



# HOUSE OF ASSEMBLY BERMUDA

Sitting No. 16 -- Monday, March 16, 2015

## Order of Business

---

- (a) Prayers
- (b) Confirmation of Minutes - *Minutes of March 6, 2015*  
*Minutes of March 9, 2015*  
*Minutes of March 11, 2015*  
*Minutes of March 13, 2015*
- (c) Messages from the Governor
- (d) Announcements by the Speaker or Member presiding.  
*Statement by the Speaker*
- (e) Messages from the Senate
- (f) Papers and other communications to the House
- (g) Petitions
- (h) Statements by Ministers and Junior Ministers  
*Public Service Bursary Award Scheme – Hon. M. H. Dunkley*  
*Bermuda's Exclusive Economic Zone – Hon. M. H. Dunkley*  
*Personal Clarification to the House of Assembly – Hon. S. G. Crockwell*  
*Update Introduction of Roadside Sobriety Testing – Hon. S. G. Crockwell*
- (i) Reports of Committees
- (j) Question Period

**Hon. E. T. Richards to provide an oral response to a parliamentary question from Mr. D. Burt (deferred from last week)**

- \*1. With the exception of the Memorandum of Understanding with the Canadian Commercial Corporation, will the Honourable Minister please advise this Honourable House of the number of waivers issued by the Accountant General pursuant to section 2.12 of Financial Instructions for the bypassing of the requirement for multiple quotes for the purchase of goods and services since December 18, 2012?

**Hon. E. T. Richards to provide a written response to a parliamentary question from Mr. D. Burt (deferred from last week)**

- 1. With the exception of the Memorandum of Understanding with the Canadian Commercial Corporation, Will the Honourable Minister please advise this Honourable House the amount, vendor, product & service, reasons, and mitigating controls, for all waivers issued by the Accountant General pursuant to section 2.12 of Financial Instructions for the bypassing of the requirement for multiple quotes for the purchase of goods and services since December 18, 2012.

**Hon. E. T. Richards to provide an oral response to a parliamentary question from Mr. D. Burt (deferred)**

- \*1. Will the Honourable Minister please share with this Honourable House any advice received by the Ministry of Finance from the Office of Project Management and Procurement regarding the signing of a Memorandum of Understanding with the Canadian Commercial Corporation for the redevelopment of the LF Wade International Airport; and if he will make a statement on any concerns that were raised?

**Hon. L. C. Cannonier to provide oral responses to parliamentary questions from Hon. D. V. Burgess**

- \*1. Will the Honourable Minister please confirm for this Honourable House the total number of change orders relating to the improvements to Heritage Wharf; including the total cost and the rationale for these change orders?
- \*2. Will the Honourable Minister please inform this Honourable House what was the cost savings gained in using Black Rod instead of Galvanized Rod which is in contravention of our building code?
- \*3. Will the Honourable Minister please inform this Honourable House of the total amount paid in late penalty fees to the Government as per the contract for Heritage Wharf?

**(k) Congratulatory and/or Obituary Speeches.**

**(l) Matters of Privilege**

**(m) Personal Explanation**

**(n) Notice of motions for the Adjournment of the House on matters of urgent public importance**

**(o) Introduction of Bills**

**(i) Government Bills**

*Exempted Partnerships Amendment Act 2015 – Dr. the Hon. E. G. Gibbons  
Limited Partnership Amendment Act 2015 – Dr. the Hon. E. G. Gibbons  
Companies Amendment Act 2015 – Dr. the Hon. E. G. Gibbons  
Partnership Amendment Act 2015 – Dr. the Hon. E. G. Gibbons*

**(ii) Opposition Bills**

**(iii) Private Members' Bills**

**(p) Notices of Motions:**

*A Motion moved by Hon. M. J. Pettingill that this House:*

- (1) Condemns and expressed disgust at the words and actions of the Member from Warwick East Central, the Leader of the Opposition, on Friday, March 13, and censures the member accordingly;*
- (2) Abhors the action of the member for Warwick East Central in verbally threatening Members of the House and showing total disrespect to the Office of the Speaker of the House, and by this action, seriously reflecting up on the honour and dignity of the House; and*
- (3) Suspends the member for Warwick East Central from the service of the House. In addition, the Opposition Leader failed to acknowledge the seriousness and gravity the behaviour identified, which is not the type of behaviour that should be associated with Bermuda's Opposition Leader, or any Member of Parliament*

*A motion moved by the Hon. M. J. Scott hereby gives notice, that this Honourable House censures the Member for Southampton West and Speaker of the House the Hon. K.R.H. Horton, J.P. M.P. for :- Bringing the democracy of these Islands of Bermuda and its Parliament into disrepute, by his misconduct of suppressing debate in the House of Assembly, on an amendment to an Opposition motion, of public importance, and in breach of basic tenets of parliamentary procedure;*

- a) *Bringing Parliament into disrepute, by his misconduct of refusing to both acknowledge and take a point of Order and refusing to allow and hear a point of Privilege by the Member for Pembroke West Central, who rose on a point of Privilege, in breach of the Standing Orders of the House, numbers 11 (3) (a) and 13 (1) as read with 21 (1) (i) ;*
- b) *Bringing the Parliament into disrepute, by the misuse and abuse of his authority as Speaker, by ejecting the member for Pembroke West Central immediately after the Member rose on a point of Privilege without any lawful or justifiable grounds to eject the Member;*
- c) *Displaying a woeful ignorance and lack of understanding of Standing Orders of the House of Assembly and basic Parliamentary procedure thereby bringing the Parliament into disrepute;*

**(q) ORDERS OF THE DAY**

1. **Resumption in Committee of Supply for further consideration of the Estimates of Revenue and Expenditure for the Year 2015/2016**  
[Minister of Finance]  
Tabled: February 20, 2015
  
2. **Consideration of the Bermuda Air Terminal (Fees) Amendment Regulations 2015**  
{Governor's Recommendation Signified}  
[Minister of Tourism Development and Transport]  
Tabled: February 27, 2015
  
3. **Second Reading:**  
**Stamp Duties Amendment Act 2015**  
{Governor's Recommendation Signified}  
[Minister of Finance]  
First Reading: February 27, 2015
  
4. **Consideration of Supplementary Estimate No.1 for the Financial Year 2014/2015**  
[Minister of Finance]  
Tabled: March 4, 2015
  
5. **Second Reading:**  
**Financial Assistance Amendment Act 2015**  
[Minister of Community, Culture and Sports]  
First Reading: March 6, 2015
  
6. **Consideration of the Government Omnibus (Fares) Amendment Regulations 2015**  
[Minister of Tourism Development and Transport]  
Tabled: March 11, 2015
  
7. **Consideration of the Marine Board (Ferry Services Fares) Amendment Regulations 2015**  
[Minister of Tourism Development and Transport]  
Tabled: March 11, 2015
  
8. **Resolution to be made by Hon. M. H. Dunkley, notice of which was given on March 13, 2015:**  
*"BE IT RESOLVED that previous resolutions of this House made pursuant to section 2 of the Ministers and Members of the Legislature (Salaries and Pensions) Act 1075 be revoked; AND BE IT FURTHER RESOLVED that pursuant to section 2 of the Ministers and Members of the Legislature (Salaries and Pensions) Act 1975 the annual salaries payable to Members of the Legislature listed in Part A and Officers of the Legislature listed in Part b of the table below shall be set out in column 3 of the table with effect from 1 April 2015 to 31 March 2016." (Resolution attached)*

9. **Second Reading: (Resumption in Committee)**  
**Debtor's Amendment Act 2014 (citation to be amended in Committee)**  
[Shadow Minister of Economic Development]  
First Reading: November 7th 2014
10. **Second Reading: (Resumption in Committee)**  
**Public Holidays Amendment Act 2014 (citation to be amended in Committee)**  
[Shadow Minister of Community, Culture and Sport]  
First Reading: November 7th 2014
11. **Second Reading: (Resumption in Committee)**  
**Statutory Interest Rate Reduction Act 2014 (citation to be amended in Committee)**  
[Shadow Minister of Finance]  
First Reading: November 7, 2014
12. **Second Reading:**  
**Auxiliary Bicycle Amendment Act 2014 (citation to be amended in Committee)**  
[Shadow Minister of Transport]  
First Reading: November 28, 2014
13. **Second Reading:**  
**Good Samaritan (Food Donation) Act 2015**  
[Shadow Minister of Health]  
First Reading: February 27, 2015
14. **Second Reading:**  
**Decriminalisation of Cannabis Act 2015**  
[Shadow Attorney General]  
First Reading: March 9, 2015
15. **Motion to be moved by Hon. D. P. Lister, notice which was given on 7th, November 2014: (three month extension given February 20, 2015)**  
  
*"That pursuant to Part IV of the Parliament Act 1957, BE IT RESOLVED that given Bermuda's colonial status, a Select Committee of the House be appointed with a mandate to examine and review the viability of the decolonisation of Bermuda and report to this Honourable House on its findings and recommendations."*
16. **Motion to be moved by Hon. W. L. Furbert, notice which was given on 7th, November 2014: (three month extension given February 20, 2015)**  
  
*"BE IT RESOLVED by this Honourable House that for an entity funded by Government wherein the principals receive remuneration that exceeds fifty thousand dollars (\$50,000) annually, the Minister responsible for that entity shall, when requested by this Honourable House, disclose to this House the nature and details of the remuneration of the principals of that entity as soon as practicable."*
17. **Motion to be moved by Hon. Z. J. DeSilva, notice which was given on 7th, November 2014: (three month extension given February 20, 2015)**  
  
*"That this Honourable House take note of the escalation of healthcare and insurance costs and the need to ensure that accessible and affordable healthcare is available for every member of our community."*

**18. Motion to be moved by Mr. C. W. Brown, notice which was given on 11<sup>th</sup> March, 2015:**

*“Pursuant to of Article 73 of the Charter of the United Nations which states, inter alia, that “Members of the United Nations which have or assume responsibilities for the administration of territories whose peoples have not yet attained a full measure of self-government recognize the principle that the interests of the inhabitants of these territories are paramount, and accept as a sacred trust the obligation to promote to the utmost...the well-being of the inhabitants of these territories”; and further, “to ensure, with due respect for the culture of the peoples concerned, their political, economic, social, and educational advancement, their just treatment, and their protection against abuses”; and being mindful that the United Kingdom is a founding member of the United Nations and the administering power for the Overseas Territory of Bermuda, this Honourable House observes that the UK government: (1) did not use its authority to eliminate racial segregation in these islands; (2) did not use its authority to grant universal suffrage in these islands; and more recently, given that the UK government has: (1) unfairly and publicly chastised Bermuda over its taxation regime; (2) rejected a decision by this Honourable House calling for a Commission of Inquiry into allegations of systemic property theft in these islands; (3) rejected a bi-partisan call for the appointment of a Bermudian Director of Public Prosecutions; and (4) rejected a bi-partisan call for the appointment of a Bermudian Information Commissioner, this Honourable House concludes that the United Kingdom government is acting in a manner contrary to the best interests of Bermuda and Bermudians.*

**19. Motion to be moved by Mr. E. D. Burt, notice which was given on 13<sup>th</sup> march, 2015:**

*“BE IT RESOLVED that this Honourable House does not support the sole sourcing of a developer and concessionaire for the proposed new terminal at the LF Wade International Airport and further, we recommend the project be subject to a public RFP process”. – Mr. D. Burt*