



BERMUDA HOUSE OF ASSEMBLY

Official House Minutes

March 15, 2013

Electronic Version

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

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

No. 10

Wednesday, March 15, 2013

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

10:01 a.m. Prayer Sessions House,
15th March, 2013.

Confirmation of Minutes:

Minutes of the Minutes of 6th, 8th 11th, and 13th of March, 2013 were deferred.

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

TO HIS HONOUR THE SPEAKER:

10:02 a.m.

I have the honour to attach and submit for the consideration of the Honourable House of Assembly the following:-

Announcements by the Speaker:

His Honour the SPEAKER made an announcement to Members regarding Standing Order 19(11) (e) concerning identification of Members in debate.

"Electronic Communications (Regulatory Authority Fees) Regulations 2013"

DR. E. G. GIBBONS
Minister of Economic Development

10:04 a.m.

Papers and other Communications to the House:

Sessions House,
15th March, 2013.

MR. M. H. DUNKLEY read the following communication to His Honour the SPEAKER.

MR. E. T. RICHARDS read the following communication to His Honour the SPEAKER.

TO HIS HONOUR THE SPEAKER:

TO HIS HONOUR THE SPEAKER:

I have the honour to attach and submit for the information of the Honourable House of Assembly the following:-

I have the honour to attach and submit for the consideration of the Honourable House of Assembly the following:-

"Bermuda Immigration and Protection (Appeal) Rules 2013"

"Government Fees Amendment (No.2) Regulations 2013"

MR. E. T. RICHARDS
Minister of Finance

MR. M. H. DUNKLEY
Minister of Public Safety
(Spokesperson for Home Affairs)

Sessions House,
15th March, 2013.

10:08 a.m.

Statements by Ministers and/or Junior Ministers:

MR. S. G. CROCKWELL made a Ministerial Statement regarding the Charter Ferry Millennium, and the current update on Tourism Travel.

10:29 a.m.

His Honour the SPEAKER acknowledged visitor Mr. David Torrtorrance and Mr. Ian Cormack who were sitting in the public gallery as guests of the Deputy Governor.

MR. D. V. BURGESS asked Mr. S. G. Crockwell a question on his Ministerial Statement on the Charter Ferry Millennium.

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

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

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

MR. W. L. SCOTT asked Mr. Crockwell a question on his Ministerial Statement on the Charter Ferry Millennium.

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

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

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

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

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

MR. G. A. BLAKENEY asked a question of Mr. S. G. Crockwell on his Ministerial Statement on the Ferry Service Millennium.

MS. L. F. FOGGO asked a question of Mr. S. G. Crockwell on his Ministerial Statement on the Ferry Service Millennium.

MS. L. F. FOGGO asked a supplementary question.

MR. W. L. FURBERT asked a question of Mr. S. G. Crockwell on his Ministerial Statement on the Ferry Service Millennium.

MS. L. F. FOGGO asked a second question.

MR. G. A. BLAKENEY asked a question of Mr. S. G. Crockwell on his Ministerial Statement on the Ferry Service Millennium.

10:45 a.m.

Congratulatory and Obituary Speeches:

MR. L. C. CANNONIER congratulated Exxon Mobile who brought 100 people to Bermuda for a National Destination Workshop. Congratulations to Esso Bermuda who also participated in this corporate experience.

MR. K. L. BASCOME congratulated Rochelle Fox on receipt of her scholarship for University; expressed condolence to the family of the late Ms. Alice Marie Thompson.

MR. D. P. LISTER sent condolences to the family of the late Mr. George Rogers.

MR. D. V. BURGESS sent condolences to the family of the late Mr. Corey Douglas; associated Mr. M. A. Weeks.

MRS. S. ROBERTS-HOLSHOUSER congratulated PALS on their fundraising efforts for St. Baldrick's Organization; in their fundraiser for research on cancer to support their young children affected with cancer.

HIS HONOUR THE SPEAKER acknowledged the Primary 6 Class from Somersfield Academy along with their teacher Mr. Mark Brown in the Public Gallery.

MS. L. F. FOGGO expressed sympathy on the passing of Mrs. Alice Marie Thompson and Mrs. Doris Bascome.

MR. E. D. BURT sent his condolences to the family of the late Mrs. Patricia Crichlow.

MR. M. J. PETTINGILL congratulated Mr. Rory Field and Cindy Clark who hosted a Commonwealth Caribbean Workshop/ Conference which was well organized.

HIS HONOUR THE SPEAKER associated himself with the condolences sent out to Mr. George Rogers.

10:59 a.m.

MR. E. T. RICHARDS moved that the House do now resume in Committee of Supply to consider the Estimates of Revenue and Expenditure for 2013/2014, which was agreed to.

MR. G. C. SMITH in the Chair.

DR. E. G. GIBBONS moved Heads 73 Maritime Administration, and 89 Energy.

11:55 a.m. - MR. G. A. BLAKENEY

12:20 p.m. - MS. S. E. JACKSON in the Chair.

12:30 p.m.

MR. L. C. CANNONIER 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.

MRS. S. ROBERTS-HOLSHOUSER in the Chair.

2:00 p.m. - MR. E. D. G. BURT

2:16 p.m. - MR. W. H. ROBAN

2:23 p.m. - DR. E. G. GIBBONS

2:31 p.m. - DR. E. G. GIBBONS moved Heads 73 Maritime Administration and 89 Energy, be approved, which was agreed to.

2:34 p.m.

MR. E. T. RICHARDS moved the following Heads:-

10 Ministry of Finance HQ; 11 Accountant General; 12 Customs; 13 Post Office; 28 Social Insurance; Head 38 Office of the Tax Commission; 43 ITO and 58 Interest on Debt.

MR. D. P. LISTER in the Chair.

5:05 p.m. - MR. E. G. BURT

5:55 p.m. - MR. T. E. LISTR

6:33 p.m. - MR. R. P. COMMISSIONG in the Chair.

6:33 p.m. - MR. T. E. LISTER continued.

6:37 p.m. The Chair acknowledged the presence of Mr. Jon Brunson, former Member of the Parliament.

6:37 p.m. - MR. T. E. LISTER continued.

6:44 p.m. - MR. M. J. SCOTT

6:44 p.m. - MR. E. T. RICHARDS

7:28 p.m. - MR. E. D. BURT

7:39 p.m. - MR. W. L. FURBERT

8:10 p.m. - MR. E. D. G. BURT

8:15 p.m. - MR. W. L. FURBERT

8:19 p.m.

MR. E. T. RICHARDS moved Heads 10 Ministry of Finance HQ; 11 Accountant General; 12 Customs; 13 Post Office; 28 Social Insurance; Head 38 Office of the Tax Commission; 43 ITO and 58 Interest on Debt, be approved, which agreed to.

8:20 p.m.

MR. E. T. RICHARDS moved that the Committee rise, report progress and ask for leave to sit again, which was agreed to.

The Committee rose.

The House resumed.

The Committee was granted leave to sit again.

Orders of the Day:

8:22 p.m.

Order Number 2 carried over.

MR. E. T. RICHARDS moved that consideration be given in the House to the draft Regulations entitled "Government Fees Amendment Regulations 2013", 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. 8)

MAY IT PLEASE YOUR EXCELLENCY:

The House of Assembly, having had under consideration draft Regulations entitled the "Government Fees Amendment Regulations 2013" proposed to be made by the Minister of Finance 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.

8:25 p.m. - MR. W. H. ROBAN
 8:34 p.m. - MR. E. T. RICHARDS

- which was agreed to.

8:34 p.m.

MR. M. H. DUNKLEY moved that consideration be given in the House to the draft Regulations entitled "Bermuda Immigration and Protection (Land Holding Charges) Amendment Regulation 2013 ", which was agreed to.

MR. M. H. DUNKLEY moved that the said draft Regulations be approved and that the following message be sent to His Excellency the Governor:-

(No. 11)

MAY IT PLEASE YOUR EXCELLENCY:

The House of Assembly, having had under consideration draft Regulations entitled the "Bermuda Immigration and Protection (Land Holding Charges) Amendment Regulation 2013 " proposed to be made by the Minister of Public Safety under the provisions of Section 102C (1) (a) of the Bermuda Immigration and Protection Act 1965 has the honour to inform Your Excellency that the House has approved the said draft Regulations.

8:50 p.m. - MR. W. H. ROBAN
 8:55 p.m. - MR. C. W. D. BROWN
 8:59 p.m. - MR. D. V. BURGESS
 9:01 p.m. - MR. E. D. G. BURT
 9:05 p.m. - MR. W. L. FURBERT
 9:08 p.m. - MS. K. N. WILSON
 9:12 p.m. - MR. E. T. RICHARDS
 9:20 p.m. - MR. M. H. DUNKLEY

- which was agreed to.

9:26 p.m.

MR. E. T. RICHARDS moved consideration of Supplementary Estimate No.2 for the Financial Year 2011/2012 in the House per agreement between both parties Government and Opposition.

MR. E. T. RICHARDS moved approval of all 13 Items and the related Heads in the Supplementary Estimate, which was agreed to.

9:36 p.m.

MR. E. T. RICHARDS moved consideration of Supplementary Estimate No.1 for the Financial Year 2011/2012 in the House per agreement between both Government and Opposition parties.

MR. E. T. RICHARDS moved approval of all 10 Items and the related Heads in the Supplementary Estimate, which was agreed to.

9:43 p.m.

MR. S. G. CROCKWELL moved that consideration be given in the House to the draft Regulations entitled "Marine Board (Ferry Services Fares) Amendment Regulations 2013", which was agreed to.

MR. S. G. CROCKWELL moved that the said draft Regulations be approved and that the following message be sent to His Excellency the Governor:-

(No. 9)

MAY IT PLEASE YOUR EXCELLENCY:

The House of Assembly, having had under consideration draft Regulations entitled the "Marine Board (Ferry Services Fares) Amendment Regulations 2013", proposed to be made by the Minister of Tourism and Development Transport under the provisions of Section 97 of the Marine Board Act 1962 has the honour to inform Your Excellency that the House has approved the said draft Regulations.

9:46 p.m. - MR. W. L. SCOTT

- which was agreed to.

9:48 p.m.

MR. S. G. CROCKWELL moved that consideration be given in the House to the draft Regulations entitled "Government Omnibus (Fares) Amendment Regulations 2013", which was agreed to.

MR. S. G. CROCKWELL moved that the said draft Regulations be approved and that the following message be sent to His Excellency the Governor:-

(No. 10)

MAY IT PLEASE YOUR EXCELLENCY:

The House of Assembly, having had under consideration draft Regulations entitled the "Government Omnibus (Fares) Amendment

Regulations 2013", proposed to be made by the Minister of Tourism and Transport under the provisions of Section 9 of the Public Transportation Act 1951 has the honour to inform Your Excellency that the House has approved the said draft Regulations.

9:50 p.m. - MRS. K. N. WILSON
 9:51 p.m. - MR. S. G. CROCKWELL
 9:51 p.m. - MRS. K. N. WILSON
 9:52 p.m. - MR. S. G. CROCKWELL
 9:52 p.m. - MR. W. L. SCOTT

- which was agreed to.

9:53 p.m.

Item numbers 9 – 12 on the Order Paper were carried over to the next day of meeting.

9:54 p.m.

MR. M. J. PETTINGILL moved that consideration be given in the House to the draft Regulations entitled the "Proceeds of Crime (Anti-Money Laundry and Anti Tourism Financing) Amendment Regulations 2013", which was agreed to.

MR. M. J. PETTINGILL moved that the said draft Regulations be approved and that the following message be sent to His Excellency the Governor:-

(No. 16)

MAY IT PLEASE YOUR EXCELLENCY:

The House of Assembly, having had under consideration draft Regulations entitled the "Proceeds of Crime (Anti-Money Laundry and Anti Tourism Financing) Amendment Regulation 2013", proposed to be made by the Minister of Legal Affairs under the provisions of Section 12A of the Anti-Terrorism (Financial and Other Measures) Act 2004 has the honour to inform Your Excellency that the House has approved the said draft Regulations.

10:05 p.m. - MRS. K. N. WILSON
 10:07 p.m. - MR. M. J. PETTINGILL

- which was agreed to.

9:53 p.m.

Item numbers 14 – 20 on the Order Paper were carried over to the next day of meeting.

MR. L. C. CANNONIER moved that the House, at its rising do adjourn to Monday, 18th March, 2013 at 10:00 a.m., which was agreed to.

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

10:10 p.m. - MR. R. P. COMMISSIONG
 10:27 p.m. - MR. W. H. ROBAN
 10: 33 p.m. - MR. S. G. CROCKWELL
 10: 36 p.m. - MR. M. J. PETTINGILL
 10:45 p.m. - MR. M. A. R. BEAN
 11:05 p.m. - MS. S. E. JACKSON
 11:10 p.m. - DR. E. G. GIBBONS
 11:15 p.m. - MR. L. C. CANNONIER

11:23 p.m.

The House adjourned to Monday, 18th March, 2013 at 10:00 a.m.