



SENATE OF BERMUDA

Official Senate Minutes

December 15, 2014

Electronic Version

Senator the Hon. Carol A.M. Bassett, JP

President

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BERMUDA
PROCEEDINGS OF THE SENATE
SESSION OF 2014-2015

No. 6

MONDAY, 15th DECEMBER, 2014

PRESENT:

Senator the Hon. Mrs. C.M. BASSETT, J.P.,
 PRESIDENT
 Senator Mrs. J.E. DILLAS-WRIGHT,
 M.B.E., J.P., VICE-PRESIDENT
 Senator J.S. JARDINE, J.P.
 Senator the Hon. M.M. FAHY, J.P.
 Senator Mrs. L.A. WOOLRIDGE, J.P.
 Senator Ms. A.L. SWAN, J.P.
 Senator J.C. BARON, J.P.
 Senator V.E.R.C. BALL, J.P.
 Senator D.V.S. RABAIN, J.P.
 Senator Ms. R.D.L. MING, J.P.

10:02a.m.

On the motion of Senator Mrs. J.E. Dillas-Wright, consideration of the minutes of the meeting of Wednesday, 10th December 2014 was deferred.

Senator Mrs. L.A. Woolridge presented for the information of the Senate 'The Financial Statements of the Bermuda Housing Trust for the Year ended March 31st, 2013'; and 'The Financial Statements of the Bermuda Housing Trust for the Year ended March 31st, 2014'.

Senator the Hon. M.M. Fahy presented for the consideration of Senate the draft Order entitled "The Employment (Protected Disclosures) Order 2014", proposed to be made by the Minister responsible for workforce development under

the provisions of section 29A(5) of The Employment Act 2000; and he gave notice that at the next day of meeting he would move that the said draft Order be approved.

Senator the Hon. M.M. Fahy presented for the consideration of Senate the draft Order entitled "The Good Governance (Protected Disclosures) Order 2014", proposed to be made by the Premier under the provisions of section 3(7) of The Good Governance Act 2012; and he gave notice that at the next day of meeting he would move that the said draft Order be approved.

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

"The Bermuda Monetary Authority Amendment Act 2014"; and

"The Casino Gaming Act 2014".

Orders of the Day

10:05a.m.

Senator Mrs. L.A. Woolridge moved that the Senate do now take under consideration the draft Order entitled "The Land Valuation and Tax (Postponement of Preparation of Quinquennial Draft Valuation List) Order 2014" -- which was agreed to.

Senator Woolridge spoke on the draft Order.

10:10a.m. Senator D.V.S. Rabain

10:11a.m. Senator the Hon. the President acknowledged the presence of the Shadow Minister of External Affairs, Mr. C. Walton D. Brown, JP, MP, in the Public Gallery.

10:12a.m. Senator Woolridge replied.

Senator Mrs. L.A. Woolridge moved that the said draft Order be approved, and that the following message be sent to His Excellency the Governor:

“MAY IT PLEASE YOUR EXCELLENCY:

The Senate, having had under consideration the draft Order entitled “The Land Valuation and Tax (Postponement of Preparation of Quinquennial Draft Valuation List) Order 2014”, proposed to be made by the Minister responsible for Land Valuation under the provisions of section 26(2) of The Land Valuation and Tax Act 1967, has the honour to inform Your Excellency that the Senate has approved the said draft Order.”

-- which was agreed to and ordered accordingly.

10:13a.m.

Senator J.C. Baron moved that the Public Bill entitled “The Cannabinoid Pharmaceutical Products Act 2014” be now read a second time -- which was agreed to.

10:16a.m. Senator the Hon. the President acknowledged the presence of the Permanent Secretary for the Ministry of National Security, Major Marc Telemaque, in the Chamber.

- 10:17a.m. Senator D.V.S. Rabain spoke on the Bill.
- 10:31a.m. Senator J.S. Jardine.
- 10:31a.m. Senator Mrs. J.E. Dillas-Wright.
- 10:37a.m. Senator Mrs. L.A. Woolridge.
- 10:40a.m. Senator the Hon. M.M. Fahy.
- 10:45a.m. Senator Ms. A.L. Swan.
- 10:46a.m. Senator Baron replied.

The Bill was accordingly read a second time.

Senator J.C. Baron moved that Standing Order 26 be suspended in respect of this Bill -- which was agreed to.

Senator J.C. Baron moved that the Bill be now read a third time -- which was agreed to.

The Bill was accordingly read a third time.

Senator J.C. Baron moved that the Bill entitled “The Cannabinoid Pharmaceutical Products Act 2014” do now pass -- which was agreed to.

The Bill was accordingly passed and ordered to be laid before His Excellency the Governor for His Excellency’s assent.

10:52a.m.

Senator J.C. Baron moved that the Public Bill entitled “The Bermuda College Amendment Act 2014” be now read a second time -- which was agreed to.

- 10:59a.m. Senator D.V.S. Rabain spoke on the Bill.
- 11:01a.m. Senator J.S. Jardine.
- 11:04a.m. Senator Mrs. J.E. Dillas-Wright.
- 11:05a.m. Senator Ms. R.D.L. Ming.
- 11:08a.m. Senator Baron replied.

The Bill was accordingly read a second time.

Senator J.C. Baron moved that Standing Order 26 be suspended in respect of this Bill -- which was agreed to.

Senator J.C. Baron moved that the Bill be now read a third time -- which was agreed to.

The Bill was accordingly read a third time.

Senator J.C. Baron moved that the Bill entitled “The Bermuda College Amendment Act 2014” do now pass -- which was agreed to.

The Bill was accordingly passed and ordered to be laid before His Excellency the Governor for His Excellency's assent.

11:12a.m.

Senator the Hon. M.M. Fahy moved that the Senate do now take under consideration the draft Order entitled "The Bermuda College Buildings Reserve (Closure of Fund) Order 2014" -- which was agreed to.

11:13a.m. Senator D.V.S. Rabain spoke on the draft Order.
 11:13a.m. Senator Fahy replied.

Senator the Hon. M.M. Fahy moved that the said draft Order be approved, and that the following message be sent to His Excellency the Governor:

"MAY IT PLEASE YOUR EXCELLENCY:

The Senate, having had under consideration the draft Order entitled "The Bermuda College Buildings Reserve (Closure of Fund) Order 2014", proposed to be made by the Minister of Finance under the provisions of section 14 of The Bermuda College Buildings Reserve Fund Act 1987, has the honour to inform Your Excellency that the Senate has approved the said draft Order."

-- which was agreed to and ordered accordingly.

11:15a.m.

Senator D.V.S. Rabain moved that the Bill entitled "The Commissions of Inquiry Amendment Act 2014" be now read a second time -- which was agreed to.

11:16a.m. Senator the Hon. M.M. Fahy spoke on the Bill.

The Bill was accordingly read a second time.

Senator D.V.S. Rabain moved that the Senate resolve itself into Committee of the Whole for further consideration of this Bill -- which was agreed to.

The Senate resolved itself into a Committee of the Whole, Senator Mrs. J.E. Dillas-Wright in the Chair.

Senator D.V.S. Rabain moved that Clauses 1 and 2 of the Bill be approved and stand as part of the Bill -- which was agreed to.

Senator D.V.S. Rabain moved Clause 3.

Senator the Hon. M.M. Fahy moved that Clause 3 of the Bill be amended as follows:

"That Clause 3 of the Bill be deleted in its entirety."

Senators M.M. Fahy and J.S. Jardine spoke on the proposed amendment.

The proposed Amendment to Clause 3 by Senator Fahy was agreed to.

Senator D.V.S. Rabain moved that Clauses 1 to 3 of the Bill be approved as amended and stand as part of the Bill -- which was agreed to.

Senator DV.S. Rabain moved that the Preamble be approved and stand as part of the Bill -- which was agreed to.

Senator D.V.S. Rabain moved that the Title be approved and stand as part of the Bill -- which was agreed to.

Senator D.V.S. Rabain moved that the Bill be adopted, as amended -- which was agreed to.

The Committee rose.

The Senate resumed.

Senator Mrs. J.E. Dillas-Wright reported the adoption of the Bill, as amended -- which was agreed to.

11:25a.m.

Senator D.V.S. Rabain moved that the following Message be sent to the Honourable House of Assembly:-

“(No. 2)

TO HIS HONOUR THE SPEAKER AND MEMBERS OF THE HONOURABLE HOUSE OF ASSEMBLY:

The Senate has the honour to return to Your Honourable House the accompanying Bill entitled “The Commissions of Inquiry Amendment Act 2014”, recommending the concurrence of Your Honourable House in the following suggested amendment, which it is proposed should be made to the Bill:-

“That Clause 3 of the Bill be deleted in its entirety.”

-- which was agreed to and ordered accordingly.

Congratulatory &/or Obituary Speeches

11:26a.m.

Senator Mrs. L.A. Woolridge expressed condolences for the family of the late Mr. Colin Clarke, whom she noted was a past winner of the Annual Long Distance Comet Race, a great Comet Class sailing enthusiast and a highly-regarded proponent of sail training for the East End Mini Yacht Club and Bermudians over many years.

Senator Woolridge congratulated Ms. Kathleen Reardon, CEO of Hamilton Re, and Ms. Kim Wilkerson, Senior Vice-President and General Counsel at XL Insurance (Bermuda)

Ltd., on their outstanding professional accomplishments in the business world and on their inclusion on *Business Insurance* magazine’s worldwide list of 25 “Women to Watch”.

Senator J.S. Jardine expressed condolences for the family of the late Mr. Donald A. Lines, a former Bank of Bermuda General Manager and very prominent businessman over many years, whom he noted was also a great family man with a strong interest in education and the development of Bermuda’s young people.

Senator Ms. R.D.L. Ming offered Birthday Wishes for former Member of Parliament, Mr. Stanley A. Morton JP; and she congratulated Ms. Sherelle Simons on her tremendous strides in her studies in Optometry, as she works toward being one of the first Bermudians to fully qualify as an Optometrist.

Senator Ming also congratulated Bermudian Mr. Quinton Sherlock, Jr. on his recent appointment as a Project Manager for B.A.S.I.C. International in West Africa and his years of active work in community development in Africa.

Senator Ms. A.L. Swan congratulated Miss Bermuda Lillian Lightbourne on her fine representation of Bermuda at the 2014 Miss World Pageant in the UK, where she was a standout performer in the Dance competition.

Senator Mrs. J.E. Dillas-Wright associated herself with the remarks for the late Mr. Donald Lines, and she noted that his passing marked a big loss for Bermuda.

Senator the Hon. M.M. Fahy congratulated Madam President on her recent Graduation from her Religious Studies

courses in Texas, earning her Bachelor's Degree in Practical Ministry and Christian Studies. All Senators associated themselves with these remarks.

(4) Second Reading: The Casino Gaming Act 2014.

(5) Third Reading: The Commissions of Inquiry Amendment Act 2014.

Senator the Hon. the President thanked Senators for their congratulations to her; and she associated herself with the obituary and congratulatory remarks of all Senators.

11:31a.m.

Senator the Hon. M.M. Fahy moved that the Senate do now adjourn -- which was agreed to.

11:31a.m. Senator M.M. Fahy.

11:37a.m.

Adjourned until Wednesday, 17th December, 2014.

PRESIDENT

ORDERS OF THE DAY

Wednesday - 17th December, 2014

(1) Consideration of the draft Order entitled "The Employment (Protected Disclosures) Order 2014".

(2) Consideration of the draft Order entitled "The Good Governance (Protected Disclosures) Order 2014".

(3) Second Reading: The Bermuda Monetary Authority Amendment Act 2014.