full Commission to select persons for appointment to the offices of Acting Puisne Judge of the High Court and Deputy Chief Magistrate. Sub-Committees of the Commission met on 14 occasions to conduct interviews of candidates for appointment to the Judicial and Legal Service. Additionally eighty-seven (87) Notes were circulated by way of round robin for the attention of Commission members between meetings.

Minutes of all meetings of the Commission, the decisions taken and matters noted by round robin were recorded and duly confirmed by the Commission.

A statement showing the number of meetings held by the Commission and the nature of the matters considered during the period under review is set out in *Appendix III*.

PART I

3.0 MEMBERSHIP

During the year 2005 the membership of the Commission comprised:

The Honourable the Chief Justice Mr Satnarine Sharma T.C.	Chairman
Christopher R. Thomas Esq. C.M.T. Chairman, Public Service Commission	Member
H.A.S. Wooding Esq. C.M.T., Q.C.	Member

Madam Justice Jean Permanand C.M.T., S.C.
Member

Member

Madam Justice Annestine Sealey

Member
(up to 31st March 2005)

Mr Justice Lionel Jones C.M.T., S.C.

Member
(w.e.f. 1st April, 2005)

The Executive Director, Human Resource Management, Judicial and Legal Service, Service Commissions Department served as Secretary to the Commission.

PART II

4.0 THE APPOINTMENT OF JUDGES

Selection of persons to fill vacancies on the High Court Bench is made by the Commission after due consideration of the merits of experienced and talented members of the legal profession, both within and outside the Judicial and Legal Service, who have indicated their willingness to serve. In the exercise of its powers under section 104 of the Constitution as aforesaid, the Commission established and published in the Trinidad and Tobago Gazette of 13th April, 2000, a detailed statement of the criteria and procedures used and followed in the selection of persons for appointment as Puisne Judges of the High Court.

Those procedures are repeated here:

- (a) anyone who wishes to be considered for appointment must make a written application to the Commission;
- (b) anyone who is being considered for appointment will be interviewed by the Commission;
- (c) when the need arises the Commission will advertise in the daily press the existence of vacancies on the Bench and invite applications for appointment;
- (d) the views of the President of the Law Association and those of the President of the Criminal Bar Association

(where relevant) are sought with regard to any judicial appointment; and

- (e) the Commission may also seek the views of judges and other attorneys before making an appointment.

The criteria used by the Commission in making judicial appointments are grouped under the following main heads:

- Integrity
- Professional competence
- Temperament
- Experience

Appointments as Justice of Appeal are normally made from the High Court Bench but the Commission may advise the President to appoint to the Court of Appeal an outstanding candidate from outside the Judiciary. Seniority between High Court Judges is taken into account, but is not the only or governing factor.

The weighting given to the criteria for selecting the two levels of judges differs to some extent. While integrity is of prime and equal importance in both cases, greater importance is attached to professional competence in appointments to the Court of Appeal.

4.1 Appointment of Judges in 2005

On the advice of the Commission, His Excellency the President, elevated Madam Justice Paula Mae Weekes from the High Court Bench to the Court of Appeal with effect from 10th January, 2005.

In accordance with the provision of section 104 (2) (a) of the Constitution, His Excellency the President appointed Madam Justice Charmaine Pemberton as a Judge of the High Court with effect from 17th January, 2005.

4.2 Appointment of Acting Judges

In accordance with the provision of section 104 (2) (d) (i) of the Constitution of the Republic of Trinidad and Tobago, His Excellency the President appointed the under-mentioned persons as Acting Puisne Judges:

- Mr Devan Rampersad with effect from 3rd January, 2005

- Mr Ian Benjamin for the period 1st March, 2005 to 31st August, 2005

4.3 Advertisement of Office of Puisne Judge

In October 2005 the Commission invited applications for three persons to act as Puisne Judge of the High Court to deal with a backlog of matters under the old Rules of the Judiciary. Interviews were conducted by the full Commission in December 2005.

PART III

5.0 OTHER APPOINTMENTS, ACTING APPOINTMENTS AND PROMOTIONS

5.1 Appointments

In previous Annual Reports the Commission gave a general account of the practice followed and the constraints faced by it in making appointments. Some of the problems identified in the 2004 Report have since been resolved. For example, as stated in the general account for 2004, the Salaries Review Commission had reclassified Offices and revised the salary levels of Officers in the Judicial and Legal Service. By the end of 2005, the Job Evaluation Exercise launched in 2001, had also been completed and new job specifications had been released. Some challenges remain and these are again identified in the general account set out at *Appendix IV*.

During the year 2005, the Commission made 23 first appointments to entry level positions.

... *Appendix V* lists the offices that were advertised during the period under review, while *Appendix VI* shows the total number of persons who submitted unsolicited applications for the office of State Counsel I (Civil Law and Criminal Law) and for whom interviews were scheduled.

5.2 Temporary Appointments

5.2.1 Interpretation

A temporary appointment is made for a specified period, and determines on the expiry of the period specified.

5.2.2 Temporary Appointments made during the year 2005

The Commission made 18 temporary appointments during the period under review. The temporary positions arose as a result of:

- officers either proceeding on no-pay leave to accept Government employment on contract, or on no-pay leave for private reasons, or on no pay study leave;
- acting appointments in higher offices;
- promotion to higher offices;
- appointment to temporary offices;
- resignation of officers

The positions were advertised within and without the Service unless there was an established priority list of persons who had previously applied, and had been interviewed and found suitable for appointment. The higher vacant offices were filled when possible, by promoting the acting incumbents, the consequential vacancies were filled by persons serving in a temporary capacity. Temporary appointments were made to the following offices:

- State Counsel I, Civil Law and Criminal Law, and Inland Revenue Division, Ministry of Finance
- State Solicitor I
- Parliamentary Counsel I
- Assistant Registrar and Deputy Marshal
- Magistrate
- State Counsel II, Ministry of Energy and Energy Industries

5.3 Acting Appointments

5.3.1 Acting appointments made during the year 2005

Of the 107 acting appointments which were made in the year 2005, *four (4)* were against vacant offices and *four (4)* were against vacant temporary offices, the remainder were as a result of officers proceeding on:

- vacation leave/casual leave
- no-pay leave/leave on grounds of public policy
- sick leave
- leave to pursue courses / Training Programmes
- secondment
- official business out of the country
- pre-retirement leave

5.3.2 Consultation with the Prime Minister

No appointment may be made by the Commission to the offices of Solicitor General, Chief Parliamentary Counsel, Director of Public Prosecutions, Registrar General or Chief State Solicitor, unless the Prime Minister signifies that he has no objection to such an appointment.

In its 2004 Report the Commission identified the difficulties that can be experienced in implementing this provision. While these difficulties do not always prevail, they are an ever present consideration and as such they are reproduced once more for general information:

- (a) An impasse can arise which may be difficult to resolve in the time available to make an acting appointment, if the Prime Minister objects to the person whom the Commission proposes to appoint. The problem will be even more acute if the need for an appointment arises because of disagreement between the Prime Minister and the Commission over who should be appointed substantively to fill a vacant office.
- (b) Requests for persons to act in these offices should be received with the endorsement of the Permanent Secretary, Ministry of the Attorney General, or Permanent Secretary, Ministry of Legal Affairs, at least one month before the effective date of the proposed appointment to facilitate the processing of the requests. In the period under review this continued to be the exception rather than the rule; on occasions, these requests were received less than one week before the commencement of the proposed appointment.

During the year 2005, the Commission sought and obtained the concurrence of the Prime Minister for acting appointments in the offices of Chief Parliamentary Counsel, Director of Public Prosecutions, Registrar General, Chief State Solicitor and Solicitor General.

5.4 Promotions

5.4.1. Promotions made during the year 2005

During the year 2005 the Commission made 38 promotions. A list of these promotions together with appointments made is at *Appendix VII*.

5.4.2 Advertisement of Promotional Offices

Following decisions of the Commission these promotional offices were advertised within the Service:

- Senior State Counsel, Service Commissions Department (temporary vacancy)
- State Counsel III, Ministry of National Security (temporary vacancy)
- Senior State Counsel, Ministry of Energy and Energy Industries (temporary vacancy)
- State Counsel III, Customs and Excise Division, Ministry of Finance (temporary vacancy)
- State Counsel III, Ministry of Trade and Industry
- Deputy Registrar and Marshal, Judiciary (Supreme Court)

5.5 Problems Encountered In Filling Vacancies

- (a) In spite of several advertisements within and without the Judicial and Legal Service, certain Departments continue to be understaffed. This is due to poor responses to advertisements, the high incidence of persons declining first appointment by the Commission and the vacation of offices, both temporary and substantive, by officers who prefer to take up contract employment with the State.
- (b) In an effort to contain the understaffing problem, the Commission has been obliged, from time to time, to make acting or temporary appointments of appointees who fell short of the number of years professional experience stipulated in the job specification for the office.
- (c) Notwithstanding a promotion exercise which was conducted in 2005, the continuing difficulty encountered in filling vacancies in the Ministry of the Attorney General is illustrated by Appendix VIII, which sets out the number of positions on the establishment, those

that are vacant and those to which acting appointments have been made.

In previous Reports it was stated that the solution to the problems set out above might lie in the improvement of the remuneration and terms and conditions attaching to offices in the Judicial and Legal Service. It is hoped that the review and re-classification of offices will positively impact the current understaffing that exists in some departments.

PART IV

6.0 TRANSFERS

No requests for transfer were made to the Commission during the period covered by this Report.

PART V

7.0 CONFIRMATION OF APPOINTMENTS

7.1 Procedures

First appointments in the Judicial and Legal Service are made subject to two years' probation and to medical fitness. Subsequent appointments are made subject to one year's probation. These appointments are confirmed by the Commission on receipt of satisfactory probationary and medical reports (where applicable).

7.2 Appointments Confirmed during the Year 2005

In 2005, the Commission confirmed a total of forty-one appointments. Twenty-seven of these related to officers who were promoted to a higher office/appointed on transfer, on one year's probation. The other fourteen related to officers who were appointed on two years' probation and who had fulfilled the medical fitness requirements.

The failure of Permanent Secretaries and Heads of Departments to submit timely probationary and medical reports together with their recommendations as to the suitability of officers for confirmation of appointment, continues to be an impediment to the full and due exercise by the Commission of its functions in this area.

PART VI

8.0 TERMINATION OF APPOINTMENT

No requests were made for the termination of the appointment of any officer in the Judicial and Legal Service during the period covered by this Report.

PART VII

9.0 DISCIPLINE

9.1 Allegations of Misconduct

During the period under review, the Commission considered:

- 1) a complaint of bias against a member of the Judicial and Legal Service, which had commenced in 2004. The Commission concluded that the complaint did not justify initiation of the process to remove the officer.
- 2) two requests to initiate investigation into actions or decisions taken by officers in the Judicial and Legal Service, but found no merit in the requests.

During this period the Commission also noted complaints made against two officers with respect to the performance of their duties, but found that there was insufficient particulars to invoke its disciplinary powers.

Acknowledgements

Madam Justice Annestine Sealey demitted office as a member of the Commission on 31st March 2005. The Commission takes this opportunity to acknowledge the invaluable service rendered by Madam Justice Sealey during the period of her service.

The Commission welcomed Mr Justice Lionel Jones S.C. to its membership.

The Commission once again wishes to express its appreciation to the Director of Personnel Administration and to the officers of the Service Commissions Department, for their valuable assistance during the year 2005.

LAWS OF TRINIDAD AND TOBAGO

The Constitution

CHAPTER 7

THE JUDICATURE

PART 1

Appointment of Judges

104. (1) The Judges, other than the Chief Justice, shall be appointed by the President, acting in accordance with the advice of the Judicial and Legal Service Commission.

(2) Where –

- (a) the office of any such Judge is vacant;
- (b) any such Judge is for any reason unable to perform the functions of his office;
- (c) any such Judge is acting as Chief Justice or a Puisne Judge is acting as a Justice of Appeal;
or
- (d) the Chief Justice advises the President that the state of business of the Court of Appeal or the High Court so requires.

the President, acting in accordance with the advice of the Judicial and Legal Service Commission –

- (i) may appoint a person to act in the office of Justice of Appeal or Puisne Judge, as the case may require;
- (ii) may, notwithstanding section 136, appoint a person who has held office as a Judge and who has attained the age of sixty-five to be temporarily a Puisne Judge for a fixed period of not more than two years.

Appendix I

- (3) The appointment of any person under subsection (2) to act in the office of Justice of Appeal or Puisne Judge shall continue to have effect until it is revoked by the President, acting in accordance with the advice of the Judicial and Legal Service Commission.

Part III

Judicial and Legal Service Commission

110. (1) There shall be a Judicial and Legal Service Commission for Trinidad and Tobago.
- (2) The members of the Judicial and Legal Service Commission shall be -
- (a) the Chief Justice, who shall be Chairman;
 - (b) the Chairman of the Public Service Commission;
 - (c) such other members (hereinafter called “the appointed members”) as may be appointed in accordance with subsection (3).
- (3) The appointed members shall be appointed by the President after consultation with the Prime Minister and the Leader of the Opposition as follows:
- (a) one from among persons who hold or have held office as a judge of a court having unlimited jurisdiction in civil and criminal matters in some part of the Commonwealth or a court having jurisdiction in appeal from any such court;
 - (b) two from among persons with legal qualifications at least one of whom is not in active practice as such, after the President has consulted with such organisations, if any, as he thinks fit.
- (4) Subject to section 126 (3) (a) an appointed member shall hold office in accordance with section 136.

Appendix I Cont'd

111. (1) Subject to the provisions of this section, power to appoint persons to hold or act in the offices to which this section applies, including power to make appointments on promotion and transfer and to confirm appointments, and to remove and exercise disciplinary control over persons holding or acting in such offices shall vest in the Judicial and Legal Service Commission.

(2) Before the Judicial and Legal Service Commission makes any appointment to the offices of Solicitor General, Chief Parliamentary Counsel, Director of Public Prosecutions, Registrar General or Chief State Solicitor it shall consult with the Prime Minister.

(3) A person shall not be appointed to any such office if the Prime Minister signifies to the Judicial and Legal Service Commission his objection to the appointment of that person to that office.

(4) This section applies to such public offices as may be prescribed, for appointment to which persons are required to possess legal qualifications.

**First and Second Schedules to the
Judicial and Legal Service Act
Chapter 6:01 of the Laws of
the Republic of Trinidad and Tobago
(as amended)**

FIRST SCHEDULE

LEGAL OFFICES

PART I

CIVIL LAW DEPARTMENT

Solicitor General
Deputy Solicitor General
Assistant Solicitor General
Senior State Counsel
State Counsel IV
State Counsel III
State Counsel II
State Counsel I
Chief State Solicitor
Deputy Chief State Solicitor
Assistant Chief State Solicitor
Senior State Solicitor
State Solicitor II
State Solicitor I
Registrar General
Deputy Registrar General
Senior Assistant Registrar General
Assistant Registrar General
Examiner of Title
Controller of the Intellectual Property Office
Deputy Controller of the Intellectual Property Office

PART II
CRIMINAL LAW DEPARTMENT

Director of Public Prosecutions
Deputy Director of Public Prosecutions
Assistant Director of Public Prosecutions
Senior State Counsel
State Counsel IV
State Counsel III
State Counsel II
State Counsel I

PART III

LEGISLATIVE DRAFTING DEPARTMENT

Chief Parliamentary Counsel
Deputy Chief Parliamentary Counsel
Assistant Chief Parliamentary Counsel
Senior Parliamentary Counsel
Parliamentary Counsel II
Parliamentary Counsel I

PART IV
THE LAW COMMISSION

Director of Law Revision
Commission Secretary
Senior Legal Research Officer
Legal Research Officer II
Legal Research Officer I
Assistant Legal Research Officer
Senior Parliamentary Counsel
Parliamentary Counsel II
Parliamentary Counsel I
Law Reform Officer

PART V
OTHER MINISTRIES AND DEPARTMENTS

Treasury Solicitor
Legal Adviser
Registrar, Environmental Commission
Senior State Counsel
State Counsel IV
State Counsel III
State Counsel II
State Counsel I
Registrar, Industrial Court
Head Legal Division, Office of the Ombudsman
Chief State Counsel, Inland Revenue Division
Assistant Chief State Counsel, Inland Revenue Division

SECOND SCHEDULE

JUDICIAL OFFICES

PART I

Chief Magistrate
Deputy Chief Magistrate
Senior Magistrate
Magistrate
Magistracy Registrar and Clerk of the Court

PART II

Master of the High Court
Registrar and Marshal
Deputy Registrar and Marshal
Assistant Registrar and Deputy Marshal

Appendix II Cont'd

PART III

Administrative Secretary to the Chief Justice

PART IV

Registrar, Appeal Board

PART V

Registrar, Industrial Court
Assistant Registrar, Industrial Court

APPENDIX III

**STATISTICS ON MATTERS CONSIDERED BY THE JUDICIAL
AND LEGAL SERVICE COMMISSION FOR THE YEAR 2005**

PARTICULARS	TOTAL
No. of Regular Meetings	11
No. of Special Meetings	3
No. of Interviews by Sub Committees of the Commission	14
No. of Notes Considered at Meetings	150
No. of Notes Considered by Written Opinions	87
<u>Judges</u>	
Promotion	0
Appointment of Puisne Judge	0
Acting Appointment of Puisne Judge	7
Continued Acting Appointment of Puisne Judge	2
Revocation of Acting Appointment of Puisne Judge	2
Cancellation of Revocation of Acting Appointment of Puisne Judge	1
Retirement	2
Noted permission granted to continue in office beyond age of compulsory retirement	1
Resignation	1
Decision to Advertise	1
Elevation to Court of Appeal	0
Representations	2
Complaints	4
<u>Judicial and Legal Service</u>	
Promotions	38
Appointments	23
Acting Appointments	107
Temporary Appointments	18

PARTICULARS	TOTAL
Transfer	0
Appointment on Transfer	7
Appointment on Secondment	7
Amendment to Temporary Appointment	1
Backdating of Promotion	2
Continued Secondment	1
Cancellation of Permanent Appointment	4
Cancellation of Promotion	2
Cancellation of Acting Appointment	8
Cancellation of Temporary Appointment	2
Cancellation of Appointment on Secondment	1
Application for Appointment to Promotional Office	6
Confirmations	41
Noted creation of Permanent and Temporary Offices	1
Noted extension of Temporary Offices	1
Resignations	4
Amendment of date of Resignation	2
Retirement on Grounds of Marriage	0
Voluntary Retirement	1
Permission to Retire	0
Compulsory Retirement	0
Declared to have Resigned	0
Establishment of Priority List	1
Granted Permission to assume	1
Request for Release to take up Appointment	2
Request for Extension of time to assume duty	11
Request for recommendation to fill Office	1
Request to retain Counsel	4
Request from Counsel for direction	1
Request to advise on willingness to accept temporary appointee with less	1

PARTICULARS	TOTAL
professional experience	
Request for Transfer	0
Request to furnish up to date /outstanding Staff Reports	4
Request for Advice	1
Request to revert to substantive office	2
Request to work during vacation Leave	4
Request to serve outside Service on Part-time basis	1
Request to continue teaching	1
Request for additional Information	1
Representations	6
Complaints	4
Rescind Decision to cancel appointment	1
Decision not to employ in the Service	1
Decision not to fill temporary Office	1
Request to state whether can assume by specific date	1
Noted Advice	1
Noted creation of Permanent and Temporary Offices	1
Noted status of High Court Action	1
Noted Judgement and Appeal in High Court Action	1
Noted Appeal in High Court Action	1
Noted Termination of Appointment on Secondment	1
Noted Termination of No Pay Leave	1
Noted Letter of Concern	1
Noted Delays	2
Expressed Dissatisfaction at Delay	1
Full Pay Study leave	1
No Pay Leave	3
Leave of Absence without pay on grounds of Public Policy	3

PARTICULARS	TOTAL
Leave of Absence without pay for Private Business	2
Noted Extension of Leave of Absence on grounds of Public Policy	4
Noted Grant of Scholarship	1
Annual Report of the Judicial & Legal Service Commission	2

APPENDIX V

OFFICES ADVERTISED IN THE JUDICIAL AND LEGAL SERVICE

FOR THE YEAR 2005

Office Advertised	Ministry / Department
Puisne Judge	Judiciary, Supreme Court
State Counsel I State Counsel III	Ministry of Finance, Customs and Excise Division - do -
State Counsel III (<i>on 2 occasions</i>)	Ministry of Trade and Industry
State Solicitor I	Chief State Solicitor's Department, Ministry of the Attorney General
Legal Research Officer I	Law Reform Commission, Ministry of the Attorney General
Deputy Registrar and Marshal Assistant Registrar and Deputy Marshal (<i>on 2 occasions</i>)	Judiciary (Supreme Court) - do -
Assistant Registrar General (Trinidad) Examiner of Title	Registrar General's Department, Ministry of Legal Affairs -do-
Head Legal Division (<i>on 2 occasions</i>)	Office of the Ombudsman
Legal Research Officer I (<i>on 2 occasions</i>)	Service Commissions Department
State Counsel III	Ministry of National Security
Senior State Counsel (<i>on 3 occasions</i>)	Ministry of Energy and Energy Industries
Deputy Controller, Intellectual Property Office	Ministry of Legal Affairs
Administrative Secretary to the Chief Justice	Judiciary (Supreme Court)
Registrar	Environmental Commission

APPENDIX VII

APPOINTMENT & PROMOTION TO OFFICES IN THE
JUDICIAL & LEGAL SERVICE IN THE YEAR 2005

Ministry/ Department	Office	No. of Appointments / Promotions *
Legal Affairs		
Registrar General	Examiner of Title	2
Judiciary (Supreme Court)	Assistant Registrar and Deputy Marshal	1
Judiciary (Magistracy)	Chief Magistrate	1*
	Magistrate	1*
<i>Attorney General</i>		
	Senior State Counsel	2*
Criminal Law	State Counsel III	1*
	State Counsel II	1*
	State Counsel I	2
Legislative Drafting	Senior Parliamentary Counsel	1*
	Parliamentary Counsel II	1*
	Parliamentary Counsel I	3
Civil Law	Assistant Solicitor General	2*
	Senior State Counsel	5*
	State Counsel III	5*
	State Counsel II	4*
	State Counsel I	5
Chief State Solicitor	Chief State Solicitor	1*
	Deputy Chief State Solicitor	1*
	Assistant Chief State Solicitor	1*

	Senior State Solicitor State Solicitor I	2* 1
<i>Ministry/ Department</i>	Office	No. of Appointments / Promotions *
<i>Finance</i>	Senior State Counsel State Counsel III State Counsel II State Counsel I	2* 3* 3* 5
<i>Inland Revenue</i>	State Counsel I	2
Customs and Excise Division		
<i>Ministry of Trade and Industry</i>	Parliamentary Counsel I	1
Industrial Court	Assistant Registrar	1*

APPENDIX VIII

VACANCIES IN THE MINISTRY OF THE ATTORNEY GENERAL
AS AT DECEMBER 2005

Office	Total No. of positions	<i>No. of Vacancies</i> (* temp. vacancies)	No. of persons acting
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<u>Civil Law Department</u>			
	4	3 (1*)	-
Assistant Solicitor General	10	6 (1*)	-
Senior State Counsel	6		-
State Counsel III	7	4 (1*)	-
State Counsel II	11	2 (2*)	-
State Counsel I			-
	<hr/>	<hr/>	<hr/>
Total	38	17 (6*)	-
Criminal Law Department			
Deputy Director of Public Prosecutions	2	1	1
		2*	
Assistant Director of Public Prosecutions	3		-
Senior State Counsel	9	5	1
State Counsel III	5	3 (1*)	3
State Counsel II	4	3 (2*)	2
State Counsel I	5	2 (2*)	
			1
Total	<hr/>	<hr/>	<hr/>
	26	16 (7*)	8

Office	Total No. of	No. of	No. of
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	positions	Vacancies (* temp. vacancies)	persons acting
<u>Legislative Drafting</u>			
Deputy Chief parliamentary Counsel	1	1	1
Assistant Chief Parliamentary Counsel	3	3 (2*)	-
Senior Parliamentary Counsel	4	3 *	-
Parliamentary Counsel III (new office)	3	3*	2
Parliamentary Counsel II	6	3*	-
Parliamentary Counsel I	<hr/>	<hr/>	<hr/>
	20	16 (11*)	3
Total			
	1	-	-
<u>Chief State Solicitor's Department</u>			
Chief State Solicitor	2	1	-
Deputy Chief State Solicitor	3	2 (1*)	1
Assistant Chief State Solicitor	5	3 (2*)	2
Senior State Solicitor	5	5 (2*)	-
State Solicitor II	7	4*	1
State Solicitor I	<hr/>	<hr/>	<hr/>
	23	15 (*9)	5

Total			
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