



BERMUDA
HOUSE OF ASSEMBLY

Official House Minutes

July 20, 2012

Electronic Version

Hon. Stanley W. Lowe, OBE, JP, MP

Speaker

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No.31

Friday, July 20, 2012

Members Present: His Honor the Speaker, Mr. M. A. R. Bean, Mr. G.A. Blakeney, Mr. D.V. Burgess, Mr. D. N. I. Butterfield, Mr. C. Cannonier, Ms. P. A. Cox, Mr. S.D.G Crockwell, Mr. Z.J.S DeSilva, Mr. A.E DeVent, Mr. L. F. Foggo, Mr. W. L. Furbert, Dr. E G. Gibbons, Mrs. P. J. Gordon Pamplin, Mr. K.H.R. Horton, Mr. D.O. Hunt, Mrs. L.A. Jackson, Mr. D. P. Lister, Mr. T.E. Lister, Mr. W. M. Lister, Mr. P.K. Minors, Mr. T.G. Moniz, Mr. C.F. B. Swan, Mr. H. K. E. Swan, Mr. D. D. M. Tucker, Mr. M. A. Weeks.

10:05am Confirmation of minutes:

Minutes of July, 13th 2012 where confirmed.

**Announcements by the Speaker or Member presiding:
10:06 am**

MR. SPEAKER noted that Hon. Damion Crawford, Minister of State in Jamaica, will be paying a courtesy call on Hon. Wayne Perinchief. He is in Bermuda as guest speaker at the Jamaican Associations 50th Independence celebration

MR. SPEAKER announced the presence of Hon. Damion Crawford, Minister of State from Jamaica in the Speakers Gallery. He is a guest of Hon. Wayne Perinchief.

MR.SPEAKER announced that Hon. D.V. Burgess has sent a message informing the Speaker that he will be absent from today's meeting, as he is abroad on business.

MR. SPEAKER announced that Mrs. Wolffe is absent today due to illness.

MR. SPEAKER noted that there are some problems with the A/C in the House Chamber. Efforts are being made by W&E to improve the situation. House will be adjourned for 15mins to allow W&E to do certain work.

10:10am House adjourned for 15mins.

House Resumed

MR. SPEAKER again acknowledged Hon. Damion Crawford.

**Papers and other Communications:
10:32am**

MR. Z. J. S. DESILVA On behalf of the Ministry of Health, read the following communications to His honour the Speaker in the House of Assembly.

TO HIS HONOUR THE SPEAKER

I have the honour to attach and submit for the information of the House of Assembly. The financial statements of the Health Insurance Fund as at 31st of March 2005, 2006, 2007, 2008, 2009, and 2010, the Mutual Re-Insurance as at 31st March 2005, 2006, 2007, 2008, 2009, and 2010 and the Statements of the Future Care Fund as at 31st March 2010by command to be tabled for the information of the House of Assembly.

MR. Z.J.S. DESILVA
Minister of Health

MR. M.A. WEEKS On behalf of the Ministry of Public Works, read the following communications to His honour the Speaker in the House of Assembly

TO HIS HONOUR THE SPEAKER

10:34am

I have the honour to attach and submit for the information of the house of Assembly. The Financial Statement of Bermuda Land Development Co. Ltd. As at 31st March 2009 and The Bermuda Land Development Co. Ltd. Report on operations for the fiscal year ended 31st March 2009by command to be tabled for the information of the House.

MR. M.A. WEEKS
Minister of Public Works

**Statements by Ministers/Junior Ministers
10:35am**

MR. W.L. FURBERT Big game fishing tournament held in Bermuda.

MR. Z.J.S. DESILVA, tabling of Financial Statements of the Health Insurance Fund, the Mutual Re-Insurance Fund and the Future Care Fund.

Question Period:

Questions relating to ministerial statements

**Congratulatory and or obituary speeches:
10:47am**

DR. E.G.GIBBONS - Congratulations to Meridian Hedge Fund Seniors in Bermuda on being named The best Hedge Fund Association in North America by Hedge Wesla Magazine (N.H.C. Simons).

MR.W. M. LISTER– Congratulations to people of Jamaica on the celebration of their 50th Independence Day Anniversary.

DAME JENNEFER SMITH – Gives her condolences to the late Mrs. Nadine Claudine Richards of Loyal Hill Devonshire.

Congratulations to the 5 young men awarded bursaries by the Alpha Fraternity. Trea Trott (Berkley), Khaivon Castro (Cedarbridge), Aaron Phillips (Warwick Academy), Torrae Wainright (Saltus), Zachary Nzabalinda (Bermuda Institute).

Congratulations to the Bermuda end to end walk fund raising event organized on the 25th anniversary.

MR. K.H.R. HORTON- congratulations to Hunts Food and Supply (Mr. Nelson Hunt) for on the 10th anniversary of the company, and great success of the company.

L.C. CANNONIER- Assoc. with welcome comments for Hon. Damion Crawford on his Bermuda visit; and assoc. Re the 50th Independence Anniversary for Jamaica.

MR. W.N.M PERINSHIEF - congratulations and command to the B.P.S. and Ms. Martha Dismont on the work and aims of the Youth Leadership Academy, working with young Bermudians.

MR.Z.J.S DESILVA- congratulations to Mr. Dale Young on assisting tourist distress scrutiny. Sets a wonderful example for all Bermudians.

M.J. SCOTT- Congratulations to Mr. Travis Gilbert Sr. on his recent installation as Rt. Worshipful Grand Superintendent of the Scottish Lodges of Bermuda.

10:58am

MR.W.H. ROBAN- congratulations to BDA Association on recognition and the celebration of life of Bermuda National Hero Mary Prince
MRS. P.J. GORDON-PAMPLIN condolences to Late Mrs. Nadine Claudine Richards of Loyal Hill Devonshire. (Assoc. D.P. Lister). To people of

Jamaica on the celebration of their 50th Independence Day Anniversary.

H.K.E. SWAN- Assoc. welcome to Minister Crawford and congratulations to Jamaica on 50th Independence Anniversary.

Congrats to Bermuda Heritage Foundation.
Congrats to St. Georges Heritage.

Late Mr. James Bradley Simmons of Southampton (assoc. N.H.C. Simons and K.H Horton).
D.M.M. Tucker- assoc. congratulations to Mr. Travis Gilbert Sr. a very fitting tribute to him.

ORDERS OF THE DAY

11:05am Order #1.

MS. P.A. COX- 2nd reading- The Insurance Amendment Act (No.2) Act 2012.

MR. K.H.R. HORTON in chair.
11:07am

11:14am MR. E.T. RICHARDS

11:19am MR. SPEAKER in Chair

11:25am MRS. P. J. GORDON-PAMPLIN

11:29am DR. E.G.GIBBONS

11:33am MS. P.A. COX.

11:37am Committee Hon. K.H.R. HORTON in the Chair

11:38am MS. P.A. COX Moved clauses 1-23

11:46am MRS. P.J. GORDON-PAMPLIN

11:48am DR. E.G. GIBBONS

11:53am MS. P.A. COX

Clauses 1-23 agreed to
Scheduler agreed to
Preamble agreed to
Report of the committee as printed agreed to

12:00pm Order#2

MS. P.A. COX. 2nd reading Banks and Deposits Companies Amendment Act 2012.

12:07pm MR. E.T. RICHARDS

12:23pm MR. M.A.R. BEAN

12:26pm MR. E. T. RICHARDS – P.O.O.

12:34pm MR. P.A. COX

SPEAKER ordered that the House will go into Committee following lunch.

JOURNALS OF THE HOUSE OF ASSEMBLY

2:00pm The House Resumed

MS. P.A. COX
The Bill was committed
MR. K.H.HORTON in the Chair
MS. P.A. COX moved clauses 1-16

2:12pm MR. E.T. RICHARDS
MR. C. F. B. SWAN

2:14pm MS. P.A. COX

2:15pm MR. C.F.B. SWAN

Clauses 1-16 agreed to as printed.
Preamble
Report as printed agreed to as printed.

2:20pm Order #3

Hon. P.A. Cox-2nd Reading Investments Business
Amendment Act 2012

2:25pm MR. E. T. RICHARDS

2:30pm MR. C. F. B. SWAN

2:33pm MS. P.A. COX

The Bill was committed

MR. D.D. BUTLER in the Chair
Clauses 1-20

2:47pm MR. E. T. RICHARDS

2:50pm MR. N.H.C. SIMONS

2:51pm MR. C. F. B. SWAN

2:54pm MS. P.A. COX

Clauses 1-20 agreed to as printed
Preamble agreed to
Report as printed agreed to

(MR. D.P. LISTER in the chair)

2:58pm Order #4

2nd reading The Trust (Regulations of Trust Business)
Amendment Act 2012. HON. P.A. COX

3:00pm MR. E.T. RICHARDS

3:00pm MR. C. F. B. SWAN

3:03pm DR. E.G. GIBBONS

3:05pm MS. P.A. COX

Bill is Committed
Mr. D.D. Butler in the chair
Clauses 1-17

3:14pm MR. N.H.C. SIMONS

3:16pm DR. E.G. GIBBONS

3:17pm MR. C. F. B. SWAN

3:19pm MS. P.A. COX

Clauses 1-17 agreed to as printed.
Preamble agreed to
Report as printed agreed to as printed.

3:30pm Order #5

2nd reading Corporate Service Providers Business Act
2012 MR. W.L. FURBERT

3:32pm MR. S.G. CROCKWELL

3:42pm MR. C. F. B. SWAN

3:46pm MR. E.T. RICHARDS

3:53pm DR. E.G. GIBBONS

3:56pm MR. W.L. FURBERT

Bill is committed

MR. D.D. BUTLER in the Chair
Clauses 1-26

4:10pm MR. S.D.G. CROCKWELL

4:13pm MR. N.H.C. SIMONS

4:14pm MR. W.L. FURBERT

4:15pm DR. E.G. GIBBONS

4:17pm MR. W.L. FURBERT

Clauses 1-26 agreed to as printed.
Preamble
Report as printed

4:20pm (MR. W.L. FURBERT)

4:28pm MS. S.D.G. CROCKWELL

4:32pm MS. N.H.C. SIMONS

4:34pm MR. W.L. FURBERT

4:36pm MR. N.H.C. SIMONS

4:38pm MR. S.D.G. CROCKWELL

4:40pm MR. W.L. FURBERT

Clauses 27-59 agreed to.

4:44pm MR. W.L.FURBERT

Moved clauses 60-65

Clauses 60-65 agreed to.

4:45pm MR. W.L. Moved clause 66

Amendment agreed to.

Clauses 67-69 agreed to.

4:48pm MR. W.L. FURBERT moved the schedules.

4:49pm DR. E.G. GIBBONS

4:53pm MR. W.L. FURBERT

4:55pm MR. N.H.C. SIMONS

4:59pm MR. W.L. FURBERT

5:01pm DR. E.G. GIBBONS

5:04pm MR. W.L. FURBERT

All Clauses and schedules agreed to.

JOURNALS OF THE HOUSE OF ASSEMBLY

Report of the committee amended-agreed to

5:06pm MR. D.P. LISTER in Chair.

5:07pm Order #6

Hon. M.J. Scott- moved consideration of proposal to the grant of a 50year lease of the Gym Field to the Bermuda Football Association, together with a license to develop the property.

5:22pm MR. N.H.C. SIMONS

5:36pm MR. K.H.R. HORTON

5:44pm MR. K.H.E. SWAN

5:46pm (MR. SPEAKER in the chair)

6:01pm MR. T.G. MONIZ

6:28pm MR. M. A. R. BEAN

6:37pm MR. D.D.M. TUCKER

6:46pm MR. C. F. B. SWAN

6:50pm MRS. P.J. GORDON-PAMPLIN

6:55pm MR. T.E. LISTER

7:05pm MR. Z.J.S. DESILVA

7:10pm Mrs. P.J. GORDON-PAMPLIN-P.O.O

7:17pm MS. P.A. COX

7:20pm MR. M.J. SCOTT

Typing errors will be noted and corrected for the Senate.

Nos. 7 and 8 were carried over.

The House took note of Motion:

MS. P.A. COX moved that standing order 21 be suspended to enable her to move the following four Bills entitled The Insurance Amendment Act (No.2) 2012, The Investment Business Amendment Act 2012, The Trust (Regulations of Trust Business) Amendment Act 2012 and The Corporate Service Provider Business Act 2012 be now read the time which was agreed to.

On the Motion of MS. P.A. COX The Bills entitled The Insurance Amendment Act (No.2) 2012, The Investment Business Amendment Act 2012, The Trust (Regulations of Trust Business) Amendment

Act 2012 and The Corporate Service Provider Business Act 2012 were read a third time and passed.

MR. W. FURBERT moved that Standing Order 21 be suspended to enable him to move the following bill entitled The Corporate Service Provider Business Act 2012, be now read the time which was agreed to.

On the Motion of MR. W. FURBERT the Bill entitled The Corporate Service Provider Business Act 2012 was read a third time and passed.

MR. E.T. RICHARDS moved that Standing Order 14 be suspended to enable him to him to suspended present a Report of the Public Accounts Committee.

SPEAKER acknowledged a letter from Minister of G.E.I.S —Re. air conditioning in House chambers.

MS. P.A. COX moved that the House at its rising, do adjourn on Friday, 2 November, 2012 at 10:00 Am., which was agreed to.

MS. P.A. COX moved that the House do now adjourn, which was agreed to.

MR. L.A. JACKSON

MR. Z.J.S. DESILVA P.O.O. (THREE TIMES)

MR. C. F. B. SWAN

DR. E.G. GIBBONS

MR. H.K.E. SWAN

MR. W.L. FURBERT

MR. H.K.E. SWAN P.O.O.

MRS. P.J. GORDON-PAMPLIN P.O.O

9:05pm House Adjourned to Friday, November, 2 2012 at 10:00am.