



BERMUDA HOUSE OF ASSEMBLY

Official House Minutes

March 17, 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. 17

Monday, March 17th, 2014

Members Present: His Honour the Speaker, Jeanne J. Atherden, Kenneth L. Bascome, Marc A. R. Bean, Walton D. Brown, Derrick V. Burgess, David G. Burt, L. Craig Cannonier, Rolfe P. Commissiong, Shawn G. Crockwell, 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

E. Scott, Mr. S. G. Crockwell and Ms. S. Roberts-Holshouser.

Confirmation on Minutes:

Minutes of 12th and 14th March, 2013 were deferred.

MR. R. W. E. SCOTT sent congratulations to Tyler Butterfield the winner of the Triathlon in Abu Dhabi; associated the whole House.

Announcements by the Speaker:

His Honour the SPEAKER announced that he received apologies for the absence of the Honourable Members Mr. Z. J. DeSilva and Mr. G. A. Blakeney.

MS. K. N. WILSON associated herself with congratulations to the Inter Island Communications on the hosting of the Bermuda Idol Competition, in particular the organizers of this event who are promoting local talent.

Papers and other Communications to the House:

DR. E. G. GIBBONS read the following communication to His Honour the SPEAKER.

MR. J. C. SOUSA associated himself with congratulating Tyler Butterfield; congratulations to the Bermuda Equestrian Association on their recent social event.

TO HIS HONOUR THE SPEAKER:

I have the honour to attach and submit for the information of the Honourable House of Assembly "Corporate Landholding Policy".

MS. S. ROBERTS-HOLSHOUSE associated remarks relating to the Bermuda Idol Competition; associated himself with congratulations for Tyler Butterfield.

DR. E. G. GIBBONS

Minister of Education and Economic Development

MR. T. E. LISTER sent congratulations to Ms. Charlita Saltus who opened her own architecture business; congratulations to organizers of the unveiling of the Walter Maddocks Clock; associated himself with congratulating the winners of the Bermuda Idol Competition, in particular Olivia Hamilton.

Sessions House,
17th March, 2014.

10:05 a.m.

Congratulatory and Obituary Speeches:

MS. P. J. GORDON-PAMPLIN congratulations to the Inter Island Communications on the hosting of the Bermuda Idol Competition; associated Mr. R. W.

MR. T. G. MONIZ sent congratulations to the Bermuda Zoological Society on their Youth Conference held recently; thanked the Health Council on their recent tree planting ceremony.

MR. W. L. A. SCOTT sent congratulations to Ms. Beverlee who was honored as part of the organization "Women of Great Esteem".

MR. E. D. G. BURT sent congratulation to Mr. Antonio Belvedere on the opening of his restaurant at the Bermuda College; associated Mr. M. H. Dunkley and Mr. J. C. Sousa.

MR. M. A. WEEKS associated himself with remarks of congratulations for the Bermuda Idol winners and Tyler Butterfield; congratulations to the 2 teams that have been promoted to the Soccer Premier League.

Orders of the Day:

MR. E. T. RICHARDS moved that the House do now resume in Committee of Supply to consider the Estimates of Revenue and Expenditure for 2014/2015, which was agreed to.

MR. G. C. SMITH in the chair.

10:25 a.m.

MS. P. J. GORDON-PAMPLIN moved that Heads 68 Parks, 36 Ministry of Public Works HQ, 81 Public Lands and Buildings, 82 Works and Engineering, and 69 Conservation Services, be now taken under consideration, which was agreed to.

The Chair acknowledged the presence of former Member Ms. D. Neletha Butterfield who was sitting in the Public Gallery.

12:30 p.m.

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

The Chair ordered that the Committee resume at 2:00 p.m.

2:00 p.m.

The Committee Resumed

MR. C. W. D. BROWN in the Chair.

MS. P. J. GORDON-PAMPLIN continued.

2:23p.m. - MR. D. V. BURGESS

3:20p.m. - MS. P. J. GORDON-PAMPLIN

MS. P. J. GORDON-PAMPLIN moved Heads 68 Parks, 36 Ministry of Public Works HQ, 81 Public Lands and Buildings, 82 Works and Engineering, and 69 Conservation Services be approved, which was agreed to.

MS. P. J. GORDON-PAMPLIN moved Head 53 Bermuda Housing Corporation.

3:46p.m. - MR. D. P. LISTER

4:22p.m. - MS. P. J. GORDON-PAMPLIN

MS. P. J. GORDON-PAMPLIN moved Head 53 Bermuda Housing Corporation be approved, which was agreed to.

MR. S. G. CROCKWELL moved the consideration of Heads 48 Ministry of Tourism Development and Transport HQ, and Head 33 Tourism, which was agreed to.

MS. S. ROBERTS-HOLSHOUSER in the Chair.

5:50p.m. - MR. W. L. FURBERT

5:51p.m. - MR. S. G. CROCKWELL

5:51p.m. - MR. W. L. FURBERT

5:58p.m. - MR. W. L. A. SCOTT

6:17p.m. - MR. S. G. CROCKWELL

6:41p.m. - MR. T. E. LISTER

6:45p.m. - MR. S. G. CROCKWELL

6:45p.m. - MR. T. E. LISTER

6:50p.m. - MR. W. L. FURBERT

6:50p.m. - MR. C. W. D. BROWN

6:53p.m. - MR. W. L. FURBERT

6:54p.m. - MR. S. G. CROCKWELL

6:55p.m. - MR. W. L. FURBERT

6:55p.m. - MR. S. G. CROCKWELL

6:55p.m. - MR. W. L. FURBERT

6:55p.m. - MR. S. G. CROCKWELL

6:56p.m. - MR. W. L. FURBERT

6:59p.m. - MR. S. G. CROCKWELL

7:00p.m. - MR. W. L. FURBERT

7:05p.m. - MR. S. G. CROCKWELL

7:09p.m. - MR. W. L. FURBERT

7:10p.m. - MR. T. E. LISTER

7:10p.m. - MR. S. G. CROCKWELL

7:11p.m. - MR. T. E. LISTER

7:11p.m. - MR. W. L. FURBERT

7:12p.m. - MR. S. G. CROCKWELL

7:14p.m. - MR. W. L. FURBERT

7:15p.m. - MR. S. G. CROCKWELL

7:19p.m. - MR. W. L. FURBERT

7:20p.m. - MR. S. G. CROCKWELL

7:21p.m. - MR. C. W. D. BROWN

7:24p.m. - MR. S. G. CROCKWELL

7:25p.m. - MR. C. W. D. BROWN

7:26p.m. - MR. S. G. CROCKWELL

7:27p.m. - MR. C. W. D. BROWN

7:28p.m. - MR. W. L. FURBERT

7:28p.m. - MR. S. G. CROCKWELL

7:29p.m. - MR. W. L. FURBERT

7:35p.m. - MR. M. A. R. BEAN

7:36p.m. - MR. S. G. CROCKWELL
 7:37p.m. - MR. M. A. R. BEAN
 7:42p.m. - MR. S. G. CROCKWELL
 7:42p.m. - MR. M. A. R. BEAN
 7:44p.m. - MR. S. G. CROCKWELL
 7:45p.m. - MR. M. A. R. BEAN
 7:48p.m. - MR. S. G. CROCKWELL
 7:48p.m. - MR. M. A. R. BEAN
 7:50p.m. - MR. S. G. CROCKWELL
 7:51p.m. - MR. M. A. R. BEAN
 7:53p.m. - MR. S. G. CROCKWELL
 7:54p.m. - MR. E. D. G. BURT
 7:54p.m. - MR. W. L. FURBERT
 7:56p.m. - MR. S. G. CROCKWELL

MR. S. G. CROCKWELL moved that Heads 48 Ministry of Tourism Development and Transport HQ, and Head 33 Tourism be approved, which was agreed to.

7:58 p.m.

MR. E. T. RICHARDS moved that the remaining Heads as printed be approved.

Heads:

5, 3, 74, 12, 50, 49, 97, 56, 18, 19, 29, and 94 were agreed to as printed.

MR. E. T. RICHARDS moved that the Capital Development Estimates and the Capital Acquisition Estimates be approved.

- which was agreed to.

MR. E. T. RICHARDS moved that the approval of Estimates be reported to the House, which was agreed to.

The Committee rose.

The House resumed.

The Chairman reported the approval of Estimates of Revenue and Expenditure for 2014/2015, as printed, which was agreed to.

8:01 p.m.

MR. E. T. RICHARDS, introduced the Bill entitled the "Appropriation Act 2014" for its first reading which was agreed to.

MR. E. T. RICHARDS in accordance with Standing Order 28 (5), moved that under the provisions of

Standing Order 42 (1) the remaining stages of the Bill entitled the "Appropriation Act 2014", be taken forthwith, which was agreed to.

On several motions of MR. E. T. RICHARDS Clauses 1 – 6 inclusive, together with Schedules A, B and C, as printed, were agreed to.

The Preamble was agreed to.

MR. E. T. RICHARDS moved that the Bill entitled the "Appropriation Act 2014" be now read a third time by its title only, which was agreed to.

MR. E. T. RICHARDS moved that the said Bill do now pass, which was agreed to.

MR. E. T. RICHARDS moved that the following Message be sent to the Senate:

(No. 2)

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:

"Appropriation Act 2014".

Copies of the Estimates of Revenue and Expenditure for 2014/15 are also forwarded for the information of your House.

HON. K.H. R. HORTON JP, MP
 SPEAKER

Sessions House,
 17th March, 2014.

- which was agreed to.

Order number 3 was carried over to the next day of business.

8:04 p.m.

MR. E. T. RICHARDS moved that the House do now take under consideration the "Supplementary Estimate No.2 for the Financial Year 2012/2013", which was agreed to.

The House resolved itself into Committee of Supply. MS. S. ROBERTS-HOLSHOUSER in the Chair.

8:05 p.m. - MR. E. T. RICHARDS

8:10 p.m.

MR. T. G. MONIZ moved Item 1, Head 24 of Supplementary Estimate No.2 for the Financial Year 2012/2013.

- 8:14p.m. - MR. W. H. ROBAN
- 8:15p.m. - MR. T. G. MONIZ
- 8:15p.m. - MR. W. H. ROBAN
- 8:16p.m. - MR. T. G. MONIZ
- 8:17p.m. - MR. E. D. G. BURT
- 8:17p.m. - MR. T. G. MONIZ
- 8:17p.m. - MR. W. H. ROBAN
- 8:18p.m. - MR. T. G. MONIZ
- 8:18p.m. - MR. T. E. LISTER
- 8:19p.m. - MR. T. G. MONIZ
- 8:20p.m. - MR. W. H. ROBAN
- 8:21p.m. - MR. E. D. G. BURT
- 8:22p.m. - MR. T. G. MONIZ

8:22p.m.

MR. S. G. CROCKWELL moved Item 2 Head 30 Marine and Ports, 31 Airport Operations, 35 Public Transportation.

- 8:30p.m. - MR. W. L. FURBERT
- 8:31p.m. - MR. S. G. CROCKWELL

8:33p.m.

MS. P. J. GORDON-PAMPLIN moved Item 3, Head 36 Ministry of Public Works HQ.

- 8:34p.m. - MR. D. V. BURGESS
- 8:35p.m. - MS. P. J. GORDON-PAMPLIN
- 8:35p.m. - MR. E. D. G. BURT
- 8:35p.m. - MS. P. J. GORDON-PAMPLIN
- 8:36p.m. - MR. D. V. BURGESS
- 8:36p.m. - MS. P. J. GORDON-PAMPLIN
- 8:37p.m. - MR. D. V. BURGESS

8:38p.m.

MS. P. J. GORDON-PAMPLIN moved Item 5 Head 65 Capital Development.

- 8:38p.m. - MR. M. A. R. BEAN
- 8:38p.m. - MS. P. J. GORDON-PAMPLIN
- 8:39p.m. - MR. E. D. G. BURT
- 8:40p.m. - MR. E. T. RICHARDS
- 8:40p.m. - MR. E. D. G. BURT

MR. E. T. RICHARDS moved that “Supplementary Estimate No.2 for the Financial Year 2012/2013”, be approved, which was agreed to.

The Committee Rose, the House resumed.

The Chairperson reported the adoption of the Supplementary Estimate, as printed, which was agreed to.

8:45p.m

MR. E. T. RICHARDS moved that the House do now take under consideration “Supplementary Estimate No.1 for the Financial Year 2013/2014”, which was agreed to.

The House resolved itself into Committee of Supply.

MS. S. ROBERTS-HOLSHOUSER in the Chair.

MR. E. T. RICHARDS moved Item 1 Head 58 Interest on Debt of Supplementary Estimate No.1 for the Financial Year 2013/2014.

- 8:50p.m. - MR. E. T. RICHARDS
- 8:54p.m. - MR. E. D. G. BURT
- 8:56p.m. - MR. E. T. RICHARDS
- 9:02p.m. - MR. E. D. G. BURT
- 9:05p.m. - MR. E. T. RICHARDS
- 9:09p.m. - MR. E. D. G. BURT
- 9:11p.m. - MR. E. T. RICHARDS
- 9:11p.m. - MR. E. D. G. BURT
- 9:12p.m. - MR. E. T. RICHARDS

9:15p.m.

MR. T. G. MONIZ moved Item 2 Head 24 Hospitals.

- 9:15p.m. - MR. T. G. MONIZ
- 9:16p.m. - MR. W. H. ROBAN
- 9:17p.m. - MR. T. G. MONIZ
- 9:20p.m. - MR. W. H. ROBAN
- 9:22p.m. - MR. T. G. MONIZ
- 9:24p.m. - MR. E. D. G. BURT
- 9:25p.m. - MR. T. G. MONIZ
- 9:25p.m. - MR. E. D. G. BURT
- 9:26p.m. - MR. T. G. MONIZ
- 9:26p.m. - MR. W. H. ROBAN
- 9:27p.m. - MR. E. D. G. BURT
- 9:30p.m. - MR. T. G. MONIZ
- 9:30p.m. - MR. E. D. G. BURT
- 9:30p.m. - MR. W. H. ROBAN
- 9:31p.m. - MR. T. G. MONIZ
- 9:31p.m. - MR. W. H. ROBAN

9:33p.m.

MR. S. G. CROCKWELL moved Item 3 Head 30 Marine, 31 Airport Operations, 33 Tourism, 35 Public Transportation, 48 Ministry of Tourism Development and Transport HQ.

9:48p.m. - MR. W. L. A. SCOTT
 9:49p.m. - MR. S. G. CROCKWELL
 9:52p.m. - MR. M. A. R. BEAN
 9:53p.m. - MR. S. G. CROCKWELL
 9:54p.m. - MR. M. A. R. BEAN
 9:55p.m. - MR. S. G. CROCKWELL
 9:55p.m. - MR. M. A. R. BEAN
 9:56p.m. - MR. W. L. A. SCOTT
 9:56p.m. - MR. S. G. CROCKWELL
 9:57p.m. - MR. M. A. R. BEAN
 9:58p.m. - MR. S. G. CROCKWELL
 9:59p.m. - MR. M. A. R. BEAN
 10:00p.m. - MR. W. L. A. SCOTT
 10:01p.m. - MR. W. L. FURBERT
 10:03p.m. - MR. M. A. R. BEAN
 10:05p.m. - MR. S. G. CROCKWELL
 10:05p.m. - MR. M. A. R. BEAN
 10:06p.m. - MR. S. G. CROCKWELL
 10:07p.m. - MR. M. A. R. BEAN
 10:09p.m. - MR. S. G. CROCKWELL
 10:10p.m. - MR. W. L. FURBERT
 10:14p.m. - MR. W. L. A. SCOTT
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 10:20p.m. - MR. E. D. G. BURT
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 10:34p.m. - MR. M. A. R. BEAN
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 10:34p.m. - MR. S. G. CROCKWELL
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 10:41p.m. - MR. S. G. CROCKWELL
 10:41p.m. - MR. E. D. G. BURT
 10:41p.m. - MR. S. G. CROCKWELL
 10:42p.m. - MR. E. D. G. BURT
 10:42p.m. - MR. S. G. CROCKWELL

MR. S. G. CROCKWELL moved Item 3, Heads 30 Marine, 31 Airport Operations, 33 Tourism, 35 Public Transportation, 48 Ministry of Tourism Development and Transport HQ be approved , which was agreed to.

10:45p.m.

MS. P. J. GORDON-PAMPLIN moved Item 4, Head 36 Ministry of Public Works HQ, 81 Public Lands and Buildings and 82 Works and Engineering.

10:46p.m. - MR. D. V. BURGESS
 10:47p.m. - MS. P. J. GORDON-PAMPLIN
 10:48p.m. - MR. D. V. BURGESS
 10:49p.m. - MS. P. J. GORDON-PAMPLIN
 10:50p.m. - MR. D. V. BURGESS
 10:51p.m. - MR. M. J. SCOTT
 10:51p.m. - MS. P. J. GORDON-PAMPLIN
 10:58p.m. - MR. D. V. BURGESS
 11:11p.m. - MS. P. J. GORDON-PAMPLIN
 11:01p.m. - MR. D. V. BURGESS
 11:02p.m. - MS. P. J. GORDON-PAMPLIN

MS. P. J. GORDON-PAMPLIN moved Item 4, Head 36 Ministry of Public Works HQ, 81 Public Lands and Buildings and 82 Works and Engineering, be approved, which was agreed to.

MR. R. W. E. SCOTT moved Item 5, Head 55 Financial Assistance.

11:08p.m. - MR. M. A. WEEKS
 11:09p.m. - MR. R. W. E. SCOTT

MR. R. W. E. SCOTT moved Item 5, Head 55 Financial Assistance be approved, which was agreed to.

MR. R. W. E. SCOTT moved Item 6, Head 65 Community Culture and Sports.

11:11p.m. - MR. M. A. WEEKS
11:12p.m. - MR. R. W. E. SCOTT

MR. R. W. E. SCOTT moved Item 6, Head 65 Community Culture and Sports be approved, which was agreed to.

MR. T. G. MONIZ moved Item 7, Head 65 Hospitals Capital Development.

11:15p.m. - MR. W. H. ROBAN
11:16p.m. - MR. T. E. LISTER
11:16p.m. - MR. T. G. MONIZ
11:16p.m. - MR. T. E. LISTER
11:17p.m. - MR. T. G. MONIZ

MR. T. G. MONIZ moved Item 7, Head 65 be approved, which was agreed to.

MR. E. T. RICHARDS moved that Supplementary Estimate No.1 for the Financial Year 2013/2014 be approved, which was agreed to.

The Committee Rose, the House resumed.

The Chairperson reported the adoption of the Supplementary Estimate, as printed, which was agreed to.

Order number 6 was carried over to the next meeting day.

On the motion of MR. M. H. DUNKLEY the Bill entitled the "Criminal Code Amendment (No.2) Act 2014" was then read a second time.

11:16p.m. - MR. M. J. SCOTT
11:33p.m. - MR. T. E. LISTER
11:48p.m. - MR. M. H. DUNKLEY

The Bill was committed

MS. S. ROBERTS-HOLSHOUSER in the Chair

MR. M. H. DUNKLEY moved clauses 1-2

11:55p.m. - MR. M. J. SCOTT
11:56p.m. - MR. M. H. DUNKLEY

Clauses 1 – 2, as printed, were agreed to.

The Preamble was agreed to.

The Committee rose.

The House resumed.

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

Order numbers 8-18 were carried over to the next day of business.

12:00 a.m. Tuesday March 18th 2014

12:01 a.m.

MR. M. H. DUNKLEY moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the "Criminal Code Amendment Act (No.2) 2014" be now read the third time, which was agreed to.

On the motion of MR. M. H. DUNKLEY, the Bill entitled the "Criminal Code Amendment (No.2) Act 2014" was then read the third time and passed.

MR. L. C. CANNONIER moved that the House, at its rising do adjourn to Friday, 21st March, 2014 at 10:00 a.m., which was agreed to.

MR. L. C. CANNONIER moved that the House do now adjourn, which was agreed to.

12:02a.m. - MR. M. A. R. BEAN
12:22a.m. - MR. L. C. CANNONIER

12:25 a.m.

The House adjourned to Friday, 21st March, 2014 at 10:00 a.m.