

**Proceedings
of the
Honourable House of Assembly**

Session of 2017-2018

No. 3

Friday, 22nd September 2017

Members Present: His Honour the Speaker, Jeanne Atherden, C. Walton D. Brown, Derrick V. Burgess, David E. Burt, Wayne M. Caines, Rolfe P. Commissiong, Zane J. S. DeSilva, Michael H. Dunkley, T. Christopher Famous, Lovitta F. Foggo, Tinee S. Furbert, Wayne L. Furbert, Dr. Edmund G. Gibbons, Patricia J. Gordon-Pamplin, Susan E. Jackson, Dennis J. Lister III, Renee D.L. Ming, Trevor G. Moniz, Walter H. Roban, Michael J. Scott, W. Lawrence Scott, Scott A. Simmons, N.H. Cole Simons, Benjamin A. Smith, Kim H.E Swan, Neville S. Tyrrell, Michael A. Weeks, Kim N. Wilson.

10:02 a.m. Prayer

Confirmation of Minutes:

The minutes of the Meeting of 15th September, 2017 were confirmed.

Announcements by the Speaker:

10:02 a.m.

His Hon. the Speaker announced that the following Members will be absent from today's proceedings:

Ms. L.K. Scott, Mr. L.C. Cannonier, Mr. D.V.S. Rabain, Lt. Col. D.A. Burch.

His Honour the Speaker announced that he has received the Bermuda Ombudsman Annual Report 2016.

10:05 a.m.

Statements by Minister and/or Junior Ministers:

MR. C.W.D. BROWN made a Ministerial Statement regarding the "Update on Investigations Alleged Schemes for Land Ownership by Non-Bermudians that contravene the Bermuda Immigration and Protection Act 1956"

MS. L. F. FOGGO made a Ministerial Statement regarding the "Bermuda Post Office Mail Processing Centre Relocation"

MR. E. D. G. BURT made a Ministerial Statement regarding, "Bermuda Placed on France's "White" List for Country by Country Reporting".

MR. W. M. CAINES made a Ministerial Statement regarding the "An Integrated Ballistic Identification System".

MR. W. M. CAINES made a Ministerial Statement regarding the "Cybersecurity Concerns Us All"

10:26am

Papers and other Communications to the House:

Mr. W.M. Caines asked for leave of the House to read the following Communication to the House:

TO HIS HONOUR THE SPEAKER:

I have the honour to attach and submit for the information of this Honourable House of Assembly the list of the “Confiscated Assets Fund Payments 2014-2017”.

Hon. W.M. Caines
Minister of National Security

Sessions House
September 22, 2017

10:29am

Question Period:

MRS. P. J. GORDON-PAMPLIN asked a question to Mr. C.W.D. BROWN on his Ministerial Statement.

MR.D.V.BURGESS asked a supplementary question.

MRS. P. J. GORDON-PAMPLIN asked a supplementary question.

MRS. P. J. GORDON-PAMPLIN asked a second supplementary question.

MR.W.L.SCOTT asked a supplementary question.

MR. D. V. BURGESS asked a second question.

MRS. P. J. GORDON-PAMPLIN asked a supplementary question

MRS. P. J. GORDON-PAMPLIN asked a second supplementary question.

DR. E. G. GIBBONS asked a supplementary question.

MRS. J. J. ATHERDEN asked a supplementary question.

MR.D.V.BURGESS asked a third question.

MR. W.L. SCOTT asked a question to MS. L. F. FOGGO on her Ministerial Statement, regarding the “Bermuda Post Office Mail Processing Centre Relocation”.

MRS. J. J. ATHERDEN asked a supplementary question.

MRS. P. J. GORDON-PAMPLIN asked a question

MR.D.V.BURGESS asked a supplementary question.

MRS. P. J. GORDON-PAMPLIN asked a second supplementary question.

MR. W. L. FURBERT asked a supplementary question.

MR.N.H.C.SIMONS asked a supplementary question.

MRS. J. J. ATHERDEN asked a supplementary question.

MR. N. H. C. SIMONS asked a supplementary question.

MR. W. L. SCOTT asked a supplementary question.

MRS. J. J. ATHERDEN asked a supplementary question.

MR. R. P. COMMISSIONG asked a supplementary question.

MR. N. H. C. SIMONS asked a second question.

MR. W. L. FURBERT asked a supplementary question.

MRS. R. D. L. MING asked a question to MS. L. F. FOGGO on her Ministerial Statement.

MRS. R. D. L. MING asked a supplementary question.

MRS.R.D.L.MING asked a second supplementary question.

MRS. J. J. ATHERDEN asked a supplementary question.

MR. W. L. SCOTT asked MR.W.M. CAINES a question on his Ministerial Statement, regarding the “An Integrated Ballistic Identification System”.

MR.J.C.BARON asked MR.W.M.CAINES a question on his Ministerial Statement.

MR.W.L.SCOTT asked a question to MR. W. M. CAINES regarding his Ministerial Statement.

MR. W. L. SCOTT asked a second question.

MR. J. C. BARON asked a supplementary question.

MR.J.C. BARON asked a second supplementary question.

DR. E. G. GIBBONS asked MR.W.M. CAINES a question on his Ministerial Statement.

DR. E. G. GIBBONS asked a supplementary question.

DR. E. G. GIBBONS asked a second supplementary question.

DR. E. G. GIBBONS asked a supplementary question.

DR.E.G.GIBBONS asked third question.

MRS.P.J.GORDON-PAMPLIN asked a question to MR. E. D. G. BURT on his Ministerial Statement.

MRS.P.J.GORDON-PAMPLIN asked a supplementary question.

MRS. J. J. ATHERDEN asked supplementary question.

11:13pm

His Honour the Speaker acknowledged the presence Senator Jason Hayward in the public gallery.

**Congratulatory and /or Obituary Speeches:
(Please refer to the House Hansard)**

11:43pm

Introduction of Bills:

On behalf of MR. J.S. SIMMONS MR. E. D. G. Burt moved for leave to introduced and read the first time by its title a Bill entitled the “Tourism Investment Act 2017”

MRS. K.N. WILSON spokesperson in the House moved for leave introduced and read the first time by its title a Bill entitled the “Proceeds of Crime Amendment Act (No.3) Act 2017”.

12:00pm

Orders of the Day

Mr. E.D.G. Burt moved that the Bill entitled the “Companies Amendment (No. 2) Act 2017” be now read a second time in the House, which was agreed to.

12:01pm-MRS.J.J.ATHERDEN

Bill committed

MR.D.V.BURGESS in the Chair.

12:03pm

MR.E.D.G.BURT moved Clauses 1-3

Clauses 1-3 were agreed to as printed

The Preamble was agreed to

The Report of Committee, as printed was agreed to.

The House Resumed.

Mr. E.D.G. Burt moved that the Bill entitled the “Payroll Tax Amendment (No. 3) Act 2017” be now read a second time in the House, which was agreed to.

12:09pm- MRS. J. J. ATHERDEN

12:11pm-DR. E. G. GIBBONS

12:12pm-MR. E. D. G. BURT

Bill committed

MR.D.V.BURGESS in the Chair.

12:14pm-MRS.J.J.ATHERDEN

MR.E.D.G.BURT moved Clauses 1-5

Clauses 1-5 were agrees to as printed

The Preamble was agreed to

The Report of Committee, as printed was agreed to.

The House Resumed.

Mr. E.D.G. Burt moved that the Bill entitled the “USA Bermuda Tax Convention (No. 3) Amendment Act 2017” be now read a second time in the House, which was agreed to.

The Speaker acknowledged the presence of former Premier Dame Jennifer Smith in the Chamber.

12:20pm- MRS. J. J. ATHERDEN

12:22pm- DR. E.G.GIBBONS

12:25pm- MR. E. D. G. BURT

Bill committed

MR. D.V. BURGESS in the Chair.

MR.E.D.G. BURT moved Clauses 1-4

Clauses 1-4 as printed was agreed to.

The Preamble was agreed to

The Report of Committee, as printed was agreed to.

The House Resumed.

12:30pm

MR.E.D.G. BURT asked that the House adjourn for lunch, which was agreed to.

2:00 p.m.

The House resumed

MS. K.N. WILSON moved that the Bill entitled the “Quarantine Amendment Act 2017” be read a second time in the House, which was agreed to.

2:08pm

The Speaker acknowledged the presence of former member Walter Lister and former President of the Bermuda Seventh Day Adventist Church Conference, Dr. Carlyle Simmons in the public gallery.

2:08pm-MR. T. G. MONIZ

2:12pm-MS. K. N. WILSON

Bill committed

MR. D. V. BURGESS in the Chair.

2:13pm

MS. K. N. WILSON moved Clauses 1-4

12:15pm- MR. T. G. MONIZ

Clauses 1-4 were agreed to as printed

The Preamble was agreed to

The Report of Committee, as printed was agreed to.

The House Resumed.

12:17pm

MS. K.N. WILSON asked for consideration of the draft Regulations entitled the “Quarantine (Maritime and Air) Regulations 2017”, which was agreed to.

2:39pm- MRS. J. J. ATHERDEN

2:42pm- MS. K. N. WILSON

MS. K.N. WILSON moved that the draft Regulations be approved and the following Message be sent to His Excellency the Governor.

(No.3)

“MAY IT PLEASE YOUR EXCELLENCY”

The House of Assembly having had under consideration the draft Regulations entitled the “Quarantine (Maritime and Air) Regulations 2017”, has the Honour to inform your Excellency that the House has approved the said draft Regulation”

-which was agreed to.

Orders 7 was carried over

2:44pm

MR. W. H. ROBAN moved that the Bill entitled the “Real Estate Brokers’ Licensing Act 2017” be now read a second time in the House, which was agreed to.

2:55pm- MRS.J.J.ATHERDEN

2:59pm- DR. E.G.GIBBONS

3:07pm- MR.W.L. FURBERT

3:11pm- MR.T.G.MONIZ

3:14pm- MR. W.H.ROBAN

3:24pm

Bill committed

MR. D. V. BURGESS in the Chair.

3:24pm

Mr. W.H. Roban moved Clauses 1-10.

3:27pm- MRS. J. J. ATHERDEN

3:28pm- MR. W. H. ROBAN

Clauses 1-10 were agreed to as printed.

3:36pm

Mr. W.H. Roban moved Clauses 11-30

3:29pm

Mr. W.H. Roban moved an amendment to Clause 22 which reads as follows:

I. In Clause 22-

(a) In subsection (2)-

By deleting the word “Minister” and substituting “Superintendent of Real Estate”; and

(b) In subsection (4)-

By inserting the words “of Real Estate” after the word “Superintendent”.

3:37pm-MRS.P.J.GORDON-PAMPLIN

3:37pm- MR. W.H. ROBAN

3:40pm-MRS.P.J.GORDON-PAMPLIN

Clauses 22 as amended was agreed to.

3:41pm- MRS. J. J. ATHERDEN

3:42pm- MR. W. H. ROBAN

Clauses 11-30 as amended were agreed to.

3:44pm

Mr. W.H. Roban moved Clauses 31-56.

3:50pm- MRS.J. J. ATHERDEN

3:52pm- MR. W. H. ROBAN

Clauses 31-56 were agreed to as printed.

3:53pm

Mr. W.H. Roban moved Schedules 1-3 and an amendment to Schedule 3, which reads as follows:

II. In Schedule 3-

By deleting the section reference "56" (in the brackets following the heading of the Schedule) and substituting "55".

Amendments to Schedule 3 was agreed to.

Schedules 1-3, as amended was agreed to.

The Preamble was agreed to

The Report of Committee, as amended was agreed to.

The House Resumed.

Orders number 9 and 10 were carried over.

3:56pm

MR. C.W.D. BROWN on behalf of MS. K.N. WILSON, moved that Standing Order 21 be suspended to enable him to move that the Bill

entitled the "Quarantine Amendment Act 2017" be now read a third time, which was agreed to.

On the motion of MR. C.W.D. BROWN moved that the Bill entitled the, "Quarantine Amendment Act 2017" was then read the third time and passed.

3:57pm

MS. K. N. WILSON moved that Standing Order 21 be suspended to enable her to move that the Bill entitled the "Proceeds of Crime Amendment (No. 2) Act 2017" be now read a third time, which was agreed to.

On the motion of MS. K.N. WILSON, moved that the Bill entitled the "Proceeds of Crime Amendment (No. 2) Act 2017" was then read the third time and passed.

MR. W.H. ROBAN moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the "Companies Amendment (No. 2) Act 2017" be now read a third time, which was agreed to.

On the motion of MR. W.H. ROBAN, moved that the Bill entitled the "Companies Amendment (No. 2) Act 2017" was then read the third time and passed.

MR. W.H. ROBAN moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the "Payroll Tax Amendment (No. 3) Act 2017" be now read a third time, which was agreed to.

On the motion of MR. W.H. ROBAN, moved that the Bill entitled the "Payroll Tax Amendment (No. 3) Act 2017" was then read the third time and passed.

MR. W.H. ROBAN moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the "USA Bermuda Tax Convention (No. 3) Amendment Act 2017" be now read a third time, which was agreed to.

On the motion of MR. W. H. ROBAN, moved that the Bill entitled the “USA Bermuda Tax Convention (No. 3) Amendment Act 2017” was then read the third time and passed.

MR. W.H. ROBAN moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the “Real Estate Brokers’ Licensing Act 2017” be now read a third time, which was agreed to.

On the motion of MR. W.H. ROBAN, moved that the Bill entitled the “Real Estate Brokers’ Licensing Act 2017” was then read the third time and passed.

4:10pm

MR. W.H. ROBAN moved that, at its next rising, the House adjourn to Friday, 29th September 2017, which was agreed to.

MR. W.H. ROBAN moved that the House do now adjourn, which was agreed to.

4:01pm- MR.M.H.DUNKLEY
4:20pm- MR.H.K. E. SWAN
4:35pm- MRS.P.J.GORDON-PAMPLIN
4:50pm- MR. Z.J. DESILVA
5:05pm- MRS. R. D. L. MING (maiden speech)
5:16pm- MR. S.A. SIMMONS (maiden speech)
5:35pm- MR. R.P. COMMISSIONG
5:55pm- MR. W.H. ROBAN

6:10pm

The House adjourned until Friday next at 10:00am.