THE STRATEGIC SERVICES AGENCY REGULATIONS,2020

Explanatory Memoradum

The Strategic Services Agency Regulations, 2020 seeks to provide for the effective exercise of the powers and the proper performance of the duties and functions of the Strategic Services Agency.

Regulation 1 provides for the citation of the Regulations.

Regulation 2 provides for the interpretation of certain terms used in the Regulations.

Regulation 3 provides for special responsibilities of the Director in order to ensure that the Strategic Services Agency exercises its powers and functions within its statutory mandate and is limited to what is necessary and appropriate in order to properly discharge its functions.

Regulation 4 requires the Agency to create and implement strict protocols and security arrangements in order to ensure that information and intelligence in its custody or under its control are secure and protected. It also requires the Agency to create procedures for the destruction of information and intelligence.

Regulation 5 requires the Director to pursue the development and implementation of internal standard operating procedures in accordance with the Act and other written laws that treat with information and intelligence.

LEGAL NOTICE NO. 39

REPUBLIC OF TRINIDAD AND TOBAGO

THE STRATEGIC SERVICES AGENCY ACT, CHAP. 15:06

REGULATIONS

MADE BY THE MINISTER UNDER SECTION 14 OF THE STRATEGIC SERVICES AGENCY ACT AND SUBJECT TO NEGATIVE RESOLUTION OF PARLIAMENT

THE STRATEGIC SERVICES AGENCY REGULATIONS, 2020

Citation

1. These Regulations may be cited as the Strategic Services Agency Regulations, 2020.

Interpretation

2. In these Regulations—

"Act" means the Strategic Services Agency Act;

"Agency" means the Strategic Services Agency, established under section 3 of the Act;

"Director" means the Director of the Strategic Services Agency, established under section 3 of the Act;

"Minister" means the Minister to whom responsibility for national security is assigned.

Special responsibilities of the Director

3. The Director shall take all reasonable steps to ensure that the work of the Agency is limited to what is necessary and appropriate for the purposes of the proper discharge of its functions in accordance with the Act.

Security of information and intelligence

4. (1) The Agency shall—

(a) implement strict arrangements to ensure that information and intelligence in its custody or under its control are secure and protected and such arrangements shall apply to the collection, storage, access, use, alteration, disclosure, disposal, destruction, exchange and dissemination of the information and intelligence;

(b) create and abide by strict protocols related to the access to information and intelligence in its custody or under its control;

(c) institute security arrangements which create and maintain a record of persons who access information and intelligence in its custody or under its control, including a record of the date and time of access;

(d) ensure that information and intelligence in its custody and under its control and obtained under the Interception of Communications Act are treated in accordance with the requirements of that Act; and

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(e) create and maintain a record of the destruction of any information and intelligence in its custody or under its control, which record shall include the date of the destruction, the reason for destruction, the officer who authorised the destruction, and written certification by the officer who carried out the destruction, that the relevant information and intelligence were destroyed.

(2) The arrangements and security protocols referred to in this Regulation shall consist of both appropriate physical and technological measures.

Internal standard operating procedures

5. (1) The Director shall develop and implement internal standard operating procedures for the Agency.

(2) The Director may appoint a committee to advise him on the development and implementation of internal standard operating procedures.

(3) The internal standard operating procedures shall be in accordance with the requirements of the Act and any other written law which seeks to protect the secrecy of information and intelligence.

Dated this 31st day of January, 2020.

S. YOUNG
Minister of National Security

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