

**BERMUDA**

**PROCEEDINGS OF THE SENATE**

**SESSION OF 2021 - 2022**

**No. 12**

**WEDNESDAY, 30<sup>th</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

**ABSENT:**

Senator Dr. D.S.J. DeCOUTO

-----  
**[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, consideration of the minutes of the meeting of Wednesday, 23<sup>rd</sup> March, Friday, 24<sup>th</sup> March and Monday 28<sup>th</sup> March, 2022 was deferred.

**Ministerial Statements**

**10:04a.m.**

Senator O.K. Darrell, as Junior Minister for Education, made a Ministerial Statement on 'Update on School COVID Phases - Living Safely with COVID in Schools'.

**Question Period**

**10:19a.m.**

Senator B.A. Smith asked Senator O.K. Darrell a question regarding his Statement entitled 'Update on School COVID Phases - Living Safely with COVID in Schools'.

Senator O.K. Darrell replied.

Senator B.A. Smith asked a second question.

Senator O.K. Darrell replied.

Senator W.M.P. Simmons asked a question.

Senator O.K. Darrell replied.

Senator W.M.P. Simmons asked a second question.

Senator O.K. Darrell replied.

Senator W.M.P. Simmons asked a third question.

Senator O.K. Darrell replied.

Senator W.M.P. Simmons asked a supplementary question.

Senator O.K. Darrell replied.

Senator R.S. Tucker asked a question.

Senator O.K. Darrell replied.

Senator R.S. Tucker asked a second question.

Senator O.K. Darrell replied.

Senator B.A. Smith asked a supplementary question.

Senator O.K. Darrell replied.

**10:47a.m.**

Madam President acknowledged the presence of the Acting Permanent Secretary for the Ministry of Legal Affairs and

Constitutional Reform, Ms. Gina Hurst-Maybury, in the Chamber.

**Orders of the Day**

**10:48a.m.**

Senator O.K. Darrell moved that the Senate do now take under consideration the draft Order entitled the “Gaming (Designated Site) Order 2022” – which was agreed to.

Senator Darrell spoke on the Order.

- 10:51a.m. – Senator B.A. Smith
- 10:52a.m. – Senator R.J. Wight
- 10:53a.m. – Senator O.K. Darrell replied.

Senator O.K. Darrell move that the said draft Order be approved and that the following Message be sent to Her Excellency the Governor:-

(No. 10)

**MAY IT PLEASE YOUR EXCELLENCY:**

The Senate, having had under consideration the draft Order entitled the “Gaming (Designated Site) Order 2022”, proposed to be made by the Minister responsible for gaming, in exercise of the powers conferred by section 4(1) of the Gaming Act 2014, has the honour to inform Your Excellency that the Senate has approved the said draft Order.

-- which was agreed to and ordered accordingly.

**10:54a.m.**

Madam President acknowledged the presence of Ms. Jeane Nikolai, Director of Energy, in the Chamber.

**10:54a.m.**

Senator L.K. Simmons moved that the Senate do now take under consideration the draft Regulations entitled the “Electricity (Regulatory Authority Fees) Amendment Regulations 2022” – which was agreed to.

Senator Simmons spoke on the Regulations.

- 10:57a.m. – Senator R.S. Tucker
- 10:58a.m. – Senator W.M.P. Simmons
- 10:59a.m. – Senator L.K. Simmons
- 11:00a.m. – Senator L.K. Simmons
- 11:01a.m. – Senator R.S. Tucker
- 11:02a.m. – Senator L.K. Simmons
- 11:02a.m. – Senator B.A. Smith
- 11:03a.m. – Senator L.K. Simmons
- 11:04a.m. – Senator B.A. Smith
- 11:05a.m. – Senator L.K. Simmons
- 11:05a.m. – Senator R.S. Tucker
- 11:06a.m. – Senator L.K. Simmons
- 11:06a.m. – Senator B.A. Smith
- 11:08a.m. – Senator L.K. Simmons
- 11:08a.m. – Senator B.A. Smith
- 11:10a.m. – Senator L.K. Simmons
- 11:11a.m. – Senator R.S. Tucker
- 11:12a.m. – Senator L.K. Simmons

**11:13a.m.**

Madam President acknowledged the presence of the Deputy Premier and Minister of Home Affairs, the Hon. Walker Roban, JP, MP, in the Chamber.

Senator L.K. Simmons move that the said draft Regulations be approved and that the following Message be sent to Her Excellency the Governor:-

(No. 11)

**MAY IT PLEASE YOUR EXCELLENCY:**

The Senate, having had under consideration the draft Regulations entitled the “Electricity (Regulatory Authority Fees) Amendment Regulations 2022”, proposed to be made by the Minister responsible for energy, for the purpose of establishing Regulatory Authority fees for the electricity sector pursuant to the Electricity Act 2016, in exercise of the power conferred by section 44 of the Regulatory Authority Act 2011, has the honour to inform Your Excellency that the Senate has approved the said draft Regulations.

-- which was agreed to and ordered accordingly.

**11:15a.m.**

Senator L.K. Simmons moved that the Senate do now take under consideration the draft Regulations entitled the “Electronic

Communications (Regulatory Authority Fees) Regulations 2022” – which was agreed to.

Senator Simmons spoke on the Regulations.

11:18a.m. – Senator R.S. Tucker  
 11:20a.m. – Senator L.K. Simmons  
 11:20a.m. – Senator B.A. Smith  
 11:21a.m. – Senator R.S. Tucker  
 11:23a.m. – Senator L.K. Simmons replied.

Senator L.K. Simmons move that the said draft Regulations be approved and that the following Message be sent to Her Excellency the Governor:-

(No. 12)

**MAY IT PLEASE YOUR EXCELLENCY:**

The Senate, having had under consideration the draft Regulations “Electronic Communications (Regulatory Authority Fees) Regulations 2022”, proposed to be made by the Minister responsible for telecommunications, in exercise of the power conferred by sections 6 and 11 of the Electronic Communications Act 2011, as read with section 44 of the Regulatory Authority Act 2011, has the honour to inform Your Excellency that the Senate has approved the said draft Regulations.

-- which was agreed to and ordered accordingly.

**11:25a.m.**

Senator the Hon. Dr. E.G.V. Peets moved that the Public Bill entitled the “Cannabis Licensing Act 2022” be now read a second time – which was agreed to.

Senator Peets spoke on the Bill.

12:00p.m. – Senator R.J. Wight  
 12:06p.m. – Senator W.M.P. Simmons

**12:27p.m.**

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

The Senate adjourned for lunch at 12:27p.m. and resumed at 1:59p.m.

2:00p.m. – Senator R.S. Tucker  
 2:19p.m. – Senator L.K. Simmons  
 2:24p.m. – Senator L.K. Simmons  
 2:26p.m. – Senator Rev. Dr. E.G.A. Dill  
 2:38p.m. – Senator B.A. Smith  
 3:02p.m. – Senator B.A. Smith  
 3:04p.m. – Senator B.A. Smith  
 3:08p.m. – Senator A.J.L. Hodgson  
 3:18p.m. – Senator O.K. Darrell  
 3:43p.m. – Madam President  
 3:54p.m. – Senator the Hon. Dr. E.G.V. Peets replied.

**4:05p.m.**

On the motion of Senator the Hon. Dr. E.G.V. Peets, the second reading of the Bill entitled the “Cannabis Licensing Act 2022” was defeated on division as the result of a tie vote of 5 Ayes to 5 Noes, as follows (per the provisions of Standing Order 15):-

AYES: Senator the Hon. Dr. E.G.V. Peets, Senator O.K. Darrell, Senator A.J.L. Hodgson, and Senator L.K. Simmons, Senator Rev. Dr. E.G.A. Dill.

NOES: Senator B.A. Smith, Senator R.S. Tucker, Senator R.J. Wight, Senator W.M.P. Simmons and Senator the Hon. the President.

**4:03p.m.**

Madam President acknowledged the presence of the Premier, the Hon. E. David G. Burt, JP, MP, in the Chamber.

**4:07p.m.**

Senator L.K. Simmons moved that the Public Bill entitled the “Children Amendment Act 2022” be now read a second time – which was agreed to.

Senator Simmons spoke on the Bill.

**4:21p.m.**

Madam President acknowledged the presence of the Permanent Secretary for the Ministry of Social Development and Seniors, Ms. Marva O’Brien and Policy Analyst Ms. Kleita Pitcher in the Chamber.

4:21p.m. – Senator R.S. Tucker  
 4:24p.m. – Senator R.J. Wight  
 4:25p.m. – Senator R.S. Tucker  
 4:28p.m. – Senator W.M.P. Simmons  
 4:29p.m. – Senator L.K. Simmons  
 4:30p.m. – Senator R.S. Tucker  
 4:32p.m. – Senator L.K. Simmons replied

The Bill was accordingly read a second time.

Senator L.K. Simmons moved that Standing Order 26 be suspended in respect of this Bill – which was agreed to.

Senator L.K. Simmons moved that the Bill be now read a third time – which was agreed to.

The Bill was accordingly read a third time.

Senator L.K. Simmons moved that the Bill entitled the “Children Amendment Act 2022” do now pass -- which was agreed to.

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

**Congratulatory and/or Obituary Speeches**

**4:35p.m.**

Senator R.J. Wight expressed condolences to the family of the late Mr. Phil Talbot, former Banquet Manager at the Fairmont Southampton Princess.

Senator the Hon. Dr. E.G.V. Peets congratulated Mr. Vincent Minors on celebrating his 84<sup>th</sup> birthday. He also expressed condolences to the family of the late Mr. “Spider” Blakeney.

**Adjournment**

**4:37p.m.**

Senator the Hon. Dr. E.G.V. Peets moved that, at its rising, the Senate adjourn to Wednesday, 11<sup>th</sup> May 2022 – which was agreed to.

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

4:37p.m. – Senator L.K. Simmons  
 4:38p.m. – Senator O.K. Darrell  
 4:49p.m. – Senator the Hon. Dr. E.G.V. Peets  
 4:54p.m. – Madam President

**4:55p.m.**

Senate adjourned until Wednesday, 11<sup>th</sup> May 2022.

**PRESIDENT**

**ORDERS OF THE DAY**

**Wednesday – 11<sup>th</sup> May, 2022**

NIL