



# BERMUDA HOUSE OF ASSEMBLY

## Official House Minutes

*June 06, 2014*

### Electronic Version

**Hon. K. H. Randolph Horton, JP, MP**  
**Speaker**

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**Proceedings  
of the  
Honourable House of Assembly  
Session of 2013-2014**

**No. 23**

**Friday, June 6th, 2014**

**Members Present:** His Honour the Speaker, Jeanne J. Atherden, Kenneth L. Bascome, Marc A. R. Bean, Glenn A. Blakeney, Walton D. Brown, Derrick V. Burgess, David G. Burt, L. Craig Cannonier, Rolfe P. Commissiong, Shawn G. Crockwell, Zane J. S. DeSilva, Michael H. Dunkley, Lovitta F. Foggo, Wayne L. Furbert, Dr. Edmund G. Gibbons, Patricia J. Gordon-Pamplin, Susan E. Jackson, Dennis P. Lister, Terry E. Lister, Trevor G. Moniz, Nandi S. Outerbridge, Mark J. Pettingill, Everard T. Richards, Sylvan D. Richards, Walter H. Roban, Suzann Roberts-Holshouser, Leah K. Scott, Michael J. Scott, R. Wayne E. Scott, W. Lawrence Scott, N. H. Cole Simons, Glenn C. Smith, Jefferson C. Sousa, Michael A. Weeks, Kim N. Wilson.

**10:00 a.m.** Prayer

**Confirmation of Minutes:**

Minutes to the Meeting of May 23th, 2014, were confirmed.

Minutes to the Meeting of May 30th, 2014, were deferred.

**Announcements by the Speaker:**

His Honour the Speaker drew to the attention of Members Standing Order 17(3) relating to giving notice of questions.

His Honour the Speaker announced the absence of Mr. R. P. Commissiong, who is overseas attending 11th Parliamentary Seminar in Canada.

His Honour the Speaker read an announcement relating to an invitation from the Barbados Parliament.

**10:08 a.m.**

**Statements by Ministers and Junior Ministers:**

MR. M. H. DUNKLEY made Ministerial Statements regarding the "Public Consultation on Bermuda's Exclusive Economic Zone" and the "Public Service Reform Initiative".

MR. R. W. E. SCOTT made a Ministerial Statement regarding "National Heroes Day 2014".

MS. P. J. GORDON-PAMPLIN made a Ministerial Statement regarding the "The Salvation Army/Bishop Spencer Memorandum of Understanding".

MR. S. G. CROCKWELL made a Ministerial Statement regarding the "Port of Spain Declaration".

MS. J. J. ATHERDEN made a Ministerial Statements regarding the "Vaccine Preventable Disease and World Cup" and on "Update on Chikungunya Virus".

**Reports of Committee:**

MR. E. D. G. BURT introduced to the Honourable House the Report from the Parliamentary Standing Committee on the Public Accounts.

**10:52 a.m.**

**Question Period:**

MR. E. T. RICHARDS answered orally to questions from Mr. D. V. Burgess on the National Pension Scheme.

MR. D. V. BURGESS asked Mr. E. T. Richards a supplementary question.

MR. D. V. BURGESS asked Mr. E. T. Richards a second supplementary question.

MR. D. V. BURGESS asked Mr. E. T. Richards a second question.

MR. D. V. BURGESS asked Mr. E. T. Richards a supplementary question.

MR. D. V. BURGESS asked Mr. E. T. Richards a second supplementary question.

MR. D. V. BURGESS asked Mr. E. T. Richards a third question.

**10:56a.m.**

MS. P. J. GORDON-PAMPLIN answered orally to written questions posted by Mr. T. E. Lister.

MR. T. E. LISTER asked Ms. P. J. Gordon-Pamplin a supplementary question.

MR. T. E. LISTER asked Ms. P. J. Gordon-Pamplin a second supplementary question.

MR. T. E. LISTER asked Ms. P. J. Gordon-Pamplin a second question.

MR. T. E. LISTER asked Ms. P. J. Gordon-Pamplin a second question.

MR. T. E. LISTER asked Ms. P. J. Gordon-Pamplin a supplementary question.

MR. Z. J. S. DESILVA asked Ms. P. J. Gordon-Pamplin a supplementary question.

MR. E. D. G. BURT asked Ms. P. J. Gordon-Pamplin a supplementary question.

MR. E. D. G. BURT asked Ms. P. J. Gordon-Pamplin a second supplementary question.

MR. E. D. G. BURT asked Mr. M. H. Dunkley a question on his Ministerial Statement regarding Public Consultation on Bermuda's Exclusive Economic Zone.

MR. E. D. G. BURT asked Mr. M. H. Dunkley a supplementary question.

**11:09 a.m.**

MR. E. D. G. BURT asked Mr. M. H. Dunkley a second supplementary question.

MR. D. V. BURGESS asked Mr. M. H. Dunkley a question regarding his Ministerial Statement on Public Service Reform Initiative.

MR. D. V. BURGESS asked Mr. M. H. Dunkley a supplementary question.

MR. W. H. ROBAN asked Mr. M. H. Dunkley a question.

MR. W. H. ROBAN asked Mr. M. H. Dunkley a supplementary question.

MR. Z. J. S. DESILVA asked Mr. R. W. E. Scott a question regarding his Ministerial Statement on National Heroes Day 2014.

MR. W. H. ROBAN asked Mr. R. W. E. Scott a question.

MR. W. H. ROBAN asked Mr. R. W. E. Scott a supplementary question

MR. C. W. D. BROWN asked Mr. R. W. E. Scott a supplementary question

MR. C. W. D. BROWN asked Mr. R. W. E. Scott a second question.

MR. W. H. ROBAN asked Mr. R. W. E. Scott a supplementary question

**11:22 a.m.**

MR. W. H. ROBAN asked Ms. P. J. Gordon-Pamplin a question on her Ministerial Statement regarding The Salvation Army/ Bishop Spencer Memorandum of Understanding.

MR. W. L. A. SCOTT asked Mr. S. G. Crockwell a question on his Ministerial Statement on Port of Spain Declaration.

MR. W. L. A. SCOTT asked Mr. S. G. Crockwell a supplementary question.

MR. W. L. A. SCOTT asked Mr. S. G. Crockwell a second question.

MR. T. E. LISTER asked Mr. S. G. Crockwell a supplementary question.

MS. K. N. WILSON asked Ms. J. J. Atherden a question on her Ministerial Statement regarding Vaccine Preventable Disease and World Cup.

MS. K. N. WILSON asked Ms. J. J. Atherden a supplementary question.

**11:28 a.m.**

**Congratulatory and Obituary Speeches:**

MR. D. V. BURGESS expressed condolences to the family of the late Mrs. Nora Douglas.

MS. S. ROBERTS-HOLSHOUSER acknowledged the 70th anniversary of D-Day in France and acknowledged the Bermudian War Veterans who may still be living.

MR. T. E. LISTER offered condolences to the family of the late Ms. Jean Roberts.

MR. R. W. E. SCOTT congratulated Look Bermuda on their documentary on the Sea Venture.

MR. W. H. ROBAN sent condolences to the family of the late Mrs. Alice Ming; congratulated Bermuda Maritime Museum.

DR. E. G. GIBBONS sent condolences to the family of the late Mr. Michael Dudden.

MR. M. H. DUNKLEY sent condolences to the Barritt family on the passing of Mrs. Grace Barritt; congratulations to Mr. Russ Ford, a former nurse at Westgate on his recent retirement; congratulations to Mr. Ricky Spence on his recent community event focusing on men's health; congratulations to Bermuda Cancer and Health on their recent "Relay for Life".

MS. P. J. GORDON-PAMPLIN expressed sympathy on the passing of the late Ms. Enid Lorrain Fubler.

MR. N. H. C. SIMONS associated himself with condolences for the late Ms. Enid Lorrain Fubler.

MR. S. G. CROCKWELL recognized intern Chefs who are working at the Samuelson Restaurant at Fairmont Hamilton Princess Bermuda.

MS. N. S. OUTERBRIDGE sent congratulations to Jahnai Perinchief and Kyrah Scraders who both reached the qualifying standard for the Youth Olympics in Nanjing, China, in August 2014.

MR. S. D. RICHARDS sent condolences to the family of the late Mrs. Clara Inchup.

**11:50 a.m.**

**Introduction of Bills:**

DR. E. G. GIBBONS introduced and read for the first time by their titles the Bills entitled the "Motor Car Amendment Act 2014" and the "Trust (Special Provisions) Amendment Act 2014".

**11:50 a.m.**

MR. W. L. FURBERT gave notice that at the next day of meeting he proposed to move the following motion:

“BE IT RESOLVED by this Honourable House that for any 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.”

**11:55 a.m.**

**Orders of the Day:**

Order number 1 was carried over to the next meeting day.

MR. E. T. RICHARDS moved that the House do now take under consideration the "Government Fees Amendment (No.2) Regulations 2014", which was agreed to.

MR. E. T. RICHARDS moved that the said draft Regulations be approved and that the following message be sent to His Excellency the Governor:

(No.16)

TO HIS EXCELLENCY THE GOVERNOR:

The House of Assembly, having had under consideration draft Regulations entitled the "Government Fees Amendment (No.2) Regulations 2014", proposed to be made under the provisions of Section 2 of the Government Fees Act 1965, has the honour to inform Your Excellency that the House has approved the said draft Regulations.

- which was agreed to.

On the motion of DR. E. G. GIBBONS the Bill entitled the "Life Insurance Amendment Act 2014" was then read a second time.

12:05p.m. - MR. W. L. FURBERT

12:06p.m. - DR. E. G. GIBBONS

The Bill was committed.

MS. R. ROBERTS-HOLSHOUSER in the Chair.

DR. E. G. GIBBONS moved clauses 1-3 and the Schedules of the Bill

Clauses 1 – 3 and Schedules as printed, were agreed to.

The Preamble was agreed to.

The Committee rose.

The House resumed.

The Chairwoman reported the adoption of the Bill, as printed, which was agreed to.

**12:15 p.m.**

On the motion of DR. E. G. GIBBONS the Bill entitled the "Companies Amendment (No.2) Act 2014" was then read a second time.

12:19p.m. - MR. W. L. FURBERT

The Bill was committed.

MS. R. ROBERTS-HOLSHOUSER in the Chair.

DR. E. G. GIBBONS moved clauses 1-2

12:21p.m. - MR. W. L. FURBERT

12:21p.m. - DR. E. G. GIBBONS

12:21p.m. - MR. W. L. FURBERT

Clauses 1 –2 as printed were agreed to.

The Preamble was agreed to.

The Committee rose.

The House resumed.

The Chairwoman reported the adoption of the Bill, as printed, which was agreed to.

**12:25 p.m.**

DR. E. G. GIBBONS moved that the House do now recess for lunch, which was agreed to.

The SPEAKER ordered that the House resume at 2:00 p.m.

**2:00 p.m.**

The House Resumed

DR. E. G. GIBBONS moved for Consideration of the "Electronic Communications Regulatory Authority Fees Regulations 2014", which was agreed to.

2:07p.m. - MR. W. L. FURBERT

2:08p.m. - DR. E. G. GIBBONS

2:08p.m. - MR. W. L. FURBERT

2:09p.m. - DR. E. G. GIBBONS

DR. E. G. GIBBONS moved that the said draft Regulations be approved and that the following message be sent to His Excellency the Governor:

(No.17)

TO HIS EXCELLENCY THE GOVERNOR:

The House of Assembly, having had under consideration draft Regulations entitled the "Electronic Communications Regulatory Authority Fees Regulations 2014", proposed to be made under the provisions of Section 6 and 11 of the Electronic Communications Act 2011, has the honour to inform Your Excellency that the House has approved the said draft Regulations.

Order numbers 6-11 were carried over to the next day of meeting.

**2:15 p.m.**

On the motion of MR. C. W. D. BROWN the Bill entitled the "Bermuda Immigration and Protection Amendment Act 2014" was then read a second time.

2:28p.m. - MR. S. D. RICHARDS

2:37p.m. - MR. W. H. ROBAN

3:00p.m. - MS. K. N. WILSON

3:12p.m. - MR. S. G. CROCKWELL

3:24p.m. - MR. W. L. FURBERT

3:33p.m. - MS. S. E. JACKSON

His Honour the Speaker acknowledged in the Public Gallery Senator Diallo Rabain.

3:38p.m. - MR. G. A. BLAKENEY  
 3:47p.m. - MR. T. G. MONIZ  
 3:59p.m. - MR. T. E. LISTER  
 4:08p.m. - MR. E. D. G. BURT  
 4:18p.m. - MR. E. T. RICHARDS  
 4:31p.m. - MR. D. V. BURGESS  
 4:38p.m. - MR. Z. J. S. DESILVA  
 4:55p.m. - MR. M. J. SCOTT  
 5:20p.m. - MR. M. A. R. BEAN  
 5:38p.m. - MS. P. J. GORDON-PAMPLIN  
 5:56p.m. - MS. S. ROBERTS-HOLSHOUSER  
 6:05p.m. - MR. C. W. D. BROWN

The Bill was committed.

6:12 p.m. - MS. R. ROBERTS-HOLSHOUSER in the Chair

MR. C. W. D. BROWN moved to rise and report progress.

6:22p.m. - MR. E. D. G. BURT  
 6:30p.m. - MR. T. G. MONIZ  
 6:31p.m. - MR. C. W. D. BROWN  
 6:35p.m. - MR. W. L. FURBERT  
 6:38p.m. - MR. M. J. SCOTT  
 6:40p.m. - MR. Z. J. S. DESILVA  
 6:44p.m. - MR. S. G. CROCKWELL  
 6:45p.m. - MR. D. V. BURGESS

MR. C. W. D. BROWN moved clauses 1-3 of the Bill, which was agreed to.

6:50p.m. - MR. E. D. G. BURT  
 6:53p.m. - MS. P. J. GORDON-PAMPLIN  
 6:53p.m. - MR. M. J. SCOTT

Clauses 1 – 3, were defeated by voice vote.

The Committee rose.

The House resumed.

The Chairwoman reported the Bill as defeated by voice vote.

Order numbers 13 and 14 were carried over to the next meeting day.

MR. C. W. D. BROWN moved for permission from the House to swap Order numbers 15 and 16, which was agreed to.

MR. Z. J. S. DESILVA moved Standing Order 21 (2) (c), to extend the Motion under his name on the Order Paper for a further 3 months (i.e. Order No.13):-

“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.”

MR. D. P. LISTER moved Standing Order 21 (2) (c), to extend the Motion under his name on the Order Paper for a further 3 months (i.e. Order No.14):-

“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.”

**7:14 p.m.**

MR. W. L. A. SCOTT moved his Motion that this Honourable House takes note of the short and long term advantages that can arise in relation to the establishment of an Airport Authority for Bermuda.

8:01p.m. - MR. S. G. CROCKWELL  
 8:19p.m. - MR. W. L. FURBERT  
 8:36p.m. - DR. E. G. GIBBONS  
 8:40p.m. - MR. E. T. RICHARDS  
 8:45p.m. - MR. Z. J. S. DESILVA  
 8:55p.m. - MR. K. L. BASCOMBE  
 9:00p.m. - MR. E. D. G. BURT  
 9:03p.m. - MR. M. A. R. BEAN

The House took note of the Motion by Mr. W. L. A. Scott.

MR. C. W. D. BROWN moved his Motion that this Honourable House accepts the recommendations cited by the majority in the Select Committee Report on Elections together with the Goudie Opinion tabled 10<sup>th</sup> March, 2014.

9:53p.m. - MS. J. J. ATHERDEN  
 10:09p.m. - MR. G. C. SMITH  
 10:14p.m. - MS. K. N. WILSON  
 10:28p.m. - MR. T. G. MONIZ  
 10:31p.m. - MR. E. D. G. BURT  
 10:35p.m. - MR. E. T. RICHARDS  
 11:05p.m. - MR. C. W. D. BROWN

The motion by MR. C. W. D. BROWN was agreed to.

Order numbers 17-20 were carried over to the next meeting day.

DR. E. G. GIBBONS moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the "Life Insurance Amendment Act 2014" be now read the third time and passed, which was agreed to.

On the motion of DR. E. G. GIBBONS, the Bill entitled the "Life Insurance Amendment Act 2014" was then read the third time and passed.

DR. E. G. GIBBONS moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the "Companies Amendment (No.2) Act 2014" be now read the third time and passed, which was agreed to.

On the motion of DR. E. G. GIBBONS, the Bill entitled the "Companies Amendment (No.2) Act 2014" was then read the third time and passed.

**11:19 p.m.**

MR.M. H. DUNKLEY moved that the House do adjourn to Friday, June 13, 2014, which was agreed to.

MR.M. H. DUNKLEY moved that the House do now adjourn, which was agreed to.

11:20p.m. - MR. D. V. BURGESS  
11:25p.m. - MS. K. N. WILSON  
11:34p.m. - MR. E. D. G. BURT  
11:41p.m. - MS. J. J. ATHERDEN  
11:46p.m. - MR. Z. J. S. DESILVA

Saturday June 7, 2014

12:05 a.m. - MR. E. T. RICHARDS

**12:07 a.m.**

The House adjourned to Friday, 13th June, 2013 at 10:00 a.m.