

**BERMUDA**  
**PROCEEDINGS OF THE SENATE**  
**SESSION OF 2021 - 2022**

**No. 9**

**WEDNESDAY, 23<sup>rd</sup> MARCH 2022**

**PRESENT:**

Senator the Hon. Mrs. J.E. DILLAS-WRIGHT,  
M.B.E., J.P. - PRESIDENT  
Senator Mrs. W.M.P. SIMMONS,  
VICE PRESIDENT  
Senator R.J. WIGHT  
Senator the Hon. Dr. E.G.V. PEETS, J.P.  
Senator O.K. DARRELL  
Senator Ms. A.J.L. HODGSON  
Senator Ms. L.K. SIMMONS  
Senator Rev. Dr. E.G.A. DILL  
Senator B.A. SMITH, J.P.  
Senator Mrs. R.S. TUCKER  
Senator Dr. D.S.J. DeCOUTO

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**[This meeting of Senate was conducted in  
the Senate Chamber at Veritas Place.]**

**10:03a.m.**

On the motion of Senator W.M.P. Simmons, the minutes of the meeting of Wednesday, 2<sup>nd</sup> March, 2022 were taken as read and confirmed.

**10:04a.m.**

The following Message was received from the Honourable House of Assembly and read out by the Clerk:-

(No. 8)

TO THE HONOURABLE THE PRESIDENT AND MEMBERS OF THE SENATE:

The House of Assembly has the honour to forward herewith the undernoted Bill for the concurrence of your House:

“The Appropriation Act 2022”

Copies of the Estimates of Revenue and Expenditure for 2022/2023 are also forwarded for the information of your House.

Hon. Dennis P. Lister, JP, MP  
SPEAKER

**10:05a.m.**

Senator the Hon. Dr. E.G.V. Peets presented the following Report for the information of Senate:-  
“*Youth, Culture and Sport – Year in Review*”.

**10:06a.m.**

Senator A.J.L. Hodgson, on behalf of Senator O.K. Darrell, presented the following Report for the information of Senate:-  
“*Annual Report of the Information Commissioner’s Office for the Year 2021*”, submitted in accordance with the provisions of Section 58(1) of the Public Access to Information Act 2010.

**10:06a.m.**

Senator A.J.L. Hodgson presented the following Regulations for the information of Senate:-

The ‘Public Health (COVID-19) Penalties Regulations 2021’;  
The ‘Public Health (COVID-19) Penalties Amendment Regulations 2021’;  
The ‘Public Health (COVID-19) Penalties Amendment (No. 2) Regulations 2021’;  
The ‘Public Health (COVID-19) Penalties Amendment (No. 3) Regulations 2021’;  
The ‘Public Health (COVID-19) Penalties Amendment (No. 4) Regulations 2021’;  
The ‘Public Health (COVID-19) Penalties Amendment Regulations 2022’;  
The ‘Public Health (COVID-19) Penalties Amendment (No. 2) Regulations 2022’;  
The ‘Public Health (COVID-19) Amendment Regulations 2021’; and  
The ‘Public Health (COVID-19) Amendment Regulations 2022’.

**Notices of Motion**

**10:07a.m.**

Senator Rev. Dr. E.G.A. Dill presented for the consideration of Senate the draft Regulations entitled the “Mortgaging of Aircraft and Aircraft Engines (Fees) Amendment Regulations 2022”, proposed to be made by the Minister of Transport under the power conferred by section 7(1)(b) of The Mortgaging of Aircraft and Aircraft Engines Act 1999; and gave notice that at the next day of meeting she would move that the said draft Regulations be approved.

**10:08a.m.**

Senator A.J.L. Hodgson presented for the consideration of Senate the draft Regulations entitled “The Government Fees Amendment Regulations 2022”, proposed to be made by the Minister of Finance under the provisions of section 2 of The Government Fees Act 1965; and gave notice that at the next day of meeting she would move that the said draft Regulations be approved.

**10:08a.m.**

Senator A.J.L. Hodgson presented for the consideration of Senate the draft Regulations entitled the “National Pension Scheme (Refund) (Temporary) (No. 2) Regulations 2022”, proposed to be made by the Minister of Finance under the provisions of sections 24(9)(c) and 69 of The National Pension Scheme (Occupational Pensions) Act 1998; and gave notice that at the next day of meeting, she would move that the said draft Regulations be approved.

**10:09a.m.**

Senator A.J.L. Hodgson presented for the consideration of Senate the draft Order entitled “The Public Health (COVID-19) Emergency Extension (No. 3) Order 2022”, proposed to be made by the Minister responsible for Health under the provisions of section 107A of The Public Health Act 1949; and gave notice that at the next day of meeting she would move that the said draft Order be approved.

**10:10a.m.**

Senator A.J.L. Hodgson, as Junior Minister for Finance, made a Ministerial Statement on “More Relief for the People – March 2022 Fuel Prices”.

**10:15a.m.**

The following Public Bills were brought up from the House of Assembly and given their First Reading in the Senate:-

- The “Appropriation Act 2022”;
- The “Investment Business Amendment Act 2022”;
- The “Municipalities Amendment Act 2022”;
- The “Municipalities Amendment (No. 2) Act 2022”;
- The “Payroll Tax Amendment and Validation Act 2022”;
- The “Customs Tariff Amendment Act 2022”;
- The “Motor Car Amendment Act 2022”;
- The “National Pension Scheme (Occupational Pensions) Amendment and Validation Act 2022”; and
- The “Endangered Animals and Plants Amendment Act 2022”.

**Question Period**

**10:16a.m.**

Senator B.A. Smith asked a question to Senator A.J.L. Hodgson regarding her Ministerial Statement on “More Relief for the People – March 2022 Fuel Prices”.

Senator A.J.L. Hodgson replied.

Senator Dr. D.S.J. DeCouto asked a question.

Senator A.J.L. Hodgson replied.

Senator Dr. D.S.J. DeCouto asked a second question.

Senator A.J.L. Hodgson replied.

Senator Dr. D.S.J. DeCouto asked a third question.

Senator A.J.L. Hodgson replied.

**Orders of the Day**

**10:24a.m.**

Senator A.J.L. Hodgson moved that the provisions of Standing Order 25 be granted so that Senate may now proceed with the Second Reading of the Public Bill entitled “The Appropriation Act 2022” – which was agreed to.

Senator Hodgson spoke on the Bill.

- 10:45a.m. – Senator Dr. D.S.J. DeCouto
- 11:11a.m. – Senator W.M.P. Simmons
- 11:48a.m. – Senator R.S. Tucker
- 12:03p.m. – Senator the Hon. Dr. E.G.V. Peets
- 12:10p.m. – Senator B.A. Smith

**12:36p.m.**

Senator the Hon. the President ordered that the Senate do now adjourn for lunch.

The Senate adjourned for lunch at 12:36p.m. and resumed at 2:16p.m.

- 2:17p.m. – Senator O.K. Darrell
- 2:18p.m. – Senator Dr. D.S.J. DeCouto (P.O.O)
- 2:18p.m. – Senator O.K. Darrell
- 2:23p.m. – Senator R.S. Tucker
- 2:26p.m. – Senator Dr. D.S.J. DeCouto (P.O.I)
- 2:26p.m. – Madam President
- 2:26p.m. – Senator Dr. D.S.J. DeCouto
- 2:26p.m. – Senator O.K. Darrell
- 2:32p.m. – Senator A.J.L. Hodgson replied.

The Bill entitled “The Appropriation Act 2022” was accordingly read a second time.

Senator A.J.L. Hodgson moved that the Senate do now resolve itself into a Committee of the Whole for further consideration of “The Appropriation Act 2022”, together with the Estimates of Revenue and Expenditure for the Year 2022/2023 – which was agreed to.

The Senate resolved itself into Committee of the Whole, Senator W.M.P. Simmons in the Chair.

**2:34p.m.**

Senator the Hon. Dr. E.G.V. Peets moved that Head 71 – Ministry of Youth,

Culture and Sport Headquarters; and Head 20 – Youth, Sport and Recreation be now considered -- which was agreed to.

Senator Peets spoke on the Heads.

- 3:37p.m. – Senator B.A. Smith
- 4:02p.m. – Senator Dr. D.S.J. DeCouto
- 4:02p.m. – Senator the Hon. Dr. E.G.V. Peets
- 4:12p.m. – Senator B.A. Smith
- 4:17p.m. – Senator the Hon. Dr. E.G.V. Peets
- 4:23p.m. – Senator B.A. Smith

**4:23p.m.**

Senator Peets moved that Heads 71 and 20 be approved as printed – which was agreed to.

**4:25p.m.**

Senator A.J.L. Hodgson moved that Head 10 – Ministry of Finance Headquarters; Head 11 – Accountant General; Head 12 – Customs; Head 28 – Social Insurance; Head 38 – Office of the Tax Commissioner; Head 39 – Registrar of Companies; and Head 58 – Debt & Loan Guarantees be now considered -- which was agreed to.

Senator Hodgson spoke on the Heads.

- 6:14p.m. – Senator Dr. D.S.J. DeCouto
- 6:20p.m. – Senator R.J. Wight
- 6:22p.m. – Senator A.J.L. Hodgson
- 6:22p.m. – Senator Dr. D.S.J. DeCouto
- 6:23p.m. – Senator A.J.L. Hodgson
- 6:24p.m. – Senator Dr. D.S.J. DeCouto
- 6:24p.m. – Senator A.J.L. Hodgson
- 6:25p.m. – Senator Dr. D.S.J. DeCouto
- 6:25p.m. – Senator A.J.L. Hodgson

**6:26p.m.**

Senator Hodgson moved that Heads 10, 11, 12, 28, 38, 39 and 58 be approved as printed – which was agreed to.

**6:27p.m.**

Senator A.J.L. Hodgson moved that the Committee rise, report progress and ask for leave to sit again -- which was agreed to.

The Chairperson reported that the Committee had risen, reported progress and requested leave to sit again for further consideration of the Bill.

The Committee rose and the Senate resumed.

The Committee was accordingly granted leave to sit again.

**Congratulatory and/or Obituary Speeches**

**6:29p.m.**

Senator L.K. Simmons expressed condolences to the Millett/Boyles families on the passing of Baby Boyles.

Senator R.S. Tucker associated herself with the condolences to the Millett/Boyles families, as did Senator Dr. D.S.J. DeCouto and Senator Rev. Dr. E.G.A. Dill.

Senator DeCouto also congratulated Mr. Sebastian Kempe on winning a gold medal in a recent sailing competition. Senator DeCouto expressed condolences on the passing of the late Mrs. Phyllis DeCouto, wife of the late Hon. Ernest D. De Couto, CBE, JP, former Speaker of the House, and his aunt.

Senator W.M.P. Simmons sent condolences to the family of the late Mr. Sinclair O'Brien, father of Permanent Secretary Marva O'Brien of Foothills Road.

Madam President also expressed condolences to the family of the late Mr. Sinclair O'Brien.

**Adjournment**

**6:38p.m.**

Senator the Hon. Dr. E.G.V. Peets moved that, at its rising, the Senate adjourn to Thursday, 24<sup>th</sup> March 2022 – which was agreed to.

6:38p.m. – Senator B.A. Smith

6:40p.m. – Senator W.M.P. Simmons

6:47p.m. – Senator Dr. D.S.J. DeCouto

Senator the Hon. Dr. E.G.V. Peets moved that the Senate do now adjourn – which was agreed to.

**6:48p.m.**

Senate adjourned until Thursday, 24<sup>th</sup> March 2022.

**PRESIDENT**

**ORDERS OF THE DAY**

**Thursday – 24<sup>th</sup> March, 2022**

(1) Resolution into Committee of the Whole for further consideration of the “Appropriation Act 2021”, together with the Estimates of Revenue and Expenditure for the Financial Year 2021/2022.

(2) Consideration of the ‘Mortgaging of Aircraft and Aircraft Engines (Fees) Amendment Regulations 2022’  
**{Governor’s Recommendation Signified}**

(3) Consideration of the ‘Government Fees Amendment Regulations 2022’  
**{Governor’s Recommendation Signified}**

(4) Consideration of the ‘National Pension Scheme (Refund) (Temporary) (No. 2) Regulations 2022’

(5) Consideration of the ‘Public Health (COVID-19) Emergency Extension (No. 3) Order 2022’

(6) Second Reading of the ‘Investment Business Amendment Act 2022’

(7) Second Reading of the ‘Municipalities Amendment Act 2022’

(8) Second Reading of the ‘Municipalities Amendment (No. 2) Act 2022’

(9) Second Reading of the 'Payroll Tax Amendment and Validation Act 2022'

{Governor's Recommendation Signified}

(10) Second Reading of the 'Customs Tariff Amendment Act 2022'

{Governor's Recommendation Signified}

(11) Second Reading of the 'Motor Car Amendment Act 2022'

{Governor's Recommendation Signified}

(12) Second Reading of the 'National Pension Scheme (Occupational Pensions) Amendment and Validation Act 2022'

(13) Second Reading of the 'Endangered Animals and Plants Amendment Act 2022'