

CAYMAN ISLANDS GOVERNMENT
PUBLIC SERVICE

GENERAL ORDERS 1987

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CHAPTER 1

GENERAL ORDERS

1. CITATION. The conditions of service of public officers in the Cayman Islands Government, instructions for the conduct of public business and miscellaneous matters are embodied in these orders and shall be cited as "General Orders".
2. AUTHORITY. General Orders are instructions of the Crown and the power to amend, repeal, interpret, or to waive any order in general or in a particular case is vested in the Crown exercisable through the Governor. (Chap 1, Col Regs and in accordance with Sect. 54 of the Constitution Order 1972.)
3. APPLICATION. All people employed by Government are bound by General Orders, Financial and Stores Regulations.
4. PRINCIPAL SECRETARY (PERSONNEL). Except as is otherwise herein stated the Governor has delegated authority to administer (but not amend) General Orders to the Principal Secretary (Personnel) over whose designation the Governor issues directions and decisions to the Public Service. It follows that all communications and queries relating to General Orders shall be addressed to the PS/P.
5. LIMITATION. General Orders shall be deemed comprehensive. They state what is permitted and where there is no provision there is no authority. It follows that authority for any matter shall not be presumed merely by the fact that GOs do not specifically exclude it.
6. AMENDMENTS. Amendments shall be issued from time to time, in an appropriate form, by the Principal Secretary (Personnel) on the direction of the Governor.
7. GOs ARE GOVERNMENT PROPERTY. The official copies of General Orders issued to public officers remain the property of the Government and are not to be regarded as the property of individual officers unless the officer purchases a copy if their sale is approved. It is the duty of any officer in charge of a copy of General Orders to see that it is kept amended to date. Heads of Department should ensure that an officer who is in possession of a copy of General Orders surrenders it in the event of his transfer within the Service or of his retirement or resignation from the Public Service.
8. NOT A CONTRACT. Although General Orders bind all persons employed by the Government they do not constitute a contract between the Crown, the Government and its servants, and may be amended at any time, and without notice, by the Governor. However, as a rule, notice is given to the Service of any major changes before they are made.

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9. MASCULINE AND FEMININE. Words importing the masculine gender shall include the feminine and vice versa, where appropriate, EXCEPT that wife cannot be interpreted as husband.
 10. SINGULAR AND PLURAL. Words in the singular shall, where appropriate, include the plural and words in the plural include the singular.
 11. REFERENCE TO FINANCE. The Principal Secretary (Personnel) shall consult with the Financial Secretary on all proposed amendments to General Orders which may result in increased financial expenditure before the Governor's final approval is sought.
 12. FAMILY ENTITLEMENTS. If husband and wife are public officers they cannot both take family benefits but the more senior officer can claim the benefits if it is to the family advantage. If husband and wife are separated, then the parent with the custody of the child will take the family benefits or where they both have custody of different children they may take child benefits pro rata. A one parent family, where the parent is a public officer, may take family benefits for her child or children. In cases where one spouse is not a public officer, the public officer spouse may draw family benefits for his/her children provided the public officer can satisfy PS/P that his/her spouse does not receive such benefits from a public sector employer.
 13. ACCESS TO GENERAL ORDERS. Ignorance of General Orders shall be no excuse for their infringement or for non-compliance. General Orders must, for this reason, be readily available in every Government office for consultation by all public officers and it is the duty of the Principal Secretaries and Heads of Department to see that all public officers in their departments have access to a copy.
 14. OVERPAYMENTS REFUNDABLE. In the day to day administration of General Orders errors will occur. When they do, no officer shall be allowed either to lose or gain thereby; Subject to General Orders any underpayment shall be made good to the officer. Any overpayment shall be recouped by the Government by deduction from the officer's salary over a reasonable period. Deductions shall be limited on any one pay day to a maximum of 25% of the officer's take home pay on that day. Officers are employed on the understanding that any moneys owing by them to Government may be recouped by deductions from salary.
 15. TIME BAR. No claim by a public officer for allowances or any other awards under these General Orders shall be entertained by Government unless the claim is lodged within 24 months of the event which gave rise to it, SUBJECT always to the provision of the Statute of Limitations.
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16. COLONIAL REGULATIONS. Colonial Regulations are issued by the Crown through the Secretary of State, and in so far as the provisions thereof are not made in these General Orders, apply in the Cayman Islands.
17. CONFLICT. In the event of conflict between General Orders and:
- a) departmental instructions, General Orders shall prevail;
 - b) any Law or Regulations made thereunder, the Law shall prevail;
 - c) a written contract of employment, the Contract shall prevail.
18. AUDIT. While administering General Orders the Principal Secretary (Personnel) shall inform the Auditor General of any case in which it has been necessary to depart from provisions of General Orders because of novel issues in particular cases so as to assist the Auditor General in his duties and avoid unnecessary audit queries.
19. PRECEDENT. In administering General Orders the Principal Secretary (Personnel) shall be required to take note of precedents.
20. STATUTE. Much of the provision for the management of the public service is made in Law. Where this occurs reference is made to the relevant legal documents which are not reproduced in General Orders except Public Service Commission Regulations which are reproduced in full in Chapter 20 for ease of reference.
21. REVOCATION. These General Orders revoke and replace Government Regulations.
22. DEFINITIONS. In these General Orders and in all amendments and circulars made hereunder the following words and expressions shall have the meanings ascribed to them respectively unless there is something in the subject or context inconsistent with such construction or unless it is therein otherwise expressly provided -

Administrative Officer	Includes the Financial Secretary, the Deputy Financial Secretary, the District Commissioner, Principal Secretaries, Senior Assistant Secretaries, and Assistant Secretaries;
Appointment	has the same meaning as is ascribed to it in the Law (PSC Regs., 1985, para 2);
Pensionable Appointment	means an appointment to a pensionable office in which the officer has been confirmed;

Chairman	has the same meaning as is ascribed to it in the Law (PSC Regs., 1985, para 2);
Child	means the offspring of an officer or a step-child or a child legally adopted, or a foster child, who is totally dependent on the officer, has not reached his 19th birthday, is unmarried and does not earn an economic wage. This definition does not include a Ward unless he or she is a 'Ward of court';
Caymanian	means a person who possesses or is deemed to possess Caymanian Status as defined in Caymanian Protection Law 1984;
Contract Appointment	means appointment on agreement in which a specific period of employment is expressed and a terminal gratuity may or may not be expressed;
Commission	has the same meaning as is ascribed to it in the Law (PSC Regs., 1985, para 2);
Constitution	means the Cayman Islands (Constitution) Order 1972 (S.I. No 1101);
Employing Officer	means an officer who is a Head of Department or a person to whom the Head of Department has delegated in writing power to employ unestablished employees;
Established Officer	means a pensionable public officer appointed to an office which is enumerated under the personal emoluments sub-head of the annual estimates;
Expatriate Officer	means an officer who is not a Caymanian;
Family	means an officer's legal spouse and children as defined;
Government	unless otherwise specifically defined means the Government of the Cayman Islands;
Governor	means the Governor of the Cayman Islands as Constituted by Article 1 (1) of the Cayman Islands Constitution Order 1972 (S./I. 1975 as amended);
GOs	means General Orders;
Group Employee	is an employee employed on hourly rates in accordance with Chapter 19 hereof;

Head of Department (HOD)	has the same meaning as ascribed to it in reg. 2 (b) and the First Schedule of the Public Service Commission Regulations 1985;
Housing Officer	means the Assistant Controller of Office Services or any other officer by whatever designation who has been allocated the duties of administering the Government's housing stock.
Increment	means a step in a salary scale to a higher point which the holder of the post can take annually until the maximum of the scale is reached Subject always to a stop not being put on the progression by the Governor after taking the advice of the Public Service Commission;
Islands	means the Cayman Islands;
Member	means an elected Member of the Executive Council at the Head of a Portfolio;
Non Pensionable Officer	means a public officer who is not a pensionable officer;
Pensionable Officer	has the same meaning as ascribed to it in the Law (Cap. 121 Sect. (1) (a));
Pensions Law	means the Pensions Law (Cap. 121) as amended by the Pensions (Amendment) Law 1980 and the Pensions (Amendment) Law 1983;
Pensionable Service and Qualifying Service	have the same meaning as ascribed to them in Regulation 1 in the Schedule to the Pensions Law Cap 121;
Portfolio	is a group of subjects in the business of Government with which the Governor has charged a Member or an Official Member (Supplement 1 to the Gazette 24/1986);
Principal Secretary	has the same meaning as is ascribed to it in R. 2 of the PSC Regulations 1985.
Promotion	has the same meaning as is ascribed to it in the Law (Public Service Commission Regulations, 1985, Regulation 2);
PS/P	means Principal Secretary (Personnel)
public office and office	have the same meaning as ascribed to them in the Law (PSC Regulations, 1985, Regulation 2.);

Public Officer and Officer	have the same meaning as is ascribed to them in the Law (PSC Regulations, 1985 Regulation 2);
Public Service	has the same meaning as is ascribed to it in the Law (PSC Regulations, 1985, Regulation 2);
Public Holiday	is a holiday prescribed in the Public Holiday Law (Revised) and is on full pay for public officers;
Accommodation	means house, apartment, bungalow, condominium, duplex, flat, or any other residence by whatever name called;
the Regulations	means the public service commission regulations, 1985 as amended;
Salary	means a basic annual amount stated within the salary scales prescribed in chapter 4 hereof and payable by monthly instalments in arrears (see para 4.6);
Secretary of State	means H.M. Secretary of State for Foreign and Commonwealth Affairs;
Secretary	means the Secretary to the Public Service Commission appointed under PSC Reg. 5 PSC Regs. 1985.
Temporary appointment	means an appointment for a period not exceeding six months in the first instance but extendable on advice of the Public Service Commission by the Governor;
Wage	means hourly rated pay whether payable daily, weekly, or monthly in arrears.

23. RIGHT OF APPEAL Any officer has a right of appeal to the Financial Secretary against any decision taken by any appropriate authority under these General Orders, of which he feels aggrieved. Such appeal must however be brought within four weeks of the decision being received by the officer.
24. INSURED OFFICERS. Where an officer or an officer and his family is insured for medical treatment it is an infringement of these Orders for the officer to retain any insurance payments because Government is meeting the officer's medical fees. Receipts from insurance should be paid into Government Revenue.

THE PUBLIC SERVICE

CHAPTER 2

1. PUBLIC SERVICE. 'Public Service' is defined in the Public Service Law as "service of the Crown in a civil capacity in respect of the Cayman Islands' and in the Constitution (S.I.1972 1101 Sects. 54 and 55) provision is made for the Governor to create public offices in public service and to appoint to and dismiss from those offices. The total of all those public offices so created is collectively known as "The Public Service".
2. THE STRUCTURE OF THE PUBLIC SERVICE. The complement of the Public Service, the grading of the offices therein and the financial provision therefor are prescribed in the Government's Annual Estimates of Revenue and Expenditure. It is a hierarchical structure.
3. REVIEW OF COMPLEMENTS AND GRADINGS The Public Service is dynamic and it is the responsibility of heads of departments to review periodically the objectives, management structure and organization of their departments and to consider whether improvements in efficiency and economies can be effected. Any reviews even if initiated by a Portfolio should be carried out in consultation with the Head of Department and the PS/P. Proposals for the modification of staff complements or gradings of posts may be made at any time if no increase in financial provision is entailed but normally will be submitted in advance of the preparation of annual estimates. When a head of department wishes to increase or decrease a staff complement or regrade a post he shall submit an application to the PS/P on Form P 1.
4. APPOINTMENT, PROMOTION AND TRANSFER The appointment, promotion and transfer of public officers is provided for in the Constitution (S.I.1972 No 1101 Sects. 54 and 55) and statutory provision for how such appointment promotion and transfer is to be effected is laid down in the Public Service Law (Law No 38/1967 Section 4 as revised by the Public Service Commission Law of 1976) The Public Service Commission Regulations 1985 make provision for the Governor to prescribe procedure in General Orders for the filling of vacancies by appointment, promotion or transfer.
5. MEANING OF TRANSFER Transfer in the context of para 4 does not mean transfer of officers in the administrative or common user cadres between departments without change of designation or grade.
6. TRANSFERS COMMON-USERS CADRES The authority to transfer an officer in a common-user cadre below the level of assistant secretary is vested in the Principal Secretary (Personnel). The authority to transfer an officer who is an assistant secretary or above is vested in the Financial Secretary.

7. PUBLIC OFFICERS Except where the law or conditions of service otherwise indicates public officers hold office at the pleasure of the Crown.

8. CATEGORIES OF APPOINTMENTS Appointments fall into the following categories:-

(1) those not requiring reference to the Public Service Commission:-

(a) those made by the Governor with the approval of the Secretary of State and specified in the Third Schedule to the Public Service Commission Regulations 1985 Items 1 - 3 and a despatch from the Secretary of State dated September 8/1978, enumerated as follows:-

Attorney General
Auditor General
Chief Justice
Chief Secretary
Commissioner of Police
Deputy Governor
Financial Secretary
Judge
Senior Crown Council

(b) those made by the Governor in his discretion and specified in the Third Schedule to the Public Service Commission Regulations 1985 Items 1 to 5 inclusive;

(c) those offices in the Royal Cayman Islands Police Force made under the Police Law No 5 of 1976 the Governor or the Commissioner of Police as the Law may prescribe (Third Schedule to the Public Service Commission Regulations 1985, Item 6.);

(d) those officers in the Cayman Islands Prisons Service to the extent that disciplinary and dismissal proceedings are vested in the Director of Prisons by the Prisons Disciplinary Regulations, 1975;

(e) those offices the remuneration of which is made with reference to hourly rates of pay for appointment of which authority is delegated to heads of departments (See the Third Schedule to the Public Service Commission Regulations 1985 Item 8 and the First Schedule to the said Regulations for definition of "head of department".

NOTE: This sub-paragraph applies only to hourly rated employees who are not paid from provision for an established post either directly or indirectly by savings from provision from such a post or posts:

- (2) those requiring reference to the Public Service Commission under sect. 6 of the Public Service Commission Law 1976 i.e. all other offices, appointment to which is made by the Governor after receiving the advice of the Public Service Commission

9. APPOINTMENTS Recruits may be -

- (1) Caymanians locally recruited;
- (2) Caymanians recruited overseas;
- (3) Non-Caymanians recruited locally or
- (4) Non-Caymanians recruited overseas

and they may have one of the following contracts of employment:

- (a) on probation to pensionable office;
- (b) on pensionable terms;
- (c) on local contract;
- (d) on overseas contract;
- (e) temporary ;
- (f) group employee ;

and terms depending on the type of contract may include

- (i) Salary at annual rate or hourly rate (there are no other kinds of salary payments)
- (ii) pension;
- (iii) gratuity;
- (iv) no terminal benefits;
- (v) leave - annual - sick - compassionate - without pay - maternity - study

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- (vi) medical and dental treatment (with certain limitations)
 - (vii) passages under certain conditions
 - (viii) packing, handling, insurance and freight costs;
 - (ix) housing under certain limitations

10. APPROPRIATE LAWS All contracts of employment on whatever terms are subject to the Laws of the Cayman Islands.

11. (1) PROBATIONARY APPOINTMENTS

- (a) only Caymanians shall be offered probationary appointments;
 - (b) all appointments to pensionable office shall be preceded by one year's probationary period which shall count from the first day of the month next following that in which the Governor approves the appointment (PSC Regs 1985 Reg. 31 (1)).
 - (c) the PSC may advise the reduction or waiver of a period of probation in exceptional circumstances and only when the officer has completed at least 2 years of satisfactory temporary or contract service which was covered by formal confidential reports;
 - (d) appointment on probation to a pensionable office does not in itself confer any right to admission to a pensionable office;
 - (e) when an officer is appointed on probation, there is a clear implication and understanding that the officer may count on being confirmed and admitted to the pensionable office provided that during the probationary period he carries out such obligations as may be laid upon him by the terms of the appointment and generally conducts himself in such a way as to leave no reasonable doubt in the minds of his superiors that he is a suitable person for retention in the Service until his pension vests. Probation must therefore be a reality and it must be used so as to secure in the Public Interest and the interest of the officers' themselves, that not only persons against whom definite misconduct can be proved but those who by reason of temperamental or other defects are not suited to the Public Service as a career, are eliminated at an early stage, before they have disqualified themselves from taking up some other form of livelihood.
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- (f) it follows that the first consideration with regard to officers on probation is that during the probationary period they should be regarded as definitely on trial with a view to learning their work and being tested as to their suitability for it. They should, therefore, not only be given all possible facilities for acquiring experience of their duties but they should be under continual and sympathetic observation and so far as may be practicable, they should not be so posted as to make observation impossible. If during the first few months of service the officer should exhibit tendencies which render it in any way doubtful whether he is likely to become suitable for permanent retention he should at once be warned in writing and given such assistance as may be possible to correct his faults.
- (g) it also follows that an officer on probation shall not be allowed to take an overseas training course which requires his absence from his post or observation will be impossible. He may however, attend local induction courses which require his absence only for short periods. Alternatively, if an officer is required to go on a long term course while on probation, his probation period must be suspended and must start again on his return. (See Cap 3.8)
- (h) a head of department shall not recommend a probationer for confirmation in his appointment unless during the probationary period the officer carried out such duties and obligations as were required of him in accordance with the terms of his appointment and conducted himself in such a way as to leave no reasonable doubt in the mind of the Head of Department that he is a suitable person to be recommended for permanent appointment.
- (2) Governments (not only the Cayman Islands Government) have always preferred pensionable terms for their Public Services in order to establish continuity and an element of permanency into the Public Services so that there is continuity in the administration of public services irrespective of the Government in power and the possible changes of Government every four years. Government's non contributory, usual indexed linked, pensions have sometimes been criticised as too generous but it must be remembered they are the reward for long and faithful service of devoted and dedicated Public officers who have been prepared to remain loyal to the concept of public service rather than venture into the greener fields of higher rewards in the private sector. "It is important that those who are most closely concerned with the higher administration of the public services should in fact enjoy security of tenure, without which it would be difficult to ensure continuity of loyal service to successive Ministers of different political parties" Constitutional Law p. 221 (Wade & Phillips).
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12. LOCAL CONTRACTS Local contracts are offered to -

- (1) Caymanians who have reached 45 years of age at the time of their first appointments and cannot therefore complete a qualifying pension period before the age of 55 years and in other cases exceptionally with the individual approval of the Governor
- (2) non-Caymanians locally recruited who -
 - (a) are appointed to posts and paid at salaries of \$12552 and above;
 - (b) have served satisfactorily at least six months on temporary terms;
 - (c) are not likely to be replaced by a Caymanian during the period of the contract;
 - (d) have been passed by a Government Medical Officer as medically fit for service;
 - (e) recruited on the Islands;
- (3) local contracts include, inter alia, gratuities of 15% per annum to Caymanians only (gratuities for expatriates on local contract are at the discretion of the Governor) subsidised medical treatment and the same leave privileges as pensionable officers. They do not include housing or overseas passage privileges.

13. OVERSEAS CONTRACTS Overseas contracts are offered to those who:-

- (1) are recruited overseas i.e. outside the Cayman Islands, or if recruited inside the Cayman Islands are visiting and not resident here, are domiciled outside the Islands, and but for this visit would have been recruited outside the Islands;
- (2) are domiciled outside the Islands;
- (3) are resident outside the Islands at the time of recruitment;
- (4) have a certificate from their family doctor that they are medically fit for service in the Islands, and their spouse and children have no known medical condition which would require specialist supervision throughout their stay;
- (5) have a clean police record certified where possible.

(6) whose families do not exceed three dependants.

NOTE: Overseas contracts include passages and baggage privileges, subsidised medical treatment, the same leave privileges as pensionable officers, housing privileges in accordance with General Orders and

- (a) gratuities of between 15% and 25% which they were receiving on 1st January 1984;
- (b) thereafter such gratuities at such rates and to such officers as the Governor may, in his discretion consider it necessary from time to time to attract officers of the required calibre to fill vacancies.

14. TEMPORARY APPOINTMENTS Temporary appointments -

- (1) are offered to Caymanians and non-Caymanians whether resident on or off the Islands;
- (2) automatically lapse at the end of six months unless they are renewed by the Governor on the recommendation of the Head of Department and the advice of the Public Service Commission;
- (3) have the same leave privileges as pensionable officers;
- (4) are subject to the officer being declared medically fit for service by a Government Medical Officer.

NOTE: Temporary appointments do NOT carry medical subsidy, housing subsidy, passages, baggage allowance or gratuities. (Exceptionally some professional and technical officers are given assistance with passages and housing particularly when they are recruited from nearby countries to act as locums).

15. PROCEDURE FOR APPOINTMENTS

- (1) In the cases of those offices for which the Governor is Head of Department under the First Schedule to the PSC Regulations 1985 the Governor will take direct action keeping the PS/P informed when a post becomes vacant or is about to become vacant and paragraphs 16 to 37 below will not apply.
- (2) In the cases of all other offices in Items 1 to 5 excluded by the Third Schedule to the PSC Regulations 1985 from the purview of the Public Service Commission, and subject to alternative statutory provision, the appropriate Head of Department will submit direct to the Governor in all matters of appointment, renewal of contract, termination and discipline, copying to the PS/P the submissions and paragraphs 16 to 37 below will not apply.

(3) The provisions of paragraphs 16 to 37 do apply to all other posts and those to be filled on temporary basis.

16. RESPONSIBILITY IN DEPARTMENTS The relevant Head of Department shall be responsible for sending the appropriate staff Vacancy Form to the Secretary when it is known that a vacancy exists and he shall recommend how he considers the vacancy should be filled.

17. PUBLIC ADVERTISEMENT For recruitment from outside the Civil Service, the Head of Department shall consider this necessary and shall submit the Vacancy Form to the Secretary for consideration.

18. PROMOTION For promotion, he shall complete Form PSC 100. If the officer is the most senior (senior in grade) in the Department or grade eligible for promotion, he shall give detailed reasons for his recommendation to the Secretary. The Head of Department should also state why he has been superseded and his promotion.

19. URGENCY OF APPOINTMENT In cases of urgency about filling a particular post, the Head of Department may recommend a temporary appointment then (at his discretion) under PSC Regulations.

20. ACTING APPOINTMENT The Head of Department shall recommend an acting appointment, stating whether the officer recommended is qualified to perform all the duties of the post. He shall forward it to the Secretary.

21. ADMINISTRATIVE APPOINTMENT In cases of administrative inconvenience, the Head of Department may recommend the best qualified officer to act, or some other officer, when recommending an appointment.

22. TIME FACTOR When an appointment can be foreseen, his recommendation should be submitted to the Secretary at least a month before the appointment becomes effective.

23. TRAINING If he recommends an appointment of the kind specified in PSC Regulations, he shall provide the information prescribed by paragraph 23 of the Regulations.

24. CONFIRMATION IN APPOINTMENT Confirmation in appointment may:-

- (a) recommend the appointment at any time (Subject to the provisions of the Regulations) if the officer in question is not recommending

(3) The provisions of paragraphs 16 to 37 do apply to all other vacancies including those to be filled on temporary terms.

16. RESPONSIBILITIES OF HEADS OF DEPARTMENTS The relevant Head of Department as listed in the First Schedule to the Regulations shall be the officer responsible for sending the appropriate staff Vacancy Form (P 2) to the Secretary when it is known that a vacancy will occur. He shall also recommend how he considers the vacancy should be filled.
17. PUBLIC ADVERTISEMENT If he recommends recruitment from outside the Civil Service he will explain why he considers this necessary and will send a draft advertisement with the Vacancy Form. The vacancy shall then be advertised.
18. PROMOTION If he recommends an officer for promotion, he shall complete form P 11 stating whether that officer is the most senior (see seniority rules para 66 below) in the Department or grade eligible to be promoted; and he shall give detailed reasons for any supersession recommended to the Secretary. The HDD should also inform any superseded officer why he has been superseded and the HDD could not recommend his promotion.
19. URGENCY OF APPOINTMENT If there is some urgency about filling a particular vacancy he shall explain why. The chairman may then (at his discretion) recommend a temporary appointment under PSC Reg 25.
20. ACTING APPOINTMENT If the HDD recommends an acting appointment, he shall complete Form P 4 stating whether the officer recommended is in every way qualified to perform all the duties of the office in question and forward it to the Secretary.
21. ADMINISTRATIVE INCONVENIENCE If he considers administrative inconvenience will be caused by appointing the best qualified officer to act, he will give detailed reasons when recommending some other officer.
22. TIME FACTOR When the need for an acting appointment can be foreseen, his recommendation will be sent to the Secretary at least a month before the appointment is to become effective.
23. TRAINING If he recommends an officer for training of the kind specified in PSC Regulation 21 he shall provide the information prescribed by paragraph 18 above
24. CONFIRMATION IN APPOINTMENT A Head of Department may:-
 - (a) recommend the termination of a probationary period at any time (See PSC Reg. 31) after first informing the Officer in writing of his reasons for not recommending

confirmation and obtaining any representations the Officer may wish to make all these documents must accompany the recommendation to the Commission.

- (b) recommend that a further period of probationary service is necessary to determine whether the officer is suitable for confirmation but in any event the extension may not exceed 1 year. Again after first informing the officer that an extension is being recommended and giving the officer an opportunity to make any representations he may wish to make. All these documents must accompany the recommendation to the Secretary. An officer must not be informed that his contract will not be renewed until the Commission has considered the case and made its recommendations to the Governor.
- (c) recommend that the officer be confirmed in his appointment;
- (d) all recommendations should be made on Form P 5 and where necessary should have the officer's representations attached thereto.

25. RENEWALS OF CONTRACT

- (a) Six months before the end of the period of contract, engagement, the officer shall, in accordance with his agreement, inform his Head of Department whether or not he is prepared to consider an offer for re-engagement. If the officer indicates that he is willing to consider such an offer and his Head of Department wishes the contract to be renewed he shall make recommendations to the Secretary on Form P 6.
- (b) If an officer, in accordance with (a) above applies for the renewal of his contract and it is the intention of the Head of Department not to recommend renewal, he shall write to the officer informing him that the renewal of his contract is not being recommended giving the reasons and giving the officer a chance to make any representations. All documents must accompany the recommendation to the Secretary. An officer must not be informed his contract will not be renewed before the Commission has considered the case and made its recommendations to the Governor.

26. APPOINTMENT OF EMPLOYEES ON HOURLY RATES OR AGAINST BLOCK VOTES

- (1) The appointment of employees on hourly rates shall not be made by Heads of Departments against established posts without the appointment first being referred to the Public Service Commission. They may be made only against a sub-head in which financial provision is made for the specific purpose. If an expatriate employee is to be employed the clearance of the Chief Immigration
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Officer must be obtained before employment by submitting an application on the appropriate form. Every employee shall be required to sign the standard form of contract of employment.

- (2) Appointments to unestablished offices against block votes which are expressed in monthly terms or contracts of up to two years duration and the monthly rate is \$1000 or over must nevertheless first be referred to the Public Service Commission which will advise how the appointment is to be made.

27. RE-EMPLOYMENT OF PENSIONERS The compulsory age of retirement is 60 years which is the "normal" age laid down in S. 6 (2) of the Pensions Law Cap 121. If a Head of Department considers that it would be advantageous to public service to retain the officer's services he shall arrange for the officer to be medically examined by a Government medical officer and if the officer is considered to be medically fit to continue in the public service and if his continued employment will not impede the promotion of any other younger serving officer the Head of Department shall submit his recommendations for the continued employment of the officer to the Secretary together with the medical report, and a certificate that the retention of the officer will not block the promotion of a younger officer and the Commission shall advise the Governor whether it considers the officer should be offered a contract for a fixed period or employment on temporary terms.
28. COPIES The Head of Department shall copy to the Principal Secretary (Personnel) and the Principal Secretary to whom he is responsible (if any) all the material sent to the Secretary and in the case of para 27 a copy of the two certificates.
29. RESPONSIBILITIES OF PRINCIPAL SECRETARIES Apart from any responsibility he may have for action, as the relevant Head of Department, in respect of particular posts, neither the Principal Secretary (Personnel) nor any other Principal Secretary is required by GO 16 to 28 to take action. It has nevertheless made provision at GO 28 above for them all to be kept informed, so that they may send written comments to the Secretary when they wish. Regulation 24 provides for them to appear before the Commission too. Any written recommendations made to the Commission by the PS must be copied to the appropriate HOD.
30. RESPONSIBILITIES OF THE PUBLIC SERVICE COMMISSION on receiving a staff vacancy form, the secretary will take immediate action, to check that all other necessary material has been submitted in the correct form and will verify that there is no establishment or financial objection to filling the vacancy.
31. SENIORITY RULES If a promotion has been recommended, the Secretary shall ensure that accurate seniority rules are available for the Commission.
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32. CHAIRMAN The Secretary will then report the action taken in the matter to the Chairman.
33. CHAIRMAN POWERS IN MATTERS OF URGENCY If the Chairman is satisfied that delay in a particular matter is likely to cause serious inconvenience, he may at once advise an acting or temporary appointment provided that he reports his action to the Commission at its next Meeting.
34. CHAIRMAN POWERS WHEN NO URGENCY He will otherwise decide whether to place matters before the Commission or to advertise; and will after consulting the HOD have discretion to determine whether any advertisement will be in the local press and radio, or overseas, or both simultaneously, in what countries any overseas advertisement will be placed and what closing dates will be specified for applications.
35. INTERVIEWING PANELS After a post has been advertised locally, or in some overseas country other than the United Kingdom, the Chairman will decide whether a panel will be constituted to interview candidates, what the composition of any such panel will be and the form in which its report is to be submitted to the Commission.
36. COMMISSION MAY INTERVIEW The Commission may, if it sees fit, itself interview any of the candidates. When interviewing them it may at its discretion be assisted by a Head of Department or technical officer as adviser.
37. ADVERTISEMENT IN THE UNITED KINGDOM If the Chairman after consulting the HOD determines that a post will be advertised in the United Kingdom, the Secretary will make appropriate arrangements with the Cayman Islands' United Kingdom Representative assisted by the HOD/or a Technical Officer for both advertising it and interviewing candidates, unless that Representative advises that they be made with the Crown Agents instead. Any member of the interviewing panel who is to travel from Cayman shall be selected by the Chairman after consulting the HOD. In either case, recommendations will be referred to the Commission after the interviews have been held. The Commission will then consider these, considering at the same time the candidature of applicants who responded to any local or other overseas advertisement.
38. PROBATIONARY APPOINTMENTS When an appointment to the Public Service on probationary terms has been authorised by the Governor, a letter offering appointment on probation shall be sent, in duplicate, by the PS/P to the selected candidate. If the candidate accepts the offer he shall sign the acceptance clause on one copy of the letter and return it to the PS/P.
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39. CONFIRMATION IN APPOINTMENT When the Governor has approved that an officer should be confirmed in his appointment the PS/P shall so inform the officer in writing and copy the letter to the Chief Accountant and the Auditor General. The letter confirming an officer in his appointment shall show the date from which his appointment shall be considered to have commenced which will as a rule be the date his probationary period commenced, or when the officer is being transferred to pensionable terms without a probationary period the first day of the month in which the Governor approved the appointment. Any period of employment prior to that date if on temporary terms or contract when the officer has waived his right to gratuity or repaid any gratuity he may have received, may count for pension under Regulation 20 (Pensions Law Cap 121 Schedule). The Pensions Law was amended on 10 July 1980 by changing the constant from 1/600th to 1/720 of an officer's pensionable emoluments for each completed month of his pensionable service. If an appointment was to be back-dated to before 10 July 1980 this would defeat the Law. The Law must not be defeated by administrative process and if it is, because of an administrative error, the officer will not be allowed to gain thereby.
40. PENSIONABLE TERMS Once an officer is confirmed in a pensionable office there is a clear implication that he will be employed until his pension vests; subject to efficiency, good conduct and good health being maintained.
41. CONTRACTS When the Governor has authorised the offer of an appointment on contract terms the PS/P shall prepare the written contract for a period of employment and on terms and conditions agreed to by both parties. Written contracts shall however be in the standard form laid down by the PS/P after consultation with the Attorney General.
42. RENEWAL OF CONTRACT
- (a) when the Governor has authorised the offer of an appointment on contract the PS/P shall prepare a contract for the officer's signature in respect of the further period of service, incorporating any amendments which may have been agreed between the officer and the Government. On completion of the renewal document copies shall be forwarded to the Chief Accountant and the Auditor General.
 - (b) expatriate contracts will not normally be renewed for one year. They will be "extended" for one year. This means that gratuity and passages will be granted at the end of the extended period.
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43. EFFECTIVE DATE OF RENEWED CONTRACT The starting date of an officer's renewed contract shall be the date following that on which the officer's leave ended;
Provided that the officer resumes duty on the first working day next after the date his leave ended, otherwise the starting date will be the date of his resumption of duty.
44. RESUMPTION OF DUTY BEFORE LEAVE ENDS If the officer resumes duty before the date of expiry of his leave his starting date will be the date of resumption of duty. If he has obtained prior permission to commence duty on that date as a result of his Head of Department's recommendation to the PS/P and the PS/P has approved the early start, any unexpended leave which has not been discharged in cash may be carried forward to his subsequent contract.
45. TEMPORARY When the Public Service Commission has approved the employment of an officer on temporary terms against an established post the PS/P shall issue a letter of appointment for such period as the Public Service Commission may specify.
46. CAYMANIAN STATUS A request by an expatriate officer for Caymanian status is an act voluntarily taken by the officer who must expect it to affect his employment contractual position. If an officer accepts an offer of Caymanian status it must be strictly understood that he must accept transfer to local pensionable terms so that (subject to the Public Service Commission so advising the Governor and if necessary on probation with effect from the date he acquires status) he is in the same position with regard to terms of service as a Caymanian officer is or would have been if in the same post.
Subject always to the officer being able to complete ten years' pensionable service before he reaches his 55th birthday. With effect from the date he acquires status he will cease to be eligible for overseas passage, baggage and Government housing subsidy. If the officer is an overseas officer and cannot complete a period of pensionable service he will transfer to local contract terms or if he is already on local contract he will so remain.
47. TERMINATION OF APPOINTMENT The power to remove any public officer from a public office is vested in the Governor under sect 55 of the Constitution after seeking the advice of the Public Service Commission -
Provided that in the case of an officer for which the Governor has first to obtain the Secretary of State's approval to appoint as stated in para 8 (1), the Governor must seek the approval of the Secretary of State before terminating the appointment.
48. RETIREMENT AFTER REACHING THE PRESCRIBED MINIMUM AGE If in the opinion of a Head of Department a pensionable officer in his department who has reached fifty years of age or more should be required to retire from the public service he shall proceed in accordance with Reg 27 of the PSC Regulations.
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49. ABOLITION OF OFFICE. If a public office is abolished the Head of Department shall proceed in accordance Reg 28 of the PSC Regulations.
50. RETIREMENT TO FACILITATE IMPROVEMENT IN THE ORGANISATION If a Head of Department thinks a pensionable officer should be compulsory retired to facilitate improvement in the organisation he should proceed in accordance with Reg 29 of the Regulations.
51. REMOVAL FOR INEFFICIENCY If a Head of Department thinks an officer should be removed from office because of inefficiency he shall proceed in accordance with Reg. 48 of the PSC Regulations. Any reason for which a Head of Department considers an officer should be retired in the public interest shall be handled under the heading of inefficiency.
52. TERMINATION OF CONTRACT If in the opinion of a Head of Department the contract of an officer should be terminated before the term of the contract is completed WITH LOSS OF BENEFITS he shall proceed under PSC Reg. 30.
53. TERMINATION ON MEDICAL GROUNDS If a Head of Department thinks that an officer is incapable of performing his duties by reason of infirmity of body or mind he shall report the circumstances to the Financial Secretary together with a statement of the officer's work performance, and other relevant information which might assist the CMD. If the Financial Secretaries considers that there is evidence to substantiate the opinion of the Head of Department, he shall ask the Chief Medical Officer to appoint a medical board (which shall be of not less than two Government medical officers) to inquire into the officer's medical condition. (see GO Chap. 9, 1 (4)). The report of the medical board shall be submitted to the Financial Secretary who shall send it to the Commission with his recommendations. If the Governor, after considering the advice of the Commission, decides -
- (a) in the case of a pensionable officer to require him to retire on medical grounds he shall ask the PS/P to inform the officer in writing drawing his attention to Sect. 6 (2)(v) of the Pensions Law;
 - (b) in the case of a contract officer, he shall ask the PS/P to terminate prematurely the contract in accordance with the medical clause thereof.
54. NOTICE The period of notice (or pay in lieu thereof) to be given to an officer is as follows -
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- (a) In the case of a contract officer the period of notice stated in the contract;
 - (b) In the case of a pensionable officer retired after attaining the minimum prescribed age, three months;
 - (c) In the case of a pensionable officer retired to facilitate improvement in the organisation, three months;
 - (d) In the case of a pensionable officer whose post has been abolished, three months;
 - (e) In the case of a pensionable officer who is retired on medical grounds, three months;
 - (f) In the case of a pensionable officer who is retired for inefficiency, one month;
 - (g) In the case of an officer on temporary terms, one month;
 - (h) In the case of an officer retiring at the normal age of 60 years - six months before his 60th birthday.
 - (i) In the case of an officer dismissed no notice need be given but the PS/P has discretion to give one month's notice or pay in lieu in cases where the reason for dismissal did not involve an act of moral turpitude.

55. RESIGNATION The resignation of a public officer is not valid until it is accepted by the Governor and he will not normally accept a resignation if, in his opinion, the object of the officer is to avoid disciplinary action. In any case notice of resignation an officer shall give shall not be less than one month's notice or pay to Government one month's salary in lieu of notice. Notice of resignation must be given to the PS/P through the proper channels.

56. CERTIFICATES OF SERVICE A certificate of service in the standard form shall be given to the officer on request when he leaves the service. Assessment of efficiency shall be defined as "very good", "good" or "indifferent" as the case may be. The object of the certificate is for use as a reference when the officer is seeking other employment and unless there is good reason to the contrary general conduct shall be assessed as "very good". A certificate will be signed by the officer's Head of Department but where he has served in an exemplary manner for fifteen years or more the certificate may be signed by the Governor or the Financial Secretary. No other form of reference or testimonial shall be provided.

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57. ILLNESS AND DEATH On first appointment, an officer shall notify his Head of Department of the name and address of his next-of-kin, which shall be recorded on his personal file both in his Department and in the Personnel Division. Any change in next-of-kin should be notified to the officer's Head of Department immediately.
58. SERIOUS ILLNESS Where in the opinion of a government medical officer a public officer is seriously ill the medical officer shall take steps to inform the PS/P so that appropriate information can be passed to the officer's next-of-kin and Head of Department.
59. DEATH OF AN OFFICER. The death of an officer should be notified immediately by the government medical officer in charge of the case to the PS/P who will then see that the next-of-kin, Head of Department, and the Chief Accountant are made aware.
60. DECLARATION OF SECRECY All officers shall sign a "Declaration of Secrecy" at the time of their appointment, which draws their attention to the Official Secrets Law and which is an undertaking to comply with such laws concerning official secrets as may be in force from time to time both during and after leaving the service. The unauthorised disclosure of any information by an officer which he has obtained as a result of public service may be a breach of law and result in criminal prosecution or disciplinary proceedings or both.
61. PETITIONS. An officer has the right to address or petition or make other representations to the Governor at any time concerning public service matters provided he does so in restrained language. Such petitions must be in writing and should be sent through the officer's Head of Department and the Financial Secretary.
62. IMPROPER INFLUENCE. No officer shall seek to influence any member of the Legislative Assembly, the Public Service Commission (see Reg. 12 and the Regulations), or any other person as a means of bringing his services to official notice as a means of furthering his personal interests in public service in any way. The employment of such methods may prejudice his otherwise legitimate claims and render him subject to disciplinary proceedings.
63. CONFIDENTIAL It is the responsibility of each Head of Department to see that annual confidential reports are prepared on all officers in his Department and submitted to the Secretary in accordance with PSC Reg. 23. Reports shall be in the prescribed form. Heads of Departments must not retain copies of these reports.
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64. ADVERSE. When an assessment of a grade specified in the form indicates unsatisfactory performance or is in any way adverse the officer shall be informed in writing and a copy of the Head of Department's letter to the officer shall be attached to the report. The report will not otherwise be shown to the officer.
65. DISCIPLINE. Disciplinary proceedings are described in PSC Regs. 32 to 54.
66. SENIORITY is a comparison of the position of two or more officers. It is historical in nature and therefore a question of fact rather than opinion.
67. One officer is senior to another officer if he is in a higher grade than the other officer. If the posts held by the two officers are in the super scale (i.e. on fixed salaries) then the one on the higher point is senior to the one on the lower point.
68. If the two officers are on incremental scales then the one on the scale that goes to the higher point is senior irrespective of what the start salary is.
69. If the two officers are in the same grade then the one who received the salary of the grade first substantively, (this is not necessarily the effective date of appointment to the grade) is the more senior.

Example : an officer A is appointed substantively to SS 4 with effect from 1st January 1986. Another Officer B is appointed to act in an SS 4 post on the same date. "A" the substantively appointed officer is senior to the officer who is acting at the same level and this remains the position even if B is subsequently substantively appointed to SS 4 and his appointment is backdated to 1st January 1986.

Example : An officer "A" is appointed substantively to an SS 4 post with effect from 1st January 1986. Another officer "B"'s post is subsequently upgraded to SS4 with effect from 1st January 1986. "A" remains senior to "B" even if "B" was appointed to his original post which was upgraded before 1st January 1986. The date of "B"'s seniority is the date his post was upgraded.

70. If the two officers were appointed substantively to the grade on the same date then the position of the two officers must be looked at in their previous grades applying the same rules as in GOs 67 to 69 above. The officer more senior to the other officer in a previous grade remains senior.
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71. If one officer is promoted to a grade on the same date as an officer is appointed direct to the grade from outside the service then the officer promoted is the more senior by the criterion that he has been in the Service longer than the other officer.
72. As between officers in the same grade some on contract and others on pensionable terms the career officers, i.e. those on pensionable terms, are always senior to the contract officers irrespective of their length of service.
73. SENIORITY WHEN USED Officers should be promoted on seniority only when all other things are equal and in such cases the advice of the Public Service Commission would be "that the most senior of the officers considered should be promoted". It is for the Principal Secretary/Personnel to establish seniority.
74. If between two officers all comparisons at all levels are equal then seniority is fixed by birth date. The one born first is the more senior.
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SCHEDULE

10% Gratuities

Attorney General
Auditor General
Chief Environmental Officer
Chief Immigration Officer
Chief Justice
Chief Medical Officer
Commissioner of Police
Deputy Commissioner of Police
Director of Lands & Survey
Director, Legal Studies
Director, M.R.C.U.
Director of Planning
Director, Water Authority
Hospital Administrator
Legal Draftsman
Magistrate
Manager, Computer Services
Pilot, M.R.C.U.
Principal, CI High School
Puisne Judge
Senior Crown Counsel
Senior Medical Officer
Statistician
Superintendent of Insurance.

CHAPTER 3

TRAINING

STATEMENT OF INTENT

1. INVESTMENT IN PERSONNEL Manpower is Government's largest investment. It is a major resource within Government. In order to develop this resource the Government is committed to creating a learning environment wherein staff can not only acquire the necessary skills and knowledge to enable them to perform well in the duties of their current offices but also afford the opportunity to prepare officers for advancement within the Public Service.
2. OBJECTIVES OF TRAINING The objectives of training within the Service are to -
 - (1) promote learning, develop the mind and broaden cultural and scientific horizons and to develop the disciplines of study of any subject for the furtherance of public policy;
 - (2) improve systematically the ability of officers to perform the duties of their posts at a higher standard of efficiency on first appointment, during probation and to prepare them for higher responsibilities during the course of their careers;
 - (3) provide for localisation of the Service as rapidly as is consistent with the maintenance of appropriate standards of efficiency and expertise;
 - (4) create a learning environment which essentially includes Management, understudy of an experienced officer, where skills and knowledge can be acquired;
 - (5) create a sound analysis of tasks and needs.
3. TRAINING POLICY It is one of the functions of the Public Service Commission to advise the Governor on training policy under the Law (Reg. 17 and 21 of the PSC Regs 1985).
4. CIVIL SERVANTS' ASSOCIATION AND TRAINING The general policy on Training shall be a subject for consultation and discussion with the Association Council as provided for in Chapter 7 of General Orders.
5. TRAINING DEVELOPMENT Heads of Departments are responsible with the Training Officer for the development of systematic training programmes for their staff. This will involve a regular review of current and future training needs. The Training Officer shall appraise and collate training requirements and in consultation with Heads of Departments and the Chairman of the Public Service Commission develop, implement and evaluate

systematic training of officers. The training methods used will vary, however, they are likely to fall into one of the following categories:-

- (1) on-the-job instructions by the Manager/Supervisor;
- (2) training by planned experience, i.e. allocation of special projects or movement to other departments;
- (3) off-the-job training within the Service (in Service courses);
- (4) off-the-job training outside the service either overseas or local courses.

6. PSC TO BE KEPT INFORMED. The Training Officer shall -

- (1) appraise and collate training requirements with PS's and the PS/P and report on them to the Chairman of the Public Service Commission;
- (2) arrange courses for officers and where formal courses are not available try, with Heads of Departments, to organise courses incorporated in work on the job or in the classroom;
- (3) arrange training in any form which is recognised and effective.

7. OVERSEAS COURSES Categories of courses overseas are as follows:

- (1) short term training which is to say up to three months in duration;
- (2) medium term courses which is to say up to one academic year;
- (3) long term courses which is to say more than one academic year.

8. OFFICERS ON PROBATION. Probation is a period when an officer is on trial and Government can assess his or her suitability for continued employment until he or she reaches retirement age. It follows that if an officer is not in post during his probation this assessment is impossible. For this reason an officer on probation who is required to go on a long term course overseas will have to repeat a probationary period on return to the Service after the course. (See also Chap. 2 GO 11 (g))

9. LONG TERM OVERSEAS COURSES. Subject to the advice of the Public Service Commission, Government may require any officer to go on an appropriate overseas training course if he has Caymanian status, is pensionable and, as a rule, can give ten years' service at the end of the course before reaching the

minimum retirement age of 55 years. An officer will not, as a rule, be sent on courses which last longer than seven years, in aggregate during his service. The Government reserves the right to approve the Institution in which the course is to be taken. The Institution so approved must be one which is fully recognised and accredited.

10. WITHOUT PAY. Effect will be given to this policy by the granting of study leave without pay for the length of the course but such leave will be granted on grounds of public policy, subject to para 9 above, for the purposes of Regulation 16 of the Schedule to the Pensions Law (Cap 121) with the Governor's approval and therefore pensionable service.
 11. TUITION. Book allowances, and other expenses directly related to the course will be paid by Government. The officer must submit itemized expense accounts supplied by the institute of study. The Government retains the right to disregard items not considered essential for the course.
 12. ACCOMMODATION including the cost of food will be met by Government whether in halls of residence of the institution or in private accommodation of the officer's choice save that the contribution of Government towards accommodation of an officer's own choice shall be limited to what Government would have paid had the officer been accommodated in the institutions halls of residence and also that if the officer is compelled to live off campus because there is no accommodation on the campus then government will meet the whole cost.
 13. AIR PASSAGES at the cheapest rate will be paid by Government for the officer and where appropriate the officer's spouse and one child and reasonable taxi charges to and from the airport from and to the officer's accommodation will be paid at the beginning and at the end of the course on the officer submitting receipts of the air carrier and a detailed statement in writing of taxi/bus fares.
 14. BAGGAGE ALLOWANCE. Government will also meet the cost of up to 20 kilos of baggage in excess of the normal airline baggage allowance on assuming work on the course and up to 60 kilos by sea on returning from the course.
 15. PERSONAL ALLOWANCE AND HEALTH INSURANCE
 - (a) A personal allowance will be payable for day to day necessities like toilet requisites, as a rule the training officer will be guided by any recommendation of the University or Training Centre.
 - (b) The Government will pay to the officer the cost of the premium for adequate health insurance (which the officer must arrange himself), for himself and where appropriate his family for the duration of the course.
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16. MID-COURSE AIR PASSAGE Passages by the cheapest rate for the officer and when applicable the officer's spouse and one child will be paid for by Government. During this visit to the Island the officer can be required to return to duty for some part of his vacation period.
17. ANNUAL LEAVE ENTITLEMENT. Annual leave entitlement earned up to the officer proceeding on the course must be taken by the officer before the training course starts. During the course the officer will take the normal course vacations in lieu of leave entitlements.
18. INTERNATIONAL SPONSORS. When an officer has a course approved which is sponsored by an international or other agency and the benefits he will receive are less advantageous than those mentioned above then the Government will make up the benefits to the level stated above.
19. OFFICER'S LIABILITY. All officers who are offered these course facilities accept them on the following strict understanding -
- (1) that they will submit themselves and where applicable their families who are to accompany them to medical examination by a Government Medical Officer before proceeding on the course;
 - (2) that the officer will authorise in writing the Administration of the Institution in which he/she is studying to submit progress reports to Government at the end of each academic term. Such reports shall be in the form of transcripts. The Government reserves the right to discontinue any payments for the course where good progress is not being maintained and officers will be required to return to work. In any event Government will agree to an officers repeating a failed course once only;
 - (3) an officer who is selected for a long term overseas course shall before his departure be required to sign a bond undertaking that he will return to service approved by the governor for a period of not less than three years or when the course exceeds 3 years in duration the same period as the length of the course and if he fails without reasonable cause to apply himself to his studies, fails to return to the Islands, is dismissed from the service for misconduct or resigns within the period prescribed he shall repay to the government funds the whole of the costs of his training, and where salary has been paid this shall also be included in the calculation of the amount of the bond;
 - (4) the officer will be required to provide as sureties persons financially capable of fulfilling the terms of the bond.
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- (5) that the officer is enrolled in a full-time programme.
- (6) that the officer will not during the period of the approved course at the approved Institution either change the course or the Institution without the prior approval of the PS/P which approval will be given only in exceptional circumstances.
20. GOVERNMENT'S RESERVATION. The Government does not commit itself to offer promotion to an officer on successful completion of any course nor will it guarantee re-employment to any officer who has resigned during a course.
21. HARDSHIP. Where an officer can demonstrate that by accepting these terms and conditions he will suffer financial hardship because of family or other commitments which are acceptable to Government special supplementation may be awarded in each individual case at the discretion of the Governor.
22. MEDIUM TERM OVERSEAS. Officers may be required to go on medium term overseas courses, they must:-
- (1) be Caymanians
 - (2) be on pensionable terms and
 - (3) be selected in consultation with the Public Service Commission
23. TERMS Officers on medium term overseas courses will receive -
- (1) full salary while on the course ;
 - (2) benefits in accordance with paras 11, 12, 13, 14 and 15 above ;
 - (3) they will be subject to paras 17 and 18 above?
24. SHORT TERM COURSES AND CONFERENCES. Officers required to go on short term overseas training courses -
- (1) may be on pensionable, local contract, overseas contract or temporary terms?
 - (2) will not require Public Service Commission selection unless it is intended the training will qualify the officer for early promotion?
 - (3) who are contract and temporary officers will rarely be given short courses. In every case the authority of the Governor is required. A contract officer's tour of duty will be extended by the period he/she is training.
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25. TERMS. When on short term overseas training courses officers will receive:-
- (1) full salary while on the course;
 - (2) benefits under paras 11 and 13 above;
 - (3) Government will meet the cost of reasonable hotel accommodation;
 - (4) the appropriate subsistence allowance for the country in which the course is to take place will be paid for the duration of the course;
 - (5) will be subject to paragraph 18 above;
26. CORRESPONDENCE AND EVENING COURSES. When any Caymanian officer takes a correspondence, evening course, or courses at an Evening Institute which lead to General Certificates of Education or other certificates appropriate to the Public Service with the approval of his Head of Department and he is successful at the examination following the course the officer may on presentation to Government of the receipt for the fees for the course and the examination receive reimbursement from Government up to the full amount of the receipts.
27. PAYMENT OF ALLOWANCES. The Chief Accountant will arrange for the payment to a trainee of the allowances prescribed in GO's 9 to 23 either directly or through the appropriate agencies in the country concerned but any incidental claims under G.O.'s 11-15 should be submitted to him accompanied by receipted bills not later than the end of the month following that in which the expenditure is incurred.
28. COURSES TO BE RECORDED. A record shall be placed on the personal file of each officer both in his Department and in the Personnel and Office Services Department, of the training programme assigned to him, of any courses taken by him, his performance on the course and examination results.
29. OBLIGATION TO TRAIN. It is a condition of appointment to the Public Service that an officer shall comply with any training requirements attached to his post, within a scheme of service or otherwise. Failure to complete training required may be prejudicial to an officers progress in the Public Service.
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SALARY

1. SALARY SCALES. The salary scales of the Public Service are set out in Appendix 1 to this Chapter.
2. GRADINGS. The gradings of posts are those shown in the staff complement annually in the Approved Estimates of the Government.
3. AUTHORITY FOR SALARIES The salary of a post is the pay or range of pay shown in the scale on which the post is graded in the approved estimates. The Legislature authorises payment of the salaries of public officers when it passes the Appropriation Law each year in which funds are appropriated inter alia for personal emoluments.
4. CURRENCY. All salaries are expressed in Cayman Islands dollars and are payable monthly in arrears.
5. SALARIES SHOWN BASIC All salaries are shown basic and all salary assessments and adjustments of salary on movement of officers between offices must be made with reference to basic salaries only.
6. SALARY PLATFORMS. Where, in these GO's, different salary levels are used for the purpose of fixing leave eligibility, allowances or transport entitlements, they have been fixed with reference to basic salaries only.
7. BANK ACCOUNTS. As a condition of employment it is understood that every officer on appointment will open a bank account with a bank in the Islands and that he will authorise the Chief Accountant to pay his salary monthly into his bank account.
8. START DATE On first appointment an officer will receive his salary -
 - (a) if he is appointed in the Islands, from the date he assumes the duties of his office;
 - (b) if he is appointed outside the Islands and is domiciled outside the Islands, he will receive salary from the date of his arrival in the Islands

PROVIDED he assumes or resumes duty on the working day next following the date of his arrival;

PROVIDED ALSO that an officer on first appointment arriving in the Islands will be permitted three working days in which to settle in and find accommodation;

An overseas officer will also receive 1 day's pay for time spent travelling to the Islands or if he has through no fault of his own had to spend more than one day travelling to the Island then the PS/P shall award two days pay;

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- (c) when an officer is promoted he will receive the salary of the higher post from the date he assumes duty in it.
- (d) if two or more officers in the same cadre are promoted at the same time and one or more cannot assume duty in the higher post for Service reasons all promotions and promotion pay shall be with effect from the date the Governor authorised the promotion so that seniority between the officers is not upset;
- (e) if an overseas contract officer renews his contract his salary shall start from the date he arrives in the Islands provided he resumes duty on the working day next following that of his arrival;
- (f) if an overseas contract officer returns to the Islands to continue his leave before it is expired or remains on the Island for his leave the date his salary will re-commence on renewal of his contract shall be the date he resumes duty;
- (g) if an overseas contract officer is required, in writing, by the PS/P to resume duty in the Islands before the expiration of his leave his salary on his renewed contract shall start from the date he resumes duty and if his contract includes a gratuity, his salary will attract the gratuity also.

9. PART TIME. Staff employed on a part time basis shall be paid as follows :-

- (a) if they are employed on an hourly basis assess the hourly rate in accordance with para 21.(3).
- (b) if the officer is employed on a daily basis multiply the hourly rate by the hours worked in the day. The average hours worked in any one month is 163.13 by which the monthly rate must be divided to get the hourly rate.
- (c) if an officer is employed on a month to month basis divide the annual rate of pay by 12 to get the monthly rate;
- (d) these methods of assessment will also apply to the calculation of acting and duty allowances.

10. CHANGE ADVICES. Any change in the status or posting of an officer which is likely to affect the payment of salaries or allowances or change the accounting allocation should be notified to the Chief Accountant and the Personnel Division on the appropriate source document. See appendix 2, hereof.

11. START SALARIES. Officers whose posts are graded on fixed rates of pay will receive the fixed rate of pay in accordance with para 8.

12. SUPER SCALE. There is no incremental progression in the super-scale. Offices in the super-scale can be graded only at one of the following levels S1, S3, S4, S6, S8, S12, and S 15, other points are for differential purposes only and are inviolable. No post shall be graded in the super scale which purports to move automatically between two or more levels on a scale.

13. START SALARIES - INCREMENTAL SCALES Start salaries on incremental scales shall be assessed as follows:-

(a) The start salaries of clerical officers and equivalent points in the Tech Scale shall be as follows:-

ANNUAL SALARY	MONTHLY SALARY	AGE	QUALIFICATIONS
7008	(584)	16	
7272	(606)	17	"0"s 1
7548	(629)	18	
7824	(652)	19	"0"s 2
8124	(677)	20	"0"s 3
8424	(702)	21	"0"s 3 +1 6th Form
8748	(729)	22	"0"s 4
9072	(756)	23	"0"s 4 + 1 6th Form or 5 "0"s
9420	(785)	24	"0"s 5 or more + 1 6th Form
9768	(814)	25	
10140	(845)	26	"0"s 5 or more taken at one sitting.

- (i) the minimum qualification to the Clerical Grades is 11 years full-time education with one year in the fifth form.
- (ii) new entrants will enter the scale strictly against the age entry points or the qualification entry points depending on which is the more advantageous to the recruit.
- (iii) the base point of the scale is related to new entrants who are 18 years of age or below with no G.C.E.'s or other Certificates but the entry would be highly selective at interview.
- (iv) Officers on re appointment with previous Cayman Islands Government Service will receive one increment for each year of service above their age / qualification entry point subject to the maximum of the scale.

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- (v) In special cases when a clerk of considerable maturity is appointed the PS/P may fix a start salary on the base point of C 4 scale. There is no higher entry point in this scale.
- (b) (i) C.S.E. passes at Grade I are equal to "0" level passes for purposes of assessing qualifications.
- (ii) General Certificate of Education at Ordinary levels will be accepted if at Grades A, B or C with the exception that in the subjects of domestic science, music, art, or religious knowledge only two subjects will be acceptable for salary assessment purposes or where x number of GCE "0" level passes are stated unless the subject is relevant to the post.
- (c) The qualification entry points are for school leavers. For the purposes of entry to the clerical scale a diploma from the Triple "C" School shall be treated as the equivalent of 3 "0" level passes. More mature officers may enter by being awarded increments for experience but their experience must be relevant.
- (d) The start salary of a teacher shall be assessed with reference to qualification, experience on a one-for-one basis, and grade in accordance with the Burnham system up to a maximum of 12 increments.
- (e) The start salary of officers in other grades will be fixed with reference to their previous experience appropriate to the post to which they are being appointed and the level of pay of serving officers. An officer would have to have considerable superiority in qualification and age if he is to be paid higher than the highest serving officer in the same cadre.
14. INCREMENTS. For description of 'increment' see definitions in Chapter 1.
15. INCREMENTAL DATE. An officer's incremental date following first appointment shall be the anniversary of the first day of the month in which he commenced duty if before the sixteenth day of the month and the anniversary of the first day of the month following that in which he commenced duty if on or after the sixteenth day of the month.
16. SALARIES An officer appointed substantively on promotion to a vacant post which is graded on a fixed salary shall receive that salary with effect from the date of promotion. (See para 8).
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17. SALARIES ON PROMOTION. An officer promoted to a post on an incremental scale shall have his new salary and incremental date determined as follows:-
- (a) If, on promotion, his old salary is less than the minimum of his new scale he shall be paid the minimum salary and the date of his promotion shall be his new incremental date.
 - (b) If, on promotion, the officer's old salary is above the minimum of his new scale, he shall enter that scale at the point immediately above his old salary, and shall be awarded a further increment and he will retain his previous incremental date PROVIDED that he receives at least two increments thereby. If not he will be awarded one additional increment.
18. PAYMENT OF INCREMENTS. The Chief Accountant shall pay increments on the date they fall due unless advised to the contrary by the Officer's Head of Department. In any case where a Head of Department considers that an increment should not be granted, he shall take action to have the increment withheld in accordance with PSC Reg No 48.
19. ADVANCES OF SALARY. The Financial Secretary may authorise an advance of salary for urgent personal reasons where the circumstances of serious illness or other unforeseen domestic calamity has occurred but advances may be granted on other grounds where the applicant can show that he could not reasonably have been expected to make prior provision for the purpose for which he requires the advance. Applications should be made initially to the PS/P through Heads of Departments who must indicate when forwarding the application whether or not they support it. The Financial Secretary shall lay down the terms under which the advance shall be paid.
20. ADVANCES FOR LEAVE When an officer is going on leave the Chief Accountant may pay the officer's leave salary in advance in respect of any leave period.
21. OVERTIME.
- (1) No overtime payments may be made to any officer until that officer has worked 40 hours in a five day week.
 - (2) Overtime payments will not as a rule be paid to any officer whose salary is in excess of \$16116.
 - (3) Overtime payments are calculated on the basis of an officer's annual salary reduced to an hourly rate as follows:-

$$\frac{261 \times 7.5}{12} = 163.13 \text{ average hours worked pm}$$
- Divide monthly rate by 163 to get hourly rate.
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- (4) Heads of Departments and administrative officers should ensure that officers in their departments are required to work overtime only in exceptional circumstances. Whenever possible the officer should be given time off in lieu.
22. TERMINAL BENEFITS. Pension benefits and/or gratuity are payable to an officer in accordance with the Pensions Law (Cap 121)(see Chap 11 below), or the terms of his contract whichever is applicable in the particular case.
23. FORFEITURE OF TERMINAL BENEFITS An officer who is dismissed the Service may lose any eligibility he may have had for terminal benefits under his particular terms of employment.
24. INTERDICTION An officer who is interdicted from the performance of his duties, when his contract ends, will not be paid gratuity until the criminal or disciplinary proceedings are completed and the Governor can consider if the officer's service has been satisfactory for the purposes of awarding a gratuity.
25. ADVANCE PAYMENTS. The Financial Secretary may approve the payment of an allowance not greater than the estimated pension to an officer on retirement, where his pension, though due, cannot, for any reason, be paid from the date of retirement.
26. COMMUTED GRATUITY. Where an officer on retirement has opted for a gratuity and reduced pension the Financial Secretary may approve an advance against the commuted pension gratuity on such conditions as may be specified by the Financial Secretary in his discretion.
27. APPLICATION FOR TERMINAL BENEFITS. Applications for pensions or gratuities shall be submitted on form P 12
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SUPER SCALE

SEG	POINT	1986 ANNUAL SALARY	1987 ANNUAL SALARY	1987 MONTHLY SALARY	REMARKS
1	1	\$33,384	\$35,032	\$2,921	Senior Assistant Secretaries
1	2	\$34,320	\$36,036	\$3,003	Differential (not to be used)
1	3	\$35,268	\$37,032	\$3,086	Heads of Divisions
1	4	\$36,252	\$38,064	\$3,172	Heads of Small Departments
1	5	\$37,260	\$39,120	\$3,260	Differential (not to be used)
1	6	\$38,304	\$40,224	\$3,352	Heads of Large Departments
1	7	\$39,372	\$41,340	\$3,445	Differential (not to be used)
1	8	\$40,464	\$42,492	\$3,541	Principal Secretaries
1	9	\$41,592	\$43,668	\$3,639	Differential (not to be used)
1	10	\$42,756	\$44,892	\$3,741	Differential (not to be used)
1	11	\$43,944	\$46,140	\$3,845	Differential (not to be used)
1	12	\$45,120	\$47,376	\$3,948	Official Members EXCO
1	13	\$46,440	\$48,768	\$4,064	Differential (not to be used)
1	14	\$47,724	\$50,112	\$4,176	Differential (not to be used)
1	15	\$49,056	\$51,504	\$4,292	First Official Member (FS)

 ADMINISTRATIVE AND PROFESSIONAL SCALE

SEG	POINT	1986 ANNUAL SALARY	1987 ANNUAL SALARY	1987 MONTHLY SALARY
1	1	\$17,472	\$18,348	\$1,529
1	2	\$18,120	\$19,032	\$1,586
1	3	\$18,780	\$19,716	\$1,643
1	4	\$19,464	\$20,436	\$1,703
1	5	\$20,184	\$21,192	\$1,766
2	1	\$20,916	\$21,972	\$1,831
2	2	\$21,696	\$22,776	\$1,898
2	3	\$22,488	\$23,616	\$1,968
2	4	\$23,316	\$24,480	\$2,040
3	1	\$24,180	\$25,392	\$2,116
3	2	\$25,056	\$26,304	\$2,192
3	3	\$25,980	\$27,276	\$2,273
3	4	\$26,940	\$28,284	\$2,357
4	1	\$27,924	\$29,316	\$2,443
4	2	\$28,944	\$30,396	\$2,533
4	3	\$30,012	\$31,512	\$2,626
4	4	\$31,116	\$32,676	\$2,723
5	1	\$32,256	\$33,864	\$2,822 Medical extension for
5	2	\$33,444	\$35,112	\$2,926 Senior Medical
5	3	\$35,268	\$37,032	\$3,086 Officers

 'P' SCALE

SEG	POINT	1986 ANNUAL SALARY	1987 ANNUAL SALARY	1987 MONTHLY SALARY
1	1	\$10,848	\$11,388	\$949
1	2	\$11,280	\$11,844	\$987
1	3	\$11,748	\$12,336	\$1,028
1	4	\$12,216	\$12,828	\$1,069
1	5	\$12,720	\$13,356	\$1,113
1	6	\$13,224	\$13,884	\$1,157
1	7	\$13,764	\$14,448	\$1,204
2	1	\$14,328	\$15,048	\$1,254
2	2	\$14,904	\$15,648	\$1,304
2	3	\$15,504	\$16,284	\$1,357
2	4	\$16,140	\$16,944	\$1,412
2	5	\$16,788	\$17,628	\$1,469
2	6	\$17,472	\$18,348	\$1,529
2	7	\$18,180	\$19,092	\$1,591
3	1	\$18,912	\$19,860	\$1,655
3	2	\$19,680	\$20,664	\$1,722
3	3	\$20,472	\$21,492	\$1,791
3	4	\$21,300	\$22,368	\$1,864
4	1	\$22,164	\$23,268	\$1,939
4	2	\$23,064	\$24,216	\$2,018
4	3	\$24,972	\$26,220	\$2,185
5	1	\$25,980	\$27,276	\$2,273
5	2	\$27,036	\$28,392	\$2,366
6	1	\$28,128	\$29,532	\$2,461
6	2	\$29,268	\$30,732	\$2,561

 CLERICAL SCALE

SEG	POINT	1986 ANNUAL SALARY	1987 ANNUAL SALARY	1987 MONTHLY SALARY	AGE	QUALIFICATIONS
1	1	\$7,008	\$7,356	\$613	18	(or less)
1	2	\$7,272	\$7,632	\$636	19	1 '0's
1	3	\$7,548	\$7,920	\$660	20	
1	4	\$7,824	\$8,220	\$685	21	2 '0's
2	1	\$8,124	\$8,532	\$711	22	3 '0's
2	2	\$8,424	\$8,844	\$737	23	3 '0's & 1yr 6th Form
2	3	\$8,748	\$9,180	\$765	24	4 '0's
2	4	\$9,072	\$9,528	\$794	25	(4 '0's & 1yr 6th Form) or 5 '0's
3	1	\$9,420	\$9,888	\$824	26	(5 or more '0's & 1yr 6th Form)
3	2	\$9,768	\$10,260	\$855		
3	3	\$10,140	\$10,644	\$887		
3	4	\$10,512	\$11,040	\$920		
4	1	\$10,908	\$11,448	\$954		
4	2	\$11,328	\$11,892	\$991		
4	3	\$11,748	\$12,336	\$1,028		
4	4	\$12,180	\$12,792	\$1,066		

 EXECUTIVE SCALE

1	1	\$12,552	\$13,176	\$1,098		
1	2	\$12,900	\$13,548	\$1,129		
1	3	\$13,260	\$13,920	\$1,160		
1	4	\$13,620	\$14,304	\$1,192		
2	1	\$13,992	\$14,688	\$1,224		
2	2	\$14,376	\$15,096	\$1,258		
2	3	\$14,856	\$15,600	\$1,300		
2	4	\$15,348	\$16,116	\$1,343		
3	1	\$15,852	\$16,644	\$1,387		
3	2	\$16,380	\$17,196	\$1,433		
3	3	\$16,920	\$17,772	\$1,481		
3	4	\$17,472	\$18,348	\$1,529		
4	1	\$18,048	\$18,948	\$1,579		
4	2	\$18,636	\$19,572	\$1,631		
4	3	\$19,344	\$20,316	\$1,693		

NURSING SCALE

SEG	POINT	1986 ANNUAL SALARY	1987 ANNUAL SALARY	1987 MONTHLY SALARY	REMARKS
1	1	\$11,280	\$11,844	\$987	Practical Nurse
1	2	\$11,652	\$12,240	\$1,020	
1	3	\$12,024	\$12,624	\$1,052	Practical Nurse/Midwife
1	4	\$12,420	\$13,044	\$1,087	
1	5	\$12,828	\$13,464	\$1,122	
1	6	\$13,248	\$13,908	\$1,159	
2	1	\$13,680	\$14,364	\$1,197	
2	2	\$14,124	\$14,832	\$1,236	
2	3	\$14,580	\$15,312	\$1,276	Limit of Practical Nurse
2	4	\$15,060	\$15,816	\$1,318	
2	5	\$15,552	\$16,332	\$1,361	Limit of Practical Nurse/Midwife
3	1	\$16,056	\$16,860	\$1,405	Senior Nurse
3	2	\$16,572	\$17,400	\$1,450	Senior Nurse/Midwife (*)
3	3	\$17,112	\$17,964	\$1,497	
3	4	\$17,676	\$18,564	\$1,547	
4	1	\$18,252	\$19,164	\$1,597	Limit of Senior Nurse
4	2	\$18,852	\$19,800	\$1,650	
4	3	\$19,464	\$20,436	\$1,703	Limit of Senior Nurse/Midwife
4	4	\$20,100	\$21,108	\$1,759	
5	1	\$20,748	\$21,780	\$1,815	Nursing Supervisor (*)
5	2	\$21,420	\$22,488	\$1,874	Nurse Anaesthetist
5	3	\$22,128	\$23,232	\$1,936	Public Health Nursing Supervisor
5	4	\$22,848	\$23,988	\$1,999	
6	1	\$23,592	\$24,768	\$2,064	Chief Nursing Officer
6	2	\$24,360	\$25,584	\$2,132	
6	3	\$25,152	\$26,412	\$2,201	
6	4	\$25,980	\$27,276	\$2,273	

(*) All cadres enter at the base point of the scale.

TECHNICAL SCALE

SEG	POINT	1986 ANNUAL SALARY	1987 ANNUAL SALARY	1987 MONTHLY SALARY	REMARKS
1	1	\$7,008	\$7,356	\$613	
1	2	\$7,272	\$7,632	\$636	
1	3	\$7,560	\$7,944	\$662	
1	4	\$7,848	\$8,244	\$687	
2	1	\$8,148	\$8,556	\$713	
2	2	\$8,460	\$8,880	\$740	
2	3	\$8,784	\$9,228	\$769	
2	4	\$9,120	\$9,576	\$798	
3	1	\$9,468	\$9,936	\$828	
3	2	\$9,828	\$10,320	\$860	
3	3	\$10,212	\$10,728	\$894	
3	4	\$10,596	\$11,124	\$927	
4	1	\$11,004	\$11,556	\$963	
4	2	\$11,424	\$12,000	\$1,000	
4	3	\$11,868	\$12,456	\$1,038	
4	4	\$12,324	\$12,936	\$1,078	
5	1	\$12,792	\$13,428	\$1,119	
5	2	\$13,284	\$13,944	\$1,162	
5	3	\$13,788	\$14,472	\$1,206	
5	4	\$14,316	\$15,036	\$1,253	
6	1	\$14,868	\$15,612	\$1,301	
6	2	\$15,432	\$16,200	\$1,350	
6	3	\$16,032	\$16,836	\$1,403	
6	4	\$16,644	\$17,472	\$1,456	
7	1	\$17,280	\$18,144	\$1,512	
7	2	\$17,952	\$18,852	\$1,571	
7	3	\$18,636	\$19,572	\$1,631	
7	4	\$19,344	\$20,316	\$1,693	
8	1	\$20,088	\$21,096	\$1,758	
8	2	\$20,856	\$21,900	\$1,825	
8	3	\$21,660	\$22,740	\$1,895	
8	4	\$22,500	\$23,628	\$1,969	
8	5	\$23,352	\$24,516	\$2,043	
9	1	\$24,420	\$25,644	\$2,137	
9	2	\$25,176	\$26,436	\$2,203	
9	3	\$26,136	\$27,444	\$2,287	
9	4	\$27,144	\$28,500	\$2,375	

TEACHERS SCALE

SEG	POINT	1986 ANNUAL SALARY	1987 ANNUAL SALARY	1987 MONTHLY SALARY
0	1	\$7,008	\$7,356	\$613
0	2	\$7368	\$7,740	\$645
0	3	\$7,764	\$8,148	\$679
0	4	\$8,172	\$8,580	\$715
0	5	\$8,604	\$9,036	\$753
0	6	\$9,048	\$9,504	\$792
0	7	\$9,528	\$10,008	\$834
0	8	\$10,032	\$10,536	\$878
0	9	\$10,560	\$11,088	\$924
0	10	\$11,112	\$11,664	\$972
0	11	\$11,700	\$12,288	\$1,024
0	12	\$12,312	\$12,924	\$1,077
0	13	\$12,960	\$13,608	\$1,134
0	14	\$13,644	\$14,328	\$1,194
0	15	\$14,040	\$14,748	\$1,229
0	16	\$14,460	\$15,180	\$1,265
0	17	\$14,880	\$15,624	\$1,302
0	18	\$15,324	\$16,092	\$1,341
1	1	\$13,644	\$14,328	\$1,194
1	2	\$14,040	\$14,748	\$1,229
1	3	\$14,460	\$15,180	\$1,265
1	4	\$14,880	\$15,624	\$1,302
1	5	\$15,324	\$16,092	\$1,341
1	6	\$15,768	\$16,560	\$1,380
1	7	\$16,236	\$17,052	\$1,421
1	8	\$16,716	\$17,556	\$1,463
1	9	\$17,208	\$18,072	\$1,506
1	10	\$17,700	\$18,588	\$1,549
1	11	\$18,228	\$19,140	\$1,595
1	12	\$18,756	\$19,692	\$1,641
1	13	\$19,308	\$20,268	\$1,689
1	14	\$19,872	\$20,868	\$1,739
1	15	\$20,460	\$21,480	\$1,790
1	16	\$21,060	\$22,116	\$1,843
1	17	\$21,672	\$22,752	\$1,896
1	18	\$22,320	\$23,436	\$1,953
2	1	\$15,324	\$16,092	\$1,341
2	2	\$15,768	\$16,560	\$1,380
2	3	\$16,236	\$17,052	\$1,421
2	4	\$16,716	\$17,556	\$1,463
2	5	\$17,208	\$18,072	\$1,506
2	6	\$17,700	\$18,588	\$1,549
2	7	\$18,228	\$19,140	\$1,595
2	8	\$18,756	\$19,692	\$1,641
2	9	\$19,308	\$20,268	\$1,689

TEACHERS SCALE

SEG	POINT	1986 ANNUAL SALARY	1987 ANNUAL SALARY	1987 MONTHLY SALARY
2	10	\$19,872	\$20,868	\$1,739
2	11	\$20,460	\$21,480	\$1,790
2	12	\$21,060	\$22,116	\$1,843
2	13	\$21,672	\$22,752	\$1,896
2	14	\$22,320	\$23,436	\$1,953
3	1	\$17,208	\$18,072	\$1,506
3	2	\$17,700	\$18,588	\$1,549
3	3	\$18,228	\$19,140	\$1,595
3	4	\$18,756	\$19,692	\$1,641
3	5	\$19,308	\$20,268	\$1,689
3	6	\$19,872	\$20,868	\$1,739
3	7	\$20,460	\$21,480	\$1,790
3	8	\$21,060	\$22,116	\$1,843
3	9	\$21,672	\$22,752	\$1,896
3	10	\$22,320	\$23,436	\$1,953
3	11	\$22,968	\$24,120	\$2,010
3	12	\$23,640	\$24,828	\$2,069
3	13	\$24,336	\$25,548	\$2,129
4	1	\$19,872	\$20,868	\$1,739
4	2	\$20,460	\$21,480	\$1,790
4	3	\$21,060	\$22,116	\$1,843
4	4	\$21,672	\$22,752	\$1,896
4	5	\$22,320	\$23,436	\$1,953
4	6	\$22,968	\$24,120	\$2,010
4	7	\$23,640	\$24,828	\$2,069
4	8	\$24,336	\$25,548	\$2,129
4	9	\$25,044	\$26,292	\$2,191
4	10	\$25,788	\$27,072	\$2,256
4	11	\$26,532	\$27,864	\$2,322
5	1	\$24,336	\$25,548	\$2,129
5	2	\$25,044	\$26,292	\$2,191
5	3	\$25,788	\$27,072	\$2,256
5	4	\$26,532	\$27,864	\$2,322
5	5	\$27,312	\$28,680	\$2,390
5	6	\$28,116	\$29,520	\$2,460
5	7	\$28,994	\$30,444	\$2,537
6	1	\$25,788	\$27,072	\$2,256
6	2	\$26,532	\$27,864	\$2,322
6	3	\$27,312	\$28,680	\$2,390
6	4	\$28,116	\$29,520	\$2,460
6	5	\$28,994	\$30,444	\$2,537
6	6	\$30,012	\$31,512	\$2,626
6	7	\$31,116	\$32,676	\$2,723

USHER SCALE

SEG	POINT	1986 ANNUAL SALARY	1987 ANNUAL SALARY	1987 MONTHLY SALARY	REMARKS
1	1	\$8,892	\$9,336	\$778	
1	2	\$9,252	\$9,720	\$810	
1	3	\$9,624	\$10,104	\$842	
1	4	\$10,020	\$10,524	\$877	
1	5	\$10,428	\$10,944	\$912	
1	6	\$10,848	\$11,388	\$949	
1	7	\$11,280	\$11,844	\$987	
1	8	\$11,748	\$12,336	\$1,028	
1	9	\$12,216	\$12,828	\$1,069	

LEAVE

1. LEAVE IS NOT OF RIGHT. The grant of any kind of leave of absence under these General Orders is a privilege and not a right.
2. NATURE OF LEAVE. All leave of absence is by way of grant and is not earned by time albeit time and salary are used for categorisation and pro rata calculations in cases where a full year's service is not completed. It follows that the grant may be withdrawn at any time if, for example, an officer is dismissed the service or leaves without giving due notice.
3. SERVICE CONVENIENCE. All leave is subject to the convenience of the Service and will be granted by Heads of Departments at their discretion bearing in mind the public interest. See para 16 below.
4. RECORDS. Heads of Departments are responsible for seeing that any absence from duty for whatever reason is recorded on the official leave record card (P 39) of all officers within their Departments, which records shall be kept up to date, together and be available for inspection by the Auditor General or the PS/P on request. In the case of annual-leave and maternity leave, the form must be completed and signed before leave starts, in the case of absence through sickness the day the officer is first absent must be recorded on that day and the date he resumes must be recorded on that day.
5. AUTHORISATION . Heads of Departments are the proper authorities to approve leave for officers over whom their authority extends. They may delegate this authority to approve leave provided:
 - (a) they do so in writing;
 - (b) that no officer shall have authority to approve his own leave;
 - (c) that no officer shall have authority to approve leave for an officer senior to himself;
 - (d) that delegation shall not be made to any officer below the grade of Higher Executive Officer;
 - (e) the card is signed by both the authorizing officer and at the end of the year by the Head of Department.
6. LEAVE RATES. Leave shall be taken at the rate shown in para 10 below at the rates applicable at the commencement of the leave. The smallest unit of leave which may be taken at one time is one-half of a day and for this purpose the day will split at 12.45 p.m. or mid-shift if the officer is on shifts, with no lunch hour permitted.

7. LEAVE PAY IN ADVANCE. An officer may be paid leave salary in advance.
8. DELAY IN RESUMPTION. An officer must report for duty on the next working day following the last day of his leave. Failure to return is unauthorised absence and pay should be stopped by the Head of Department until the officer resumes duty.
9. UNAUTHORISED ABSENCE. An officer absent from duty without leave will as well as losing pay for the day's absence be subject to disciplinary action where necessary. (see PSC R.52).
10. VACATION LEAVE. All officers, except teachers, may be granted leave by their Heads of Departments for the number of working days assessed by reference to their salary and service in accordance with the Table below:

CATEGORY	SALARY \$ CI	QUALIFYING YEARS OF SERVICE	
		1 to 7	over 7 years
		Annual rates. w.d.	Annual rates. w.d.
1.	10500 and below	10	15
2.	10501 to 24150	15	20
3.	24151 and above	20	25

PROVIDED that the Governor may in his discretion and in exceptional cases permit previous Cayman Government service and colonial experience prior to appointment with the Government to count towards qualifying years of service for additional leave. PROVIDED ALSO that an officer serving on TEMPORARY TERMS is not eligible for leave until he/she has completed six months' service.

POLICE OFFICERS' LEAVE (See Police Regulations)

CONSTABLE	25 Calendar days
SERGEANT	29 Calendar days
ASST/INSPECTOR	33 Calendar days
CHIEF INSPECTOR (and above)	37 Calendar days

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11. WEEKENDS AND PUBLIC HOLIDAYS. For the purposes of this General Order, Saturdays, Sundays, and public holidays shall not count as working days whether the officer works a five or a six day week.
 12. CHANGE OF CATEGORY. Where an officer's salary changes from one category to another during the course of a year, he may be granted the number of working days proportionate to the number of months served in each category. Fractions of a day shall count as a full day.
 13. PRO RATA CALCULATIONS. An officer on first appointment or on leaving the Service shall in the calendar year his service begins or ends be eligible for annual leave pro rata to the completed months served in his first or last calendar year of service.
PROVIDED that the officer has given proper notice of his resignation from the Service.
 14. NO ACCUMULATIONS. Subject to alternative provisions in a written contracts and save for 5 days the annual leave grant shall be taken during the course of the calendar year to which it relates. 5 days may be carried forward to the following leave period.
 15. DEFERMENT OF LEAVE. The PS/P on recommendation of a Head of Department, shall, in exceptional circumstances and subject to paragraph 3 above approve applications for deferment of leave to the next leave year only where an officer has cogent private reasons for wishing to be absent for a period longer than his normal grant of annual leave or it is in the public interest that a public officer does not take his full vacation leave in the year in which it is earned.
 16. LEAVE ROSTERS. Heads of Departments are responsible for ensuring that leave rosters are arranged early in the year in accordance with the operational needs of the Department, so that at no time, except in schools, is more than a quarter of the staff away at the same time.
 17. INSTITUTIONAL LEAVE. Public Officers who work in schools or other institutions which as part of their annual programme go into holiday recess shall not be eligible for annual leave but will take school holidays subject always to the Chief Education Officer, having regard to the public interest, requiring officers to stay as required after school closes or to return before it re-opens in order to complete closing or opening formalities. A temporary teacher will be paid for any school holiday following the terms which he has worked provided he worked a full term otherwise he will not be entitled to be paid for any part of the school holiday save that in order to receive full pay for the long vacation at the end of the academic year a teacher must have worked continuously throughout the preceding academic year.
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18. SPECIAL LEAVE. A Caymanian officer who is selected to represent the Islands as a manager or member of a sporting team or a cultural body at national level at a national meeting may be granted special leave with pay.

The authority for such leave will rest with a Committee consisting of:

Financial Secretary (or nominee) Chairman
PS/HEBS (or nominee)
PS/P

and the authorisation will be recorded in Minutes of the Meeting of the Committee.

19. LEAVE IN THE PUBLIC INTEREST. The Governor may at any time require a public officer to go on leave on full pay in the public interest for such period as he deems necessary.

20. LEAVE WITHOUT PAY. The PS/P may approve leave without pay for any officer where the officer can show cogent reasons for it and there are no Departmental objections. Before applying for leave without pay officers should consider well the implications of it which are:-

- (a) leave without pay is 'qualifying service' for pension purposes but not pensionable service (R.16 Schedule Cap 121); and
- (b) it is not increment earning and therefore does not count towards seniority;
- (c) it includes weekends and public holidays which fall therein.

21. LEAVE IN ADVANCE. The PS/P may approve leave being brought forward from an immediately succeeding year provided -

- (a) the officer requesting leave has good personal reasons for requesting it;
- (b) the officer is on pensionable terms or in the first year of a two year contract and there is no reason to believe that the contract will not run until full term;
- (c) there is no Departmental objection and the public service will not be inconvenienced thereby;
- (d) the officer has not enough leave left in the current leave year to meet his requirement.

This paragraph will not apply to temporary appointments in any circumstances.

22. PART TIME TEMPORARY STAFF. Part time temporary staff who work regularly 3 or 4 days a week, shall on completion of six months continuous service be eligible for annual leave in accordance with the following formula -

$$\frac{n \times l}{5} = d$$

where: n = the number of days worked per week
 l = annual leave entitlement for the appropriate grade when on full time employment ; see para 10
 d = days leave

23. HALF-DAY WORKING. An officer working half days only must work six half days per week in aggregate 22 1/2 hours to qualify for leave under this regulation.

24. ABSENCE BECAUSE OF SICKNESS.

- (a) Sick leave is granted only in respect of personal illness or injury that is not caused by the officer's misconduct or negligence .
- (b) Heads of Departments may grant P.P.E., Contract and Temporary officers ten working days sick leave during a calendar year on submission of a medical certificate, except a Head of Department may at his discretion, waive the requirement for a certificate for any absence of up to three working days, provided that a maximum of five working days paid sick leave without a medical certificate may be allowed in each year.
- (c) In the case of a pensionable officer, when the ten days have been expended and a medical officer has recommended further absence, any days absent shall be deducted from the annual leave entitlement. Where this has been exhausted and the officer is still sick, he may on prior submission to the PS/P of a medical certificate by a Government Medical Officer, be granted extended sick leave for the period stated in the Certificate, which shall not exceed 25 calendar weeks.
- (d) At the end of such certified sickness or earlier if the PS/P so decides, a Medical Board shall be convened on the request of the PS/P consisting of at least two Government Medical Officers, to advise whether the officer will eventually be fit to resume duty. If the Board advises that he will eventually be fit to resume duty, the PS/P may authorise up to a further 27 weeks absence, if necessary, but on half pay.

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- (e) If at any time a Medical Board states that, by reason for infirmity of body or mind, an officer is unable to exercise the duties and functions of his office, the PS/P on receipt of the Report shall inform the Governor who may retire the officer on medical grounds under Section 6 (1) (V) of the Pensions Law (Cap 121)
- (f) Officers on contract terms of service should (subject to the sickness clauses in their contracts) be treated in the same way as PPE officers, save that their maximum extended sick leave shall be ninety days. Their appointments will be terminated if they are unfit to resume duty at the end of that period.
- (g) Temporary staff shall be treated in the same way as pensionable officers, save that the maximum extended sick leave shall be 45 days. Thereafter, the officer's appointment shall be terminated if he is not fit to resume duty at the end of that period.
- (h) If any officer returns from duty following a period of extended sick leave lasting 45 days or more, any further sickness within 3 years of the date on which the original period of absence started shall not, when added to previous absences, exceed the entitlement permitted in sub-para (d) above.
- (i) If any pensionable, contract or temporary officers fails to produce a certificate, he will be placed on no-pay leave. The Chief Accountant must be notified at once by the Head of Department to withhold salary for the period concerned and disciplinary action may be taken in appropriate cases. The PS/P should be notified of the date the officer resumes duty.
- (j) It follows from Cap 18.3 (d) that absence for maternity reasons will be treated on sick leave. Also see para 36 following.
- (k) All absences are to be recorded. Any absence from duty for whatever reason will be recorded on the leave card or when master personal files go into the computer on the data base. But if the head of the department has reason to believe that an officer was not really sick his absence shall count against his annual leave; or if his leave has been expended then his absence will be without pay.
- (l) In the event of an officer being injured in the execution of his duty (the incident not being due to his own negligence) and for medical reasons on the certificate of a Government Medical Officer, he is absent from duty, no part of his absence from duty sick shall count against his annual leave entitlement and the sick leave rule at (b) above shall not apply.
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26. MEDICAL CERTIFICATES. See para 32.
27. PENSIONABLE OFFICERS EXTENDED SICK LEAVE. At the end of 25 weeks of certified sickness in accordance with para 24 above, a medical board shall be convened on the request of the PS/P consisting of at least two Government Medical Officers who shall advise if the officer will eventually be fit to resume duty. If the board advises that he will eventually be fit to resume duty the PS/P shall authorise up to a further 27 weeks absence, if necessary, but on half pay.
28. UNUSED.
29. CONTRACT OFFICERS. An officer on contract terms of service shall be treated in accordance with the terms of the sickness clause of his contract.
30. CONTRACT ILL HEALTH CLAUSE. In administering the ill health clause in an officer's contract the PS/P shall take note of any medical report which may be received from a Government medical board to the effect that the officer's earned terminal leave will be insufficient for treatment and or convalescence and in addition to any leave which may have been granted under para 29 above and approve an extension of leave up to 90 working days on full pay as may be advised by the medical board. Thereafter the officer's appointment shall be terminated.
31. TEMPORARY STAFF ILLNESS. Officers on temporary terms shall be treated similarly to pensionable officers save that for 25 weeks absence sick substitute 45 working days and if they are not fit to resume duty then their appointments should be terminated in accordance with the termination clause thereof.
32. MEDICAL CERTIFICATES. As a rule no medical certificate is required to be produced in the absence of an officer from duty sick up to three consecutive working days, but a medical certificate may at any time be required by a HDD if he is not satisfied that an officer really was ill. After three days absence sick a medical certificate of a registered medical practitioner is necessary in every instance and after 14 days absence sick the certificate must be sent by a Government medical officer or a Government medical board to the HDD who will copy it to the PS/P.
33. NEGLIGENCE. Absence from duty whether through injury or illness will not be condoned if it is caused by the officer's own negligence or misconduct. It will be without pay. (But see para 20).
34. LIMITATION. If an officer returns to duty following a period of absence sick which has extended to 45 days any further sickness within three years of the date on which the original period of absence started shall not, when added to previous absences
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exceed the entitlement permitted under paras 24, 27 and 29 above.

35. SICKNESS ON LEAVE. Officers falling sick on leave shall inform the HOD in writing with a medical certificate when he shall discount the days of sickness as far as annual leave is concerned but this would apply only to sickness in excess of three days when the medical certificate is necessary. The PS/P should be informed by the HOD.
36. RESUMPTION OF DUTY. When a Medical officer certifies that a woman officer is fit to resume duty following absence for maternity reasons and that it will not be detrimental either to the child's health or the Mother's health the PS/P shall on receipt of such certificate permit the officer to resume duty even if it is a shorter period than three months.
37. COMPASSIONATE LEAVE may be granted up to 10 working days with pay at the discretion of the PS/P to any officer when death or serious illness occurs in his immediate family. "Immediate family" for the purposes of this GO means spouse, own child, the officer's father or mother.
PROVIDED that in other cases the PS/P has discretion to grant such compassionate leave as he may think fit but not in excess of 10 working days.

ALLOWANCES

1. NATURE OF ALLOWANCES. Allowances are payments made by Government in addition to salaries. They are not, unless specifically stated, taken into account for the calculation of pensions or gratuities. They fall broadly in two classes -
 - (1) reimbursements for expenses incurred and paid by officers in the carrying out of their duties;
 - (2) payment of expenses of officers in carrying out their duties.
 2. ALLOWANCES NOT OF RIGHT. Allowances are payable by way of grant by Government and not of right. It follows that Government is not obliged to pay or reimburse expenses if the PS/P considers they are unreasonable or if the officer in incurring them exceeds the limits laid down in these GOs.
 3. ACTING APPOINTMENTS. An acting appointment is made by the Governor after considering the advice of the Public Service Commission under PSC Reg. 23 and is the only authority for the payment of an acting allowance;
Provided the minimum salary for the post in which the officer has been appointed to act is not less than \$CI 13176 per annum.
 4. EFFECTIVE DATE OF ALLOWANCE. An acting appointment is made under one of the following circumstances -
 - (1) when the substantive holder of the higher office is absent from his post for some reason, leave, illness, or on a course but will subsequently return to it.
 - (2) when a post becomes vacant either because the substantive holder has relinquished it or it is a newly created post and an officer is appointed to act in the post.
 5. In a case of:
 - (a) category (1) the allowance will be paid with effect from the 00.01 hours on the date following that on which the substantive holder leaves his office irrespective of whether that day is a Saturday Sunday or Public Holiday.
 - (b) category (2) the allowance is paid from the date the officer assumes acting duty in the higher office.
Provided that:-
 - (1) the officer acts continuously for 20 working days or more; once the officer has acted in the office for 20 days the whole of the acting period attracts the allowance;
 - (2) the officer is not absent from duty in the higher post for any reason for more than 10 successive days
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during the acting period. The absence of an officer from the Islands on duties connected with his acting appointment shall not justify the suspension of the acting allowance.

- (3) that no other officer is subsequently appointed to act in the same post.
- (4) the acting appointment shall cease at midnight on the day before that on which a substantive officer assumes or resumes office irrespective of whether that day is a Saturday, Sunday or Public Holiday.
- (5) the 20 day rule shall not apply in respect of the following posts which have statutory emergency duties. The allowance is payable from the date the officer starts to act -
 - The Governor
 - Chief Justice
 - Financial Secretary
 - Attorney General
 - Administrative Secretary
 - District Commissioner
 - Commissioner of Police
 - Chief Medical Officer
 - Puisne Judge
 - Director of Civil Aviation
 - Chief Fire Officer
 - Director of Prisons
 - Magistrate

(PC 6/1985)

5. CALCULATION OF ACTING ALLOWANCES. The allowance shall be equal to the difference between the salary of the acting officer in his substantive post and the salary he would have received had he been promoted to the post in which he is acting; Provided that the additional sum received shall not be less than \$75 per month nor more than \$500 per month.
6. DUTY ALLOWANCE. When an officer is required to undertake duties substantially in excess of those of his substantive office or substantially more onerous than those of his substantive office in circumstances in which an acting allowance is not payable a duty allowance shall be paid. A duty allowance may not exceed a sum equal to 75% of an acting allowance payable under para 5 above and subject thereto the PS/P shall fix the amount of the allowances taking into account the circumstances of each individual case. Unlike an acting allowance the duty allowance cannot start on a Saturday Sunday or Public Holiday or end on one of those days.
7. OVERTIME. See Chap 4 para 21.

8. STAND-BY AND CALL-OUT. Officers whose duties require them to stand-by in case of emergency and also make them subject to call out in normal off duty hours shall be handled under (1) and (2) above, in respect of periods when they are called out.
9. OTHER ALLOWANCES. Other allowances listed in the schedule hereto may be approved by Heads of Departments to officers performing the defined duties.
10. ENTERTAINMENT ALLOWANCES at fixed rates shall be paid to the following:-

	\$CI per year
(1) Financial Secretary	600
(2) Chief Justice	600
(3) Attorney General	600
(4) Administrative Secretary	600
(5) District Commissioner	600

NOTE - these allowances are paid to the substantive officers during leave periods and other periods of absence. Officers acting will receive the allowance during acting periods in accordance with para 11 below.

11. ENTERTAINMENT ALLOWANCES OTHER OFFICERS Any other officer who, with the prior approval of the Financial Secretary, entertains in his official capacity, may make a claim to the Financial Secretary for reimbursement of the cost of the entertainment. Requests for reimbursement must be accompanied by a guest list.
12. TRAVELLING ALLOWANCE. When an officer travels on duty it will be at the Government's expense. He shall travel by air or surface when appropriate at the discretion of his Head of Department.
13. TRANSFER BETWEEN ISLANDS. When an officer is transferred between posts within the different Islands he/she shall be entitled to transportation for himself/herself and his/her family, his/her personal effects, his/her motor car and up to \$75 for incidental expenses.
14. MODE OF TRAVEL. When commercial airlines operate the duty travel of an officer and his family will normally be by air by the cheapest route and class but transport of personal effects and motor cars will normally be by surface routes. If for any reason it is necessary to vary this procedure the prior approval of the PS/P must be sought.
15. MILEAGE ALLOWANCE. An officer shall not receive an allowance for the official use of personal transport if Government transport is provided.

16. PERSONAL TRANSPORT. Personal transport may be used by an officer for official purposes with the prior approval of his Head of Department. An officer using his private vehicle on official duty shall be entitled to claim mileage allowance up to 4800 miles per calendar year at the rate of 32 cents per mile on Grand Cayman and at the rate of 35 cents per mile on Cayman Brac and Little Cayman. Claims for mileage shall be submitted on the official vehicle log books and by the first working day in the month following that in which the journeys were undertaken; Provided the officer does not receive the motorcar upkeep allowance.

17. COMMUTED MILEAGE ALLOWANCE may be paid under the following circumstances:-

- (1) an officer must not be receiving a motor car upkeep allowance ;
- (2) an officer's job must be such that it requires his regular daily use of his private vehicle on multiple journeys for official business ;
- (3) when, and only when the officer is on duty and not when he is absent for duty for any reason.

The allowance shall be calculated with reference to the average of three consecutive months' logged mileage on official duty.

18. MOTOR CAR UPKEEP ALLOWANCE. An annual motor car upkeep allowance of \$900 shall be paid to officers listed in Appendix 2 to this Chapter of General Orders. It is payable in monthly instalments in arrear.

19. MILEAGE ALLOWANCE cannot as a rule be claimed for journeys between the officer's home and his office or place of work. Provided always that if a Head of Department requires an officer not receiving motor car upkeep allowance to report back for duty outside normal working hours or if he is working shifts, he is required to report back to duty outside his normal shift period the officer may claim mileage in respect of the journey to and from his home. Claims must be countersigned by the officer's Head of Department.

20. SUBSISTENCE ALLOWANCE. An officer shall be paid subsistence allowance when he travels on duty in the Islands and it would not be reasonable to return to his normal base for meals:-

- (1) by road - when an officer is travelling in circumstances where he is required to provide his own meals, he shall be paid the following amounts provided the cost of meals is not included in a hotel bill -

Full day	-	\$40 CI
Breakfast	-	\$10 CI
Lunch	-	\$10 CI
Dinner	-	\$20 CI

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- (2) by sea or air - subsistence is normally provided within the fare but when this is not the case any reasonable additional expenses may be reimbursed on submission of bills;
- (3) when accommodated in hotels the actual cost (excluding bar expenses) shall be reimbursed on submission of receipted bills - alternatively the Hotel may be prepared to present the account direct to the appropriate Government Department for payment.

21. OVERSEAS SUBSISTENCE ALLOWANCE. Provided that an officer is not the guest of any overseas Government, Institution, or other Body the Government will pay his subsistence as follows:

- (a) full cost of hotel accommodation and food but not bar expenses;
- (b) for Principal Secretaries, Heads of Departments and Deputy Heads of Departments \$CI 40 per day for the first 7 days, \$25 per day thereafter;
- (c) all other officers for all days \$25 per day (the per diem allowance under (b) and (c) above is to cover all incidental expenses such as taxi fares, airport taxes, hire cars, telephones and the like.)

For the purposes of this GO "deputy head of department" means any officer whose post is graded in the superscale who is not designated a head of department by the First Schedule to the Public Service Commission Regulations 1985 or holds one of the following offices -

- (1) Deputy Port Superintendent
- (2) Deputy Director of Social Services
- (3) Deputy Director of Broadcasting
- (4) Deputy Director of Tourism
- (5) Deputy Postmaster General
- (6) Deputy Registrar of Companies
- (8) Deputy Director of Prisons
- (9) Deputy Chief Fire Officer
- (10) Deputy Chief Immigration Officer
- (11) Deputy Collector of Customs
- (12) Deputy Director of Civil Aviation.
- (6) Deputy Registrar of Companies
- (7) Deputy Director of Prisons
- (8) Deputy Chief Fire Officer
- (9) Deputy Chief Immigration Officer
- (10) Deputy Collector of Customs
- (11) Deputy Director of Civil Aviation.
- (12) Deputy Commissioner of Police

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22. MEDICAL OFFICERS - EXTRA DUTY ALLOWANCE. Government medical officers who are subject to on-call and call-out duty shall not receive overtime in respect of this duty but shall receive an allowance of \$CI 100 per month. Officers who on 1st January 1984 were in receipt of an allowance in accordance with Appendix 6.3 shall retain the allowance personal to holder and will also receive the extra duty allowance stated in this paragraph. Otherwise one allowance will abate the other.
23. UNIFORM ALLOWANCE. Officers in the Customs Department, Immigration, Public Works, Civil Aviation, Fire Service, Emergency Medical Technicians, officers in the Ambulance Service, Tourism, Lands and Surveys Department, Mosquito Research, and those employed in reception desks in departments shall be issued with uniform or protective clothing as the case may be at the discretion of their Heads of Departments provided that the cost in respect of each officer shall not exceed \$200.
24. NURSES UNIFORM ALLOWANCE. The Matron and Nurses of the Personal Health Services Department shall receive a uniform allowance of \$CI 14 per month.
25. POLICE ALLOWANCES. The special allowances for the Police Force with effect from 1st January 1984 are as stated in Appendix 2 of this chapter of General Orders. These allowances are statutory but at the time of drafting the statute has yet to be amended.
26. FIRE SERVICE ALLOWANCES Firemen are entitled to the following allowances:
- (1) a laundry allowance of \$15 per month
 - (2) EMT allowance of two increments in the scale from the date of the examination which they pass. These two increments will extend above the top of the P 1 scale but the Sub-officer will have no extension above the top of the P 2 scale as the increments phase out at that point. However a sub-officer promoted from whatever point he is on in the Fireman Grade would enter the promotion scale P2 at the third point. The award is not made to Station Officers and grades above.

EXPATRIATE OFFICERS.

26. BAGGAGE ALLOWANCES. An expatriate officer shall be entitled to baggage allowances for the transport of his used personal effects, by the most direct route between his residence in the country from which he is recruited
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and his place of duty in the Cayman Islands on first appointment and on termination of his appointment as follows -

- (a) freight charges on surface baggage on 120 cubic feet;
- (b) for incidental expenses including crating and insurance up to CI\$320
- (c) excess accompanied air baggage - 10 kgs per adult and 5kgs for each child.

CAR UPKEEP ALLOWANCE: Administrative Secretary
Attorney General
Auditor General
Auditor
Chief Accountant
Chief Agricultural Officer
Chief Fire Officer
Chief Education Officer
Chief Engineer
Chief Environmental Health Officer
Chief Immigration Officer
Chief Medical Officer
Chief Surveyor
Civil Engineer
Collector of Customs
Crown Counsel p/h
Dental Officer
Deputy Chief Education Officer
Deputy Commissioner of Police
Deputy Director of Social Services
Deputy Financial Secretary
Director of Broadcasting
Director of Civil Aviation
Director of Planning
Director of Prisons
Director of Tourism
Education Officer
Executive Engineer
Environmental Health Officers
Financial Secretary
Government Statistician
Hospital Administrator
Judge
Legal Draftsman p/h
Magistrate p/h
Medical Officers p/h
Medical Officer of Health
Manager AIDB and Housing Corporation.
Manager Computer Services
Personnel Adviser
Peripatetic Teachers
Police Senior Superintendents
Police Superintendents
Postmaster General
Principal Secretaries
Probation and Welfare Officer
Registrar General p/h
Registrar of Lands
Senior Assistant Secretaries
Social Worker
Sports Director
Youth and Community Officers

POLICE SPECIAL ALLOWANCES

1. TYPE	2. RANKS	3. RATE (per annum)
Uniform Allowance	Gazetted Officers	\$240-\$180
	Non-Gazetted officers	2 Uniforms
House Allowance	Married officers	\$2400
Laundry Allowance	Below Inspector	\$60
CID Plain Clothes	CID/SB	\$144
Car-upkeep allowance	Gazetted officers	\$600
Detective Allowance	CID/SB	\$240
Specialist Allowance	Photograph	\$240
	Dog Handler etc.	

PERSONAL HEALTH SERVICES DEPARTMENT (MEDICAL OFFICERS)

In lieu of Private Practice Allowance CI\$83.33 (per month)
(From APPENDIX 6A of 1977 Government Regulations)

STAFF RELATIONS

1. STAFF RELATIONS. As already stated in Chapter 3 manpower is Government's largest asset and its largest single item of annual expenditure. Therefore, not only has Government high regard for the training and efficiency of the Civil Service but it considers that good and cordial relationships between itself and its employees essential to maintain high morale and motivation.
 2. THE CIVIL SERVANTS ASSOCIATION. Towards the achievement of the objective of para 1 the Government has recognised the Civil Servants Association as the link body between itself and its Civil Servants and other employees.
 3. CONSTITUTION AND OBJECTIVES OF THE ASSOCIATION. The Civil Servants' Association is a body of persons employed in the Cayman Islands Government Public Service, identified by paid up membership to the Association, it is multinational and operates under its own procedural rules.
 4. OBJECTIVES. The objectives of the Association are:-
 - (1) to further good and cordial relationships with the Government administration.
 - (2) to bargain with Government on general conditions of Service including salaries;
 - (3) to make representations to Government on behalf of any individual member who feels aggrieved for any reason in connection with his employment and has failed to obtain relief Departmentally.
 - (4) to promote social intercourse between Members for the general well-being of the Association as a whole and individual members.
 5. ORGANISATION. The Association is presided over by a Council with the President at its head, elected democratically in the Annual General Meeting of Members.
 6. RESPONSIBILITY FOR CONDITIONS OF SERVICE. The Secretary of State has authorised the Governor to prescribe salaries and conditions of Service for the Public Service. He therefore meets the Council of the Association once every quarter when matters of mutual interest are discussed with a view to arriving at conclusions.
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7. THE FINANCIAL SECRETARY. As Head of the Civil Service the Financial Secretary uses the Association as the channel through which Government tests its employment policy and any changes contemplated. He is in a special relationship with the Association as he speaks for the Service in the Legislative Assembly and he may be in frequent discussion with the President of the Association on controversial matters which arise in the House about the Civil Service. From time to time he will discuss important matters of principle with the President and keep the President informed of Civil Service issues under discussion in Government. In all this the Financial Secretary takes the President into confidence as some of the issues may be at EXCO level.
 8. CIRCULARS. amending General Orders and introducing new policy will go out first to the Association and then publicly.
 9. MEETINGS IN OFFICE HOURS. Council Meetings of the Association may be held in office hours as such duties are considered an important part of official duties.
SUBJECT of course to the normal requirements of the Service to the public.
 10. OFFICERS TO JOIN THE ASSOCIATION. In order to get the benefits which are afforded to officers by the Government recognising the Association, Officers must be excepted to join the Association. The subscription is an authorised deduction from pay.

LEGAL ADVICE

1. THE PRINCIPAL LEGAL ADVISER to the Government is the Attorney General. The office from which he works is called the Attorney General's Chambers and these are located in the Government Administration Building. The Attorney General also carries out the functions of the the Director of Public Prosecutions, is the Second Official Member the Legislative Assembly, and a member of the Executive Council.
2. REFERENCE TO THE ATTORNEY GENERAL. Except in those cases where the daily routine work of a department requires correspondence with private legal practitioners, as for example the Lands and Surveys Department, no officer may enter into official correspondence with a private legal practitioner upon any matter without first seeking the advice of the Attorney General. Copies of all letters received from private legal practitioners must be sent to the Attorney General on receipt and no replies must be sent without first clearing them with the Attorney General. In appropriate cases the Attorney General will, himself, correspond direct with a private legal practitioner but whether he does or not is at his discretion. No officer may issue any official correspondence or any other document which he considers might have legal repercussions without first consulting the Attorney General.
3. LEGAL ADVICE Requests for advice on civil, criminal, (except Police) or official matters shall be submitted in the form of a separate type-written memorandum to:-

The Hon. Attorney General
Attorney General's Chambers
P.O. Box 907
GRAND CAYMAN.

4. FORM OF REQUEST. Matters on which opinion is sought should take the form of either:-
 - (a) a draft for advice or comment; or
 - (b) a succinct statement on the points on which advice is sought.

When advice is sought on a draft, a copy of the document must be submitted for retention on the relevant file in the Legal Department. Where advice is sought regarding correspondence, copies of all the relevant documents should be sent. All requests for advice should be accompanied by the relevant Departmental file or files.

5. VERBAL LEGAL ADVICE. It is important that the position with regard to advice verbally given whether it be on the telephone or in direct speech, should be fully understood. No responsibility is taken by any Legal Officer for any such
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advice . If the officer receiving such advice wishes to act upon it without risk to himself, he must first confirm in writing his request for an opinion and receive in similar form, confirmation of the advice given.

6. ADVICE OVER THE TELEPHONE. The practice whereby legal advice is sought over telephone is greatly to be deprecated. Normally such advice will not be given by legal officers but individual legal officers are empowered to relax this ruling in their discretion where the matter seems to them to be extremely urgent or of a relatively uncomplicated nature.
 7. QUOTING ADVICE. When quoting legal advice received from the General's Chambers the form of wording should be "I am advised that", "Government is advised that", or "My instructions are" The terms of advice or instructions should be set out as nearly as possible in the terms in which they were conveyed but without using quotation marks or quoting the source of the advice.
 8. STATUTORY AUTHORITIES. Requests for legal advice in connection with the affairs of a statutory body must be channelled through the responsible Government portfolio.
 9. Requests for legal opinions should be made only by officers of Principal Secretary or Head of Department status. All matters that involve Government in a legal decision or are likely to have legal implications should be referred to the Attorney General particularly:-
 - (1) Contracts
 - (2) Agreements, leases and conveyances
 - (3) Tender Notices
 - (4) Public Notices
 - (5) Drafting of Rules, Regulations, Declarations Decisions or Bye Laws.
 - (6) Claims
 - (7) Communications from legal practitioners inviting a decision
 - (8) Cancellation or renewal of permits
 - (9) Imposition of maximum penalties
 - (10) Licences other than those of standard issue
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- (11) Prosecutions other than Police prosecutions
 - (12) Complaints by the public which may have legal repercussions
 - (13) Interpretation
 - (14) Staff disciplinary cases where charges are to be drafted
 - (15) Any other matters on which legal advice is sought.
10. ADVICE TO THE POLICE. There is a special procedure laid down and is available from Police Headquarters relating to advice to the Police on criminal cases.
 11. INTERVIEWS with Legal Officers in Chambers without prior appointment are not encouraged as they interfere with the legal work. At times an interview can have advantages but it should not be attempted without prior appointment.
 12. NEW LEGISLATION. When new legislation is to be promoted or existing legislation amended the procedure is laid down in the Guide to the Operations of the Executive Council. This is a restricted document and is in the hands of EXCO Members and Principal Secretaries only.
 13. GENERAL PRINCIPLES. The procedure is that a preliminary paper should be prepared by the Principal Secretary for his Member setting out briefly the objects of the Legislation. It is not until EXCO has agreed in principle to the Legislation that drafting instructions may be given to the Attorney General.

ALL PRINCIPAL SECRETARIES IN PORTFOLIOS OTHER THAN THAT OF THE PORTFOLIO IN WHICH THE LEGISLATION ORIGINATES AND LIKELY TO BE AFFECTED DIRECTLY OR INDIRECTLY BY THE LEGISLATION SHOULD BE CONSULTED AT PRELIMINARY PAPER STAGE.

CHAPTER 7

CONDUCT OF PUBLIC OFFICERS

1. DUTY OF A PUBLIC OFFICER.

- (1) a public officer shall discharge the usual duties of the office to which he is appointed and any other appropriate duties which his Head of Department or the Governor may, at any time, call upon the officer to discharge;
- (2) in the discharge of his duties, an officer shall be courteous and polite both to members of the public and to civil service colleagues. The important thing about "civil servants" is that they are "civil";
- (3) any act of a public officer that is considered to be likely to bring the public service into disrepute is, in itself, grounds for disciplinary action, and the officer's Head of Department should consult the PS/P immediately to decide what action should be taken;
- (4) as a condition of employment in public service a candidate must be prepared to take a medical examination by a Government medical officer prior to an offer being made. Subsequent to appointment an officer must be prepared at any time to submit to any medical examination which a Government medical officer may deem necessary on the request of the officer's Head of Department or the Financial Secretary;
- (5) an officer must as a condition of employment be prepared to work anywhere in the Islands.

2. (1) HOURS OF WORK. The normal working hours of public officers, with certain exceptions stated below, are thirty-seven and one-half hours (exclusive of luncheon periods) in each week of five days save that a Head of Department may require any or all of the staff of his Department to work temporarily longer hours than those prescribed whenever the public interest demands;
- (2) LUNCH HOUR. Lunch hour may be taken at any time between 12 noon and 2 p.m. SAVE where offices must remain open to the public throughout this period a Head of Department may prescribe the hour to be taken by individual officers in order that the public desks may be manned throughout. Lunch may be taken outside this period only with the consent of the Head of Department.
- (3) an officer may be required by his Head of Department to work on any public holiday but in such cases the officer will, whenever possible, be compensated by being given

time off in lieu unless he receives overtime payment for the duty.

- (4) an officer whose responsibilities include the direct supervision of group employees is required to work the same hours as the employees he is supervising.
- (5) The hours of work of of any Department shall be those prescribed by the Head of Department in each case from time to time.

3. ABSENCE FROM DUTY.

- (1) Absence from duty without leave is a serious disciplinary offence and for such cases procedure is laid down in PSC R. 52. An officer may not absent himself from duty during working hours without the permission of the Head of his/her Department or such other officer as may be deputed by the Head of Department to give such permission. An officer who absents himself from duty without permission, except in the case of illness or other unavoidable circumstances shall render himself liable to disciplinary action.
- (2) PUNCTUALITY. An officer is expected to attend punctually at the official time the office opens, to be absent only for the one hour break at lunch and not without the permission of his supervisor leave the office before official closing time. For the purposes of discipline unpunctuality is inefficiency. (PSC reg. 48).

4. LEAVING THE ISLANDS. A Principal Secretary and a Head of Department may not leave the Islands without permission from the Financial Secretary in the case of the former and the Principal Secretary of the appropriate portfolio in the case of the latter. Failure to comply with this paragraph is a serious disciplinary offence.

5. ATTENDANCE REGISTER. Every officer shall sign his name in the attendance register kept in the department for this purpose and insert the time of arrival and departure from duty in the mornings and evenings. The Head of Department shall examine the register everyday or depute some other officer to do so, so that he is aware of habitual or frequent unpunctuality or absenteeism on the part of any officer. These registers will be subject to Audit inspection. (see para 4 above).

6. PRIVATE ASSETS AND INTERESTS. Subject to the following and except in the case of an officer employed part time, an officer's whole time is at the disposal of Government if necessary - it follows therefore that:-

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- (a) an officer may not engage in any private gainful activity whatsoever without the express permission of the Governor in the case of officers receiving salaries of \$13176 per annum and above and Heads of Departments in respect of officers drawing salaries below \$13176. Approval must be in writing and copied to the PS/P. Any authority given to undertake paid employment under this general order shall automatically lapse one year from the date on which the authority was signed;
- (b) an officer may be called upon at any time to undertake without additional remuneration official duties in the Public Interest. In particular senior officers will be expected to work longer than official hours when the public interest so requires;
- (c) subject to sub-paragraph (d) of this Order an officer may not at any time engage in any activity which might -
- (1) bring his office or the Government into disrepute;
 - (2) conflict with his official duties in any way;
 - (3) place him or give the appearance of placing him in a position to use his official appointment for his private benefit;
 - (4) make him unavailable for reasonable out of hour duties or official commitments;
- (d) an officer, who is of the opinion that any private activity upon which he is engaged or in which he has a private pecuniary interest is likely to offend against the provisions of sub-paragraph (c) of this Order, must declare it to the Governor and either discontinue the activity as long as the prevailing circumstances continue or to comply with such conditions or restrictions as the Governor after due enquiry may consider necessary;
- (e) within a period of thirty days after his first appointment to a public office, and thereafter on acquisition of any further assets, an officer shall disclose in writing to the Governor particulars of any investment or shareholding which he possesses in any Company carrying on business in the Cayman Islands and also of any direct or indirect interest which he has in any profession, commercial, agricultural or industrial undertaking in the Cayman Islands;
- (f) an officer may not, without written permission of the Governor, invest in or acquire shares in any Company carrying on business in the Cayman Islands or acquire any direct interest in any professional, commercial, agricultural, or industrial undertaking in the Cayman Islands;
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- (g) whenever the Governor thinks that an officer's performance of his duties is likely to be influenced by the fact he he owns shares or investments in any Company or he has a direct interest in any private enterprise the Governor may require the officer to dispose of his interest in such private enterprise . If the officer fails to do so within a specified period, the Governor may transfer the officer to a post in which his private interest and public duty do not conflict or in extreme cases require the officer to resign his office.
- (h) The Governor may at any time call upon any officer to disclose his full assets and if the Governor in his absolute discretion is not satisfied that the assets disclosed are compatible with the officer's income as a Civil Servant he may call upon the officer to show how he acquired the assets. Failure to give the required information or failure to show satisfactorily how he acquired the assets is a disciplinary offence the maximum penalty for which is dismissal.
- (i) No officer shall use, for his personal gain, any information which comes to his knowledge in the course of his official duties. Duties should be so arranged in a Department that an officer doing those duties does not handle information that gives the him any personal advantage whatsoever either in the office or privately. Customs Officers and Immigration Officers should not , for example, process the papers of relatives they should whenever possible pass them to other Officers who are unrelated and on duty.

7. PRIVATE. An officer is required to report to the Governor through the PS/P or in the case of the PS/P his Head of Department any gainful interests of his spouse as a principal in his/ her own account . Where it is considered by the Governor that the interests of the spouse in this connection conflict , or are likely to conflict, or may seem to conflict, with the efficiency and faithful performance of the officer's duties the Governor may direct the transfer of the officer to other duties where such conflict, real or apparent, does not exist, unless his/her spouse has in the meantime divested himself/herself of such interests.

8. WORK FOR PUBLIC BOARDS AND COMMITTEES.

- (1) officers are not permitted to undertake work for public or private boards or committees without previously obtaining the written consent of the Governor;
- (2) no officer in the full time employment of Government will be eligible to receive any fee or other emoluments whatsoever whether in cash or in kind in respect of his membership of, or service to, a public or private board or committee.

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9. PRIVATE EMPLOYMENT WHILE ON DUTY. No officer may accept any paid employment while on leave without obtaining the express sanction of the Governor or his Head of Department as the case may be (see para 7 (a) above), which will not normally be withheld when an officer is on retirement leave.
10. PUBLIC PETITIONS. No officer shall sign or procure signatures to any public petition to the Government which may require executive action or which relates to any action or proposals of the Government of the Islands or of any other Government.
11. THE MEDIA. No officer, whether he is on duty or leave of absence shall -
- (1) act as editor of any newspaper, magazine, periodical, or newsheet or take part directly or indirectly with the management thereof; or
 - (2) contribute to, whether anonymously or otherwise, or publish in any newspaper, magazine periodical, news sheet or otherwise, or publish or cause to be published in any such publication in any manner, in the Islands, or elsewhere, anything which may reasonably be regarded as of a political or public administrative nature; or
 - (3) allow himself to be interviewed on questions of public policy or on any matter of a political or administrative nature or on any matters affecting the administration or the security of any state or territory; or
 - (4) speak in public or broadcast in any way on matters which may reasonably be regarded as of a political or administrative nature

PROVIDED THAT

- (a) the provisions of this Order shall not apply to an officer acting in pursuance of his official duties and with the prior permission of the Governor and
 - (b) that statements for publication of factual and technical information may be made by Principal Secretaries, Heads of Departments and other senior officers with the prior permission of the Governor.
12. PROTECTION OF OFFICIAL DOCUMENTS No officer may, without the written approval of the Governor communicate to the press or otherwise make public or communicate to unauthorised individuals, any documents, papers or information which may come into his possession in his official capacity or make private copies of any such documents or papers. Every officer is required to exercise due care and diligence to prevent unauthorised access to or disclosures of such documents and information.
- Attention is drawn to Government Security Regulations a copy of which is in the possession of every Head of Department.
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13. PUBLICATION OF BOOKS AND ARTICLES. Nothing in the preceding two GOs shall be deemed to prevent an officer from publishing in his own name, by writing, speech, or broadcast matters other than those which may reasonably be regarded as of a political or public administrative nature. Provided that if the publication is a book, article or other work the subject of which is connected with the officer's official duties or those of other officers, the prior permission of the Governor is obtained. This shall be obtained by the submission of the draft document through the officer's Head of Department and through the PS/P.
14. PUBLIC MEETINGS. No officer may call a public meeting to consider any action or policy of the Government or actively take part in such a meeting.
15. IMPROPER INFLUENCE. No officer may seek to influence any Member of the Legislature, the Public Service Commission, or any other person as a means of bringing his services to official notice especially in connection with appointments, renewal of contracts, leave, postings, transfers, discipline, promotions, or any condition of service, or as a means of furthering his interests in the Government service in any way. The employment of such methods will not be to the advantage of the person concerned and may have the opposite effect, as such conduct is grounds of disciplinary action.
16. OFFICIAL CHANNELS OF COMMUNICATION
- (1) No officer may correspond or communicate directly or indirectly with any officer of an Overseas Government without his Head of Department first being informed and if the Head of Department requires, text must be submitted first.
 - (2) OFFICIAL CHANNELS OF COMMUNICATION in the Service are through an officer's immediate superior to his Head of Department, to the Principal Secretary of the appropriate portfolio. On personnel matters from Heads of Department to the Principal Secretary (Personnel).
 - (3) Elected Members of Executive Council and other members of the Legislature will, from time to time, visit Government units sometimes accompanied by Principal Secretaries or Heads of Departments or both or neither. If the Head of Department is not present then the official head of the unit should report the visit as soon afterwards as possible to his Head of Department giving as briefly as possible an account of the visit. If the visiting politician or Principal Secretary wishes any information to be sent in as a result of the visit it shall be compiled and forwarded through the officer's Member/PS to the Head of Department. There should be no direct contact by units of Government with Portfolios
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except through the Head of Department. If an officer ignores this procedure he shall be deemed to be in breach of GO 16.

17. POLITICAL ACTIVITIES. Officers are expressly forbidden to participate actively on behalf of any party or candidate in any election to the Legislature. They are expressly forbidden to act as agents, sub-agents or canvassers at elections of this nature.

18. ACCEPTANCE OF GIFTS

(1) Public Officers are prohibited from receiving valuable presents (other than ordinary gifts from personal friends) whether in the shape of money, goods, passages, subsidised passages or services or other personal benefits, and from giving such presents. This rule applies not only to officers themselves but also to their families. It does not apply to remuneration for special services rendered and paid for with the consent of the Governor;

(2) a present given to an officer by an officer or representative of a foreign Government or a member of a recognised organisation in the Cayman Islands either official or unofficial which cannot be refused without giving offence, may be accepted but the fact and the circumstances must at once be reported to the Governor and the recipient shall abide by the instructions which may be given by the Governor about the disposal of the gift.

19. LEGAL PROCEEDINGS No steps may be taken by public officers to institute civil proceedings in any Court in connection with matters arising out of the discharge of their public duties or against any public officer for anything done in the performance of his duty, unless and until the sanction of the Governor, after seeking the advice of the Attorney General, has been obtained.

20. LEGAL PROCEEDINGS AGAINST OFFICERS.

(1) subject to the provisions of this proceedings. Order, the Government will, unless otherwise against advised by the Attorney General in any officers. Particular case, accept responsibility for the defence of officers against whom legal proceedings are threatened or instituted in respect of acts done or liabilities incurred in the execution of their duty;

(2) where any such legal proceedings are threatened or instituted, the fact thereof shall be reported forthwith to the Attorney General and no legal or other expenses shall be incurred by the officer against whom the proceedings have been threatened or instituted or other steps taken in

connection with any such proceedings until the directions of the Attorney General have been received by the officer:

- (3) Government will also accept responsibility for the prosecution of a legal case on behalf of an officer if the officer has been defamed or otherwise injured by any person as a result of carrying out his official duties.

21. PECUNIARY EMBARRASSMENT. Public officers are required to be prudent in the conduct of their private financial affairs. Serious pecuniary embarrassment arising out of the officer's financial imprudence may be regarded as impairing his efficiency thus affecting his claim to promotion or increments. In an aggravated case of this description the officer concerned will be liable to disciplinary proceedings with a view to his dismissal and the onus will rest upon him to show that the circumstances do not justify the imposition of the full penalty of dismissal. A officer who is publicly sued for debt and against whom, after an order of payment has been made, a judgement summons is issued, will be regarded, in the absence of a reasonable explanation of his failure to pay the debt as coming within the scope of this GO. The Clerk of the Court shall furnish to the S/PSC a copy of any Court Order against an officer within 7 days of it being issued.
22. BANKRUPTCY. In the event of an officer filing a petition in bankruptcy or of bankruptcy proceedings being taken against him, or of his entering into a composition with his creditors under the Bankruptcy Law, or of any other serious financial embarrassment on his part, the officer shall immediately notify his Head of Department who will report the fact to the Secretary to the PSC. Whenever bankruptcy proceedings are entered against a public officer the Clerk of the Court shall forthwith report the matter to the S/PSC giving particulars of the officer's indebtedness. On conclusion of the examination the Clerk of the Court shall report to the S/PSC showing whether or not the officer's difficulties were occasioned by (a) imprudence or extravagance or (b) unavoidable misfortune or other extenuating circumstances.
23. No officer shall borrow at interest from or make any loan at interest to any public officer or borrow from or lend money to any public officer in return for payment of a larger sum or any other valuable consideration whatsoever or shall act as an intermediary between any public officer and a money lender or shall take part in collecting debts on behalf of a person lending money.
24. GOVERNMENT PROPERTY. No officer shall put to private use any Government property. Particularly this applies to telephone calls, stationery, office machinery, and equipment. It is a very serious disciplinary offence to use OHMS envelopes to send private letters which by evasion of postage is a conversion of public funds.
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25. MISCONDUCT. An officer will be liable for disciplinary action for:-

- (a) general misconduct whether in public or on duty to the prejudice of discipline in the Service; or
- (b) misconduct prejudicial to the proper administration of Government business;
- (c) contravention of specific orders and regulations or
- (d) if his conduct or mode of dress is not commensurate with his position as a public officer.

26. CRIMINAL COURT PROCEEDINGS. Whenever the Police bring criminal proceedings against a public officer in the Courts:-

- (a) the officer must report the matter to his Head of Department immediately notifying him what the charge is and when the hearing is to be held;
- (b) the Clerk of the Court is required to notify the Secretary of the Public Service Commission with a copy to the HOD as soon as possible after the case has been heard what the charge was, whether the officer was found guilty or not and, if guilty, what sentence was passed. A copy of the Court proceedings and the judgement should be sent.
- (c) the officer is required to inform his Head of Department when the case has been heard what the judgement was and the Head of Department shall take action under PSC Reg. 49 without delay. If within two weeks of the case being heard (and if the officer is found guilty) proceedings in the Commission are not filed in accordance with PSC Reg. No 49 the Secretary to the Commission shall inform the Chairman and the Commission shall advise the Governor what if any action it considers necessary.
- (d) This para shall apply to offences under Sections 61, 64 and 65 of the Traffic Law.

27. STRIKES. Public officers who withdraw their labour violate the terms of their employment and render themselves liable to instant dismissal.

28. CERTIFICATES OF SERVICE .See Chapter 2 para 56.

29. VALEDICTORY LETTERS Valedictory Letters may be sent by the Governor or the Financial Secretary to public officers who retire after long (20 years or more) and valuable public service .

CHAPTER 10

HOUSING

1. NATURE OF TENANCY. Any public officer who occupies a quarter either owned by Government or rented by Government does so as a 'tenant at will'. It follows that if Government requires the officer to vacate the quarter he must do so as soon as reasonably possible after the request. It is also a condition of tenancy that the officer agrees to any proportion of the rent due from him or any surcharge as a result of his occupancy of the quarter being deducted by Government from his salary or gratuity if any.

2. ENTITLEMENT. The following groups of public officer are entitled to rent subsidy as stated:-
 - (1) a Caymanian officer who is compulsorily transferred within the Islands to an Island not being the officer's Island of domicile;
 - (2) a Caymanian officer resident overseas for seven years or more following his eighteenth birthday prior to recruitment to the public service who is recruited overseas for the public service;
 - (3) an expatriate officer recruited outside the Cayman Islands - or if recruited inside the Islands can show he was visiting only for a period of 6 weeks or less, is normally resident overseas, would have been so resident but for his short stay in the Islands, his departure was imminent and failure to accept local terms would result in overseas recruitment;
 - (4) police and prisons officers not falling within the definition of (3) above.

3. CONDITIONS OF TENANCY. The following are the conditions on which an officer enters into any tenancy of a Government quarter:-
 - (1) quarters, associated buildings and grounds shall be maintained in proper order and the occupant shall permit entry to and inspection of any part of them by authorised officers of the Personal Health Services Department, Public Works Department or Personnel Division during normal working hours;
 - (2) as soon as a tenant is aware of the need for any repairs or maintenance to the fabric, service installation, furniture or equipment he shall report this to the Assistant Controller of Office Services (hereinafter for ease of reference called the Housing Officer)

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- (3) routine redecoration of Government owned quarters will normally be carried out every three years but applications for redecoration may be made to the Housing Officer at other times;
 - (4) tenants shall not carry out any structural alterations to the premises or alterations or modifications of any kind to the electrical, gas or other service installations or the furniture or fixtures without the prior consent of the Housing Officer. In the event of the consent being given any addition to the structure or fittings shall become the property of Government and no compensation will be paid to the tenant on termination of his occupancy;
 - (5) the tenant shall be charged with the cost of repairing any damage to the structure, furniture or fittings which is caused by his negligence or that of his servant or as a result of any breach of the rule contained in the preceding sub-paragraph and also for replacing any losses for which he is responsible;
 - (6) the tenant shall be responsible for the security of the premises and contents and must ensure that the conduct of his family and servants or the keeping of any livestock is not such as to create a nuisance to his neighbours;
 - (7) the tenant shall comply with the requirements of the authority responsible for garbage collection, and pay the appropriate fee for garbage collection.
 - (8) the officer will be responsible where necessary for arranging with appropriate utility companies for the connection of electricity, water or telephone to the quarter, the payment of the deposits, and the payment of the accounts from time to time issued by the utility companies. If an officer uses his own electrical appliances he shall be responsible for ensuring that they are in safe working condition and properly connected by an authorised person. The officer will be responsible for reporting any electrical fault which becomes obvious on any appliance which is installed in a house;
 - (9) where a quarter is provided with a gas cooker or other gas appliances, it shall be the responsibility of the occupant to meet all charges for fuel including the hire of gas cylinders. Where an officer is in doubt about the safety of an installation he should immediately close the outlet valve of the gas cylinder and report the matter to the Housing Officer. No gas cylinder of greater capacity than 20 pounds shall be stored inside a quarter. The outlet valves on all cylinders not in use,
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whether charged or empty, shall be closed and the cylinders stored in a vertical position on level ground. Officers are required to close the gas valve on finally vacating a quarter;

- (10) where an officer is using kerosene operated cooking and other appliances in a quarter they must be lit by using methylated spirits only. It is strictly forbidden to light them with kerosene. Where damage is caused to a quarter through failure to comply with this regulation the tenant will be charged with the full cost of any repairs or redecoration to either the premises or the appliances;
- (11) no officer may sub-let a quarter which has been allocated to him or any part of such quarter or its grounds. This condition applies in all circumstances including a period when an officer retains his quarter during an absence from his home for any reason. An officer may however share a quarter but he will be responsible for the 75% of the rent if the other person sharing the quarter is not a Government house entitled officer and will have to make his own arrangements for reimbursement with the person with whom he shares, about the payment of rent and the cost of utilities. If however the other officer is a Government house entitled officer then 25% of rent will be deducted from each officer's salary monthly.
- (12) furniture shall not be removed from or transferred between quarters, without the consent in writing of the Housing Officer;
- (13) the Housing Officer shall supervise the handing over of quarters on Grand Cayman while on the Lesser Islands such handovers will be supervised by a nominee of the District Commissioner. The officer shall check the inventory of furniture and equipment and inspect the condition of the premises and grounds in the presence of the outgoing and incoming tenants. An officer vacating a quarter is responsible for ensuring that the premises and grounds are left in a clean and tidy condition. In the event of an officer failing to comply with this regulation the Financial Secretary may direct that he be surcharged with any costs of bringing either the building or furniture up to the required standard.
- (14) an officer occupying a Government owned or leased quarter must give at least 1 month's notice both to the Landlord if any and the Assistant Housing Officer if he is changing accommodation or leaving the Islands.

4. RENT. With the exception of officers defined in para 2 (1), (2) and (4) all officers with housing entitlement with effect
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- from 1st January 1984 will pay one-half of the rent stated in Appendix III hereto if they occupy a Government quarter or alternatively one-half of the rent paid by Government for a house in the private sector up to a limit of \$1300 per month gross rent.
5. Police and prisons officers who occupy quarters in barracks or within the precinct of the prison will occupy the quarter free but they may not at the same time receive rent allowance.
 6. A Caymanian officer required by his Head of Department to transfer to an island which is not his island of domicile in the Cayman Islands will for a period of three years from the date of transfer and subject to the agreement of government as to the standard of the house, be paid the whole of his rent by Government.
 7. A Caymanian officer who has been resident overseas for ten years or more prior to recruitment (previous residency is not a requirement) to the public service and who is recruited from overseas shall receive one-half of the rent of his quarter for a period of three years from the date of his assuming duty in the Islands subject to Government approving the accommodation he occupies:
PROVIDED that if the officer occupies his own house he will receive an allowance of \$300 per month for the said period of three years.
 8. ALLOCATION OF GOVERNMENT HOUSES. The authority to allocate Government quarters from the Government's pool of houses vests in the PS/P in his discretion which authority he exercises through the Assistant Housing Officer of the Personnel and Office Services Division. In the event of dispute over the allocation of a Government house the more senior officer's claim will prevail.
 9. TIED HOUSES. Government houses at Portuguese Point shall be tied to the following offices and shall be known as 'tied houses'
 - (1) A Judge of the Grand Court
 - (2) The Attorney General;
 - (3) Commissioner of Police;
 10. REGISTER OF LEASES. The Assistant Housing Officer shall keep a register of all houses leased by Government identifying the house, its owner, the amount of rent being paid, the period for which it is leased, the occupants of the house during the period of the lease.
 11. DEPOSITS. The Government will not pay deposits to owners on houses it leases. So landlords wanting tenants for their houses cannot have Government as a tenant if one of the conditions of the tenancy is that a deposit is paid. This does not prevent a Landlord from requiring a tenant to place a deposit against damage to the furniture or property.
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12. SUB-LETTING. No officer shall sub-let a Government leased house without the prior approval of the PS/P and that approval will not be given if the person to whom the house is to be sub-let is not a public officer.
13. NOTICE. Officer tenants are required to give at least one month's notice AT THE BEGINNING OF A MONTH both to their Landlord and to the Government Housing Officer when they intend to vacate a house. This applies whether an officer is changing accommodation or leaving the Island at the end of service.
14. LETTER OF AUTHORITY. Before occupying a Government owned or leased quarter an officer shall sign Form P 18 authorising the deduction of 50% of the rent from his salary, which form, shall draw his attention to this Housing Chapter of General Orders.
15. LEAVE - HOUSING . When an officer goes on leave he shall be entitled to retain his quarter and the 50% rent arrangement will continue to apply. Hence his leave salary paid in advance shall have rent in respect of his leave period deducted from it before payment . Should an officer not return to duty on the day following that on which his leave ends he will be responsible for the full rent for the period between the date he should have resumed duty and the date he actually resumes duty.
SAVE that this will not apply where an officer's late resumption has been caused by sickness either of himself or his wife or child.
16. STAMP DUTY . The payment of stamp duty on leases is the responsibility of the property owner, i.e. the Landlord. Government does not pay stamp duty in respect of leases on its own houses.
17. HOTEL ACCOMMODATION.
- (1) Government will pay the Hotel bills (excluding any bar expenses or telephone calls local or overseas) of officers for a period of 7 (seven) days on arrival in the Islands on first appointment. On returning from leave and prior to departure on termination of appointment Government will also meet the cost of two days' Hotel bill.
SAVE that if Government is unable to house a officer and his family immediately on arrival it will continue to pay hotel bills until two days after the date on which the officer is officially allocated a quarter.
 - (2) While resident in a Hotel under the provisions of this paragraph an officer, if single, will be required to contribute to the cost 25% of his pay, and an accompanied married officer 40% of his basic salary relating to the whole period.
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18. FIRE CLEARANCE The Housing Officer shall consult with the Chief Fire Officer on the fire safety of any Government owned house or building and see that any Chief Fire Officer recommendations are carried out and that an occupation certificate is issued in respect of the particular house or building before occupation. The Housing Officer will be personally and pecuniarily responsible for any loss which occurs through his not complying with the Chief Fire Officer's recommendations.

RETIREMENT BENEFITS

1. PENSIONS The pensions legislation of the Public Service is an attempt to reconcile two contradictory factors. First the Government wishes to give its pensionable officers as safe a tenure as it can. At the same time the Government is not a mere business; it cannot forget it has a responsibility for the public interest and safety. It must reserve the right to get rid of any public officer for serious disciplinary reasons without compensation if need arises.
 2. For nearly a century Governments in the British tradition in an attempt to reconcile this conflict have administered pensions legislation as if it conferred legally enforceable rights but at the same time have been careful to ensure that the legislation is permissive in form (s.3(1)5(1) Cap 121) and that nothing is done which would confer upon a public officer a right to take legal action to enforce his pension claim.
 3. Since resort to the courts is not admitted the Governor after seeking the advice of the Government's legal adviser and, if necessary, the Secretary of State has the last word if there is a dispute about the interpretation of the legislation. (Recording of precedents is important in these cases.) (S.5 and 10 Cap 121). This method of administering pensions legislation has always worked well.
 4. THE PENSIONS LAW CAP 121. Pensions of public officers are provided for in the Pensions Law Cap 121 the provisions of which supersede anything which is written in General Orders which might be at variance with the law. No attempt is made to summarise the provisions of the law. Reference must be made to the law when pensions questions arise.
 5. CIRCUMSTANCES UNDER WHICH PENSIONS PAYABLE. The circumstances in which a pension may be granted are laid down in sects. 6, 7, and 8 of the Pensions Law (Cap. 121). It is computed in accordance with reg. 4 of the Schedule to the Pensions Law (Cap. 121). It should be noted that the computation is different for those appointed to a pensionable office before the tenth day of July 1980 and those appointed on or after that date.
 6. VESTING. A pension vests provided the officer has completed 10 years full time qualifying service (R.4 Cap.121) -
 - (1) under s.6(1)(i) Cap 121 on the date on which an officer attains 55 years of age.
 - (2) in the case of a non-gazetted police officer on completing twenty years service OR attaining 55 years of age. (Sect.10 (2) Police Law 5/1976)
 - (3) under s.6.(1)(iii) on the date the office is abolished irrespective of age;
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- (4) under s.6.(1)(iv) on the date the officer is compulsorily retired irrespective of age;
- (5) under s.6.(1)(v) on the date the medical certificate is signed by the Medical Board irrespective of age.
- (6) under s.6.(1)(vi) on such date as is prescribed by the Governor in exercise of his discretion under 5.7.
- (7) under s.6.(1)(vi)(a) on the officer attaining the age of 60 years.
7. COMPULSORY RETIREMENT. The compulsory age of retirement is in the case of:
- (1) Non-gazetted police officers 55 years (Sect.20 (1) of the Police Law 5/1976);
- (2) Other officers 60 years. (s.6.(2). Cap 121.)
8. "QUALIFYING SERVICE" and "pensionable service" are defined in reg. 2 of the Schedule to the Pensions Law.
- (1) "qualifying service" means service which may be taken into account in determining whether an officer is eligible by length of service for pension or gratuity under the Law.
- (2) "pensionable service" means service which may be taken into account in computing pension under the Pensions Regulations (Schedule to the Pensions Law Cap 121).
- PROVIDED that the service is full time and without breaks or any breaks have been condoned.
9. LEAVE WITHOUT PAY. While approved leave without pay is "qualifying service" for the purposes of pensions, it is not "pensionable service" and is excluded from the calculation of the amount of pension unless such leave is granted on grounds of public policy - as in the case of no-pay leave for long term training courses - with the approval of the Governor. (Reg 16 Schedule Cap 121)
10. SERVICE IN A NON-PENSIONABLE OFFICE. Non-pensionable service prior to appointment to a pensionable office will normally be allowed to reckon in full for pension subject to it being full time continuous service immediately preceding pensionable service. It is Government policy to inform a pensionable officer in writing soon after he becomes pensionable if any of his pre-pensionable service will be allowed to count for pension. (r. 20 (1) Schedule Cap 121).
11. TERMINAL BENEFITS. Pension benefits are payable to an officer in accordance with the Pensions Law (Cap 121).
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12. FORFEITURE. An officer who has been dismissed from the Service will lose any eligibility he may have had for terminal benefits under the Pensions Law Cap 121 as it makes no provision for benefits in the paid on dismissal for whatever reason.
13. INDERDICTION. An officer who is interdicted from the performance of his duties when his contract ends will not be paid gratuity until the criminal or disciplinary proceedings are completed and the Governor can consider if the officer's service has been satisfactory for the purposes of awarding a gratuity.
14. ADVANCE PAYMENTS. The Financial Secretary may approve the payment of an allowance not greater than the estimated pension to an officer on retirement, where his pension, though due, cannot, for any reason, be paid from the date of retirement.
15. COMMUTED PENSION GRATUITY. Where an officer on retirement has opted for a gratuity and reduced pension the in advance. PS/P with the prior approval of the Financial Secretary may approve an advance against the commuted pension gratuity on such conditions as may be specified by the Financial Secretary in his discretion.
16. APPLICATION TO RETIRE. The same rule applies to retirement as to resignation. An officer cannot retire until he has applied in writing and it has been accepted. Requests to retire must be submitted not less than six months prior to the date on which the officer will cease his duties and must be addressed to the Principal Secretary/Personnel. If disciplinary proceedings are pending against an officer at the time of his application to retire the officer's Head of Department must inform the Principal Secretary/Personnel when forwarding the officer's application.
17. APPLICATION FOR TERMINAL BENEFITS. Applications for pensions, annual allowances or gratuities shall be submitted in the form prescribed in Appendices 3 and 4 hereto.
18. CALCULATION OF PENSIONS The formulae for the calculation of pension where the officer has NOT been promoted within 36 months immediately preceding his retirement is as follows (R. 4 Schedule Cap.121 as amended).

(1) when the officer was first appointed to pensionable office BEFORE 10 July 1980:-

$$\frac{a \times b}{600} = p$$

where:

a = the number of completed months of pensionable service

b = the annual rate of pensionable emoluments at the date of retirement.

p = pension.

(2) where the officer was first appointed to a pensionable office ON or AFTER 10 July 1980 :-

$$\frac{a \times b}{720} = p$$

19. RETIREMENT AFTER PROMOTION . The formulae for the calculation of pension where the officer has been promoted within thirty six months immediately preceding the date of his retirement. (R.19 Schedule, Cap 121)

(1) where the officer was first appointed to pensionable office before 10 July 1980:

$$\frac{a \times (b + b + b)}{600 \times 3} = p$$

where:

a = the number of completed months of pensionable service.

b = the actual pensionable salary earned by the officer for each 12 months (NOT calendar year) immediately preceding his date of retirement for 36 months.

This is known as the averaging principle.

(2) where the officer first entered pensionable office on or after 10 July 1980:

$$\frac{a \times (b + b + b)}{720 \times 3} = p$$

The above calculations are subject to:-

- (a) a non-gazetted police officer, having a contract which includes the provision for a pension; (s.20(4) Police Law 5/1976
- (b) in all other cases the officer being confirmed in a pensionable office. (s.2(1)(a) Pensions Law Cap 121).
- (c) a non-gazetted police officer completed 21 years service OR attaining 55 years of age. (s.20(4) Police Law 5/1976.
- (d) all other officers, having attained the age of 55 years - s.6(1)(i) Pensions Law Cap 121).
- (e) all officers having completed 10 years qualifying service. (R.4 Pensions Law Cap 121)

(f) no officer receiving a pension which exceeds 2/3rds of the highest pensionable emoluments drawn by him at any time in the course of his service in the Islands. (s.9(1) Cap 121).

20. EFFECT OF UPGRADING. The averaging principle will not apply in the case of an officer whose post was upgraded within 36 months immediately prior to the date of retirement and while he held it as this comes within r.19 (a) Schedule to Cap 121.

21. ENHANCED PENSION.

(1) There are three circumstances under which an officer's pension may be increased:-

(a) where than officer's post is abolished while he is holding it s.6.(1)(iii);

(b) if the officer is displaced by reorganisation of the area of the service in which he is working. s.6(10)(iv).

(c) where an officer has to retire because of an injury sustained in the actual discharge of his duty.

The additional pension under (a) and (b) above is at the annual rate of 1/60th (one sixtieth) of his annual pensionable emoluments for each completed period of 3 years' pensionable service. r.23(2)

EXAMPLE: - An officer with 21 (twenty-one) years pensionable service has pensionable emoluments of \$24,000 per annum. On abolition of office he gets additional pension as follows:

$$\frac{7 \times 24000}{60} = \$2,800 \text{ per annum}$$

PROVIDED that

(i) the addition may not exceed 10/60ths (r.23(2)(a), Sch Cap 121),

(ii) that the additional pension when added to any award under paras 18 or 19 above does not exceed the pension he would have got had he retired at the normal age of 55 years. (r.23(2)(b)).

(2) In the case of (c) above and a pensionable officer the additional pension will depend on the degree of impairment varying between 5/60ths and 20/60ths of his annual pensionable emoluments. (r.24 (1)

(3) in the case of (c) above and a non-pensionable officer his annual allowance is calculated under R. 26 with the same addition and calculated on the same basis as for pensionable officers (r.26.(2)).

2. ABOLITION OF OFFICE. The office held by an officer is not abolished simple because one particular office is cancelled from the Estimates. Government does not consider an office is abolished unless it is impossible to offer the officer continued employment in an office of broadly similar duties (they do not have to be exactly the same) in at least the same Grade and at least the same salary. An officer's career prospects must fail completely for abolition of office to occur.

23. PENSIONS LAW A COMPREHENSIVE SCHEME. The Pensions Law is a comprehensive scheme for benefits and in addition to the usual provisions previously described the following is an index of further provisions, which is no more than an index, and the appropriate Sections must be referred to in all cases:-

- (1) Payments under the Pensions Law are a charge to General Revenue and not subject to the annual estimates (S.4 Cap 121).
- (2) The Governor may reduce benefits where an officer is guilty of negligence, irregularity or misconduct. (s.5(2)).
- (3) The Governor may require an officer to retire :
 - (a) at any time after the officer attains the age of 55 years.
 - (b) in special cases with the Secretary of State approval after the officer attains 50 years of age.
 - (c) in the case of a female officer on account of her marriage.

(But see R.6.).

- (4) Pensions for other public service will be aggregated under the 2/3rds rule (s.9(2)) Subject to s.9(3)
- (5) Under special circumstances a pensioner may be called upon by the Governor to accept a further period of office if the pensioner has not attained the age of 50 years. (S.10).
- (6) Pensions may be suspended in full or in part for the period of the officer's re-employment. (S.11.).
- (7) Pensions, gratuities or other allowances under the Pensions Law are not assignable or transferable nor can they be attached except under specified circumstances. (S.12.)
- (8) Pensions cease on bankruptcy and may be restored on discharge. (S.13.).
- (9) Pensions cease on conviction at the discretion of the

- Secretary of State or the Governor. (S.14.).
- (10) Pensions may cease on a pensioner taking certain employment in the private sector without the prior approval of the Governor. (S.15.).
 - (11) Gratuity is payable on the death of an officer while in the service to his personal representatives if the officer had been confirmed in a pensionable office for 5 years immediately prior to his death or a non-pensionable officer if he had been employed by Government for five years immediately prior to his death. (S.16.)
 - (12) Provision is made for benefits to widows and orphans where an officer is killed while on duty. (S.17.).
 - (13) Provision is made for benefits alternative to those provided for in S.s 16 and 17 for widows and orphans of pensioners, or officers with 10 completed years of pensionable service. (S.17A.).
 - (14) An officer who would otherwise qualify for a pension but for the fact that he has not completed 10 years qualifying service may get a gratuity if he has completed 5 years service. (R.5.).
 - (15) Provision is made in the Law for the annual increase of pensions if so approved by the Governor with the prior approval of the Finance Committee. (R.4.).
 - (16) Provision is made for a gratuity to be paid to a female pensionable officer who has completed 5 years' service if she retires from the service in contemplation of or on marriage. (R.6.). The gratuity is one year's pensionable emoluments or 1/12th of a month's personal emoluments for each completed month of pensionable service whichever is the less.
 - (17) Certain breaks in service may be condoned by the Governor. (R.15.)
 - (18) Service prior to the age of 18 years may not be taken into account for pension purposes. (R.22.).
 - (19) An officer on retirement may opt for a gratuity and reduced pension provided he opts before the date of his retirement. The option is not reversible. (R.25.)
 - (20) An officer who resigns from the service on or after the 31st December 1982 who at the time of resignation had completed 10 years pensionable service may have the pension he had earned at the date of his resignation frozen until he attains 60 years of age, when it would become payable. (s.6.(1)(vi)(a)). Alternatively if he applied for a post later and was reemployed in the Service the break could be condoned by the Governor under R.15 and the officer would continue building his pension.

24. NON PENSIONABLE OFFICERS. The position of non-pensionable officers requires special description. They are specifically provided for in R.26 of the Schedule to the Pensions Law Cap 121. This Regulation virtually applies the same rules to non-pensionable officers as apply to pensionable officers save:

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- (a) they are not paid a pension but an "annual allowance".
 - (b) the allowance, like a pension, is payable monthly in arrears.
 - (c) the annual allowance is 3/4 of the pension the officer would have got had he held a pensionable office where the officer has completed 10 years full time service. A gratuity is provided where the officer has five or more years service but less than ten years service.

25. APPLICATION. Generally speaking the provisions of the Pensions Law apply only to fulltime employees of Government. However there are exceptions as, for example, when a part time employee is killed or injured in the execution of his duty, and Group employees see para 26 infra.

26. MEANING OF FULL TIME An employee shall be considered to have been in the Service full time if he or she has been in employment of Government for a period of 10 years and has been employed at least 25 hours a week to get an annual allowance under R.26 and 15 hours a week to get severance pay under GO 19.20.6.

PASSAGES

1. OVERSEAS DUTY PASSAGES. Officers who travel overseas on duty shall travel by air and are eligible for the following classes of travel -
- (1) First class - the following officers are entitled to travel overseas by air first class -
 - The Governor
 - The Chief Justice
 - Elected Members of Executive Council
 - Official Members of Executive Council
 - PS's if accompanying any of the above
 - Members or Officers on duty
 - (2) Club Class - Principal Secretaries and any officer travelling with them on duty PROVIDED the journey has in it a single hop of more than two hours in flight.
 - (3) Economy Class - all other officers.
 - (4) When it is in the public interest, and with the approval of the Governor, an officer is accompanied on an official trip overseas by his wife and children his family will travel in the same Class as the officer.
 - (5) These classes also apply to travel on leave when the officer is entitled leave passages. They do not apply to the entitlement under para 2 below.
2. FIVE YEAR CASH GRANT. A Caymanian pensionable or contract officer who on 1st May 1980 received overseas leave passages at the rates appertaining on 1 October 1980 every five years for his/herself, his wife and up to the cost of one adult passage towards the cost of childrens' passages in the following categories -

SALARY	DESTINATION
M 11 and above	United Kingdom
M 30 - 12	New York
M 31 and below	Miami

SALARY	CASH GRANT
M 11 and above	\$ CI 1250
M 30 - 12	\$ CI 350
M 31 and below	\$ CI 160

shall now be entitled to the cash grant without ties

PROVIDED that

(1) the entitlement shall be in the same category as the officer was in on 1st October 1980 and does NOT follow subsequent promotion.

(2) the grant may not be taken within five years of the previous grant;

(3) the grant is unaccountable.

3. CAYMANIANS RETURNING TO CAYMAN. A Caymanian who has been resident outside the Islands for seven years or more following his eighteenth birthday and accepts appointment to the Public Service while overseas will be provided with Economy Class Air passages back to the Islands for him/her self his/her spouse and up to two full adult fares towards the cost of his/her childrens' passages. He/she will also be allowed one day's travel time on full pay if he/she cannot reach the Cayman Islands in one day.

OVERSEAS OFFICERS

4. PASSAGES. An officer shall be entitled to free economy class air passages between the country from which he is recruited to the Islands on first appointment, on vacation leave between completed tours of service and on termination of his appointment as follows:-

- (a) the entitlement shall include passages for a wife and up to 2 children (see definitions) (but in exceptional circumstances the Governor may approve 4 child passages) if they accompany the officer on assumption of duty. If an officer's wife does not accompany the officer on assumption of duty she will be entitled to a passage provided she joins her husband within 12 months of his assumption and remains in the Islands for at least six consecutive months. If a child does not accompany its parents to the islands it shall be entitled to one return passage to the Islands during the tour of its parents.
- (b) in the case of one parent families and the parent is recruited he/she will have the same child passages as in (a) above.
- (c) the normal travel shall be by air by the cheapest rate available. At the time of writing economy class is the cheapest.
- (d) the child of an officer who attains his 19th birthday while resident with his/her parents on the Islands will be eligible for a return passage to the officer's

country of origin thereafter passages will cease in respect of that child.

(e) a male overseas officer who gets married during his tour in the Caymanian Islands shall receive passages back to his country of recruitment at the end of his tour for himself, his wife, and children. The Government will not, however, pay for passages of fiances joining their prospective husbands in the Cayman during a tour.

(f) passage tickets issued for families and not used must be turned in to the PS/P. They may not be credited to an officer's account with an Agency against future passages nor may they be cashed with any Airline or Agency.

5. PAYMENT FOR TRAVEL TIME. An officer granted free passages under para 4 above shall be granted full pay when travelling in either direction between the Islands and the country from which he was recruited up to a maximum of two days. If an officer who otherwise would have reached the islands in one day decides to night-stop en route to the Islands at his own volition then only one day's salary will be payable.
6. MEDICAL PASSAGES. If the Chief Medical Officer certifies in writing that it is necessary for an officer or his wife or any of his children to go overseas for medical treatment the PS/P shall grant a passage for this purpose to the country from which the officer was recruited or if it is to a closer destination to that destination in respect of one adult. When it is a child (as defined) then an additional passage may be granted for a accompanying parent.
7. COMPASSIONATE PASSAGES are withdrawn.
8. FAMILY PASSAGES ON THE DEATH OF AN OFFICER. If an officer dies during a tour of duty his/her widow/widower and dependent children may be granted free passages in the appropriate class to the country from which the officer was recruited PROVIDED the passages are taken within three months of the date of the officer's death.
9. PASSAGES TO OTHER DESTINATIONS. Where an officer wishes to spend his/her leave in a country other than that from which he/she was recruited he/she may be granted up to his passage entitlement to the country from which he was recruited or the country in which he is to spend his leave whichever is the less.

ORGANISATION OF GOVERNMENT

1. THE FINANCIAL SECRETARY is the Chief Executive Officer of the Government under the Governor. He acts as Governor or is appointed Governor's Deputy when necessary and is the First Official Member of the Legislative Assembly, the Leader of Government business in the Legislation Assembly, the Member of the Executive Council, responsible for the Portfolio of Finance and Development, the Government's chief adviser on financial matters, Chairman of the Finance Committee, the executive Head of the Department of Finance and Development and the Head of the Public Service.
 2. THE ATTORNEY GENERAL is the Legal Adviser to the Governor, the Director of Public Prosecutions, a Member of the Executive Council, the Second Official Member of the Legislative Assembly and the Executive Head of the Attorney General's Chambers. He is charged with the responsibility for legal matters. (For legal advice see Cap. 8 hereof).
 3. THE ADMINISTRATIVE SECRETARY is the Third Official Member of the Legislative Assembly, an official Member of Executive Council and is responsible for the Portfolio of Internal and External Affairs.
 4. THE PRINCIPAL SECRETARY of a portfolio is -
 - (1) the Member's senior adviser and is responsible to see that approved policy falling within the purview of the portfolio is implemented.
 - (2) He is responsible for the efficiency of the organisation and staff of the Portfolio office;
 - (3) His duties are complementary to those of the Member who, under the Constitution, must answer to the Legislative Assembly for all subjects of his Portfolio.
 - (4) He is responsible for keeping the Member promptly and fully informed of developments, matters requiring decision, and progress with policy implementation of all subjects in his portfolio.
 - (5) With reference to policy matters he is responsible for ensuring that a question has been thoroughly examined in all its aspects at official level, including financial, personnel, legal and in relation to subjects which are relevant but the responsibility of other portfolios, before it is submitted to the Member.
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- (6) He is a channel of communication between the Member and Government Departments, Statutory Boards and Authorities, the District Commissioner, commercial firms, organisations and societies and members of the public.
 - (7) The Principal Secretary is the chairman of any co-ordinating committee for the portfolio and assisted by the advice of Heads of Departments within the Portfolio it is his special duty to co-ordinate their functions.
 - (8) He is responsible for the preparation of annual estimates for all Departments within the portfolio in accordance with the time-table laid down by the Financial Secretary and for referring them to his Member prior to submission. He is the Accounting Officer for Portfolio expenditure only.
 - (9) He is responsible for preparing replies to and supplementary information for questions in the Legislative Assembly.
 - (10) He is responsible for preparing speeches for the member for the introduction of bills, official motions and replies to other business in the Legislative Assembly.
 - (11) He is responsible for preparation of Executive Council papers for his Member.
 - (12) He is responsible for the timely dispatch of business within his portfolio.
 - (13) He is responsible for ensuring that all decisions by his Member are properly recorded.
 - (14) He is responsible for the recording of minutes of meetings concerning the Member's portfolio.
 - (15) He is responsible for proper organisation of the office procedure within his portfolio.
 - (16) He is primarily responsible for the training programme within the Portfolio and Departments therein in consultation with the PS/P and the Government Training Officer.
 - (17) He is responsible for ensuring that suitable publicity is given to policies, achievements, decisions and legislation affecting the portfolio after clearance in matters of importance with the Member.
 - (18) He is responsible for briefing his Member on the suggested line to take in interviews or discussions on portfolio topics and for furnishing him with the relevant papers.
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5. THE PRINCIPAL SECRETARY (PERSONNEL) is the adviser to the Financial Secretary and the Governor on public service matters (other than those for which the Public Service Commission is statutorily responsible) and has particular responsibility for the following:
- (a) complements and gradings of posts.
 - (b) the initial stages of development of salaries and wages policy.
 - (c) terms and conditions of service and the up-date of General Orders.
 - (d) management systems and procedures.
 - (e) Training policy.
 - (f) The management and maintenance of the Government Administration and Tower Buildings and car parks.
 - (g) Telephone systems.
 - (h) Government housing and hire of houses for Government expatriate officers. Rent policy.
6. THE SECRETARY OF THE PUBLIC SERVICE COMMISSION is responsible directly to the Chairman of the Commission for preparing papers concerning appointments to the service, promotions, transfers, terminations and discipline. Heads of Departments deal directly with her about these matters. She oversees general compliance with the Public Service Commission Regulations 1985 and she issues instructions based on the Governor's decisions on Commission advice. She advises the Commission on legal matters relating to the Public Service Commission Regulations 1985 consulting, when necessary, the Attorney General's Chambers. She is responsible for seeing that the Commission's deliberations and those of the Governor are properly recorded and implemented in accordance with the Law.
7. (1) HEADS OF DEPARTMENTS are the chief executive and accounting officers of their Departments and are responsible for the efficient administration of their Departments in accordance with relevant professional practice. They operate within the framework of the ethics of their particular professions, General Orders, and Financial and Stores Regulations of Government. They are responsible for financial and personnel administration within their Departments and will correspond directly with the PS/P and the Accountant General respectively on staff and accounts matters. The accounting responsibilities are prescribed in Financial and Stores Regulations.
- (2) It is the duty of a Head of Department to develop a positive working relationship with his Principal Secretary
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so that there is a good reciprocal flow of information on operational matters and public opinion which might have important political repercussions. Principal Secretaries should give their heads of Departments full support without actually interfering in the routine departmental administration of the Department.

8. THE COMMISSIONER OF POLICE has by law the unfettered command of the Police Force. He has direct access to the Governor on security matters at all times. The Administrative Secretary is responsible to the Legislative Assembly for business connected with the Force and the Commissioner consults him about political matters. The Commissioner has statutory powers to appoint, discipline and terminate appointments of non-gazetted ranks in the Force but in the case of Gazetted Officers he makes recommendations about such matters to the Governor. The Police Force is subject to General Orders in so far as they relate to terms and conditions of service and the Commissioner where necessary consults with the PS/P.

9. ABSENCE FROM THE ISLAND. No senior officer may leave the Islands without first informing his Head of Department, either on leave by submitting his leave record card for approval, or on duty by informing him of the details of the journey and seeking his approval. Senior Officer for the purposes of this GO means any officer who is remunerated in the super-scale and Head of Department has the same meaning as is assigned to it in the First Schedule of the Public Service Commission Regulations 1985.

10. INTERVIEWS. A Head of Department desiring an interview with the Governor should address his request through his Principal Secretary stating the business he wishes to discuss. Any other officer should address his request through his Head of Department.

11. FLAGS. No flags other than the Union Jack or the Blue Ensign emblazoned with the Cayman Islands coat-of-arms may be flown on Government buildings without the written permission of the Administrative Secretary.

CORRESPONDENCE

1. FORM OF CORRESPONDENCE. Government communications shall take the following forms:
 - (1) Despatch (a highly formal communication between the Secretary of State and the Governor)
 - (2) Official letter (formal communication usually to members of the public and outside bodies).
 - (3) Savingram (formal to the Foreign and Commonwealth Office)
 - (4) Memorandum (formal communication between officers in different Government Departments).
 - (5) Demi-official letter, often known as a D/O letter (an informal communication between individuals within Government and also in the Foreign and Commonwealth Office).
 - (6) Telegram and telex. Formal communication with overseas addressees. Telex is the most usual communication these days.
 - (7) Minutes (these are usually placed on files) and are formal communications between Government officers dealing with the same subject on the same file.

 2. ADDRESSING CORRESPONDENCE. Official correspondence should be addressed by designation as follows:-

Financial Secretary
Attorney General
Administrative Secretary
Principal Secretaries.
Head of Department as specified in the First Schedule to the PSC Regulations 1985.

 3. OTHER COMMUNICATIONS. Communications on minor matters addressed between Government officers either in notes or telephone calls are, none the less, official communication for the purposes of the Official Secrets Law.

 4. COMMUNICATIONS TO THE GOVERNOR. Communications should be addressed to the Governor only where they are for his personal attention or information.

 5. CHANNEL OF COMMUNICATION. Official correspondence addressed to the officers listed in para 2 above must be forwarded through the originator's Head of Department.
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6. OFFICIAL CORRESPONDENCE. Official correspondence between the Government and the Foreign and Commonwealth Office shall be over the signature of the Governor. Heads of Departments may not issue official communications of this nature. Semi-official correspondence of a purely professional or technical nature may be conducted between HODs and advisers or professional officers in the Foreign and Commonwealth office or the Overseas Development Administration or other British Government Departments.
7. AUTHORITY FOR CORRESPONDENCE Except for correspondence defined in para 6 and other semi-official correspondence and telegrams each communication should be signed by the originator on behalf of one of the officers listed in para 2 above.
8. EXCO AND GOVERNOR REFERENCES. Where Members of Executive Council are replying the correspondence which has been referred to the Executive Council or the Governor and which would carry more weight if reference was made to the Governor the correspondence should begin:
- "I am directed by the Governor..."
- and be signed by the Financial Secretary, Attorney General, the Administrative Secretary or the Principal Secretary concerned.
9. MEMBERS REFERENCES. Principal Secretaries, when replying to correspondence on behalf of Members should state:
- "I am directed by the Member for
to refer"
- and be signed "Principal Secretary".
10. REFERENCES TO THE GOVERNOR When the PS/P is dealing with a matter which has been referred to the Governor e.g. in relation to staff not within the purview of the Public Service Commission, he should begin the letter:
- "I am directed by the Governor to refer to ...
and to inform you that"
- or has been referred to the Governor by the Public Service Commission, he should begin :
- "I am directed by the Governor on the advice of the
Public Service Commission to inform you that"
- and will be signed 'Principal Secretary/Personnel'
11. GOVERNOR'S DELEGATIONS. Where powers conferred upon the Governor are delegated to the Financial Secretary they should refer to the delegation and be signed
- "By Command
Financial Secretary "
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12. DEPENDENT TERRITORIES - COMMONWEALTH COUNTRIES. Correspondence with independent Commonwealth Governments or with those of dependent territories is normally conducted by the Governor or the Financial Secretary. Heads of Departments may correspond with their counterparts in the Governments of Commonwealth countries on professional matters that do not involve questions of policy.
13. D/O CORRESPONDENCE. Semi-official communications may be exchanged with individual officers in the British High Commission of another country, with the prior approval of the Financial Secretary on trade or economic matters affecting Commonwealth or United Kingdom interests.
14. CORRESPONDENCE WITH INDEPENDENT COUNTRIES. Correspondence, even of a routine nature, should not be initiated with other countries except through the Secretary of State but well established channels such as the Regional Office of the UNDP or of the British Development Division for the Caribbean may be used.
15. CORRESPONDENCE WITH THE PUBLIC. Correspondence with members of the public must be dealt with courteously and without delay. Copies of such letters shall not be communicated to other members of the public.
16. CLASSIFIED CORRESPONDENCE. Classified correspondence will be safe-guarded in accordance with Security Instructions. The Instructions provide that all classified communications will be transmitted in two envelopes. The inner envelope should show only:
- (a) the security classification of contents
 - (b) the addressee
 - (c) the originator's file number
 - (d) the priority marking, if any.

It should be sealed in such a way that it is impossible to open the envelope without damaging the seals or tearing the wrapper. Envelopes may be sealed with wax or by any other method approved by the Government Security Officer. Wax seals must bear a clear imprint on thinly spread wax. The outer envelope should be addressed in the usual way and must not carry any security classification.

17. TELEX AND TELEGRAMS. Telex and cable messages should be typed on the prescribed form and handed into the Computer Service Distribution Room, Administration Building. The message will then be transmitted by the cheapest means.
18. SECURITY CLASSIFICATIONS. The priority and security classification should be inserted in the "forwarded particulars" section of the form but all those classified "restricted" and above will be sent in cipher in any case.
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Sufficient room must be left in the first line for insertion of the serial number and the classification which should be followed by the recipient's reference. The originating officer must authorise the message by signing the signature and address box at the foot of the forms.

19. DIRECTIVES TO THE SERVICE. Directives or information for general compliance will be issued in one of the following series which will be numbered consecutively starting in January of each year
- (a) Financial Circulars - by the Financial Secretary or the Chief Accountant, on financial or accounting matters, or conveying amended pages to Financial Regulations.
 - (b) Personnel Circulars - by the Principal Secretary (Personnel) on staff matters or conveying amended pages to General Orders.
 - (c) Administrative Circulars - by any senior officer on other matters or conveying amended pages to Administrative Orders. The Financial Secretary's Secretary will assign numbers to these circulars.
20. FILING AND RECORDS HODs are responsible for the maintenance of efficient filing and record systems in accordance with the manual of registry procedures. Each Department is responsible for its own filing system. There is no central registry.
21. REGISTRY OFFICERS File systems will be supervised by the Personal Secretary/HEDs or E.O's where no HED exists who will be responsible for:-
- (a) maintaining an up-to-date file index;
 - (b) numbering and designation of files
 - (c) creation of new files and opening of new parts of files.
22. FILE TITLES. Officers responsible for the subjects designated on files shall:-
- (a) ensure that only one subject is dealt with on a file and inform the officer responsible for maintaining the filing system that there is more than one subject so that a new file can be made.
 - (b) satisfy himself that papers are being filed in a reasonable and orderly fashion (internal minutes should be interleaved in chronological order with other

correspondence) and report shortcomings to the officer responsible for maintaining the filing system.

(c) see that file movements are correctly recorded in the transit ladder.

23. PERSONAL FILES Files may not be passed out of the offices served by the file series unless it is impossible or the information to be conveyed to the other Department or addressee by memorandum as prescribed in para 1 d above. When it is considered necessary that a file should leave a department a request for this should be passed by minute on the file to the officer responsible for the filing system who is required to satisfy him/herself that no reasonable alternative course of action is feasible before agreeing to the request.
24. PERSONAL FILES of officers shall be maintained by the:-
- (a) Personnel and Office Services Division - all files to be "in confidence"
 - (b) Department - all personnel files to be in confidence
 - (c) Treasury personnel - open correspondence only.
25. TRANSFERS OF PERSONNEL. Where an officer is transferred between Departments it is the responsibility of the HODs to ensure that the Departmental personal files are transferred to the receiving Department. This applies equally to officers employed in the Administration Building. Personnel Division files will not transfer with officers.
26. PERSONNEL MATTERS IN CONFIDENCE. Matters of personal concern or affecting an officer's private affairs will be treated with discretion at all times and as private between the officer and those whose duty it is to deal with such matters. An officer shall not be allowed access to his personal file but may be given copies of unclassified correspondence which he may need in his personal interest.
27. DESTRUCTION OF FILES. The storing of paper is a costly business and occupies much space. Papers which are unlikely ever to be used again should therefore be destroyed by shredding or burning. However there are certain papers which must be permanently preserved:
- (a) personnel records
 - (b) reports of anthropology, historical customs, technical subjects, development schemes, and scientific and other investigations.
 - (c) legal, lands and other registers evidence books including death and fire enquiry books, information,
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summons, writs, warrants, exhibits, divorce papers, civil court documents, and registers, cause books, criminal abstract books, and any council or court registers.

(d) births, marriages and deaths registers.

(e) annual departmental reports and any other departmental documents likely to be of permanent interest.

(f) law books and journals may not be destroyed without the prior authority of the Attorney General.

28. RECORDS OF DESTRUCTION A record shall be kept of all files or other records destroyed and the date of destruction..
29. ARCHIVES Records which are no longer in use and are to be preserved shall be transferred to archives.
30. QUOTING DOCUMENTS. No departmental minute, memorandum, letter or other item of correspondence of a secret or confidential nature may be produced as evidence in a court of law without the prior approval, in writing of the Financial Secretary. No opinion of a legal officer shall be quoted to a private person.
31. AUDIT QUERIES Audit queries shall be dealt with promptly. A register shall be kept in each Department showing the dates of receipt of queries and the dates on which replies are submitted to the Auditor General.
32. PUBLICATIONS. The Senior Information Officer is responsible for the distribution of service publications. The nature of the publication method of reproduction and proposed distribution list should be discussed with the Senior Information Officer immediately the final draft is approved so that he/she is aware that it is about to be produced and may be able to advise on the arrangements for printing and distribution.
33. DISTRIBUTION The completed copies should be passed to the Senior Information Officer with a distribution list. Where the copies do not bear a security classification it will be assumed that they are for sale or distribution to the public. Two copies of the Government publication will be placed in the Government Library and one copy in archives.
34. PRICE The price at which publications are to be sold shall be determined by the Senior Information Officer in consultation with the Chief Accountant. Complimentary copies will normally be offered only to members of government services and other public bodies. Requests for the presentation of other complimentary copies should be submitted to the Senior Information Officer. The Senior Information Officer will retain copies for the distribution list of each publication showing the number of copies printed, complimentary and other recipients and details of the costs, the number of copies sold and the amount charged.

35. ANNUAL REPORTS Draft annual reports will be prepared for printing by 14th February of the year following that under review by Heads of Departments in consultation with their Principal Secretaries. Annual reports should be prepared in accordance with the following general pattern:-

- (a) they should be divided into chapters and paragraphs and should be numbered on the same system as these Orders.
- (b) they should give a clear, concise and objective account of the activities of the department during the period under review with emphasis on any significant developments or progress made. They should not include complaints, criticisms or recommendations for action, or praise or criticism of individuals.
- (c) they should include all relevant statistics which may be available. Comparative tables should cover a period of five years including the year under review.

It is the responsibility of the Senior Information officer to arrange for the collation of Departmental Reports their printing, distribution and sale of the Report Annual Report at a price to be agreed with consultation with the Chief Accountant.

36. THE CAYMAN GAZETTE The Cayman Gazette is published on alternate Mondays and such other occasions as the Governor may order. It contains the following information :-

- (a) non-disallowance of laws
- (b) Operative dates of new enactments
- (c) A list of supplements published with each issue
- (d) Honours and awards
- (e) Government staff changes (appointments, promotions etc and resignations and terminations in so far as the posts held are of public interest.)
- (f) Government notices†
- (g) Public Notices
- (h) Police Notices†
- (i) Court Notices†
- (j) Legal Notices†
- (k) Private announcements as authorised from time to time.

Supplements to the Gazette usually contain:-

- (a) Parliamentary Bills
- (b) Newly Enacted Laws
- (c) Regulations, rules and orders made pursuant to any law
- (d) Reprints of existing laws
- (e) Law Reports

37. LOOSE LEAF LAWS. After 1972 there have been no bound volumes of laws enacted they have been compiled in loose leaf form and loose leaf binders are available from the Attorney General's Office and Legislative Assembly.
38. Items for inclusion in the Gazette must be submitted to the editor (the Legal Executive, Attorney General's Office) before noon on the Wednesday prior to the date of publication. Where appropriate they should bear the official file number.
39. EFFECTIVE DATES OF LAWS Laws come into effect on the day of publication of notification of assent there to unless other provision is specifically made.
40. THE PUBLICATION The Senior Information Officer will arrange for copies of the Gazette to be posted on public notice boards and in all post offices and sub-post offices.
41. GAZETTE AND GAZETTE SUPPLEMENTS A printed copy of the Gazette or a Gazette Supplement purporting to be issued under the authority of the Gazette Law is prima facie evidence of its contents and of its authenticity both within the jurisdiction and without.
42. UPDATING OF LAW BOOKS. Offices to whom publications are issued for their personal use are required to up-date them regularly.

OFFICIAL FORMS

1. OFFICIAL FORMS: The following is a list of official forms used in the administration of the Public Service.
2. ORDERS FOR OFFICIAL FORMS: Official forms may be obtained on request from the PS/P.

3. LIST OF FORMS

- P1 Application for change of staff complement or gradings.
- P2 Vacancy Forms - notifying vacancy to PSC
- P3 Application for employment in the Public Service - Senior or junior posts
- P4 Recommendation of a HDD for Acting Appointment
- P5A Recommendation to transfer officer from from temporary to probationary conditions.
- P5B Recommendation to confirm an officer in his/her appointment.
- P6 Recommendation for re-engagement of a contract officer
- P7 Certificate of Service
- P8 Recommendation of temporary officer to transfer to contract terms.
- P9 Application for vacation leave
 - (a) overseas
 - (b) Local
- P10 Application for payment of Gratuity
- P11 Recommendation for Promotion
- P12 Application for payment of pension .
- P13 Group Employees - Contract of Employment Form
- P14 Extension of Temporary appointment
- P15 Record of Attendance Form - including Leave, Maternity Leave, Annual Leave, Absences Sick and any other absences.
- P 16 Record Cards - Group Employees

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- P 17 Annual confidential report form 'A' API Officers and upwards, "B" All officers graded below API.
- P18 Housing - rental and tenancy information form
- P19 Forms for Estimates for goods and services supplied by the PS/P.
- P20 Requisition for official receipt and invoice order books.
- P21 Application for supplementary funds.
- P22 Printing and stationery request forms.
- P23 Furniture Inventory of Government Quarters.
- P24 Office equipment/furniture inventory.
- P25 Unserviceable stores and plant
- P26 Letter of temporary appointment
- P27 Job description forms
- P28 Official Secrets Act declaration
- P29 Medical Examination Forms
- P30 Form of recommendation to the Public Service Commission
- P31 Authorization to travel
- P32 Official travel - advances and expenses claim form.
- P33 Mileage claim allowance
- P34 Government scholarship application
- P35 Civil servant student bonds
- P36 Employees reference forms
- P37 Interview - Record Sheet
- P38 Prison Officers application
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BUILDINGS

1. FIRE PRECAUTIONS. HODS are responsible for adequate fire precautions in public buildings under their charge. An officer shall be designated as fire officer in respect of each building or group of buildings and it will be his duty to prepare instructions for fire drill to ensure that all members of the staff concerned are conversant with it and to see that all fire fighting equipment is both adequate for emergency use and is maintained in proper working order. Fire officers should not hesitate to seek the advice of the Chief Fire Officer regarding arrangements for fire precautions.
 2. FIRE OFFICERS IN SHARED BUILDINGS. Where buildings are shared by more than one Department the fire officer will be appointed by the officer in charge of the Department occupying the greater part of the building subject to consultation with the Heads of all Departments concerned.
 3. GOVERNMENT ADMINISTRATION BUILDING. The Fire Officer for the Administration Building will be the Assistant Controller of Office Services. The Financial Secretary will appoint a Fire Officer for the Tower.
 4. FIRE EXTINGUISHERS. All Government quarters will be provided with fire extinguishers either individually or in groups in accordance with the advice of the Chief Airport Fire Officer. The Chief Engineer shall be responsible for the provision and maintenance of fire extinguishers.
 5. FIRE FIGHTING EQUIPMENT shall, as far as possible, be of a standard type unless fire risks in a particular case are of a special type. Where chemical extinguishers are not available, fire buckets shall be provided, which shall be painted red and filled with sand. Axes should be placed in positions convenient for use. The requisite materials should be available for the immediate re-charging of all discharged extinguishers.
 6. THE FIRE SERVICE should be called immediately in case of fire whether there are fire extinguishers available for use or not.
 7. KEYS. Any keys or duplicate keys of buildings or offices shall be obtained only through the Public Works Department. The Chief Engineer will be responsible for ensuring that the request is reasonable and has been duly authorised.
 8. SAFE KEYS. Spare and duplicate keys of safes, strong boxes and strong rooms other than those used for the storage of classified material shall be deposited with the Chief Accountant in sealed and labelled envelopes. Copies of safe combinations will be similarly deposited. A return of safes, strong boxes and strong rooms shall be made to the Chief Accountant on 1st
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- January each year, showing the type, make, makers reference number and disposition.
9. REGISTER OF KEYS. Heads of Departments shall keep a register of all keys in their Departments. Officers taking personal possession of keys shall acknowledge receipt by signature in the register.
 10. DUPLICATE KEYS of filing cabinets shall be kept in a safe manner as directed by the Head of Department.
 11. LOSS OF KEYS. The loss of a key shall be reported immediately to the Head of Department. An Officer who loses a key on his charge will be required to pay the cost of any replacement or change of lock unless he can satisfactorily establish that the loss did not arise from his negligence.
 12. SPARE KEYS GOVERNMENT ADMINISTRATION BUILDING. The Assistant Controller of Office Services shall be responsible for the safe keeping of spare keys for the Administration Building.
 13. RECOMMENDATIONS OF FIRE OFFICER. See para 18 of Chapter 10 supra.

TRANSPORT

13. RULES FOR USE OF TRANSPORT. Heads of Departments are responsible for ensuring that Government transport in or allocated to their Departments is used in accordance with the following rules:-
 - (a) the Traffic Laws must be complied with;
 - (b) vehicles must be used economically and with out overloading.
 - (c) vehicles may be used only on official duties unless otherwise directed by the Financial Secretary;
 - (d) vehicles must bear clear government markings and the usual identification plates;
 - (e) when not in use vehicles shall be parked only in official car parks prescribed by the Head of Dpartment and ignition keys shall be removed and held in safe custody. Vehicle doors shall be left unlocked;
 - (f) where an officer may be required to use a vehicle in an emergency and he has no suitable personal transport in his possession, the Head of Department may permit him to garage a service vehicle at his private house, in which case he will be responsible for its safe-keeping during
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the period it is allocated to him. The vehicle will, nevertheless, be used only for duty journeys;

- (g) only government officers and Government drivers are authorised to drive government vehicles and only government employees or persons attending a course at a Government institution and engaged in authorised activities may travel in Government vehicles;
 - (h) Heads of Department will arrange for a driver, when available, to be allocated permanently to each vehicle;
 - (i) Heads of Departments shall ensure that log books are maintained for all vehicles on their charge. They will be submitted to the Manager, Central Funding Scheme once each month for scrutiny;
 - (j) vehicles will be replenished with fuel only from the Public Works Department pump.
 - (k) It is not only a criminal offence but it is a serious disciplinary offence which can be punishable by dismissal for a Government driver to be driving a Government vehicle under the influence of alcohol or illicit drugs.
14. PURCHASE OF VEHICLES. All Government vehicles will be purchased through arrangements made by the Manager, Central Funding Scheme who will be responsible for ensuring that the most suitable type of vehicle for the purpose for which it is required, and at the most economical cost, is acquired. However there are highly specialised vehicles such as fire engines, ambulances, rescue trucks, garbage vehicles about the purchase of which the Manager MUST consult the Head of the appropriate Department.
15. PURCHASE OF SPARE PARTS. All spares and other extras will be purchased by the Manager, Central Funding Scheme and held for issue in the departmental un-allocated stores.
16. HIRE OF TRANSPORT. Heads of Departments shall apply to the Manager, Central Funding Scheme for the use of transport on short or long term hire, in relation to the funds voted for that purpose in the annual estimates. If a Government vehicle is not available the Manager may hire a vehicle at commercial rates provided that the Head of Department meets the full cost from his departmental vote.
17. MAINTENANCE OF VEHICLES. The Manager, Central Funding Scheme is responsible for the maintenance of Government vehicles and will arrange for their inspection and overhaul. Any mechanical failure must be notified to the Manager as soon as possible and unauthorised persons must not be permitted to carry out repairs. Heads of departments should give him every assistance in ensuring that vehicles are maintained in good running order and that the daily maintenance requirements are understood and

complied with by all members of their staff. The Manager must consult the appropriate Head of Department if he has any doubt about the competence of the Funding Scheme to maintain a specialised vehicle.

18. ACCIDENTS. Where a Government vehicle has been involved in an accident causing damage to the vehicle, the driver, or to the person or property of a third party, the officer concerned must report incident to his Head of Department and to the Police as soon as possible and in any case within twenty-four hours.
19. INVESTIGATION OF ACCIDENTS. The Heads of Departments shall arrange for an immediate investigation to be made of the circumstances surrounding the accident and the damage sustained and shall submit a report, within seven days, to the Financial Secretary with a copy to Manager, Central Funding Scheme and the Auditor General, giving the following information:-
- (a) the place, time and nature of the accident;
 - (b) the circumstances in which it occurred;
 - (c) details of the damage to the persons, vehicles or property, both Government and third party;
 - (d) an assessment of the cost of making good the damage to vehicles by the Manager, and to property by an officer of the Public Works Department;
 - (e) recommendations regarding the write-off of the vehicle if appropriate;
 - (f) the name, age and occupation of the driver;
 - (g) the names and addresses of any witnesses;
 - (h) the names and addresses of any third parties involved;
 - (i) recommendations with regard to the recovery of the whole or a part of the cost of making good the damage from any officer or officers bearing in mind that surcharges will normally be made where the officer has been guilty of gross negligence and/or has wantonly disobeyed Government instructions with regard to the use of vehicles, or the use of the vehicle was not authorised in that particular case.

HURRICANE PRECAUTIONS

1. APPOINTMENT OF A LIAISON OFFICER. At the commencement of each hurricane season the Financial Secretary will appoint a Hurricane Liaison Officer who shall be responsible for receiving and disseminating information regarding the progress of hurricanes. Should the designated officer not be available in emergency the Commissioner of Police will act as the Liaison Officer.

2. WARNINGS. When a hurricane is likely to affect the Cayman Islands warnings will be phased as follows:-

Phase 1 - Likely to strike within forty-eight hours
Phase 2 - Likely to strike within twenty-four hours
Phase 3 - Likely to strike within twelve hours.

3. BULLETINS giving information concerning the progress of the hurricane will be broadcast from Radio Cayman at not less than hourly intervals from Phase 2 onwards. In Phase 3 the station will remain on the air and broadcast information at the discretion of the Liaison Officer in consultation with the Director of Broadcasting. Radio Cayman broadcasts on wave lengths of 105.3 MHz FM and 1555 and 1205 kHz AM.

4. FLAG WARNINGS. The following flag warnings will also be flown by day at the Tower and the Post Office in George Town, the District Commissioner's office in Cayman Brac and at all Police Stations:-

Phase 1 - 1 red flag
Phase 2 - 1 red flag with a black square in the centre
Phase 3 - 2 red flags with black squares in the centre

5. DISTRIBUTION OF WARNINGS. The Liaison Officer will pass all warnings to the following, personally, by the most expeditious means:-

H.E. the Governor
Financial Secretary
Commissioner of Police
District Commissioner
Chief Medical Officer
Director of Civil Aviation
Director of Broadcasting
Chief Education Officer
Other Members of the Executive Council
General Manager, Cable & Wireless
Red Cross Society

Wardens of Emergency Centres
Chief Engineer
Director, M.R.C.U.
Collector of Customs
Manager, Cayman Turtle Farm
Principal Secretaries
Attorney General
Postmaster
Manager, Caribbean Utilities

6. AN EMERGENCY CONTROL CENTRE at Police Headquarters will be manned from Phase 2 onwards. The following Departments will be represented at the control centre which will be supervised by the Liaison Officer.

Administration
Police
Public Works Department
Mosquito Research & Control Unit
Health Department

7. RADIO NET. The Commissioner of Police will be responsible for maintaining an effective radio net between the control centre and the fire, ambulance and heavy rescue services, and emergency centres.
8. APPOINTMENT OF WARDENS. At the commencement of each hurricane season the Liaison Officer will appoint Wardens to control emergency centres at the following locations:-

George Town - Town Hall
West Bay - Town Hall
Bodden Town - Town Hall and School
East End - Town Hall and School
North Side - Town Hall and School
Old Man Bay - Home of Ms. Elery Miller
Savannah - School
Breakers - Church of God Gospel Hall
South Sound - High School Hall

9. CANCELLATION OF WARNINGS. Hurricane warnings will not be relaxed or cancelled except on the authority of the Liaison Officer.
10. OFFICERS TO REMAIN INDOORS. During the course of a hurricane all personnel will remain indoors and maintain radio communication as far as possible by leaving receiving sets switched on. All naked lights must be extinguished.

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11. SURVEY OF DAMAGE. The Commissioner of Police will be responsible for organising a comprehensive survey of damage done to persons, telephone communications and property. Situation reports will be passed to the control centre where remedial action will be organised.
12. CONTENT OF REPORTS. Reports should include the following information:-
- (a) persons killed or injured;
 - (b) persons in distress and homeless and their place of shelter;
 - (c) general condition of inhabitants with regard to food supplies, clothing and shelter;
 - (d) damage to residential accommodation, offices and business premises Government property, crops or other food supplies;
 - (e) animals or stock killed or injured;
 - (f) damage to communications:-
 - Roads-Airport
 - Telegraph
 - Telephone
 - Radio
 - (g) damage to ships and other vessels.
13. CONTROL COMMITTEES. In relation to the scale of damage caused, relief operations will be controlled by four committees, the chairmen and members of which will be appointed by the Liaison Officer at the commencement to each hurricane season, which will cover the following:-
- (a) heavy rescue and clearance operations;
 - (b) collection and distribution of food and water;
 - (c) collection and distribution of clothing;
 - (d) continuing rehabilitation
14. OTHER INSTRUCTIONS. These instructions are to be read in conjunction with any information disseminated by the Liaison Officer during any calendar year for the guidance of the general public.
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MEDICAL

1. MEDICAL EXAMINATIONS Officers appointed to any office in the Public Service on any terms accept appointment on the following understanding -
- (1) if appointed on pensionable or contract terms their appointments are subject to a certificate of medical fitness completed on the prescribed form by a medical officer approved by the Chief Medical Officer. (Appendix I) The original Certificate shall in the case of local appointments be sent to the Chief Medical Officer, and in the case of overseas recruits it should be sent direct to the Secretary of the Public Service Commission.
 - (2) A contract officer whose contract is renewed must before proceeding on leave between contracts present himself to a medical officer approved by the Chief Medical Officer for medical examination the success of which is a pre-requisite to the renewal of his contract. This examination is on no particular form and it is at the discretion of the medical officer what tests, x-rays etc., he wants, if any, before signing the certificate of fitness.
 - (3) During his service any officer serving on any terms including hourly rates may be required by his Head of Department or by a Constable on the request of his Head of Department, without prior notice, to present himself at the Hospital for medical examination including such tests as the medical officer may think fit including tests for excessive blood alcohol or illicit use of drugs.
 - (4) Refusal to take tests or medical examinations, or positive alcohol or drugs tests could result in disciplinary action under Part V of Public Service Commission Regulations 1985 to the full extent of the punishments laid down in Regulation 45 thereof.
2. TREATMENT - ENTITLED OFFICERS. The categories of Public officers entitled to free medical, dental and optical treatment are as follows:
- (1) officers in the pensionable establishment or on probation thereto ;
 - (2) officers serving on local and overseas contracts;
 - (3) group employees and temporary officers who have completed 7 years' continuous service.
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3. EXTENT OF ENTITLEMENT. The entitlement extends to:
- (a) a male officer himself his wife and children.
 - (b) In the case of a married woman officer it extends to herself and if the PS/P, at his discretion, is satisfied that the husband's employment does not cover her childrens' medical and dental treatment, then to her children but not to a non-civil servant husband.
 - (c) In the case of a single woman officer it extends to herself and her children
 - (d) In the cases of wives of officers and women officers maternity shall be treated as sickness but this rule would not apply to officers' children. This facility may be permitted once in eighteen months. PROVIDED that the minimum sick leave which a doctor may allow shall be three months.
4. DENTAL TREATMENT. Free dental treatment includes fillings (not gold) and extractions. Dentures in plastic or chrome cobalt, crowns but not bridges. Cosmetic dentistry is not included in free dental treatment.
5. PRIVATE TREATMENT Government will not assume responsibility for the payment of bills if an officer or a member of his family chooses to consult a private practitioner. If an officer or a member of his family goes to a private doctor he must discharge the professional fees himself. This applies equally to dental treatment.
6. REFERENCE TO PRIVATE PRACTITIONERS. In some cases the Chief Medical Officer may find it necessary to refer a public officer or member of his family to a specialist who is practicing privately because the necessary expertise may not be available in the Government medical service. In these cases the Chief Medical Officer will make arrangements for the consultation and the Private Practitioner will forward his bill direct to PS/HESS who controls the vote from which such bills are discharged.
7. OVERSEAS MEDICAL TREATMENT When an officer or member of his family is referred to a hospital overseas their referral and the arrangements for admission will be made by the Government Hospital. In certain cases arrangements are made on the request of the Chief Medical Officer by the Personnel Department for an officer to be admitted to a hospital in the United Kingdom. The Government will meet the cost of the air fare of the officer in his air fare grade of entitlement. The bills for treatment and hospitalisation are then sent direct by
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the admitting hospital to PS/HESS. In any other circumstances Government will not meet the cost of the treatment, hospitalisation or accommodation and officers must not be surprised when Government refuses to pay a bill which has been incurred by the officer himself by going direct to a private practitioner or hospital without previous reference to the Chief Medical Officer.

8. OVERSEAS MEDICAL COSTS When an officer is referred to an overseas hospital he will not be required to reimburse any part of the cost of air fare, medical treatment, diagnostic tests, X-rays, etc., but the officer will have to pay the difference between what the hospital accommodation cost in the treatment hospital and \$CI 100 per day for whatever accommodation including intensive care wards.
9. OVERSEAS OUTPATIENT TREATMENT. When an officer attends an overseas hospital as a result of his being referred by the Government Chief Medical Officer and he is treated as an outpatient the Government will not reimburse any part of his accommodation. However, in cases of serious debilitating disease where an officer is attending as an inpatient for long periods until the disease is stabilised and is put into the Cedars' Inn or Baptist Apartments by the Hospital or any other approved Hospital with similar facilities to save the high cost of in-patient accommodation this charge may be permitted but it is at the discretion of the Financial Secretary.
10. PUBLIC OFFICER PENSIONERS. The rules in this Chapter apply to Public Service Pensioners.
11. OPTICAL TREATMENT. Once in every two years (and six months in the case of ATCO's and Pilots in Government Service) an officer and his/her dependants as defined in Cap 18 2 are entitled to have their eyes tested at Government expense and if they need lenses Government will pay for standard lenses but NOT the glasses frames. The two years rule applies to ATCO and Pilots' dependants. Government will not pay for contact lenses but it will permit an officer to set off the cost of standard lenses as assessed by the optician against the cost of contact lenses.
12. WOMEN ATCOS. The Air Navigation (Overseas Territories) Order requires the practicing licence of a woman ATCO to be withdrawn immediately if she becomes pregnant. The licence will be restored after the birth of the child and the Medical Officer has declared the officer fit for duty. During this suspension period the officer will be transferred to other duties and if a relief officer is necessary the Director of Civil Aviation should apply to the Financial Secretary for a supernumerary post.

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13. INJURY ON DUTY. If any officer on whatever terms of service, is injured in the execution of his/her duty, it not being due to the officer's own negligence, he/she will be treated either in Cayman Government Hospitals or with the agreement of the Chief Medical Officer, in overseas Hospitals. This will be at Government expense and no part of the cost of hospitalisation or treatment will fall on the officer.

GROUP EMPLOYEES

1. APPLICATION A this chapter of General Orders applies to Group Employees of Government. Group employees are the Government's temporary labour force which is subject to expansion and contraction according to Government needs. They are not therefore pensionable and their remuneration is expressed in hourly rates.
 2. DEFINITION "Employing Officer" means any salaried officer who is responsible for the supervision of employees and designated as such in writing by his Head of Department.
 3. HEADS OF DEPARTMENT - POWERS.
 - (1) the number of regular employees specified under the "wages" sub-head of the approved estimates may be employed by heads of departments;
 - (2) heads of departments may also employ the number of employees for which financial provision is made in any other vote except personal emoluments for the purpose of performing Government work from time to time.
 - (3) no expatriate employee shall be employed without the head of department first applying to the Chief Immigration officer on the appropriate form for permission to employ the expatriate employee and approval being given by the Chief Immigration Officer in writing;
 - (4) no head of department may employ any employee against provision for an established office or any financial savings from such an office or offices without the express consent of the Governor after seeking the Public Service Commission advice.
 4. WRITTEN CONTRACTS OF EMPLOYMENT. A contract of employment in the form prescribed P 13 shall be completed on the engagement of every group employee by the Head of Department or an Employing Officer.
 5. OCCUPATIONAL GROUPS. Tasks are classified according to skills or responsibilities and assigned to wage groups. The classification is shown in an appendix to the Approved Estimates. The current classification is repeated at Appendix 19.1 hereto.
 6. TRADE TESTS. Employees may be engaged only against jobs listed in Appendix 19.1 and paid the group rate for that job. Where a job is defined as being of a trade test standard persons shall not be paid the group rate unless they have attained that standard.
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7. CORRECT ALLOCATION OF GROUPS. It is the responsibility of Heads of Department and employing officers to ensure that duties being performed by employees are correctly described in the job designation against which they are being paid. Where there may be doubt concerning the correct designation or a Head of Department wishes to change a designation or grading or where a new job has been created which is not listed in Appendix 19.1 the Head of Department may fix the Group and designation and inform the Principal Secretary (Personnel) that he has done so giving the classification.
8. TRANSFERS. The transfer of an employee to a job in an alternative group requires the prior approval of the Head of Department.
9. RATES OF PAY. In determining the pay point within the group rate at which an employee may start in a particular job the employing officer may have regard to previous relevant experience. Increases in pay within the group may not be awarded oftener than once in each calendar year, on the basis of the employees satisfactory work, regular attendance and good conduct.
10. HOURS OF WORK. The normal working week shall be one of forty hours. An employing officer may arrange hours of work in accordance with the need of the Service.
11. OVERTIME. Employees may be paid overtime for all hours worked in excess of 40 hours in any one week whether an employee works a five or a six day week.
12. OVERTIME RATES. The rates for payment of over-time hours shall be as follows:-
- (1) time-and-a-half for normal working days and Saturdays;
 - (2) double time for Sundays and Public Holidays
 - (3) Overtime must be approved in advance by the Head of Department
13. NOTICE OF TERMINATION. Group Employees shall be entitled to the following periods of notice depending on category:-
- (1) those with less than six months service Day's end
 - (2) those with between six months and less than 7 years' service 7 clear days
 - (3) those with 7 years' service and over 14 clear days
14. DISCIPLINE. The Head of Department may take disciplinary action against any employee in circumstances which the Head of
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Department considers detrimental to the public interest examples are:-

- (1) where an employee is guilty of misconduct whether in the course of his duties or otherwise;
- (2) when an employee is wilfully disobedient of lawful orders given by a superior officer;
- (3) when an employee does not have the skill which he expressly or implicitly claimed he possessed;
- (4) for habitual or substantial neglect of duties;
- (5) for drunkenness of a kind liable to have a serious effect upon his work or for assault or other improper behaviour whether or not it leads to criminal proceedings;

15. DISCIPLINARY PROCEDURE. It is essentially in the interests of common justice -

- (1) that in any disciplinary action the employee is informed in writing of the charges brought against him and that he is given an opportunity to exculpate himself;
- (2) that if he requests it the employee is given an opportunity to appear before the Head of Department to explain his conduct and defend himself

16. ACTION BY A HEAD OF DEPARTMENT If the Head of Department considers that the employee has not given a satisfactory explanation of his conduct and has not exculpated himself the Head of Department may take one or more of the following courses of action:-

- (1) suspend the employee from duty without pay pending further investigation of the circumstances of the case.
- (2) warn the employee that any repetition of the conduct could jeopardise his employment or his prospects; such warnings must be in writing and a copy attached to the employee's record;
- (3) reprimand the employee in writing and attach a copy of the reprimand to the employee record;
- (4) demote the employee where he holds a supervisory post;
- (5) dismiss the employee in writing within 7 days of the decision being taken.

17. APPEAL. When disciplinary action has been taken by a Head of Department under para 8 above the employee may appeal against the decision of the head of Department to the Principal

Secretary of the appropriate Portfolio who may confirm, vary or increase the punishment at his discretion.

18. FIRST IN, LAST OUT. Government's policy when work is expanding is to take on Caymanians first given equal skills and then expatriate labour. When work is contracting the general rule will be LAST IN FIRST OUT
SAVE that given similar skills expatriate labour will be laid off before Caymanian labour.
19. SEVERANCE PAY v PENSIONS. While group employees are essentially the Government's temporary labour force nevertheless Government acknowledges that there are cases of Caymanians who might have long standing on going employment. This does not apply to expatriate labour which is essentially temporary and remains so however long it is employed. The rules about severance pay and the application of pensions Regulation 26 therefore apply only to Caymanian labour.
20. SEVERANCE PAY is payable to a Caymanian employee or in the case of (5) to his estate, at the rate of 10 working days' pay, at his current rate of pay, for each period of one year's (221 working days i.e. 365 - 104 Saturdays and Sundays - 10 public holidays) satisfactory service or part thereof up to a maximum of 10 years if his employment is terminated for one of the following reasons
- (1) on medical grounds that he is no longer fit by reason of infirmity of body or mind from giving further useful service;
 - (2) on grounds of incapacity due to age;
 - (3) in the public interest;
 - (4) on grounds of redundancy;
 - (5) where the employee dies while in the Service of Government;
 - (6) on on reaching 60 years of age and completing 5 years service;
21. PENSIONS. In those cases where the Caymanian employee has exceeded 10 years of full time continuous satisfactory service and his employment is terminated in any of the circumstances set out in para 12 above he will not be awarded severance pay but he will be entitled to the benefits of Pensions Regulation 26 i.e. an annual allowance.
22. RECORDS. To obtain the benefits of either para 12 or 13 above the employee's service record must be verified.
23. SUBSEQUENT EMPLOYMENT. A Caymanian employee who has received severance pay and is subsequently re-engaged is not thereby

precluded from qualifying for an award on the subsequent occasion but may not receive a second award in respect of the same period.

24. ANNUAL LEAVE. Group employees shall be eligible, subject to the convenience of the Service, to the following leave:-

GROUPS	UNDER 7 YEARS	7 YEARS & OVER
A to F	10 days	15 days
G to I	15 days	20 days

Days = working days for leave purposes

25. RULES ABOUT LEAVE. The following rules apply to all awards of leave:-

- (1) no leave may be granted to any employee until he has completed six months continuous service;
- (2) leave may not be deferred from one year to another;
- (3) nothing in this regulation shall entitle any employee to leave as of right ;
- (4) payment of wages in lieu of leave shall not be made.

26. PUBLIC HOLIDAYS. Employees with one month's continuous service or more may be granted Public Holidays with pay.

27. SICK LEAVE After six months continuous service an employee may be granted by his Head of Department up to 10 days sick leave on full pay provided that:

- (1) the incapacity has not been caused by the employees misconduct or negligence;
- (2) a continuous absence sick for more than three days requires a medical certificate endorsed by a Government Medical Officer.

28. ACTION ON INJURY. When an employee sustains an injury while on the job he should be given such first aid treatment as is necessary and taken to hospital with all possible speed.

29. ACCIDENT REPORTS. Heads of Departments shall report all accidents, serious illness, or deaths occurring while an employee is on duty to the Principal Secretary (Personnel) forthwith, giving the following details:-

- (1) Name of Department
- (2) the place, time and nature of the accident
- (3) the circumstances in which the accident occurred

(4) the Name, age, sex, occupation and address of the employee

(5) the names and addresses of any witnesses

30. INJURED ON DUTY An employee who is injured on duty or contracts illness as a result of duty shall be entitled to free medical treatment including drugs and dressings, whatever the length of his/her service, until he/she is deemed fit to return to his/her normal duties or until his/her employment is terminated in accordance with GO 19 (a). Otherwise a Government employee will not be eligible for free medical treatment for herself/ himself his wife and children until he/she has completed 7 years continuous service.

31. RECORDS OF SERVICE. Heads of Department shall maintain records of Service all a employees in the form prescribed P 16. On termination of an employees service the card should be retain in case he is re-engaged. Where an employee transfers from one Department to another the card should be forwarded to his new Department. On first engagement all employees should be asked if they have any previous service with the Government to enable a continuous record to be maintained.

OCCUPATIONAL GROUPS AND RATES

Semi and Unskilled Labour

1987

SEMI-SKILLED LABOUR

Group A:	Increment	1	2	3
	Hourly	3.06	3.19	3.31
	Assistant Cook			
	Caretaker			
	Cleaner			
	Maid			
	Messenger			
	Porter			
	Watchman			

Group B:	Increment	1	2	3
	Hourly	3.46	3.60	3.74
	Groundsman			
	Head Caretaker			
	Head Cleaner			
	Laboratory Attendant			
	Office Attendant II			
	Storeman			
	Street Cleaner			
	Security Guard II			
	Telephone Operator			
	Nursing Attendant			
	Receptionist			
	Maid G.H.			

Group C:	Increment	1	2	3
	Hourly	3.90	4.04	4.24
	Boatman			
	Chainman			
	Collector			
	Cook			
	Nurseryman			
	Spray Operator			
	Sub-Postmaster			
	Swamper			
	Warehouseman			
	Office Attendant			
	Community Worker			
	Library Assistant			

Group D:	Increment	1	2	3	4	5
	Hourly	4.59	4.78	4.97	5.18	5.39

Butler
 Chief Cook
 Chainsaw Operator MRCU
 Fork Lift Operator
 Foreman Swamper
 Maintenance Assistant Plant Foreman
 Senior Chainman
 Tally Clerk
 Warehouse Keeper
 Security Guard I
 Jr Port Disinsection Officer

SKILLED LABOUR

Group E:	Increment	1	2	3
	Hourly	3.90	4.04	4.24

Carpenter III
 Electrician III
 Labourer
 Mechanic II
 Plumber III
 Driver
 Asphalt Worker

Group F:	Increment	1	2	3
	Hourly	4.41	4.59	4.78

Assistant Operator
 Heavy Vehicle Driver II

Group G:	Increment	1	2	3	4
	Hourly	4.97	5.18	5.39	5.60

Air Conditioning Technician
 Carpenter II
 Electrician II
 Heavy Equipment Operator II
 Heavy Vehicle Driver I
 Machinist
 Mechanic II
 Mason II
 Painter I
 Panel Beater II
 Roofer II
 Sheetrock Hanger
 Steel Fixer
 Tile Layer II
 Welder II

Group H:	Increment	1	2	3	4
	Hourly	5.85	6.10	6.35	6.61
	Air Conditioning Technician				
	Cabinetmaker				
	Carpenter I				
	Electrician I				
	Heavy Equipment Operator I				
	Mason I				
	Mechanic I				
	Panel Beater I				
	Plumber I				
	Senior tally clerk				
	Senior warehouse clerk				
	Sheetrock finisher.				
	Tile layer I				
	Roofer I				
	Welder I				

FOREMEN

Group I:	Increment	1	2
	Hourly	6.98	7.46

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THE PUBLIC SERVICE COMMISSION LAW, 1975

THE PUBLIC SERVICE COMMISSION
REGULATIONS, 1985

In exercise of powers vested in the Governor in Council by Section 7 of the Public Service Commission Law 1975, the following Regulations are hereby made.

PART I

PRELIMINARY

1. CITATION. These Regulations may be cited as the Public Service Commission Regulations, 1985 .
2. INTERPRETATION. In these Regulations unless the context otherwise requires-
 - administrative officer includes all Principal Secretaries (other than the Chief Justice and the Attorney General), Senior Assistant Secretaries and Assistant Secretaries;
 - agreement shall not be deemed to include employment -
 - (a) on pensionable terms;
 - (b) in an office which is not enumerated in the personal emoluments sub-head of the approved Government estimates or a post the remuneration of which is paid from any savings thereunder;
 - (c) under a written contract in an office for a period of six months or less;
 - (d) in an office the remuneration of which is payable with reference to daily or hourly rates of pay;
 - appointment means
 - (a) the engagement in a public office of a public officer whether or not subject to subsequent confirmation of a person not in the public service;
 - (b) the grant of pensionable terms of service in a public office to a non-pensionable public officer;
 - (c) the engagement in a public office on agreement terms of service for a further period of service on the conclusion of his previous period of engagement on agreement terms in the same or other public office; or
 - (d) the appointment of a public officer to act in any public office other than the office to which he is substantively appointed.

PUBLIC SERVICE COMMISSION REGULATIONS 1985

chairman means	the chairman of the Commission and any person acting in that capacity;
common user post means	a post in one of the following classes - - executive class - clerical class - stenographic class - typist class;
disciplinary control	includes control in so far as it relates to dismissal;
Education Council means	the Education Council appointed under Section 3 of the Education Law, 1983;
Head of Department means	subject to regulation 39 in relation to any officer referred to in Column III of the First Schedule to these Regulations the officer respectively specified in Column II of that Schedule to be such Head; Provided however that for the purpose of Parts I, II, III, and IV of these regulations the Principal Secretary (Personnel) shall be the Head of Department for all officers in common user posts;
member means	a member of the Commission and includes any person temporarily appointed as such under the provisions of these regulations;
office & public office	have the same meaning as specified in the the Cayman Islands (Constitution) Order 1972 s. 50 (1).
Principal Secretary	includes the Chief Justice, the Attorney General, the Financial Secretary, the Administrative Secretary the Deputy Financial Secretary, and the District Commissioner;
promotion means	the conferment upon a person in the public service of a public office to which is attached a higher salary or higher scale than that attached to the public office to which he was last substantively appointed;
salary means	basic salary;
salary grade	with respect to a post means the salary grade applicable to that post in the annual estimates;
secretary means	the Secretary of the Commission or any person discharging the duties thereof;

transfer
means

the conferment whether permanently or otherwise of some public office on a public officer other than that to which the officer was last substantively appointed which does not constitute a promotion and which does not refer to the posting of an officer between duty posts in the same grade.

PART II

THE COMMISSION

3. COMPOSITION OF THE COMMISSION. The Commission shall consist of a chairman and not less than four nor more than six other members to be appointed by the Governor and shall hold office at the pleasure of the Governor. The chairman shall be paid such allowance as shall be laid down by the Governor from time to time and the chairman and members shall be paid such subsistence and travelling allowances as the Governor shall from time to time decide. The chairman of the Commission shall at all times have direct access to the Governor.
 4. TEMPORARY MEMBERSHIP. The Governor may appoint as deputy chairman one of the members and may also appoint a temporary chairman or a temporary member if for any reason the chairman, deputy chairman or a member is unable to perform the functions of his office.
 5. SECRETARY. The Commission shall have a secretary appointed by the Governor provided that the Financial Secretary may appoint a temporary secretary if the secretary is unable to perform the functions of his office. The secretary who shall be a public officer shall not be a member of the Commission.
 6. PROCEDURE, QUORAM, VOTING.
 - (1) The chairman and two other members shall constitute a quorum:
Provided that if at any meeting three members are present but the chairman and deputy chairman, if any, are absent, the members so present may appoint one of their number to act as chairman at that meeting and he and the other two members present shall form a quorum.
 - (2) Save as provided in regulation 8 all decisions of the Commission shall be by majority vote of members present, provided that the chairman shall have a casting vote whenever the voting is equal.
 7. RECORD OF MEETINGS. The secretary shall keep a record of the members present and of the business transacted at every meeting of the Commission. Any member who is present at a meeting when a decision is made shall be entitled to dissent therefrom and
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to have his dissent and his reasons therefor set out in the record of the meeting.

8. CIRCULATION OF PAPERS. Notwithstanding regulation 6 decisions may be made by the Commission without a meeting by circulation of the relevant papers to the chairman and the members and the expression of their views in writing and in such case the decision shall be the view of the majority as so expressed: PROVIDED that -
- (a) agreement to proposals circulated shall be assumed if a member does not respond to the circulation of papers within forty eight hours of delivery of the proposals;
 - (b) if the chairman or any member requires that a decision on a matter being dealt with by circulation of the relevant papers should be deferred until the subject matter may be considered at a meeting of the Commission no decision shall be made on that subject except at a meeting of the Commission;
 - (c) where the chairman or a member dissents from a view recorded by a majority on papers circulated for a decision, the decision shall not be implemented until the dissenting chairman or member records the reasons for his view.
9. FREQUENCY OF MEETINGS. The Commission shall meet not less than twice monthly and at such intervals as are necessary in the opinion of the chairman to ensure the speedy dispatch of the Commission's business.
10. CONSULTATION.
- (1) The Commission may require any public officer (excluding the President of the Court of Appeal, a Justice of Appeal or a Judge of the Grand Court) to attend and give evidence before it concerning any matter which it is empowered to consider in exercise of its functions under these regulations and may require the production of any official documents relating to any such matter.
 - (2) Any public officer who without reasonable excuse fails to appear before the Commission when required to do so or who fails to comply with any request made by the Commission or with any requirements of these regulations shall be liable to disciplinary action.
11. AVAILABILITY OF DOCUMENTS. Any public officer who submits any matter for the consideration of the Commission shall ensure that all relevant documents and papers are made available to the Commission.
12. IMPROPER INFLUENCE. Any public officer who otherwise than in the course of his duty directly or indirectly by himself or by any other person in any manner whatsoever influences or attempts to influence any decision of the Commission or of the chairman or of any member shall be liable to disciplinary proceedings.
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13. FALSE INFORMATION. Any public officer who in connection with any application by any person for employment or promotion in the public service or with any matter upon which it is the duty of the Commission to advise the Governor or to make any decision wilfully gives to the Commission, the chairman or any member thereof or to any person or body of persons required to assist the Commission in the exercise of its functions any information which he does not believe to be true by reason of the omission of any material particular or otherwise shall be liable to disciplinary proceedings.

14. OATH OF OFFICE.

- (1) The chairman and other members of the Commission shall, as soon as possible after appointment take the oath set out in Form I of the Second Schedule.
- (2) Every person appointed to be a member of the staff of the Commission shall as soon as possible after appointment take the oath set out in Form II of the Second Schedule.

15. UNAUTHORISED DISCLOSURE.

- (1) Neither the chairman nor any member nor any person shall without the written permission of the Governor publish or disclose to any person otherwise than in the exercise of his functions under these regulations the contents of any document conversation or information whatsoever which has come to his notice in the course of his duties under these Regulations in respect of any matter referred to the Commission or dealt with by any officer holding delegated authority.
- (2) If any public officer having possession of any information which to his knowledge has been disclosed in contravention of sub-regulation (1) publishes or discloses such information to any other person otherwise than for the purpose of any prosecution or proceedings under these Regulations he shall be liable to disciplinary proceedings.

16. PRIVILEGE OF DOCUMENTS

- (1) Any report, statement or other communication or documents, record of any meeting inquiry or proceedings which the Commission may make in exercise of its functions or any member may make in performance of his duties or in discharge of any duty to the Governor or to any public officer shall be privileged in that its production may not be used in any legal proceedings if the Governor certifies that such production is not in the public interest.
 - (2) The chairman and members shall have such and the like protection and privilege in case of any actions or suits brought against him or them for any act done or omitted to be done in the execution of his or their duties as is by law given to acts done or words spoken by a Judge of the Grand Court in the exercise of his judicial office.
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PART III
APPOINTMENTS, PROMOTIONS AND TRANSFERS

17. FUNCTIONS OF THE COMMISSION. The Commission shall advise the Governor on the following save that any matter relating to the offices in the Third Schedule shall not be considered by the Commission -
- (a) appointments, promotions and transfers of public officers;
 - (b) petitions by public officers to the Governor against decisions made by him by Heads of Departments or by other public officers in respect of appointments, promotions or transfers;
 - (c) selection of public officers for training courses .
18. SUPERVISION OF RECRUITMENT.
- (1) In order to perform its functions under regulation 17 the Commission shall advise on all schemes for admission to any public office;
 - (2) The Commission shall inform the Education Council of the needs of the Public Service;
 - (3) The Commission shall advise on all other methods of recruitment including the appointment and procedures of boards or committees for the selection of candidates;
 - (4) The Commission shall take into account the need to fill posts in the Public Service as quickly as possible with persons of Caymanian status and the need to maintain efficiency.
 - (5) Subject to sub-regulation (4), in considering the claims of persons for appointment to public offices the Commission shall take into account the claims of serving public officers before other persons.
 - (6) Subject to the Government's commitment to consider bonded students returning from overseas courses vacancies in the offices of assistant secretary and senior assistant secretary shall be advertised within the Service.
19. SELECTION FOR PROMOTION. In considering the claims of persons in the public service for promotion, ability, efficiency, experience, merit, qualifications and seniority shall be taken into account.
20. SELECTION FOR ACTING APPOINTMENTS. The principles for making an acting appointment shall be identical with those prescribed in regulation 19 for promotion, provided that when such an appointment is being made for under three months, to cover the temporary absence of the substantive holder of an office, the Commission shall also take administrative convenience into account.
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21. SELECTION FOR TRAINING.

(1) When it is desired to select any public officer for a special course of training which may enhance his qualifications for promotion or which is designed to fit him for a higher post, the selection principles shall be identical with those prescribed in regulation 19 for promotion. All courses lasting three months or longer shall for the purposes of this regulation be deemed special.

(2) The Principal Secretary (Personnel) shall consult the Commission on in-service training courses, both local and overseas.

22. SELECTION FOR TRANSFER. In considering whether any public officer shall be transferred, the Commission shall take into account the needs of the public service, administrative convenience and the officer's own wishes.

23. ANNUAL CONFIDENTIAL REPORT. Heads of Departments shall in each year on or before the last day of January send the secretary confidential reports on all public officers serving in their Departments. The Commission may make provision for the safe custody of such reports.

24. ACCESS TO COMMISSION. A Principal Secretary may by arrangement with the secretary appear before the Commission to supplement any written comment regarding matters to be considered by the Commission under this Part but will not take part in the deliberations of the Commission nor be present when any decision is made by the Commission.

25. PROCEDURE IN CASE OF URGENCY. When it is necessary to make an appointment promotion or transfer of a public officer the procedure laid down in this Part shall be followed except that where any delay is likely to cause serious public inconvenience the secretary shall report the matter to the chairman who may as a matter of urgency advise an acting or temporary appointment without regard to the procedure and shall report his action to the Commission at its next meeting. The normal procedure will then be followed.

PART IV

DETERMINATION OF APPOINTMENTS AND EXTENSION OF
PROBATIONARY SERVICE.

26. FUNCTIONS OF COMMISSION. The Commission shall advise the Governor about matters under this part:

Provided that any such matters relating to the offices in the Third Schedule shall not be considered by the Commission.

27. RETIREMENT AFTER PRESCRIBED AGE.

(1) If it appears to a Head of Department that there is reason why a public officer in his department who has attained the minimum age of retirement prescribed by any law applicable and who holds a pensionable office, should be called upon to retire from the public service, the Head of Department shall report the matter with a full statement of his reasons to the Financial Secretary, who shall, if he considers that there is on first appearance a case for such retirement, arrange for the Head of Department to inform the public officer in writing of the intention to recommend his retirement.

(2) The public officer shall be given the opportunity to provide representations about the intention to retire him compulsorily and such representations shall be transmitted to the Commission by the Financial Secretary with his own observations and all other papers and documents. The Commission shall advise the Governor whether or not such public officer should be called upon to retire.

(3) except with the approval of the Governor a pensionable officer having reached the age of fifty nine years and six months shall be called upon to retire from the public service on his sixtieth birthday by his Head of Department who shall advise the secretary and the Principal Secretary (Personnel) of such action.

28. ABOLITION OF OFFICE. Where an office which is one of a number of such offices has been abolished but one or more offices remain, the Head of Department shall make a report through the Financial Secretary recommending with reasons, which substantive holder of such office should have his appointment terminated. The Financial Secretary shall forward such report to the secretary with his own recommendations and the Commission shall give its advice there on to the Governor.

29. RETIREMENT TO IMPROVE ORGANISATION.

(1) If it appears to the Head of a Department that there is reason why a public officer in his department, who holds a pensionable office, should be called upon to retire from

the public service for the purpose of facilitating improvement in the organisation of the department by which greater efficiency or economy may be effected, the Head of Department shall report the matter with a full statement of his reasons to the Financial Secretary who shall, if he considers that there is on first appearance a case for such retirement, arrange for the Head of Department to inform the public officer in writing of the intention to recommend his retirement.

- (2) The public officer shall be given the opportunity to forward representations about the intention to retire him compulsorily and such representations shall be transmitted to the Commission by the Financial Secretary with his own observations and all other relevant papers and documents. The Commission shall advise the Governor whether or not such public officer should be called upon to retire.
- (3) The Governor may at any time inform a public officer who holds a pensionable office that he wishes him to retire from the public service for the purposes of facilitating improvement in the organisation of his department and if the officer agrees in writing so to retire, the provisions of sub-regulation (1) and (2) shall not apply.

30. PREMATURE TERMINATION OF AGREEMENT ETC.

- (1) When a public officer is serving under an agreement which provides for the termination of that agreement by notice before the expiration of the period of service stipulated in the agreement and his Head of Department is of the opinion that the agreement should be terminated without due notice and/or without full gratuity earned the Head of the Department shall report the matter to the Financial Secretary with a full statement of his reasons. If the Financial Secretary considers that there is on first appearance a case for such termination, he shall arrange for the Head of Department to inform the public officer in writing of the intention to recommend the premature termination of this agreement. The public officer shall be given the opportunity to forward representations about the intention to terminate his agreement prematurely and such representations shall be transmitted to the Financial Secretary, with all other relevant papers and documents. The Financial Secretary shall then transmit such papers and documents to the secretary with his own observations thereon. The Commission shall advise the Governor whether or not such public officer's agreement shall be terminated: Provided that when it appears to the secretary that there is any doubt whether under the terms of the agreement such termination can lawfully be effected he shall first refer the matter to the Attorney General for his advice.
- (2) Where a public officer is serving under an agreement which provides for the payment of a gratuity on completion of satisfactory service and his Head of Department is of the

opinion that no gratuity or only part of such gratuity should be paid the Head of the Department shall report the matter to the Financial Secretary with a full statement of his reasons. If the Financial Secretary considers that there is on first appearance a case for non-payment or part payment of such gratuity he shall arrange for the Head of Department to inform the public officer in writing of the intention to recommend non-payment or part-payment. The public officer shall be given the opportunity to forward representations about such intention and such representations shall be transmitted to the Financial Secretary with all other relevant papers and documents. The Financial Secretary shall then transmit all such papers and documents to the secretary with his own observations thereon. The Commission shall give its advice thereon to the Governor.

31. PROBATIONARY APPOINTMENTS.

- (1) The normal probationary period shall be one year and where a public officer holds a probationary appointment his Head of Department shall, three months before the expiration of such probationary appointment, consider whether a further period of probationary service is necessary to determine whether the officer shall be confirmed or whether the officer's appointment shall be terminated. If the Head of Department is of the opinion that the officer shall be confirmed in a pensionable office or that the period of probation shall be extended or terminated, he shall report the matter with his reasons to the secretary and the Commission shall give its advice thereon to the Governor.
- (2) Where a public officer holds a probationary appointment and his Head of Department at any time during the period of such probationary appointment is of the opinion that it should be terminated the Head of Department shall follow the procedure required in sub-regulation (1).
- (3) Before forwarding to the secretary any report recommending extension or termination of a probationary appointment the Head of Department shall call upon the public officer concerned to submit his representations on the matter and any such representations shall be forwarded to the secretary with the report.

PART V

DISCIPLINE

32. FUNCTIONS OF THE COMMISSION

- (1) The Commission shall advise the Governor on such of the questions regarding the disciplinary control of public officers as are required to be submitted to the Governor
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for directions save that any matter relating to the offices in the Third Schedule shall not be considered by the Commission.

(2) The Commission shall advise the Governor on petitions by public officers against decisions made by him and on appeals against the orders of Heads of Departments or other public officers who exercise powers of disciplinary control under these Regulations in disciplinary matters.

(3) If in any case which comes to the attention of the Commission it is of opinion that disciplinary proceedings should be instituted against a public officer other than an officer holding an office in the Third Schedule the Commission may advise the Governor that such proceedings should be initiated:

Provided that before giving such advice in a case in which it appears that an offence against any law may have been committed the secretary shall refer the case to the Attorney General who shall inform the secretary whether a prosecution should be instituted. If the Attorney General advises that a prosecution should be instituted, the Commission shall not before the conclusion of such prosecution advise the Governor to initiate disciplinary proceedings.

33. PROCEDURE.

(1) All acts of misconduct by a public officer other than an officer holding an office in the Third Schedule shall be dealt with under this part as soon as possible after the time of their occurrence.

(2) Any case not covered by this part excluding any case relating to an office in the Third Schedule shall be reported to the secretary and the Commission may advise the Governor as to how the case should be dealt with.

34. PROSECUTION. When a preliminary investigation or a disciplinary inquiry discloses that an offence against any law may have been committed by a public officer and action by the Police has not been or is not about to be taken his Head of Department shall consult the Attorney General as to whether a prosecution should be instituted and if he does not advise a prosecution whether disciplinary action should be taken or continued under this Part. In the latter case the charges framed against the officer shall be approved by the Attorney General before the officer is required to answer them or before the inquiry proceeds.

35. NO DISCIPLINARY ACTION PENDING PROCEEDINGS. If criminal proceedings are instituted against a public officer in any court, proceedings for his dismissal upon any grounds involved in the criminal charge shall not be taken until the conclusion

of the criminal proceedings and the determination of any appeal therefrom.

36. DISCIPLINE AFTER ACQUITTAL. A public officer acquitted of a criminal charge in any court shall not be dismissed or otherwise punished on any charge upon which he has been acquitted but nothing in this regulation shall prevent his being dismissed or otherwise punished on any other charges arising out of his conduct in the matter unless the charges raise substantially the same issues as those on which he has been acquitted.
37. COPIES OF EVIDENCE ETC. A public officer in respect of whom a disciplinary inquiry is to be held shall be entitled to receive a free copy of any documentary evidence relied on for the purpose of the inquiry or to be allowed access to it. He may also be given a copy of the evidence (including documents tendered in evidence) after the inquiry is closed: Provided that no copies of office orders, minutes, reports or recorded reasons for decisions shall be issued to him.
38. APPEALS.
- (1) An appeal by a public officer shall lie to the Governor against an order made in relation to him in disciplinary proceedings by a Head of Department or other public officer exercising powers of disciplinary control under the provisions of this Part, except that no appeal shall be entertained in any case unless it is received within six weeks of the date upon which the decision is addressed to the officer: Provided that the Governor may entertain an appeal out of time if in his opinion the circumstances warrant it.
 - (2) Only one such appeal shall immediately be allowed: Provided that a second appeal within one year of the date upon which the decision appealed against is addressed to the officer may be admitted if the Governor is satisfied that there appear in the second appeal new and material facts which might have affected the former decision and if adequate reasons for the non-disclosure of such facts at an earlier date are given.
 - (3) On communicating to an officer an award there shall also be communicated the fact that an appeal may be lodged within six weeks thereafter: Provided that failure to communicate such fact shall not invalidate the award.
39. ADMINISTRATIVE OFFICERS. For the purposes of disciplinary control of Administrative Officers the Financial Secretary shall be deemed to be the Head of Department in respect of such officers and no other Head of Department shall exercise any function relating to the disciplinary control of such officers.
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40. DELEGATION OF POWERS. A public officer in receipt of a salary of not less than twenty-four thousand four hundred and twenty dollars per annum may be appointed to exercise powers to hold disciplinary inquiries and investigations and to sit on disciplinary tribunals in accordance with the provisions of regulations 47 and 48:
Provided that such power shall not imply any power to reach any final decision or award punishment such decision and the award of punishment being made in accordance with this Part by the Head of Department except where as required by this Part it is to be made by an authority superior to the Head of Department.

41. INTERDICTION.

- (1) If in any case the authority empowered by regulations 47 and 48 to institute proceedings to dismiss any public officer shall consider that the interests of the public service require that such officer should cease forthwith to exercise the powers and functions of his office, the authority may interdict him from the exercise of those powers and functions if proceedings for his dismissal are being taken or are about to be taken or if criminal proceedings are being instituted against him.
- (2) Where in the opinion of the most senior public officer immediately available the interests of the public service require that another public officer who is responsible to the same Head of Department should be interdicted from the exercise of his powers and functions and such senior public officer is also of opinion that a delay of forty-eight hours or more is liable to intervene before the sanction of the authority, who, under the provisions of sub-regulation (1) could so interdict such officer that public officer may order such junior officer to cease to exercise any of his powers and functions. The power to give such an order shall not be exercised by an officer who is in receipt of a salary of a grade below twenty thousand and eighty eight dollars. Where there is no senior departmental public officer available in the Lesser Islands the District Commissioner shall be deemed to be the senior public officer for the purposes of this regulation. On the giving of such an order such senior public officer shall forthwith report the giving of the order and the reasons therefor to the authority empowered under sub-regulation (1) to interdict the officer. If the authority to whom the report is made considers that the officer should be interdicted from the exercise of his powers and functions he shall inform the officer that he has been so interdicted and the interdiction shall date from the time of the order given under the provisions of this regulation and if the authority so empowered to interdict decides not to exercise such power he shall inform both the officer giving the order and the officer to whom the order is addressed that the order is cancelled.

(3) An officer who is interdicted shall be subject to the provisions of regulation 43, receive such emoluments not being less than one half as the authority empowered to dismiss him shall think fit.

(4) If the disciplinary proceedings initiated against an officer who has been interdicted do not result in the officer's dismissal the whole of the emoluments withheld from him shall be restored to him when the final decision is made.

42. SUSPENSION. If upon considering the advice of the Commission the Governor is of the opinion that an officer holding an office appointment to which is subject to the approval of the Secretary of State for Foreign and Commonwealth Relations or who though not holding such an office was selected for appointment thereto by such Secretary of State should be dismissed, he shall forthwith suspend the officer from the exercise of his office and from the enjoyment of his salary and shall without loss of time report the matter to the Secretary of State transmitting the minutes of the Commission the report of the committee set up under sub-regulation (2) of regulation 47 and a copy of the evidence and of all material documents relating to the case together with a recommendation that the officer should be dismissed. An officer who has been suspended may, pending the decision of the Secretary of State thereon, be granted an alimentary allowance if the Governor shall consider him to be in need of such assistance.

43. NO SALARY ON CONVICTION. A public officer adjudged by a court to be guilty of a criminal charge serious enough to warrant a recommendation by his Head of Department under regulation 47 for the dismissal of the officer shall not receive any emoluments from the date of conviction pending the decision of the authority who is empowered to dismiss him.

44. RESTRICTION OF MOVEMENT. An officer who is under interdiction or suspension may not leave the Islands without the permission of the officer who interdicted or suspended him or of any superior officer having authority over the interdicted or suspended officer.

45. PENALTIES.

(1) The following are the punishments which may be ordered as a result of proceedings under this Part:

- (a) dismissal
 - (b) reduction in rank
 - (c) reduction in salary
 - (d) deferment of increment
 - (e) stoppage of increment
 - (f) reprimand
 - (g) retirement for inefficiency
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- (h) surcharge with an amount to be fixed by the Commission for any loss sustained by the Government as a result of any wilful act or negligence of an officer:

Provided that nothing in this regulation shall prevent a Head of Department from issuing a written reprimand or warning to an officer for a minor offence in the normal course of duty.

- (2) In every case of retirement for inefficiency the question of pension will be dealt with under the appropriate law but the Commission may record its opinion upon such question.

46. FINANCIAL SECRETARY POWERS. If the Financial Secretary so directs in writing the discretions powers and functions of a Head of Department under regulations 47 and 48 shall not be exercised by him in relation to any particular case of alleged misconduct specified in the direction but shall be exercised by the Financial Secretary. Any exercise or purported exercise by the Head of Department of any such discretion, power or function in regard to such specified case shall be void and without any effect.

47. MISCONDUCT JUSTIFYING DISMISSAL.

(1) Whenever a Head of Department considers it necessary to institute proceedings against a pensionable public officer serving in his Department on the grounds of misconduct which if proved would justify his dismissal from the public service, he shall cause such preliminary investigation as he considers necessary to be made and report the facts to the Financial Secretary together with his recommendations. The Financial Secretary shall, after considering the results of the preliminary investigation or of the report, as the case may be -

- (a) if he considers that charges should be framed against the officer and after consulting the Attorney General as to the terms of the charge or charges, forward to the officer a statement of the charge or charges framed against him together with a brief statement of the allegations, insofar as they are not clear from the charges themselves, on which each charge is based, and shall call on the accused officer to state in writing before a day to be specified (which shall allow a reasonable interval for the purpose) any grounds on which he relies to exculpate himself; or
- (b) if he considers that, if the offence is proved, some penalty other than dismissal is likely to be appropriate, arrange for the procedure described in regulation 48 to be followed.

(2) If the officer does not furnish a reply to the charge or charges forwarded under paragraph (a) of sub-regulation (1) within the period specified or if, in the opinion of the

Financial Secretary, he fails to exculpate himself, the Financial Secretary shall refer the case to the secretary with his comments and recommendations, having consulted the Attorney General if he thinks fit. Thereupon the Commission shall advise the Governor on the appointment of a tribunal to consist of such persons as it shall specify being not less than two in number, to inquire into the matter; and the Governor may appoint a tribunal for such purpose. One member, who shall be chairman of the tribunal shall be a public officer with legal qualifications. Neither the Head nor any member of the officer's department shall be a member of the tribunal.

- (3) The tribunal shall inform the accused officer that on a specified day the charges made against him will be investigated by it and that he will be allowed or, if the tribunal shall so determine, will be required to appear before it to defend himself.
- (4) If witnesses are examined by the tribunal the accused officer shall be given an opportunity of being present and of putting questions on his own behalf to the witnesses and no documentary evidence shall be used against him unless he has previously been supplied with a copy thereof or given access thereto.
- (5) The tribunal shall in its discretion permit the Financial Secretary or the accused officer to be represented by a public officer or a legal practitioner; Provided that where the tribunal permits the accused officer to be represented it shall permit the Financial Secretary to be so represented in the same manner.
- (6) If during the course of the inquiry grounds for the framing of additional charges against the accused officer are disclosed the tribunal shall inform the Financial Secretary of the same and if he thinks fit to recommend proceedings against the accused officer upon such grounds the same procedure shall be followed in respect of additional charges as was adopted in respect of the original charges.
- (7) The tribunal, having enquired into the matter, shall forward its report thereon to the Secretary, accompanied by the record of the charges framed, the evidence led, the defence and other proceedings relevant to the inquiry.
- (8) The Commission, after consideration of the report of the tribunal may, if it is of opinion that the report should be amplified in any way or that further investigation is desirable, refer the matter back to the tribunal for further investigation and report. Otherwise the Commission shall forward the written proceedings of the inquiry to the Governor together with its advice. The Commission may advise such of the punishments specified in regulation 45 as it may deem appropriate in the circumstances. The

decision on each charge preferred against the accused officer shall be communicated to him but not the reasons for the decision.

48. ALTERNATIVE TO PROCEEDINGS UNDER REG. 47.

- (1) Where a Head of Department considers it necessary to institute disciplinary proceedings -
- (a) for misconduct against a pensionable officer serving in his Department but is of the opinion that the misconduct alleged is not serious enough to warrant proceedings under regulation 47; or
 - (b) for inefficiency, he shall cause such preliminary investigation as he considers necessary to be made and report the facts to the Financial Secretary who shall after considering the results of the preliminary investigation or of the report as the case may be -
 - (i) if he considers that the facts on first appearance establish a case against the officer and is of the opinion that the misconduct alleged is not serious enough to warrant proceedings under regulation 47, forward to the officer a statement of the charge or charges against him and shall call upon him to state in writing before a day to be specified (which shall allow a reasonable interval for the purpose) any grounds on which he relies to exculpate himself;
 - (ii) if the officer does not furnish a reply within the period specified or does not, in the opinion of the Financial Secretary exculpate himself, forward to the secretary copies of the reports on the case, the charges, the officer's reply, if any, together with his own comments.
- (2) If, on consideration of the reports, including the grounds, if any, upon which the officer relies to exculpate himself, the Commission is of the opinion that no further investigation is necessary, it shall advise the Governor as to the punishment, if any, other than dismissal, which should be inflicted on the officer.
- (3) If the Commission on consideration of the report submitted to it by the Financial Secretary is of the opinion that the matter should be further investigated it shall advise the Governor as to the manner in which the allegations against the officer should be investigated.
- (4) In any such investigation an officer to whom this regulation applies shall be entitled to know the whole case against him and shall have an adequate opportunity of making his defence.
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- (5) The results of such investigation shall be communicated to the Commission by the person conducting such investigation.
- (6) The Commission may, if it considers the results of the investigation should be amplified in any way or that further investigation is desirable, refer the matter back to the person conducting the investigation for further inquiry and report.
- (7) The Commission shall forward to the Governor the proceedings against the officer and shall advise the Governor as to what punishment, if any, other than dismissal but including retirement from the service, should be imposed on the officer.
- (8) Notwithstanding the provisions of this regulation if at any stage during the proceedings taken under it, it appears to the Financial Secretary that the offence, if proved, would justify dismissal, such proceedings shall be discontinued and the procedure of regulation 47 shall be followed.

49. CONVICTION OF A PENSIONABLE OFFICER. If a pensionable public officer is convicted of a criminal offence, his Head of Department shall bring the matter together with his recommendation as to punishment to the notice of the Financial Secretary who shall report the matter to the secretary with his recommendation as to punishment. A copy of the charge or charges and of the judgment (and the proceedings of the court if available) shall be forwarded to the secretary. The Commission shall consider the judgment (and the proceedings of the court if available) and if it is of opinion that the officer should be dismissed or subjected to disciplinary action for the offence of which he has been convicted, the Commission shall advise the Governor that such punishment should be imposed without following the procedure prescribed in regulations 47 and 48.

50. PROCEEDINGS AGAINST A CONTRACT OFFICER. Where it is considered necessary to institute disciplinary proceedings against a public officer serving under an agreement, whether after being convicted of a criminal offence or otherwise, the proceedings shall be in the form appropriate to a pensionable officer, save that the provisions of regulation 30 may be applied if deemed more appropriate by his Head of Department.

51. PROCEEDINGS AGAINST A NON-PENSIONABLE OFFICER.

- (1) Disciplinary action including action for dismissal for disciplinary reasons and proceedings for removal from the public service for inefficiency against a non-pensionable public officer not serving under an agreement in respect of whom disciplinary control has been delegated may be taken by his Head of Department who may cause an investigation to be made in such manner as the investigating officer shall
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think fit, provided that the officer charged shall be entitled to know the whole case made against him and shall have an adequate opportunity throughout of making his defence.

- (2) If a non-pensionable public officer not serving under an agreement in respect of whom disciplinary control has been delegated is convicted of a criminal offence, his Head of Department shall consider the judgment (and the proceedings if available) of the court on such charge and shall decide whether the officer should be dismissed or subjected to some lesser disciplinary punishment on account of the conviction for the offence of which he has been adjudged guilty without any of the proceedings prescribed in sub-regulation (1) being instituted.

52. ABSENCE WITHOUT LEAVE. Where any public officer is absent from duty without leave or reasonable cause for a period exceeding ten days and the officer cannot be traced within a period of twenty days of the commencement of such absence or if traced no reply to a charge of absence without leave is received from him within ten days after the despatch of the charge to him

- (a) in the case of a public officer in respect of whom disciplinary control has been delegated, the authority empowered to dismiss him may summarily dismiss him;
- (b) in any other case, the officer's Head of Department shall report the matter to the Financial Secretary who shall inform the secretary and the Commission shall advise the Governor thereon.

53. WITHHOLDING INCREMENTS.

- (1) If a Head of Department is of opinion that an annual increment in salary of a public officer serving in his department should be withheld because of unsatisfactory service during the previous year not amounting to misconduct for which other proceedings under Part V would be more appropriate or because of failure to pass a prescribed examination he shall inform the officer in writing of the reasons for his opinion and also inform the officer that any written representations that he may wish to make should be made within such period not being less than seven days thereafter as the Head of Department may specify.
- (2) At the expiry of the period specified the Head of Department if he remains of the opinion that the annual increments should be withheld notwithstanding any representations he may have received from the officer shall report the matter with copies of the officer's representations, if any, together with his own recommendations to the secretary and the Commission shall advise the Governor on the matter.

54. RESTORATION OF INCRMENTS.

(1) If a Head of Department is of opinion that an annual increment in salary of a public officer which has been withheld should be restored he shall report the matter with his recommendations to the secretary and the Commission shall advise the Governor on the matter.

(2) On restoration, the increment withheld may be treated as stopped or deferred. If the increment is treated as stopped, the officer shall suffer the loss of the increment for the period between withholding and restoration and on restoration shall regain his previous incremental status and incremental date. If the increment is deferred the officer's incremental status shall be reduced in that he shall take as a new incremental date the date of restoration and the officer shall suffer the loss of seniority for the period of deferment.

55. SAVING CONTRACTURAL POSITION. Nothing in these regulation shall restrict the right of Governor to terminate an officer's agreement in accordance with the terms thereof.

56. REQUEST FOR RENEWAL OF CONTRACT. When a contract is nearing its end by effluxion of time and the officer has requested a renewal this shall not be refused until the Commission has advised the Governor on the request.

57. PROCEDURE. In carrying out its functions in relation to these Regulations the Commission shall follow such procedure as is laid down from time to time by the Governor in General Orders: Provided that any action under these Regulations or General Orders shall not be invalidated by reason only of the fact that there was a failure in the administrative process or that any procedure prescribed thereunder was not followed.

PART VI

REVOCATIONS

58. REVOCATION. The Public Service Commission Regulations, 1975 are revoked.

PSC REGULATIONS - FIRST SCHEDULE

DEPARTMENT (I)	HEAD OF DEPT (II)	OFFICERS (III)
Administration	The Governor	Chief Justice; Financial Secretary; Attorney General; Administrative Secretary; Auditor General; Commissioner of Police; Secretary, Public Service Commission.
Internal and External Affairs	Administrative Secretary	Chief Immigration Officer; Director of Broadcasting; Director of Prisons; All other officers in the Portfolio of Internal and External Affairs other than those specified hereinafter in this column, Administrative Officers and officers in common user posts.
Broadcasting Department	Director of Broadcasting	All officers in Department of Broadcasting in the Portfolio of Internal and External Affairs other than Administrative Officers and officers in common user posts.
Immigration Department	Chief Immigration Officer	All officers in the Department of Immigration in the Portfolio of Internal and External Affairs other than administrative officers and officers in common user posts.
Police Department	Commissioner of Police	All officers in the Royal Cayman Islands Police Force other than administrative officers and officers in common user posts.
Prison Service	Director of Prisons	All officers in the Cayman Islands Prisons Service other than officers in common user posts.

PSC REGULATIONS - FIRST SCHEDULE

DEPARTMENT (I)	HEAD OF DEPT (II)	OFFICERS (III)
Finance and Development Portfolio	Financial Secretary	Chief Accountant; Collector of Customs; Bank Inspector; Manager, Central Funding Scheme; Registrar of Companies; Superintendent of Insurance; Clerk of Legislative Assembly; Clerk of Executive Council; All Administrative Officers (other than the Administrative Secretary and the Secretary to the Public Service Commission). All other officers in the Portfolio of Finance and Development other than those specified hereinafter in this Column and officers in common user posts.
Legislative Department	Clerk of the Legislative Assembly	All officers in the Legislative Department of the Portfolio of Finance and Development other than administrative officers and officers in common user posts.
Personnel and Office Services	Principal Secretary (Personnel)	All officers of the Personnel and Office Services Division of the Portfolio of Finance and Development other than administrative officers; All officers in common user posts throughout the public service.
Banking Department	Bank Inspector	All officers in the Banking Department of the Portfolio of Finance and Development other than administrative officers and officers in common user posts.
Registrar of Companies Department	Registrar of Companies	All officers in the Registrar of Companies Department of the Portfolio of Finance and Development other than officers with legal qualifications, administrative officers and officers in common user posts.
Treasury	Chief Accountant	All officers in the Treasury of the Portfolio of Finance and Development other than administrative officers and officers in common user posts.

PSC REGULATIONS - FIRST SCHEDULE

DEPARTMENT (I)	HEAD OF DEPT (II)	OFFICERS (III)
Insurance Department	Superintendent of Insurance	All officers in the Insurance Department of the Portfolio of Finance and Development other than administrative officers and officers in common user posts.
Customs Department	Collector of Customs	All Officers in the Customs Department of the Portfolio of Finance and Development other than officers in common user posts.
Central Funding Scheme	Manager	All officers in the Central Funding Scheme of the Portfolio of Communications Works and District Administration other than officers in common user posts.
Judicial Dept	Chief Justice	Judge of the Grand Court; Magistrate; Clerk of the Court;
	Clerk of the Court	All officers in the Judicial Department other than the Chief Justice, any Judge of the Grand Court any Magistrate, administrative officers and officers in common user posts.
Legal Department	Attorney General	All officers in the Attorney General's Chambers other than administrative officers and officers in common user posts.
Health, Education & Social Services	Principal Secretary (H.E.S.S.)	Chief Education Officer; Chief Medical Officer; Director of Social Services; All other officers in the portfolio of Health Education and Social Services other than those specified hereinafter in this column, administrative officers and officers in common user posts.
Education Department	Chief Education Officer	All officers in the Department of Education of the Portfolio of Health Education and Social Services other than administrative officers and officers in common user posts.

PSC REGULATIONS - FIRST SCHEDULE

DEPARTMENT (I)	HEAD OF DEPT (II)	OFFICERS (III)
Personal Health Services	Chief Medical Officer	All officers in the Personal Health Services Department of the Portfolio of Health Education and Social Services other than officers in common user posts.
Social Services Department	Director of Social Services	All officers in the Social Services Department of the Portfolio of Health Education and Social Services other than officers in common user posts.
Development and Natural Resources	Principal Secretary (D. and N.R.)	Chief Agricultural & Veterinary Officer; Registrar of Lands; Director of Mosquito Research and Control Unit; Director of Planning; Director of the Water Authority All other officers in the Portfolio of Development and Natural Resources other than those specified hereinafter in this column, Administrative Officers and officers in common user posts. Director of Planning; Director of the Water Authority All other officers in the Portfolio of Development and Natural Resources other than those specified hereinafter in this column, Administrative Officers and officers in common user posts.
Water Authority	Director of Water Authority	All officers in the Water Authority of the Portfolio of Development and Natural Resources other than officers in common user posts.
Agricultural and Natural Resources	Chief Agricultural & Veterinary Officer	All officers in the Agricultural and Veterinary Department of the Portfolio of Development and Natural Resources other than officers in common user posts.
Lands and Survey Department	Registrar of Lands	All officer in the Lands and Survey Department of the Portfolio of Development and Natural Resources other than officers in common user posts.

PSC REGULATIONS - FIRST SCHEDULE

DEPARTMENT (I)	HEAD OF DEPT (II)	OFFICERS (III)
Mosquito Research and Control Unit	Director of Mosquito Research Control Unit	All officers in the Mosquito Research and Control Unit of the Portfolio of Development and Natural Resources other than officers in common user posts.
Planning Department	Director of Planning	All officers in the Planning Department of the Portfolio of Development and Natural Resources other than officers common user posts.
Tourism Aviation and Trade	Principal Secretary (T.A.T.)	Director of Civil Aviation; Director of Tourism; Chief Fire Officer; All other officers in the Portfolio of Tourism Aviation and Trade other than those specified hereinafter in this column, administrative officers and officers in common user posts.
Civil Aviation Department	Director of Civil Aviation	All other officers in the Civil Aviation Department except officers in common user posts.
Department of Tourism	Director of Tourism	All officers in the Tourism Department of the Portfolio of Tourism Aviation and Trade except officers in common user posts.
Fire Service Department	Chief Fire Officer	All officers in the Cayman Islands Fire Service except officers in common user posts.
Communications Works and District Administration.	Principal Secretary	Chief Engineer; Postmaster General; Director of Ports; All other officers in the Portfolio of Communications and Works other than, those specified hereinafter in this column, administrative officers and officers in common user posts.
	District Commissioner	All officers in the District Administration in the Portfolio of Communications Works and District Administration other than administrative officers and officers in common user posts.

PSC REGULATIONS - FIRST SCHEDULE

DEPARTMENT (I)	HEAD OF DEPT (II)	OFFICERS (III)
Postal Department	Postmaster General	All officers in the Postal Department of Portfolio of Communications Works and District Administration other than officers in common user posts.
Public Works Department	Chief Engineer	All officers in the Public Works Department of the Portfolio of Communications Works and District Administration other than officers in common user posts.
Audit Department	Auditor General	All officers in the Audit Department other than administrative officers and officers in common user posts.
Public Service Commission	Secretary	All Officers in the Office of the Public Service Commission.

PSC REGULATIONS - SECOND SCHEDULE

FORM I

OATH TO BE TAKEN BY THE CHAIRMAN
AND ANY MEMBER OF THE COMMISSION
(Regulation 14(1))

I swear that I will not directly or indirectly reveal to any unauthorised person or persons otherwise than in the course of the business of the Commission any information in connection with the business of the Commission which may come to my knowledge in the course of my duties as () of the said Commission.

Signed _____

Sworn before me, at () this
day of 19().

Signed _____
Justice of the Peace

NOTE: The words "solemnly affirm" will be substituted for the word "swear" where an affirmation is made.

FORM II

OATH TO BE TAKEN BY ANY MEMBER
OF THE STAFF OF THE COMMISSION
(Regulation 14(2))

I swear that I will not directly or indirectly reveal to any unauthorised person or persons otherwise than in the course of the business of the Commission any information in connection with the business of the Commission which may come to my knowledge in the course of my duties as a member of the staff of the said Commission

Signed _____

SWORN before me, at _____, this _____ day
of, 19()

Signed _____
Justice of the Peace

NOTE: The words "solemnly affirm" will be substituted for the word "swear" where an affirmation is made.

PSC REGULATIONS - THIRD SCHEDULE

OFFICES EXCLUDED FROM CONSIDERATION
BY THE PUBLIC SERVICE COMMISSION
(Regulations 17,26,32 and 33.)

1. The President of the Court of Appeal, Justices of Appeal, Chief Justice, Puisne Judge, any Magistrate, the Registrar of the Court of Appeal, Clerk of the Court and any other office subordinate to the Chief Justice for which a legal qualification is required.
2. Attorney General and any office subordinate to the Attorney General for which a legal qualification is required.
3. Auditor General
4. Members of the Governor's personal staff.
5. Offices graded in the salary Scale SS 8 - 15
6. Offices in the Royal Cayman Islands Police Force
7. Offices in the Cayman Islands Prisons Service to the extent only that the right to institute disciplinary or dismissal proceedings are vested in the Director of Prisons
8. All offices the remuneration of which is not paid from provision made in the Estimates for an established office.

Made in Council this 29th day of October 1985

JENNY MANDERSON
CLERK TO THE EXECUTIVE COUNCIL